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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 _____	Clerk
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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 37-21468
)

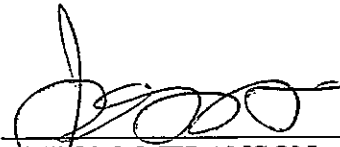
The above-captioned water right claim was included in the general *Order of Reference* appointing Brigitte Bilyeu as special master for all contested claims reported in the *Director's Report, Irrigation and Other Uses, Reporting Area 16*, filed February 21, 2007. The *Order of Reference* is rescinded as to the above-captioned subcase and Theodore R. Booth is appointed as special master to preside over the subcase and issue a report as set forth in *SRBA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 37-21468

IT IS SO ORDERED.

DATED: May 23, 2006

A handwritten signature in black ink, appearing to read 'John M. Melanson', is written over a horizontal line.

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 37-21468** were mailed on May 27, 2008, by first-class mail to the following:

BILL MOLYNEUX
GERALD BASHAW
GRACE EAKIN
JOHN F STEVENSON
PETE VAN DER MEULEN
ROCKY SHERBINE
TOM O GARA

Represented by:
ALBERT P BARKER
1010 W JEFFERSON, STE 102
PO BOX 2139
BOISE, ID 83701-2139
Phone: 208-336-0700

SINCLAIR OIL CORPORATION
Represented by:
ANDREW J WALDERA
101 S CAPITOL BLVD 10TH FLOOR
PO BOX 829
BOISE, ID 83701
Phone: 208-345-2000

BIG WOOD CANAL CO
Represented by:
CRAIG D. HOBDEY
125 5TH AVE
PO BOX 176
GOODING, ID 83330
Phone: 208-934-4429

FLYING HEART RANCH II
Represented by:
FRITZ X HAEMMERLE

253 THIRD AVENUE NORTH
P O BOX 1800
TWIN FALLS, ID 83303-2707
Phone: 208-736-3011

BARKER LIVING TRUST
CHANEY CREEK RANCH LLC
CHARLES L MATTHIESEN
CHARLES T FOLEY
EAGLE CREEK IRRIGATION CO
ECD INC
ELISE G LUFKIN
GIMLET PROPERTY OWNERS ASSN
GREGORY RANCH LLC
LAKE CREEK MEADOWS HOMEOWNERS
MICHAEL E WILLARD
MICHAEL ENGL
MYER BERLOW
RALPH W & KANDI L GIRTON
RIVER ROCK RANCH LP
RIVERS EDGE ASSOCIATES LLC
ROY R WOODS
STEVEN D HOLZMAN TRUST
THE GULCH TRUST
THE R DANIEL OLMSTEAD
WILLIAM B GORDON

Represented by:
JAMES P. SPECK
SPECK & AANESTAD
120 EAST AVENUE
PO BOX 987
KETCHUM, ID 83340
Phone: 208-726-4421

CG-ELKHORN GOLF LLC
Represented by:
PATRICK D BROWN
HUTCHINSON & BROWN LLP
104 LINCOLN ST
PO BOX 207
TWIN FALLS, ID 83303-0207
Phone: 208-733-9300

NEWFOUNDLAND PARTNERS
SINCLAIR OIL CORPORATION
Represented by:
SCOTT L CAMPBELL
101 S CAPITOL BLVD 10TH FLOOR
PO BOX 829
BOISE, ID 83701-0829
Phone: 208-345-2000

(Certificate of mailing continued)

PEPIN CORSO-HARRIS
C/O CONCERNED WATER USERS
PO BOX 1200
BELLEVUE, ID 83313

CG-ELKHORN GOLF LLC
HENNESSY CO
BOX 2720
KETCHUM, ID 83340
Phone: 208-725-2256

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

A handwritten signature in cursive script, reading "Julie Murphy", is written over a horizontal line. The signature is in dark ink and is positioned to the right of the "Deputy Clerk" text.