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DEPARTMENT OF
WATER RESOURCES

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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 74-39B, 74-63, 74-72 and 74-15005
Case No. 39576) (Whittaker)
)
) ORDER GRANTING MOTION
) TO FILE LATE OBJECTIONS
) AND SETTING INITIAL HEARING

On April 12, 2007, claimant F. James Whittaker wrote a letter to the SRBA Court seeking to file late objections in subcases 74-39B, 74-63, 74-72 and 74-15005 with a single *Standard Form 1 Objection* attached objecting to name and address ("An updated version may include Paula J. Whittaker; if so, disregard this part.")¹ and quantity ("It shouldn't have an acre / ft limitation.").

A hearing on the motion to file late objections was held June 14, 2007. Scott L. Campbell appeared for Mr. Whittaker; Milton A. "Jock" Slavin and Milton Chace Slavin appeared for Karl Tyler / Leadore Land Partners Ltd Partnership; Travis L. Thompson appeared for Lemhi Irrigation District; K. Heidi Gudgell appeared for the Nez Perce Indian Tribe; Allan Purcell, Kurt Bird and Laura Warren (Richard E. Foster) appeared *pro se*; Harriet A. Hensley appeared for the State of Idaho; and Chris M. Bromley appeared for IDWR, along with Andrea Courtney.

No one opposed the motion and there are no other parties to these subcases. Mr. Whittaker has shown good cause to file the late objections.

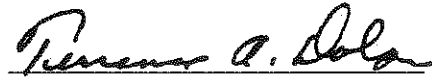
THEREFORE, IT IS ORDERED that:

1. Mr. Whittaker's motion to file late objections in subcases 74-39B, 74-63, 74-72 and 74-15005 is **granted**, and

¹ On April 19, 2006, IDWR filed a *Notice of Completed Administrative Proceeding* in multiple subcases, including the three of the above four subcases (74-15005 was **not** included), adding Paula J. Whittaker as a co-claimant.

2. An initial hearing in the above four subcases shall be held by telephone conference on **Thursday, August 23, 2007, 2:00 p.m.** Parties may participate by calling 1-225-383-1099 and entering participant code 654400.

DATED July 18, 2007.

A handwritten signature in black ink, appearing to read "Terrence A. Dolan", is written over a horizontal line.

TERRENCE A. DOLAN

Special Master

Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO FILE LATE OBJECTIONS AND SETTING INITIAL HEARING was mailed on July 18, 2007, with sufficient first-class postage to the following:

F JAMES WHITTAKER

PAULA J WHITTAKER

Represented by:

SCOTT L CAMPBELL

101 S CAPITOL BLVD 10TH FLOOR --

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DIRECTOR OF IDWR

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Robbin Hall