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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	)	SUBCASE: 86-10677
	)	
Case No. 39576	)	ORDER OF REFERENCE APPOINTING
_____	)	THEODORE R. BOOTH SPECIAL MASTER

On September 21, 2004, the Idaho Department of Water Resources filed its *Director's Report for Irrigation and Other Uses for Reporting Area 22, IDWR Basin 86*, which contained the Director's recommendation for water right 86-10677. No objections were filed to this water right recommendation and the time for filing an objection has expired. At hearing on the uncontested claims in this Director's Report, the Court noted that records indicate there may be a relationship between water right 86-10677 and water rights 86-11372, 86-11733 and 86-11734 which may affect the partial decree. At hearing, it was determined that subcase 86-10677 would be referred to a Special Master for further review.

THEREFORE, IT IS ORDERED that Theodore R. Booth is appointed as special master for the subcase 86-10677 and shall proceed under ***SRBA Administrative Order 1***.

The special master shall preside over subcases and issue reports as set forth in ***SRBA Administrative Order 1*** and shall have the authority to: fix the time and conditions for the filing of supplemental pleadings and amendments to pleadings; schedule and hear dispositive and nondispositive motions of any party; schedule and conduct all pretrial matters, including pretrial, status and scheduling conferences; issue pretrial orders; schedule and limit the scope of discovery; order the discovery of facts known and opinions held by experts; issue protective orders; issue orders compelling discovery; sanction failure to comply with pretrial, trial-related or post-trial orders; summon witnesses and issue subpoenas; take such evidence as may be

ORDER OF REFERENCE APPOINTING THEODORE R. BOOTH
SPECIAL MASTER

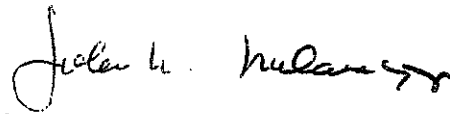
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introduced or deemed necessary by her; rule on the admissibility of evidence; call witnesses on behalf of the court; and appoint expert witnesses for the court.

Special Master Booth shall set proceedings in conformity with *SRBA Administrative Order 1*, section 9, notwithstanding the provisions of I.R.C.P. 53(d)(1), and exercise the power to regulate all proceedings in every hearing and to do all acts and take all measures necessary or proper for the efficient performance of his duties under this Order.

IT IS SO ORDERED.

DATED February 24, 2005.

A handwritten signature in black ink, appearing to read "John M. Melanson", written over a horizontal line.

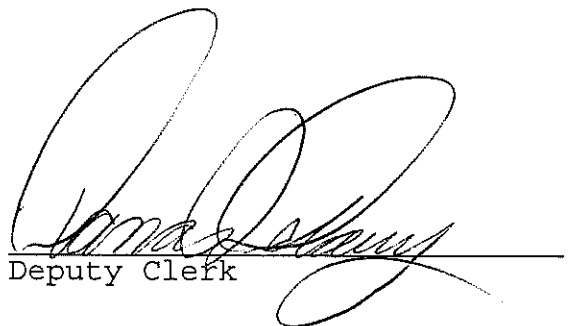
JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF REFERENCE APPOINTING THEODORE R BOOTH SPECIAL MASTER was mailed on February 24, 2005, with sufficient first-class postage to the following:

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

JAMES BREWER
JOHN W BREWER
2809 ALBRIGHT GRADE
LEWISTON, ID 83501

A large, stylized handwritten signature in black ink, likely belonging to the Deputy Clerk, is written over a horizontal line.