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Department of Water Resources

2003 APR -4 PM 3: 52

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)
Case No. 39576) Subcase 51-04037
) (WaterOne Enterprises, LLC [California])
)
) ORDER RE: PARTY STATUS

A hearing on various motions¹ filed by claimant WaterOne Enterprises, LLC [California] ("WaterOne") was held by telephone on April 3, 2003. Teresa A. Hill appeared for WaterOne; Steve W. Strack appeared for respondent the State of Idaho; and Garick L. Baxter appeared for IDWR.

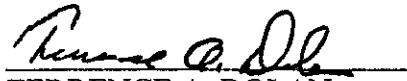
Counsel for IDWR pointed out that IDWR filed a *Notice of Completed Administrative Proceeding* on March 25, 2003, describing the current owner of claim 51-04037 as WaterOne Enterprises, LLC, 251 Versailles Ct., Tracy, California 95376. For that reason, he felt WaterOne's pending motions are moot and requested that the *NCAP* be published on the Court's docket sheet before the matter proceeds further.

Counsel for WaterOne agreed, although she felt the pending motions should be addressed later on to clear up the record. She also said that WaterOne would not pursue its objection on IDWR's recommended language limiting WaterOne's commercial use of 51-04037; therefore, all of WaterOne's pending objections are resolved. Finally, the Special Master and the parties discussed the need for an order to maintain the party status of respondent the State of Idaho and respondent Janet O'Crowley until final resolution of all pending issues.

THEREFORE, IT IS ORDERED that the State of Idaho and Janet O'Crowley (317 W. "C" Street, Shoshone, Idaho 83352) are hereby designated and shall remain party respondents in this matter until all issues are finally resolved.

¹ WaterOne's pending motions are its *Motion for Summary Judgment*, filed January 21, 2003, and its *Second Motion to Supplement Objection and for Issuance of Amended Director's Report*, filed February 19, 2003.

DATED April 4, 2003.

A handwritten signature in black ink, appearing to read "Terrence A. Dolan", is written over a horizontal line.

TERRENCE A. DOLAN

Special Master

Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER RE: PARTY STATUS was mailed on April 4, 2003, with sufficient first-class postage to the following:

Director of IDWR
PO Box 83720
Boise, ID 83720-0098

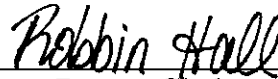
Janet O'Crowley
317 W. C St
Shoshone, ID 83352

Kevin J. Beaton
101 S Capitol Blvd Ste 1900
Boise, ID 83702-5958

Chief, Natural Resources Div.
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, Idaho 83711-4449

Waterone Enterprises LLC
251 Versailles Ct
Tracy, CA 95376

Waterone Enterprises LLC
359 N 400 W
Paul, ID 83347


Deputy Clerk