

RECEIVED

NOV 18 2005

Department of Water Resources

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

NOV 17 2005

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

Case No. 39576

ORDER OF REFERENCE TO SPECIAL
MASTER BRIGETTE BILYEU

For Water Right Claim: 29-13717

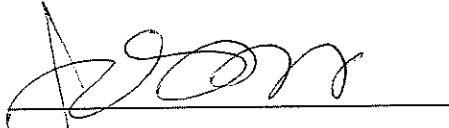
On August 11, 2005, Claimant Van M. Jaeger filed a *Motion to File Late Notice of Claim* for the above water right. On November 15, 2005, a hearing was held on the *Motion*, and Mr. Jaeger appeared. No other parties appeared to oppose the *Motion*.

Basin 29 was reported in July 2003, and it is unclear to this Court whether anyone would be prejudiced by this late claim under an I.R.C.P. 55(c) "good cause" standard. The claimant has already met the standards for untimeliness and meritorious defense under the I.R.C.P. 55(c) "good cause" standard.

Therefore, **IT IS ORDERED** that the matter be referred to Special Master **Brigette Bilyeu** to determine whether prejudice to any other claimant in Basin 29 would result from the granting of this late claim.

Following an investigation of these issues, the Special Master shall issue a report to Court as to whether the above late claim should be granted.

Dated: November 17th 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 TO SPECIAL MASTER BRIGETTE BILYEU was mailed on November 17, 2005, with sufficient first-class postage to the following:

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

VAN M JAEGER
1941 N 400 E
OREM, UT 84097
Phone: 801-762-0068

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