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

In Re SRBA	)	ORDER SETTING DEADLINE FOR
	)	SUBMITTING APPLICATION AND
Case No. 39576	)	LICENSE INFORMATION
_____	)	WATER RIGHT NO.: 29-7601

On April 5, 2004 the SRBA District Court received correspondence apparently relating to water right 29-7601. The correspondence was a copy of the SRBA *Partial Decree* for this right with a handwritten notation stating "Please correct your records see Dept Water Resources Permit 29-7601." In addition, there was a handwritten notation next to the quantity for domestic and stockwater stating ".04" and ".02" The correspondence was not signed. Attached to this correspondence was a copy of a document titled "State of Idaho Department of Water Resources Application for Permit." This attachment was not dated and appeared to be missing the second page.

The SRBA District Court issued an *Order of Reference to Special Master Brigitte Bilyeu* requesting that this Special Master determine whether the correspondence is a sufficient motion and to conduct all proceedings necessary to issue a recommendation as to the underlying merits. Therefore, a *Notice Setting Hearing* was issued April 12, 2004 and sent to the address of record for claimants Harold B. Nichols and Joyce M. Nichols setting a hearing on this matter for May 5, 2004 at 11:00. The hearing was held on May 5, 2004, however, the claimants failed to appear.

At the hearing, IDWR reported that this right had been licensed with a quantity of .01 cfs and that this right was claimed in the SRBA for .01 cfs. This Special Master requested that IDWR submit a copy of the *License, Application for Permit*, and *SRBA Claim* for 29-7601 by May 21, 2004.

The Special Master shall take this matter under advisement after submission of the documentation from IDWR.

DATED May 6, 2004.



BRIGETTE BILYEU, Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of ORDER SETTING DEADLINE FOR SUBMITTING APPLICATION AND LICENSE INFORMATION was mailed on May 6, 2004 with sufficient first-class postage prepaid to the following:

Harold B Nichols
Joyce M Nichols
PO Box 515
Lava Hot Springs, ID 83246

Director of IDWR
PO Box 83720
Boise, ID 83720-0098


Deputy Clerk