

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

2004 JUL 15 PM 2 31

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 GRANTING MOTION TO
	)	FILE AMENDED NOTICE OF CLAIM
Case No. 39576	)	
	)	
_____	)	SUBCASE NO. 29-10783

I. PROCEDURAL BACKGROUND

A *Motion to File Amended Notice of Claim* was filed by Gordon D. Lawlor on June 30, 2004. The *Amended Notice of Claim* was not attached to the *Motion*, but a copy of the *Amended Notice of Claim* was provided by IDWR. The *Motion* seeks to amend the notice of claim for this water right by changing the priority date. A hearing was held on the *Motion* on July 14, 2004. The movant was not present at the hearing.

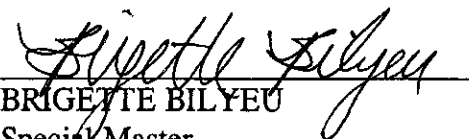
II. STANDARD OF REVIEW

The SRBA Court administrative rules establish that motions to amend claims "shall be freely given when justice so requires." *SRBA Administrative Order 1 (A01)* § 4d (2) (k)

III. FINDINGS

IDWR explained that the only change sought by the amended claim was a change in the priority date. There was no opposition to the *Motion*. Therefore, the *Motion to File Amended Notice of Claim* is **granted**.

DATED July 15, 2004.


BRIGETTE BILYEU
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO FILE AMENDED NOTICE FO CLAIM was mailed on July 15, 2004, with sufficient first-class postage to the following:

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

CINDY LAWLOR
GORDON LAWLOR
8690 PARKS RD
POCATELLO, ID 83201
Phone: 208-478-1927


Deputy Clerk