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DEPARTMENT OF  
WATER RESOURCES

|                                                                                         |
|-----------------------------------------------------------------------------------------|
| DISTRICT COURT-SRBA<br>Fifth Judicial District<br>County of Twin Falls - State of Idaho |
| NOV 24 2008                                                                             |
| By _____ Clerk<br>Deputy Clerk                                                          |

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 NOS. 37-627, 37-1150, |
|                | ) | 37-1151B, 37-1151D, 37-1152,  |
|                | ) | 37-1212, and 37-4192          |

I. PROCEDURAL BACKGROUND

A Status Conference was held on November 19, 2008 for the above listed subcases. At the hearing, counsel for Harry & Diane Rinker made an oral *Motion to File Amended Notice of Claim* for water right 37-4192. There was no opposition to the *Motion*.

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

Counsel Rob Williams explained that the Rinkers determined that claim 37-4192 should be amended to correctly identify additional acreage. There was no opposition to the *Motion*. Therefore, the *Motion to File Amended Notice of Claim* for water right 37-4192 is **granted** subject to the filing of an amended claim. The court and the parties determined that no deadlines for the amended claim would be set until after the determination of whether any additional late or amended claims were needed in any additional subcases.

IT IS ORDERED that the following dates have been set for all of the above listed subcases:

**December 19, 2008**      **5:00 pm**      Deadline to File Late /Amended Claims

## Deadline to File Enhanced Hubble Analysis

## Status Conference

**Location:** Snake River Basin Adjudication  
253 3<sup>rd</sup> 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: November 24, 2008.

*Brigitte Bilyeu*  
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 November 24, 2008, with sufficient first-class postage to the following:

HARRY S & DIANE J RINKER  
HARRY S RINKER  
ROCK CREEK LLC

Represented by:  
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