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AUG 11 2008
DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
AUG - 8 2008	
By _____	Clerk
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

-) Subcases 67-00383A, 67-00383B,
) and 67-04065
)
) ORDER SETTING TRIAL DATE
)
) ORDER REQUESTING AMENDED
) DIRECTOR'S REPORT FROM IDWR
)
) ORDER REQUESTING 706 REPORT
) FROM IDWR
)
) ORDER SETTING DEADLINES

An initial hearing was held in the above-captioned subcases on August 6, 2008. Based upon the discussions of the participants at the initial hearing, the following are hereby ordered:

1) The Idaho Department of Water resources is hereby requested to file an amended director's report for the above-captioned water right claims. Said report should be filed by **October 31, 2008**.

2) The parties may submit information for IDWR to consider in preparing the amended director's report. The deadline for submission of information to the Department is **September 8, 2008**.

3) Pursuant to Idaho Rule of Evidence 706, and Idaho Code § 42-1401B, IDWR is requested to prepare a report that describes the basis for its recommendations for these water right claims. The report may include any information that the Department deems relevant to the resolution of the subcases, but particular emphasis should be put upon the contested element of quantity. Said report should be filed by **October 31, 2008**. In accordance with I.R.E. 706, a deposition of IDWR may be taken by any party; and IDWR

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may be called to testify by any party or by the Court pursuant to I.R.E. 614(a); and IDWR shall be subject to cross-examination by each party.

4) Notice of the filing of the amended director's report will be published on the Court's Docket Sheet in November, 2008. **Objections to the amended director's report shall be filed by November 28, 2008.** Responses to any objections shall be filed by **December 15, 2008.** Objections currently on file shall not survive the filing of the amended director's report, and any party in disagreement with said report is required to file a new objection.

5) A supplemental scheduling conference shall be held on **December 19, 2008.**¹ Parties should be prepared to discuss deadlines for disclosure of witnesses, completion of discovery, and hearing dispositive motions.

6) The trial in these subcases will begin on **May 21, 2009**, at 9:00 AM Mountain Time. The trial will be held in Council, Idaho, subject to availability of a suitable location.

Dated Aug 8, 2008



THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

¹ In the event that no objections are filed to the amended director's report, the supplemental scheduling conference may be vacated.

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER SETTING TRIAL DATE; REQUESTING AMENDED DIRECTOR'S REPORT; REQUESTING 706 REPORT; SETTING DEADLINES was mailed on August 08, 2008, with sufficient first-class postage to the following:

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