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Department of Water Resources

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ISB No. 1018

Attorneys for Claimant,
William D. Jones and Son

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 No. 43-10356
Case No. 39576,)
NOTE OF ISSUE

TO: THE CLERK OF THE SRBA COURT AND SPECIAL MASTER DOLAN
YOU ARE HEREBY NOTIFIED that the above-entitled subcase
is at issue to all parties filing Objections or Responses herein,
and the time for filing additional Objections or Responses has
expired.

1. The nature of this subcase is a denial that the
recommended water right for the claimant William D. Jones and Son
is a valid water right.

2. The time estimated for a pretrial conference is one-
half hour, and it is requested that the pretrial conference be set
at least two weeks prior to trial.

NOTE OF ISSUE

- 1 -

LING & ROBINSON

ATTORNEYS AT LAW

RUPERT, IDAHO 83350-0396

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3 3. An Application with the Idaho Department of Water
4 Resources has been made for a change in the point of diversion for
5 this water right reported in the Director's Report, and Protests
6 have been filed to that Application for Transfer, raising the
7 identical issue raised in the Objections to the Recommendation of
8 the Director's Report. Although it does not appear that a Notice
9 of Administrative Proceeding has been submitted to the SRBA Court,
10 in the event such a Notice were to be filed, a stay of the SRBA
11 proceedings on this claim would be inappropriate and would not
12 provide judicial economy required in this subcase.

13 4. The time estimated for trial is two (2) days, and
14 claimant requests a minimum notice of trial of thirty (30) days in
15 order to schedule witnesses.

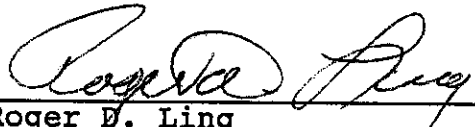
16 5. The name and address of counsel for the claimant is:

17 Roger D. Ling
18 Ling & Robinson
19 P. O. Box 396
20 Rupert, Idaho 83350-0396
21 Telephone (208) 436-4717

22 6. Each of the objectors are appearing pro se in these
23 proceedings.

24 DATED this 7th day of May, 2002.

25 LING & ROBINSON

26 By: 

27 Roger D. Ling
28 Attorneys for Claimant

CERTIFICATE OF MAILING

I hereby certify that on the 8th day of May, 2002, I served a copy of the foregoing NOTE OF ISSUE upon:

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Stewart Ranch
Malta, Idaho 83342

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P. O. Box 108
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by depositing a copy thereof in the United States mail, postage prepaid, in envelopes addressed to said persons/entities at the foregoing addresses.


Roger D. LingNOTE OF ISSUE