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DEPARTMENT OF
WATER RESOURCES

2007 FEB 23 AM 8:32
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	)	ORDER RESOLVING MOTION TO
	)	TAKE JUDICIAL NOTICE
Case No. 39576	)	
	)	WATER RIGHT NOS. : EXHIBIT A
	)	(City of Pocatello)

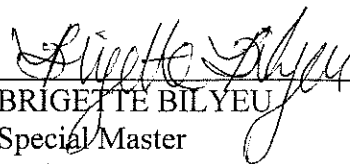
A pretrial conference was held on the above subcases on February 21, 2007. The court heard the *Motion to Take Judicial Notice* filed by the State of Idaho and the *Motion to Take Judicial Notice* filed by the City of Pocatello.

The State of Idaho sought judicial notice of a number of partial decrees entered in the SRBA for water rights with sources on or tributary to Mink Creek and Gibson Jack Creek. The State's *Motion* was resolved when the State of Idaho determined that it would offer the partial decrees at trial. (Exhibit C to the *Motion to Take Judicial Notice*)

The City of Pocatello sought judicial notice of partial decrees and other related documents for multiple water rights in the SRBA. The City of Pocatello sought judicial notice of these documents to show how IDWR has recommended and the SRBA has decree other water rights. The City of Pocatello's *Motion* was resolved when Pocatello determined that it would offer the partial decrees at trial as an exhibit.

IT IS SO ORDERED.

DATED: February 23, 2007.



BRIGETTE BILYEU
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER RESOLVING MOTION TO TAKE JUDICIAL NOTICE was mailed on February 23, 2007, with sufficient first-class postage to the following:

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UNITED STATES OF AMERICA

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EXHIBIT A

Subcase Nos:

29-00271
29-00272
29-00273
29-02274
29-02338
29-02354
29-02382
29-02401
29-02499
29-04221
29-04222
29-04223
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29-13636
29-13637
29-13638
29-13639

(Subcase list: BEEMANGP)
2/22/07