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Department of Water Resources
Adjudication Bureau

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
DEC 17 2008	
By _____	Clerk
_____	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	) Subcases 75-4108 (Pope Ditch Co.)
	) and 75-4394 (Tyacke)
Case No. 39576	)
	) ORDER GRANTING MOTION
	) TO FILE LATE OBJECTION AND
	) SETTING MANDATORY SETTLEMENT
	) CONFERENCE AND STATUS
	) CONFERENCE

On September 10, 2008, Michael J. Tyacke filed a *Motion to File Late Objection* in subcase 75-4108 objecting to quantity and place of use because the claimant Pope Ditch Company "does not offer shares that quantify my right to any water."

A hearing on the *Motion* was held by telephone on December 11, 2008. No one appeared for the Pope Ditch Company; John Schraeder and Stan Jensen, non-attorneys, called in for Mr. Tyacke who was out of country; David J. Barber appeared for the State; and Garrick L. Baxter appeared for IDWR, along with Monica Van Bussum. No one opposed the *Motion* and it appears that it will move the subcases toward final resolution.

THEREFORE, IT IS ORDERED that:

1. The *Motion* is **granted**; and
2. A mandatory settlement conference shall be held by telephone concerning both subcases 75-4108 and 75-4394 on **Monday, December 29, 2008, 10:00 a.m.** Special Master Theodore R. Booth shall be settlement moderator. All parties or their representatives must attend the settlement conference with full settlement authority. The parties may participate by telephone by dialing 225-383-1099 and when prompted entering the code 654400.
3. A telephonic status conference will be held on **Thursday, March 19, 2008, 3:00 p.m.** at the SRBA District Court, 253 3rd Ave N, Twin Falls, Idaho. Parties may

participate by telephone by dialing 1-225-383-1099 and entering participant code 654400.

DATED December 17, 2008.

A handwritten signature in black ink, reading "Terrence A. Dolan". The signature is written in a cursive style with a horizontal line underneath.

TERRENCE A. DOLAN

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 SETTING MANDATORY SETTLEMENT CONFERENCE AND STATUS was mailed on December 17, 2008, with sufficient first-class postage to the following:

STATE OF IDAHO DEPT OF LANDS

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