

2004 MAY 25 AM 10:32
FILED
CLERK OF DISTRICT COURT
TWIN FALLS, IDAHO

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	)	Water Right Claim 41-042, 41-047
	)	
Case No. 39576	)	ORDER OF REFERENCE TO SPECIAL
	)	MASTER TERENCE A. DOLAN
	)	
	)	

On February 25, 2004, this Court received *Motions to File Late/Amended Notices of Claims* regarding the above-captioned water right claims. No box was checked to show whether the *Motions* were for *Late Notice of Claims* or *Amended Notice of Claims*, although language in the *Motions* indicated a claim had been made previously. A file was created for the two water right claims.

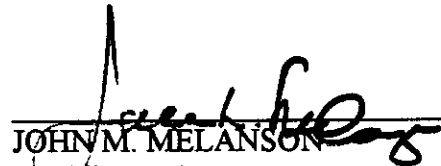
THE FOLLOWING ARE HEREBY ORDERED:

1. That Terrence A. Dolan is appointed Special Master to preside over the above-captioned water right claim for the following purposes:
 - a. To determine the intended purpose of the *Motions*, i.e., whether the *Motions* were made to file late notices of claim or amended notices of claim and the legal significance of the *Motions*, if any.
 - b. To conduct proceedings for the purpose of applying the I.R.C.P 55(c) "Good Cause" criteria for granting leave to file a late claim and make findings regarding the potential for prejudice, if any, to other parties who timely adjudicated their rights on the same source.
2. The original of this **Order** shall be placed in the subcase file and the file transferred to the Special Master for proceedings consistent with this **Order**.

3. The Special Master is to issue a *Special Master's Report and Recommendation* consistent with *AOI* as to whether or not leave should be granted to file the late claim.

IT IS SO ORDERED.

DATED May 25, 2004.



JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF
REFERENCE TO SPECIAL MASTER TERRENCE A DOLAN was mailed on May
25, 2004, with sufficient first-class postage to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

LANCE ROPER
3822 ROCK CREEK RD
AMERICAN FALLS, ID 83211
Phone: 208-406-4747