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DEPARTMENT OF
WATER RESOURCES 7002 JUL 25 PM 4:38

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) Water Right. 72-20H
Case No. 39576)
) ORDER OF REFERENCE TO
) SPECIAL MASTER
) THEODORE R. BOOTH
)

On July 22, 2005, this Court received correspondence regarding the above-captioned water right claim. A copy of the correspondence is attached to this **Order**. The original of the correspondence was filed stamped, docketed as received, and lodged in the subcase file. Where the water right claim was previously uncontested, a subcase file was created for the correspondence. Where an **Order Disallowing Water Right** was previously entered for the water right claim, the **Order Disallowing Water Right** was also included in the subcase file.

THE FOLLOWING ARE HEREBY ORDERED:

1. That Theodore Booth is appointed Special Master to preside over the above-captioned water right claim for the following purposes:
 - a. To determine the intended purpose of the correspondence and the legal significance of the correspondence, if any. For example, the Special Master may determine whether the correspondence constitutes a motion to set aside the **Order Disallowing Water Right** pursuant to I.R.C.P. 60(b), etc.;
 - b. To determine whether the correspondence complies with **SRBA Administrative Order 1 (AO1)** and the Idaho Rules of Civil Procedure or whether additional time should be granted to allow the party to file an appropriate motion with the Special Master and/or to obtain counsel in the matter; or whether the matter should be dismissed on its face.

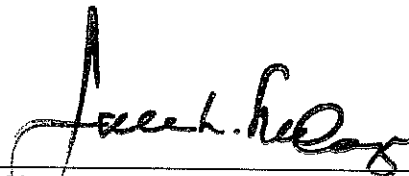
c. If the correspondence is ultimately deemed a sufficient motion, or in the event a new motion is filed in compliance with the applicable rules(s), the Special Master shall conduct all proceedings necessary to issue a recommendation as to the underlying merits. For example, if the Special Master concludes that the ***Order Disallowing Water Right*** be set aside, the recommendation should also include how the elements of the water right should be partially decreed.

2. The original of this ***Order*** shall be placed in the subcase file and the file transferred to the Special Master for proceedings consistent with this ***Order***.

3. The Special Master shall issue a ***Special Master's Report and Recommendation*** on the matter consistent with ***AOI***.

IT IS SO ORDERED.

DATED July 25, 2005.

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

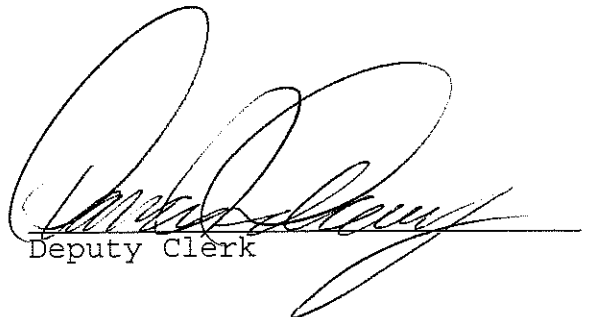
JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF
REFERENCE TO SPECIAL MASTER THEODORE R. BOOTH was mailed on
July 21, 2005, with sufficient first-class postage to the following:

ANGIE G LONGFELLOW
BRIAN C LONGFELLOW
HC 63 BOX 1572
CHALLIS, ID 83226
Phone: 208-879-5576

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

A large, stylized handwritten signature in black ink, likely belonging to the Deputy Clerk mentioned in the footer.