

MAR 1 1 2007
DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

2007 MAR 28 PM 1 42

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 63-05284
)
Case No. 39576) ORDER GRANTING MOTION FOR 706
) REPORT
)
_____)

On March 27, 2007, The Terteling Company, Inc., by and through its attorney Charles L. Honsinger, filed a *Motion for 706 Report*, seeking to have the Idaho Department of Water Resources (IDWR) prepare a report detailing the basis for its recommendation in the *Director's Report* for the above-captioned water right claim. Pursuant to Idaho Rule of Evidence 706, and Idaho Code § 42-1401B, the motion is hereby **granted**. No later than **Friday, June 1, 2007**, IDWR shall prepare and serve upon the parties to the subcase and the SRBA Court a report detailing the basis for its recommendation, with particular emphasis upon the disputed element of priority date.

In accordance with I.R.E. 706, a deposition of IDWR may be taken by any party; and IDWR may be called to testify by any party or by the Court pursuant to I.R.E. 614(a); and IDWR shall be subject to cross-examination by each party.

Dated March 28, 2007



THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION FOR 706 REPORT was mailed on March 28, 2007, with sufficient first-class postage to the following:

THE TERTELING CO INC
Represented by:
CHARLES L. HONSINGER
455 S THIRD ST
PO BOX 2773
BOISE, ID 83701-2773
Phone: 208-342-4591

EDWARDS FAMILY LLC
Represented by:
DANA L. HOFSTETTER
608 WEST FRANKLIN STREET
BOISE, ID 83702
Phone: 208-424-7800

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

CECIL GIBSON
CHARLIE L GIBSON
5125 BOGUS BASIN RD
BOISE, ID 83702
Phone: 208-343-6525