

2008 SEP 25 PM 2:43

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 GRANTING MOTION TO
) FILE AMENDED NOTICE OF CLAIM,
) SETTING SUBCASE DEADLINES AND
) STATUS CONFERENCE

) SUBCASE NO.: 37-7731
)
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I. PROCEDURAL BACKGROUND

An Initial Hearing was held on September 19, 2008. At the hearing, counsel James Speck made an oral *Motion to Amend the Claim*.

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

The claimant explained that the claim needs to be amended to more accurately describe this water right. The legal description needs to be corrected and other elements of the claim may also need corrections.

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

IT IS ORDERED that the following deadlines shall govern further proceedings

September 30, 2008

5:00 pm

Deadline to File Amended Director's Report

October 28, 2008	5:00 pm	Deadline to File Objection
November 14, 2008	5:00 pm	Deadline to File Response
January 21, 2009	2:30 pm	Status Conference
		Location: Snake River Basin Adjudication 253 3 rd 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 25, 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 AND SETTING SUBCASE DEADLINES AND STATUS CONFERENCE was mailed on September 25, 2008, with sufficient first-class postage to the following:

THOMAS W WEISEL

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