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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

Case No. 39576

) Subcase 75-10481
) (Parde)
)
) ORDER TO SHOW CAUSE
)

Dennis and Janoa Parde, P.O. Box 612, Salmon, Idaho, 83467, lodged an *Objection* with the SRBA Court on October 18, 2007, objecting to purpose of use: "add domestic." The Court considered the *Objection* as a *Motion* to set aside or modify the *Partial Decree* entered on October 25, 2002, awarding the Pardes .04 cfs from springs for year-round domestic and stock uses in Lemhi County with a priority date of June 1, 1903.

The Presiding Judge of the SRBA referred the matter to the Special Master on October 18, 2007, to issue a recommendation "as to the *Motion* and to the underlying merits as to how the *Partial Decree* should be amended, if it is determined that said *Partial Decree* should be set aside or amended."

A hearing on the Pardes' *Motion* was held by telephone on November 29, 2007. The Pardes failed to appear and Garrick L. Baxter appeared for IDWR. Mr. Baxter explained that the Pardes' *Partial Decree* already gives them a domestic use with the place of use being their house. The *Partial Decree* also gives the Pardes eight points of diversion from which they can divert water for domestic use. Mr. Baxter thought there must be some misunderstanding and said he would ask IDWR agent Nate Arave to call the Pardes to explain their water right. In the meantime, the matter of the Pardes' *Motion* before the Court must be resolved.

THEREFORE, IT IS ORDERED that a hearing shall be held by telephone on **Thursday, January 17, 2008, 2:30 p.m.**, during which the Pardes shall appear and show

cause why the Special Master should not recommend to the Presiding Judge that their *Motion* be denied.

If the Pardes fail to appear at the order to show cause hearing, the Special Master will recommend to the Presiding Judge that the Pardes' *Motion* should be denied.

The Pardes may participate in the order to show cause hearing by calling 1-225-383-1099 and entering participant code 654400.

DATED December 5, 2007

A handwritten signature in cursive script, reading "Terrence A. Dolan".

TERRENCE A. DOLAN

Special Master

Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER TO SHOW CAUSE was mailed on December 05, 2007, with sufficient first-class postage to the following:

DENNIS DEAN PARDE
JANOA T PARDE
PO BOX 612
SALMON, ID 83467

DIRECTOR OF IDWR
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