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DEPARTMENT OF
WATER RESOURCES

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DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

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: 29-7601
	)	
	)	ORDER DENYING MOTION TO SET ASIDE
Case No. 39576	)	PARTIAL DECREE
	)	

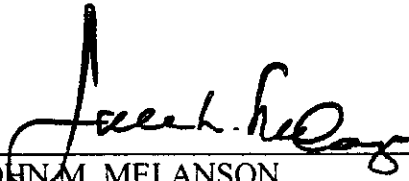
On June 28, 2004, Special Master Brigitte Bilyeu issued a *Special Master's Report and Recommendation; Findings of Fact and Conclusions of Law Regarding Motion to Set Aside Partial Decree*. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that the *Motion to Set Aside Partial Decree* for water right 29-7601 be denied. The *Partial Decree Pursuant to I.R.C.P. 54(b)* entered on March 22, 2004, will remain in effect.

IT IS SO ORDERED.

DATED July 29, 2004


JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER DENYING MOTION TO SET ASIDE PARTIAL DECREE was mailed on July 29, 2004, with sufficient first-class postage to the following:

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ORDER

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Deputy Clerk

Julie Murphy