

2006 FEB 10 AM 9 00

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

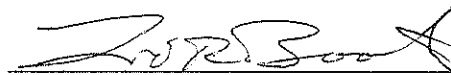
In Re SRBA	) Subcase 57-10163
	)
Case No. 39576	) ORDER REQUESTING ADDITIONAL
	) INFORMATION FROM IDWR AND
	) SETTING DEADLINES
	)
	)
_____	)

This matter came before this Special Master on February 7, 2006, pursuant to correspondence received from the Cunningham Family Limited Partnership, indicating that the *Partial Decree* issued for water right 57-10163 is in error regarding the point of diversion and place of use elements. Based upon the comments of the participants at the hearing, the following are **hereby ordered**:

- 1) IDWR is requested to file, by February 28, 2006, a *Notice of Completed Administrative Proceeding* reflecting the change of ownership that has previously been filed wit IDWR.
- 2) IDWR is requested to file, by February 28, 2006, correspondence regarding the correctly described point of diversion, place of use, and any combined use remarks or provisions.
- 3) IDWR shall serve a copy of the NCAP and the correspondence upon the owners of the water right.
- 4) The owners of the water right shall have until March 31, 2006, to notify the SRBA District Court, in writing, as to whether they are in agreement with the matters set-forth in the correspondence from IDWR.

Upon the expiration of the March 31, 2006, deadline, and in the absence of any further filings by the owners of the right, this Special Master will issue a recommendation to the SRBA District Court that an amended partial decree be issued which incorporates the corrections set forth by IDWR.

Dated 2-9-06

A handwritten signature in black ink, appearing to read 'T. R. Booth', written over a horizontal line.

THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

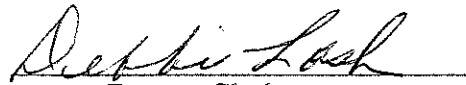
CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER REQUESTING
ADDITIONAL INFORMATION FROM IDWR AND SETTING DEADLINES was
mailed on 2/10/06 with sufficient first-class postage to the following:

Director of IDWR
PO Box 83720
Boise, ID 83720-0098

Cunningham Family Limited Partnership
909 Heartland Dr
Nampa, ID 83686

Gertrude L. Cunningham
Gerald J Cunningham
HC 85 Box 230
Grandview, ID 83624


Deputy Clerk