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Department of Water Resources

2002 MAY -6 PM 4: 28

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

) Subcases: See Exhibit A<sup>1</sup>  
)  
) AMENDED ORDER GRANTING  
) EXTENSION OF TIME TO FILE  
) MOTION TO ALTER OR AMEND  
)  
)  
)

On March 13, 2002, this Special Master issued an *Order Granting Motions to File Late Objection in Subcases 51-11921, 51-11925, and 51-11936; Report and Recommendation that Motions to File Late Objections in Remaining Subcases Be Denied* ("Report and Recommendation"). The *Report and Recommendation* appeared in the SRBA Docket Sheet published April 7, 2002. Pursuant to AO1 section 13(a), the deadline for filing a motion to alter or amend expired 21 days thereafter, or April 29, 2002. On that date, Brackett Livestock, Inc., Brackett Ranches, Ltd., C.E. Brackett Cattle Co., and Bert and Paula Brackett (collectively "Bracketts"), by and through their attorney

<sup>1</sup> Mr. Pridgen application included a list of 83 subcases in which it was intended to be filed. However, there are a few problems with Mr. Pridgen's list. First, his list included subcase number 51-12366, which is an invalid subcase. A comparison of Mr. Pridgen's list with that of the Court reveals that this is most likely a typo, and the number was intended to be 51-12377. Therefore, Mr. Pridgen's application has been docketed in 51-12377. The second problem is that subcase number 51-11911 was included on the Court's list, but not on Mr. Pridgen's list. This is most likely an oversight, and therefore the application has been docketed in subcase 51-11911. The third problem is that Mr. Pridgen's list included subcase numbers 51-02283, 51-12376, 51-12451, and 51-12452, even though these four subcases are currently on challenge before the presiding judge. Therefore, Mr. Pridgen's application has not been docketed in these four subcases. Although the clerk of the court is not in a position to second-guess which subcases Mr. Pridgen intended to file his application, this action has nevertheless been taken for the purpose of the Court's record keeping. If any of the aforementioned assumptions are incorrect, Mr. Pridgen is instructed to timely notify

Craig Pridgen, filed an application for extension of time to file a motion to alter or amend, seeking a minimum of an additional three weeks to file a motion to alter or amend. The reason set forth therein is that the Bracketts are currently engaged in negotiations aimed at settling the issues involved in these and other subcases. Mr. Pridgen also represented in the application that counsel for the United States and the State of Idaho have consented to an extension of time as requested.

Having reviewed Bracketts' application, and good cause appearing therein, and in the exercise of discretion, the Brackett's application for extension of time is **granted**. Any party to the subject subcases shall have until **Friday, May 24, 2002** to file a motion to alter or amend.

Dated May 6, 2002.



THOMAS CUSHMAN  
Special Master  
Snake River Basin Adjudication

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the clerk of the court. Mr. Pridgen is admonished to be careful regarding the lists of subcases attached to any motions or pleadings with the Court or special masters.

## CERTIFICATE OF MAILING

I certify that a true and correct copy of the AMENDED ORDER GRANTING EXTENSION OF TIME TO FILE MOTION TO ALTER OR AMEND was mailed on May 6, 2002, with sufficient first-class postage to the following:

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

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Jordan Valley, OR 97910

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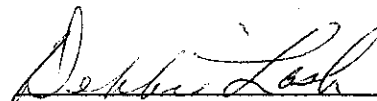
  
Deputy Clerk

EXHIBIT A

Subcase Nos:

|           |          |
|-----------|----------|
| 51-11884  | 51-12433 |
| 51-11886  | 51-12434 |
| 51-11888  | 51-12436 |
| 51-11890  | 51-12437 |
| 51-11891  | 51-12438 |
| 51-11892  | 51-12439 |
| 51-11907  | 51-12440 |
| 51-11911  | 51-12442 |
| 51-11915  | 51-12443 |
| 51-11919  | 51-12448 |
| 51-11928  | 51-12449 |
| 51-11931  | 51-12460 |
| 51-11933  | 51-12484 |
| 51-11939  | 51-12485 |
| 51-11941  | 51-12491 |
| 51-11945  | 51-12495 |
| 51-11950  | 51-12499 |
| 51-11955  | 51-12501 |
| 51-11959  | 51-12502 |
| 51-11969  | 51-12503 |
| 51-11971  | 51-12504 |
| 51-11972  | 51-12508 |
| 51-11974  | 51-12511 |
| 51-11975  | 51-12515 |
| 51-11976  | 51-12516 |
| 51-11979  | 51-12517 |
| 51-11980  | 51-12543 |
| 51-12012  | 51-12715 |
| 51-12013  | 51-12823 |
| 51-12079  | 51-12826 |
| 51-12088  |          |
| 51-12090  |          |
| 51-12091  |          |
| 51-12108  |          |
| 51-12114  |          |
| 51-12117  |          |
| 51-12347A |          |
| 51-12347B |          |
| 51-12348  |          |
| 51-12349  |          |
| 51-12350  |          |
| 51-12352  |          |
| 51-12353B |          |
| 51-12360  |          |
| 51-12369  |          |
| 51-12372  |          |
| 51-12374  |          |
| 51-12375  |          |
| 51-12377  |          |
| 51-12383  |          |