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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
FEB 10 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

Case No. 39576

) **ORDER GRANTING MOTION TO**
) **FILE AMENDED NOTICE OF**
) **CLAIMS, SETTING SUBCASE**
) **DEADLINES AND STATUS**
) **CONFERENCE**

) **SUBCASE NOS.: 21-30B, 21-59, 21-108,**
) **21-108A, 21-116, 21-2017, 21-2054A,**
) **21-2158, 21-10011 AND 21-12843**

I. PROCEDURAL BACKGROUND

A Status Conference was held on February 4, 2009. At the hearing, claimant Natural Guardian LTD made an oral *Motion to Amend* Claims. 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

The claimant explained that the claims need to be amended to more accurately describe these water rights. The claimant and IDWR have exchanged information, and claimant now understands some elements need to be adjusted to describe these rights correctly. No parties to the SRBA opposed the *Motion*, and there is no showing prejudice would result from allowing the amended claims. Therefore, the *Motion to File Amended Notice of Claims* is **granted** subject to written amended claims being filed.

IT IS ORDERED that the following deadlines shall govern further proceedings:

May 29, 2009 5:00 pm Deadline to File Amended Director's Report

June 26, 2009 **5:00 pm** **Deadline to File Objection**

July 17, 2009 **5:00 pm** **Deadline to File Response**

July 22, 2009 **9:30 am** **Status Conference**
Location: Snake River Basin Adjudication
253 3rd 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: February 10, 2009.



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 CLAIMS, SETTING SUBCASE DEADLINES AND STATUS CONFERENCE was mailed on February 10, 2009, with sufficient first-class postage to the following:

NATURAL GUARDIAN LTD

Represented by:
KENT W FOSTER
1000 RIVERWALK DR, STE 200
PO BOX 50130
IDAHO FALLS, ID 83405
Phone: 208-523-0620

STATE OF IDAHO
STATE OF IDAHO DEPT OF LANDS

Represented by:
STATE OF IDAHO
JRW BUILDING, SECOND FLOOR
700 W STATE ST, PO BOX 44449
BOISE, ID 83711-4449
Phone: 208-334-2400

DIRECTOR OF IDWR
PO BOX 83720
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