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Department of Water Resources
Adjudication Bureau

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

2004 OCT 14 PM 2 15

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	)	ORDER GRANTING MOTION TO
	)	FILE AMENDED NOTICE OF CLAIM
Case No. 39576	)	AND SETTING SUBCASE DEADLINES
	)	
	)	SUBCASE NO.: 29-07489A
	)	

I. PROCEDURAL BACKGROUND

A *Motion to File Amended Notice of Claim* was filed by Diamond T Ranch, LLC on July 22, 2004. The *Motion* seeks to amend the notice of claim for this water right by more accurately describing an interconnected irrigation system which utilizes three wells used together on a common place of use. A hearing was held on the *Motion* on October 13, 2004.

II. STANDARD OF REVIEW

The SRBA Court administrative rules establish that motions to amend claims "shall be freely given when justice so requires." *SRBA Administrative Order 1 (A01)* § 4d (2) (k)

III. FINDINGS

Diamond T Ranch, LLC explained at the hearing that the claim should be amended to correct the elements originally claimed so this claim accurately describes an interconnected irrigation system with a common place of use. There was no opposition to the *Motion*. Therefore, the *Motion to File Amended Notice of Claim* is **granted**.

IT IS ORDERED that the following deadlines shall govern further proceedings:

October 29, 2004 5:00 pm Deadline to file Amended Director's Report

December 3, 2004	5:00 pm	Deadline to file Objection
December 17, 2004	5:00 pm	Deadline to file Response
December 22, 2004	10:30 am	Status Conference

Parties may participate by phone for the Status Conference by dialing 1-225-383-1099 and when prompted enter participant code 926509.

DATED October 14, 2004.


BRIGETTE BILYEU
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO FILE AMENDED NOTICE OF CLAIM AND SETTING SUBCASE DEADLINES was mailed on October 14, 2004, with sufficient first-class postage to the following:

DIAMOND T RANCH LLC

Represented by:

RANDALL C BUDGE

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