

SEP 10 2008

DEPARTMENT OF
WATER RESOURCES

2008 SEP -9 PM 4: 30

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	)	ORDER GRANTING MOTION TO
	)	FILE AMENDED NOTICE OF CLAIM,
Case No. 39576	)	SETTING SUBCASE DEADLINES AND
	)	STATUS CONFERENCE
	)	SUBCASE NO.: 37-2215
	)	
_____	)	

I. PROCEDURAL BACKGROUND

A Motion to File Amended Notice of Claim was filed by Donald E. Krahn on June 24, 2008.

A hearing was held on the *Motion* on September 3, 2008

II. STANDARD OF REVIEW

The SRBA Court administrative rules establish that motions to amend claims "shall be freely given when justice so requires." *SRBA Administrative Order 1 (A01)* § 4d (2) (k)

III. FINDINGS

Mr. Krahn explained that he seeks to amend the claim for this water right to more accurately describe it. Mr. Krahn asked that he be allowed to amend the claim to change the legal description for the place of use and the point of diversion.

No parties to the SRBA opposed the *Motion*, and there is no showing prejudice would result from allowing the amended claim. There was no opposition to the *Motion*. Therefore, the *Motion to File Amended Notice of Claim* is **granted**.

IT IS ORDERED that the following deadlines shall govern further proceedings

June 30, 2009

5:00 pm

Deadline to File Amended Director's Report

July 28, 2009`	5:00 pm	Deadline to File Objection
August 7, 2009	5:00 pm	Deadline to File Response
August 12, 2009	9:30 am	Status Conference

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

Parties may participate by phone 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: September 9, 2008.


BRIGETTE BILYEU
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO FILE AMENDED NOTICE OF CLAIM, SETTING SUBCASE DEADLINES AND STATUS CONFERENCE was mailed on September 09, 2008, with sufficient first-class postage to the following:

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

ESTATE OF EDWARD KRAHN
RR 1 BOX 1090
FAIRFIELD, ID 83327
Phone: 208-764-2535

INA M KRAHN
RT 1 BOX 1090
FAIRFIELD, ID 83327
Phone: 208-764-2535

DONALD E KRAHN
8471 W RIFLEMAN ST
BOISE, ID 83704
Phone: 208-378-0260