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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	)	Subcases: 81-11921 and 82-10354
	)	
	)	ORDER VACATING TRIAL
	)	
Case No. 39576	)	ORDER SETTING HEARING
	)	PURSUANT TO IDAHO CODE
	)	42-1411A(14) FOR WATER RIGHT
	)	82-10354

On October 10, 2006, the claimant of the above-captioned water rights, the United States of America, Department of Agriculture, Forest Service, and the objector the State of Idaho, filed a *Stipulation to Resolve Objections*, which completely resolved all matters pertaining to these subcases. The *Stipulation* requires the State of Idaho to dismiss with prejudice its objection in subcase 82-10354; and requires the United States to dismiss with prejudice its claim in subcase 81-11921. Because these claims are for federal reserve water rights, the concurrence of IDWR is not necessary. Additionally because subcase 82-10354 is now uncontested, a hearing is required pursuant to I.C. 42-1411A(14). In accordance with the foregoing, the following are hereby ordered:

- 1) The trial and all deadlines set in connection therewith are **vacated**.
- 2) A hearing will be held pursuant to I.C. § 42-1411A(14) on November 14, 2006 at 10:00 am mountain time at the Snake River Basin Adjudication, 253 3rd Ave. North, Twin Falls, Idaho. Parties may participate by dialing 1-225-383-1099, when prompted, entering participation code 675342.
- 3) Any affidavits filed in connection with the hearing are due no later than November 9, 2006.

Dated October 13, 2006.


THEODORE R BOOTH
Special Master
Snake River Basin Adjudication

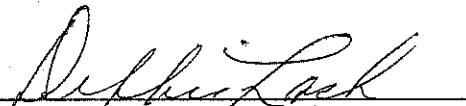
CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER VACATING TRIAL; ORDER SETTING HEARING PURSUANT TO IDAHO CODE 42-1411A(14) FOR WATER RIGHT 82-10354 was mailed October 13, 2006, with sufficient first class mail to the following:

IDWR
P O Box 83720
Boise, Idaho 83720-0098

State of Idaho
Office of the Attorney General
P O Box 444449
Boise Idaho 83711-4449

United State Department of Justice
550 West Fort Street, MSC 033
Boise Idaho 83724


Deputy Clerk