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Department of Water Resources

DISTRICT COURT - SRBA  
TWIN FALLS CO. IDAHO  
FILED       

2004 OCT 13 AM 8 53

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

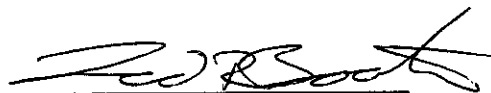
) Subcases: 51-11921, 51-11925 & 51-11936  
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**ORDER GRANTING MOTION TO  
DISMISS OBJECTIONS**

On August 6, 1999, C.E. Brackett Cattle Co., Brackett Livestock Inc., and Brackett Ranches LTD (hereinafter "Brackett") through its attorneys McQuaid, Metzler, Bedford and Van Zandt, LLP, filed an *Ex Parte Application to File Late Objection to Claim* in the above captioned subcases. On March 13, 2002, Special Master Thomas R Cushman issued an *Order granting Motions to File Late Objections in Subcases 51-11921, 51-11925 and 51-11936*. Thereafter, on November 1, 2002, the Bracketts and the United States of America filed a *Stipulation and Joint Motion for Order Approving Stipulation* together with a *Joint Motion to Dismiss Objections, Motions to File late Objections and Motions to Set Aside Partial Decree*, in the above captioned subcases and numerous other subcases. On December 9, 2002, Judge Roger Burdick issued an *Order Dismissing Motions to Set Aside Partial Decrees* in those numerous other subcases.

Therefore, in accordance with the foregoing the *Joint Motion to Dismiss Objections* for each of the above captioned subcases is **granted** and the objections filed by Brackett are **dismissed with prejudice**.

DATED October 12, 2004.



THEODORE R BOOTH  
Special Master  
Snake River Basin Adjudication

## CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO DISMISS OBJECTIONS in subcases 51-11921, 51-11925 & 51-11936 was mailed October 13, 2004, with sufficient first class postage to the following:

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Deputy Clerk