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DEPARTMENT OF
WATER RESOURCES

2004 AUG 16 PM 2:17
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

) Subcase: 32-10470
)

Case No. 39576
_____)

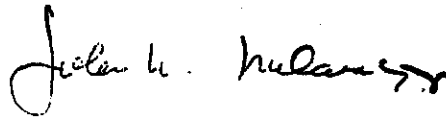
ORDER SETTING EVIDENTIARY HEARING

On June 10, 2004, a *Standard Form 5 Amended Claim* was filed by the parties to Subcase 32-10470. The *SF5* included both a state and federal basis for the water right.

On June 23, 2004, this Court entered an *Order Rescinding Order of Reference to Special Master Cushman*. Judge John Melanson, as SRBA Presiding Judge, will preside over proceedings in this subcase.

Therefore, IT IS ORDERED that an evidentiary hearing, pursuant to I.C. 42-1411A(12), is set for **1:30 p.m. on Tuesday, October 19, 2004**, at the Snake River Basin Adjudication Courthouse, 253 – 3rd Avenue North, Twin Falls. **Affidavits in support of this claim are due on or before October 15, 2004.**

DATED August 16, 2004.



JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

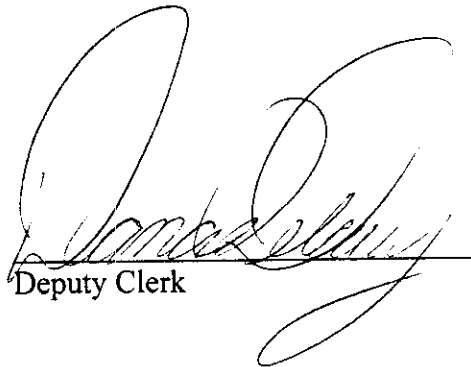
CERTIFICATE OF MAILING

I certify that a true and correct copy of the **ORDER SETTING EVIDENTIARY HEARING** was mailed on August 16, 2004, with sufficient first-class postage to the following:

United States Department of Justice
Environment and Natural Resources Division
General Litigation Section
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