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DEPARTMENT OF
WATER RESOURCES

2008 AUG 29 PM 12:41

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

) ORDER ON MOTION TO WITHDRAW
) OBJECTION AND SETTING STATUS
) CONFERENCE

) SUBCASE NO.: 22-2149B
)

I. PROCEDURAL BACKGROUND

An Initial Hearing was held on August 19, 2008. At the hearing, Val Lofthouse made an oral *Motion to Withdraw Objection*. The claimant failed to attend the Initial Hearing. There was no opposition to the *Motion*.

II. FINDINGS

Objector Val Lofthouse explained that his *Objection* was a "friendly Objection" filed to assist the claimants in getting this right accurately decreed. Mr. Lofthouse, however, does not intend to pursue this issue since the claimants have not followed up on this right. There was no opposition to the *Motion*, and the *Motion* was granted.

The court notes that claimants in the SRBA and their successors in interest must notify the court and IDWR of changes in addresses and changes in ownership. This water right claim is now unobjected to. This water right will be recommended consistent with the *Director's Report* (attached as Exhibit A) if no objections are filed.

IT IS ORDERED that the *Objection* filed by Val Lofthouse is **dismissed with prejudice**. Val Lofthouse is **dismissed** as a party to this subcase.

The following deadline shall govern further proceedings:

January 14, 2009

3:00 pm

Status Conference

Location: Snake River Basin Adjudication
253 3rd Ave. North
Twin Falls, Idaho 83301

Parties may participate by telephone for the Status Conference by dialing 1-225-383-1099 and when prompted enter participant code 926509. Any questions regarding telephone participation, please contact the Clerk's office at (208)736-3011.

DATED: August 29, 2008.


BRIGETTE BILYEU
Special Master
Snake River Basin Adjudication

EXHIBIT A

IWT072 IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

Right Number: 22-02149B

Name and Address: LOUIS SKAAR
DELORES SKAAR
KENT SKAAR
413 N 3200 E
ROBERTS, ID 83444

Source: GROUND WATER
SPRING Tributary: SINKS

Quantity: .45 CFS
94.50 AFY

The rights listed below are limited to a total combined diversion rate of 1.78 cfs. Combined Right Nos.: 22-303D, 22-304D, 22-613D, 22-2149B

Priority Date: 05-06-1953

Diversion Point: T06N R45E S34 SESENE Within Teton County
NENESE
NWNENE

Purpose and Period of Use:	Purpose of Use	Period of Use	Quantity
Irrigation	Irrigation	04-15 TO 10-31	.45 CFS
			94.50 AFY

Place of Use: Irrigation Within Teton County
T06N R45E S34 NESE 27
27 Acres Total

The rights listed below are limited to the irrigation of a combined total of 39 acres in a single irrigation season. Combined Right Nos.: 22-303D, 22-304D, 22-2149B and 22-613D.

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

Explanatory Material: Basis of Claim - License

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER ON MOTION TO WITHDRAW OBJECTION AND SETTING STATUS CONFERENCE was mailed on August 29, 2008, with sufficient first-class postage to the following:

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

VAL LOFTHOUSE
1618 S PIONEER RD
IDAHO FALLS, ID 83402

DELORES SKAAR
KENT SKAAR
LOUIS SKAAR
413 N 3200 E
ROBERTS, ID 83444
Phone: 208-754-4366

cc: David & Lori Head
P.O. Box 2642
KNome, Alaska 99762

cc: Jerry Rigby