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MAY 28 2008
DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho
MAY 27 2008
By _____ Deputy Clerk

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 RESCINDING ORDER OF
) REFERENCE TO SPECIAL MASTER
) BRIGETTE BILYEU AND ORDER OF
) REFERENCE APPOINTING THEODORE R.
) BOOTH AS SPECIAL MASTER FOR WATER
) RIGHT CLAIM 37-07234
)

The above-captioned water right claim was included in the general *Order of Reference* appointing Brigitte Bilyeu as special master for all contested claims reported in the *Director's Report, Irrigation and Other Uses, Reporting Area 16*, filed February 21, 2007. The *Order of Reference* is rescinded as to the above-captioned subcase and Theodore R. Booth is appointed as special master to preside over the subcase and issue a report as set forth in *SRBA Administrative Order 1*. The Special Master shall have the authority to: Fix the time and conditions for the filing of supplemental pleadings and amendments to pleadings; schedule and hear dispositive and nondispositive motions of any party; schedule and conduct all pretrial matters, including pretrial, status and scheduling conferences; issue pretrial orders; schedule and limit the scope of discovery; order the discovery of facts known and opinions held by experts; issue protective orders; issue orders compelling discovery; sanction failure to comply with pretrial, trial-related or post-trial orders; summon witnesses and issue subpoenas; take such evidence as may be introduced or deemed necessary; rule on the admissibility of evidence; call witnesses on behalf of the court; and appoint expert witnesses for the court.

The Special Master shall set proceedings in conformity with *SRBA Administrative Order 1*, section 9, notwithstanding the provisions of I.R.C.P. 53(d)(1), and exercise the power to regulate all proceedings in every hearing and to do all acts and take all measures necessary or proper for the efficient performance of the Special Master's duties under this *Order*.

ORDER RESCINDING ORDER OF REFERENCE TO SPECIAL MASTER BRIGETTE BILYEU AND
ORDER OF REFERENCE APPOINTING THEODORE R. BOOTH AS SPECIAL MASTER FOR WATER
RIGHT CLAIM 37-07234

IT IS SO ORDERED.

DATED: May 23, 2008



JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

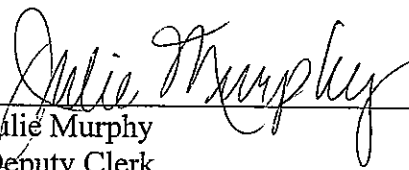
CERTIFICATE OF MAILING

I hereby certify that true and correct copies of the **ORDER RESCINDING ORDER OF REFERENCE TO SPECIAL MASTER BRIGETTE BILYEU AND ORDER OF REFERENCE APPOINTING THEODORE R. BOOTH AS SPECIAL MASTER FOR WATER RIGHT CLAIM 37-07234** were mailed on May 27, 2008, by first-class mail to the following:

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Julie Murphy
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