

RECEIVED

FEB 23 2009

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho FEB 20 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 CLAIM AND
SETTING SUBCASE DEADLINES**

SUBCASE NO.: 22-13725

I. PROCEDURAL BACKGROUND

A Status Conference was held on February 18, 2009. At the hearing, the claimants 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 claimants explained that there is no claim to this right currently in the Department's records. Since the right was included in a *Director's Report*, an *Amended Claim* would assist IDWR and the claimants in creating a more accurate record. There was no opposition to the *Motion*. Therefore, the *Motion to File Amended Notice of Claims* is **granted** subject to *Amended Claims* being filed.

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

March 6, 2009	5:00 pm	Deadline to file Amended Claims
March 27, 2009	5:00 pm	Deadline to file Amended Director's Report
April 30, 2009	5:00 pm	Deadline to file Objection
May 15, 2009	5:00 pm	Deadline to file Response

July 29, 2009

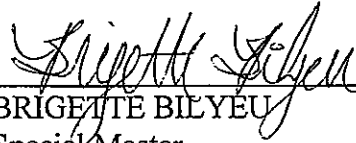
1:30 pm

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 20, 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 CLAIM AND SETTING SUBCASE DEADLINES was mailed on February 20, 2009, with sufficient first-class postage to the following:

CHAN UNDERWOOD
LESLIE H LEE
RICHARD A LEE

Represented by:
JARIN O. HAMMER
2105 CORONADO ST
IDAHO FALLS, ID 83404-7495
Phone: 208-523-5171

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