

[illegible]DEPARTMENT OF
WATER RESOURCES

2007 OCT 17 AM 9:27

DISTRICT COURT-SRBA
TWIN FALLS CO. IDAHO
DISTRICT OF THE

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

**ORDER GRANTING MOTION FOR
EXTENSION OF TIME TO FILE
SUMMARY JUDGMENT MOTION**

SUBCASE NOS.: See Exhibit A

A *Motion for Extension of Time to File Summary Judgment Motion, Motion for Expedited Hearing, and Notice of Hearing* was filed by Gary and Helen DeMoss on October 9, 2007. A Hearing was held on the *Motion* on October 10, 2007.

At the hearing, the DeMosses explained that the subcases listed on Exhibit A are also part of a *Motion For Designation of Basin-Wide Issue* filed by Idaho Power Co. and a *Motion for Consolidation* filed by the United States. Those two *Motions* are set for hearing on October 16, 2007, which is after the deadline for filing summary judgment motions in these subcases.

There was no opposition to the *Motion*. Therefore, the *Motion for Extension of Time to File Summary Judgment Motion* is **granted** in part. The summary judgment deadline is extended only for the issue of subordination based on beneficial use which is part of the *Motion for Designation of Basin-Wide Issue*.

Please be advised that Special Master Brigitte Bilyeu has set the following dates in the above subcase:

November 28, 2007

1:00 pm

Status/Scheduling Conference

Location: Snake River Basin Adjudication
253 3rd Ave. North
Twin Falls, Idaho 83301

DATED: October 17, 2007.

BRIGETTE BILYEU

Special Master
Snake River Basin Adjudication

EXHIBIT A

Subcase Nos:

37-00238A
37-00239A
37-00239D
37-00240A
37-00240D
37-00447C
37-00447D
37-00507
37-00607D
37-00608D
37-00856
37-02778
37-02780
37-04112
37-04241
37-07754
37-11131
37-21595

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION FOR EXTENSION OF TIME TO FILE SUMMARY JUDGMENT MOTION was mailed on October 17, 2007, with sufficient first-class postage to the following:

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