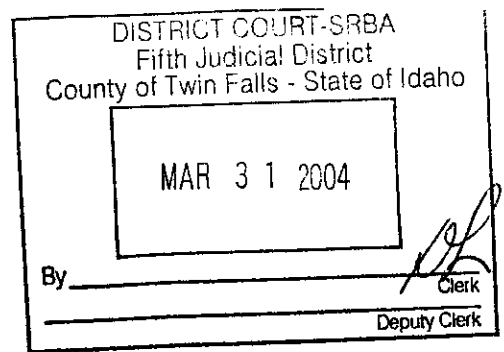




**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

|                       |   |                                                    |
|-----------------------|---|----------------------------------------------------|
| <b>In Re SRBA</b>     | ) | <b>ORDER SETTING HEARING AND</b>                   |
|                       | ) | <b>DEADLINES ON FEDERAL RESERVE</b>                |
|                       | ) | <b>WATER RIGHT CLAIM</b>                           |
| <b>Case No. 39576</b> | ) |                                                    |
|                       | ) | <b>SUBCASES: 24-10263, 24-10331 &amp; 24-10373</b> |
| _____                 | ) |                                                    |

The above captioned water rights are "dual-based" water right claims based on both state and federal law. The state-law basis for the claims was recommended on November 12, 1999, and the federal basis based on Public Water Reserve (PWR) 107 was recommended disallowed, based on an interpretation of the types of springs and waterholes covered by PWR 107. The matter was ultimately challenged to the SRBA District Court.

On December 28, 2001, the SRBA District Court issued a *Memorandum Decision and Order on Challenge; (Scope of PWR 107 Reserved Rights) and Order of Recommitment to Special Master Cushman*, resolving said issue.

Therefore, IT IS ORDERED that a telephone hearing is set pursuant to I.C. § 42-1411(A) for May 21, 2004, at 10:30 am. You may participate by calling 1-225-383-1099 and using participation code 675342.

IT IS FURTHER ORDERED that the deadline for the Affidavit to be filed is set for May 14, 2004, by 5:00 pm.

Dated March 31, 2004.

  
\_\_\_\_\_  
THOMAS R. CUSHMAN  
Special Master  
Snake River Basin Adjudication

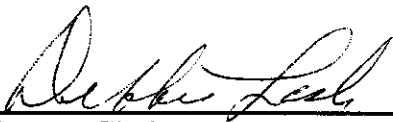
## CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER SETTING HEARING AND DEADLINES ON FEDERAL RESERVE WATER RIGHT CLAIM was mailed March 31, 2004, with sufficient first-class postage to the following:

Director of IDWR  
P O Box 83720  
Boise, Idaho 83720-0098

United States Department of Justice  
Environment & Natural Resources Division  
550 West Fort Street, MSC 033  
Boise, Idaho 83724

Office of the Attorney General  
Peter J Ampe  
P O Box 83720  
Boise, Idaho 83720-0010

  
\_\_\_\_\_  
Deputy Clerk