

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

2004 JUN 18 AM 10 42

In Re SRBA	)	ORDER WITHDRAWING SPECIAL
	)	MASTER'S REPORT
Case No. 39576	)	
	)	FINDINGS OF FACT AND
	)	CONCLUSIONS OF LAW
	)	
	)	FOR WATER RIGHTS 67-12437, 67-
	)	13072, 67-13261, 67-13281, 67-13282

A Special Master's Report and Recommendation was issued on June 2, 2004 in the above subcases.

A. The SRBA District Court received a *Standard Form 5/Amended Director's Report* form in subcase 67-12437 on June 10, 2004. All parties and the Idaho Department of Water Resources are signatories to the *SF 5*.

B. A clerical error was made in subcases 67-13072, 67-13261, 67-13281, and 67-13282. During a hearing on July 31, 2003, this Special Master had ordered Amended Director's Reports from the Idaho Department of Water Resources in the those cases to determine priority date for water rights appurtenant to lands acquired by the United States, Bureau of Land Management. No Amended Director's Reports have been filed, and no action since that time has been taken by the claimant. Therefore, subcases 67-13072, 67-13261, 67-13281, and 67-13282 should not have been recommended in the June 2, 2004 *Special Master's Report*.

CONCLUSIONS OF LAW

Therefore, based on the file and record herein and pursuant to the *Standard Form 5* form, IT IS ORDERED that the *Special Master's Report and Recommendations* issued on June 2, 2004, be withdrawn as it pertains to the above subcases.

DATED: June 18, 2004


THOMAS R CUSHMAN
Special Master
Snake River Basin Adjudication