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DEPARTMENT OF  
WATER RESOURCES

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|-----------------------------------------------------------------------------------------|--------------|
| DISTRICT COURT-SRBA<br>Fifth Judicial District<br>County of Twin Falls - State of Idaho |              |
| JAN 29 2009                                                                             |              |
| 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     | ) Subcase 75-4062     |
|                | )                     |
| Case No. 39576 | ) ORDER TO SHOW CAUSE |
| _____          | )                     |

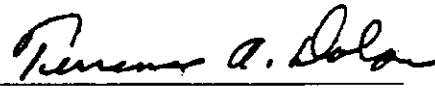
This matter came before this Special Master pursuant to a *Notice Setting Hearing on Motion to Set Aside Partial Decree* issued October 16, 2008. Rainbow Farms Ditch Company (hereinafter "Claimant") as well as movants Kevin Rice and Randy Capps were notified of the hearing via first class mail sent to his/her last known address. The Claimant and movants failed to appear at the January 29, 2009, hearing either in person or through counsel.

It is **hereby ordered** that the Claimant and movants shall appear before this Special Master on **Thursday, April 9, 2009, 9:30 a.m.** Mountain Time, at the Snake River Basin Adjudication Courthouse, 253 3<sup>rd</sup> Avenue North, Twin Falls, Idaho, or participate by telephone by dialing 1-225-383-1099 participation code 654400, to show cause why their filings dated October 8, 2008, and October 10, 2008, should not be dismissed. The purpose of the show cause hearing is to provide the Claimant and movants with a final opportunity to argue the objection despite failing to appear at the hearing.

Participation in the show cause hearing is **not mandatory** and failure to appear will not be considered contempt of court. **However, failure to appear will result in the filings being dismissed.** A copy of this *Order to Show Cause* shall be served upon the Claimant and movants not less than five (5) days prior to the date herein shown, upon which those parties are required to appear before this Special Master and show cause. Service of the *Order to Show Cause* shall be made in accordance with I.R.C.P. 5(b) and 6(c)(2).

IT IS SO ORDERED

Dated January 29, 2009

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 TO SHOW CAUSE was mailed on January 29, 2009, with sufficient first-class postage to the following:

UNITED STATES OF AMERICA

Represented by:  
US DEPARTMENT OF JUSTICE  
ENVIRONMENT & NATL' RESOURCES  
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