

RECEIVED
AUG 23 2005
DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
AUG 22 2005	
By _____	Clerk
_____	Deputy Clerk

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 Claims: 33-07093 & 33-07159
Case No. 39576	)	
	)	ORDER OF REFERENCE APPOINTING
	)	BRIGETTE BILYEU SPECIAL MASTER
	)	TO MAKE RECOMMENDATION ON MOTIONS
	)	TO FILE LATE NOTICES OF CLAIM

Based on a potential conflict of interest by the Presiding Judge, Brigitte Bilyeu is appointed special master for the *Motions to File Late Notices of Claim* for water right claims 33-07093 and 33-07159 to make a recommendation to this court regarding whether the *Motions to File Late Notices of Claim* should be granted in accordance with the provisions of *SRBA Administrative Order 1*.

The special master shall preside over the 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 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 Bilyeu 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 August 22, 2005



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 BRIGETTE BILYEU SPECIAL MASTER was mailed on August 22, 2005, with sufficient first-class postage to the following:

ALAN J AMY

Represented by:
CURT R THOMSEN
2635 CHANNING WAY
IDAHO FALLS, ID 83404
Phone: 208-522-1230

AFTON AMY

PO BOX 32
HOWE, ID 83244

DIRECTOR OF IDWR

PO BOX 83720
BOISE, ID 83720-0098

A handwritten signature in cursive script, reading "Julie Murphy", is written over a horizontal line.