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DEPARTMENT OF
WATER RESOURCES

2004 AUG 16 PM 2:16
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

) Subcase: 32-10562
)

Case No. 39576

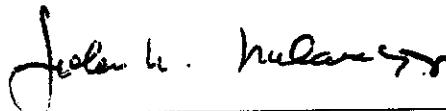
) ORDER SETTING EVIDENTIARY HEARING
)

On June 11, 2004, a *Standard Form 5 Amended Claim* was filed by the parties to Subcase 32-10562. 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

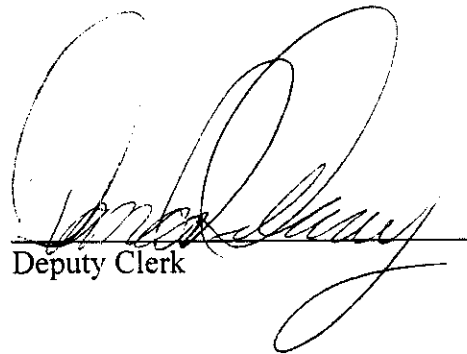
CERTIFICATE OF MAILING

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
550 West Fort Street, MSC 033
Boise, ID 83724

Chief Natural Resources Division
Office of the Attorney General
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