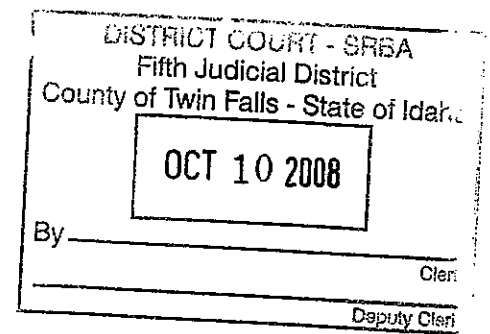




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

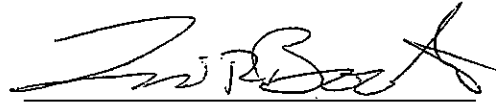
In Re SRBA) Subcase 63-21611
Case No. 39576)
ORDER GRANTING MOTION TO FILE
LATE OBJECTION
ORDER SETTING STATUS
CONFERENCE

On August 29, 2008, the claimant of the above-captioned water right, L. Dean Goodner, through his attorney Dana Hofstetter, filed a *Motion to File Late Objection* together with supporting affidavits. A hearing on the motion was held on October 3, 2008. Based upon the comments of the participants at the hearing, this Special Master finds that the requirement of I.R.C.P. 55(c) have been met and accordingly the *Motion* is **granted**. The Clerk of the Court is instructed to file the previously lodged objection. Notice of the filing of the objection will be published on the Court's docket sheet in November, 2008. **Responses to the objection shall be filed by November 21, 2008.**

This water right claim was recommended in the *Director's Report* to be disallowed. The claimed source of water is the Dixie Slough, tributary to the Boise River. The claimant, Mr. Goodner, is also the claimant of water right 63-10217, which also claims a source of the Dixie Slough. The Riverside Irrigation District has filed an objection in subcase 63-10217, and the United States of America, Department of Interior, Bureau of Reclamation has filed a response. Because of the potential relationship between water right claim 63-21611 and water right claim 63-10217, it is **ordered** that counsel for Mr. Goodner shall serve a copy of this **Order** and a copy of the objection filed in subcase 63-21611 upon counsel for Riverside Irrigation District and counsel for the Bureau of Reclamation.

A status conference in subcase 63-21611 will be held on **December 19, 2008 at 10:00 AM** Mountain Time at the Snake River Basin Adjudication Courthouse, 253 3rd Avenue North, Twin Falls, Idaho. Parties may participate by telephone by dialing 225-383-1099 and when prompted entering the code 675342.

Dated Sct 10, 2008

A handwritten signature in black ink, appearing to read 'Theodore R. Booth', written over a horizontal line.

THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO FILE LATE OBJECTION AND ORDER SETTING STATUS CONFERENCE was mailed on October 10, 2008, with sufficient first-class postage to the following:

L DEAN GOODNER
REBECCA LYNN GOODNER
Represented by:
DANA L. HOFSTETTER
608 WEST FRANKLIN STREET
BOISE, ID 83702
Phone: 208-424-7800

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

ORDER

Page 1 10/10/08

FILE COPY FOR 02211 Deputy Clerk

