

2005 OCT 3 PM 3 53

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	)	ORDER DENYING MOTION TO
	)	AMEND CLAIM AND SETTING
Case No. 39576	)	DEADLINES
	)	
	)	SUBCASE NO.: 25-14160
_____	)	

I. PROCEDURAL BACKGROUND

A *Motion to File Amended Notice of Claim* was filed by Don E. Brown on April 14, 2005. The *Motion* seeks to amend the notice of claim for this water right by removing a portion of the legal description which is apparently located on land owned by the U.S. Bureau of Land Management. A hearing was held on the *Motion* on September 28, 2005.

II. FINDINGS

At the hearing, Don E. Brown explained that he wished to remove land, not add additional land. The court explained that there is no need to amend a claim to remove acreage. IDWR informed the court that they would file an *Amended Directors' Report* to reflect the removal of BLM land. Because this claim does not need to be amended, the *Motion to File Amended Notice of Claim* is **denied**.

IT IS ORDERED that the following deadlines shall govern further proceedings:

October 14, 2005	5:00 pm	Deadline to file Amended Director's Report
October 28, 2005	5:00 pm	Deadline to file Objection
November 4, 2005	5:00 pm	Deadline to file Response

November 9, 2005

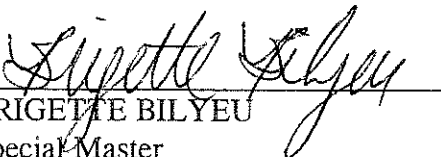
10:30 am

Status Conference

Location: Snake River Basin Adjudication
253 3rd Ave. North
Twin Falls, Idaho 83301

Parties may participate by phone for the Status Conference by dialing 1-225-383-1099 and when prompted enter participant code 926509.

DATED October 3, 2005.


BRIGETTE BILYEU
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER DENYING MOTION TO AMEND CLAIM AND SETTING DEADLINES was mailed on October 03, 2005, with sufficient first-class postage to the following:

UNITED STATES OF AMERICA

Represented by:

US DEPARTMENT OF JUSTICE

ENVIRONMENT & NATL' RESOURCES

550 WEST FORT STREET, MSC 033

BOISE, ID 83724

DIRECTOR OF IDWR

PO BOX 83720

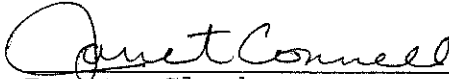
BOISE, ID 83720-0098

DON E BROWN

280 N 4570 E

RIGBY, ID 83442

Phone: 208-538-6835


Deputy Clerk