

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

2005 JAN 28 PM 1 36

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 45-00529B
Case No. 39576) (Allen)
)
) ORDER RE-SETTING HEARING
)
_____)

The Director of the Idaho Department of Water Resources filed his *Director's Report for Irrigation and Other, Reporting Area 10, IDWR Basin 45* on September 7, 2004. The Director recommended claim 45-00529B to Coleen Allen, Box 532, Albion, Idaho, 83311, for .01 cfs from Marsh Creek to irrigate .8 acres in Cassia County from April 1 to October 31 with a priority date of April 1, 1876, based on a decree.

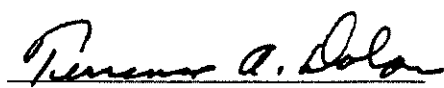
Ms. Allen wrote a letter to the "Department of Water Resources" at the Snake River Basin Adjudication Court's address. Ms. Allen wrote that her property contains 1.9 acres and 1.23 acres are irrigable instead of the .8 acre recommended by IDWR.

The matter was referred to the Special Master by Presiding Judge John M. Melanson on January 5, 2005, to determine the nature and purpose of Ms. Allen's correspondence. A hearing was held by telephone on January 20, 2005. Attorney Chris M. Bromley appeared for IDWR, but Ms. Allen did not appear nor contact the SRBA Court.

THEREFORE, IT IS ORDERED that the hearing on subcase 45-00529B is re-set for **Thursday, February 10, 2005, 10:30 a.m.** Ms. Allen and IDWR's representative may appear by telephone conference by dialing 225-383-1099 and when prompted, entering the code 654400.

If Ms. Allen or her attorney fail to appear in person or by telephone, the Special Master will recommend to the Presiding Judge that her correspondence be dismissed. In that event, Ms. Allen's claim may be decreed as recommended by IDWR.

DATED January 28, 2005.

A handwritten signature in cursive script, reading "Terrence A. Dolan", is positioned above 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-SETTING HEARING was mailed on January 28, 2005, with sufficient first-class postage to the following:

COLEEN ALLEN
RANDALL ALLEN
PO BOX 532
ALBION, ID 83311

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098