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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

Case No. 39576

) Subcase No.: 63-03618

)

) ORDER GRANTING MOTION TO
) PARTICIPATE (CITY OF BOISE)

)

)

)

)

2007 SEP 5 PM 3 38
FILED
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

This matter came before the Court pursuant to a *Motion to Participate* filed through counsel, on August 23, 2007. A hearing was held on the *Motion* on September 4, 2007. After reviewing the file and considering the arguments of counsel in open court, the Court makes the following findings and conclusions:

1. The City of Boise is a claimant in the SRBA.
2. No party contested the *Motion*.
3. The City of Boise has interests that are not adequately represented by original parties to the subcase.
4. Because the Court amended the scheduling order and the subcase is still at an early stage, no undue burden, delay or prejudice will result to the original parties.

THEREFORE, pursuant to ***SRBA Administrative Order 1*** (Oct. 1997) 10.k and I.R.C.P. 24(a) and (b), the City of Boise's *Motion to Participate* is **granted**.

IT IS SO ORDERED.

DATED: September 5th, 2007.


JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO PARTICIPATE (CITY OF BOISE) was mailed on September 05, 2007, with sufficient first-class postage to the following:

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EUREKA WATER COMPANY
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SOUTH BOISE WATER COMPANY
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Deputy Clerk

Julie Murphy