

2008 AUG 14 AM 10:02
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	)	NOTICE SETTING SUBCASE(S)	
	)	FOR INITIAL HEARING	
Case No. 39576	)		
_____	)	SUBCASE NOS: 37-14285	37-14286
		37-20637	37-20638

The Initial Hearing for this subcase will be held before
Special Master BRIGETTE BILYEU

WEDNESDAY, SEPTEMBER 17, 2008 at 01:30 PM
BLAINE COUNTY COURTHOUSE
201 - 2ND AVE S
HAILEY, ID

ATTENDANCE IS MANDATORY. All parties are required to
attend and must have full settlement authority.

At the Initial Hearing you will have an opportunity
to meet with a representative of the Idaho Department of
Water Resources (IDWR) and/or the objector in an attempt
to reconcile any difference between the claim and the
Director's Report. Bring any and all information you
believe is relevant to your claim and/or objection. If
the claim cannot be reconciled at the Initial Hearing,
the court will set the subcase(s) for trial within 45
days of the Initial Hearing. IF YOU INTEND TO AMEND YOUR
CLAIM, YOU MUST DO SO AT OR BEFORE THE INITIAL HEARING.

Settlement documents must be filed with the court by
SEPTEMBER 15, 2008 or hearing will not be vacated.

Dated: AUGUST 14, 2008

/S/ JANET CONNELL
Deputy Clerk
Snake River Basin Adjudication

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

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the NOTICE SETTING SUBCASE(S) FOR INITIAL HEARING was mailed on AUGUST 14, 2008, with sufficient first-class postage to the following:

THOMAS M O GARA

Represented by:

PAUL L ARRINGTON

113 MAIN AVE W, STE 303

PO BOX 485

TWIN FALLS, ID 83303-0485

Phone: 208-733-0700

THOMAS M O GARA FAMILY TRUST

C/O BRIAN BARSOTTI

PO BOX 370

KETCHUM, ID 83340

Phone: 208-726-3030

DIRECTOR OF IDWR

PO BOX 83720

BOISE, ID 83720-0098

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW-----
Right Number: 37-14285*****
*
* THIS WATER RIGHT IS RECOMMENDED DISALLOWED *
*
*****Name and Address: THOMAS M O GARA FAMILY TRUST
C/O BRIAN BARSOTTI
PO BOX 370
KETCHUM, ID 83340

Source: Not Listed

Quantity: 4.67 CFS

Priority Date: 07-03-1890

Place of Use: See remarks

Other Provisions Necessary for Definition / Administration of this Water Right:

No beneficial use found. Evidence of priority insufficient.

Explanatory Material: Basis of Claim - Not Listed

No beneficial use found: This is included for a claim based on
beneficial use that is proposed to be disallowed because
beneficial use of water was not confirmed by IDWRs field
examination or by other evidence submitted by the claimant.