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DEPARTMENT OF
WATER RESOURCES

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 Nos. 45-10480, 45-10481, 45-10502
	)	45-12906, 45-13669, and 45-13991
	)	
	)	SPECIAL MASTER'S ORDER GRANTING JOINT
Case No. 39576	)	MOTION FOR COURT APPROVAL OF WATER
	)	RIGHT SETTLEMENT AGREEMENT AND
_____	)	DISMISSAL OF OBJECTIONS

The Court, having reviewed the Water Right Settlement Agreement entered into by Norman, Delores and Kevin Smyer and Earl Warthen to resolve their mutual objections to the water rights represented by the above-entitled subcase numbers, and there being good cause to approve the mutual resolution of the parties to avoid further litigation in this matter, there being no legal impediment to the approval of the Water Right Settlement Agreement of the parties,

IT IS HEREBY ORDERED that the Water Right Settlement Agreement is APPROVED, and that the Objections of the parties to the Recommendations of the Idaho Department of Water Resources in the above-entitled subcase numbers shall be withdrawn by the objectors;

IT IS FURTHER ORDERED that the parties are directed to agree to language proposed by the Idaho Department of Water Resources referencing the parties' Water Right Settlement Agreement, and that such language shall be incorporated into the Idaho Department of Water Resources' subsequent Recommendations for the above-entitled subcases.

DATED this ____ day of November, 2006.

Terrence A. Dolan, Special Master

CLERK'S CERTIFICATE OF MAILING

I hereby certify that on this ____ day of November, 2006, I served true and correct copies of the foregoing *Special Master's Order Granting Joint Motion for Court Approval of Water Right Settlement Agreement and Dismissal of Objections* upon the following:

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by depositing said copies in the United States mail, postage prepaid, in envelopes addressed to said parties/entities at the foregoing addresses.

CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION

By: _____
Deputy Clerk