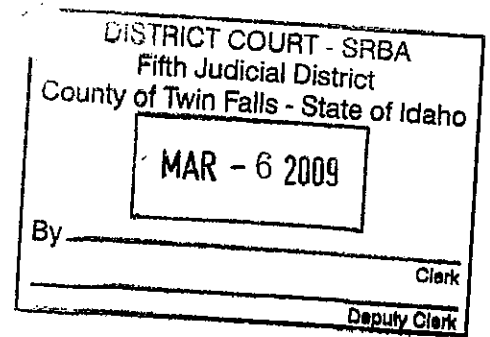


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MAR 09 2009

DEPARTMENT OF
WATER RESOURCES



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

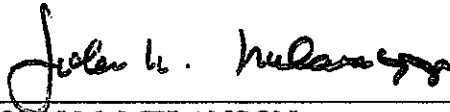
) ORDER RESCINDING ORDER OF
) REFERENCE TO SPECIAL MASTER
) BRIGETTE BILYEU AND ORDER OF
) REFERENCE APPOINTING THEODORE R.
) BOOTH AS SPECIAL MASTER FOR WATER
) RIGHT CLAIMS 37-00577B, 37-11953,
) 37-11954, 37-12097, 37-12098, 37-22064

The above-captioned water right claims were included in the general *Order of Reference* appointing Brigitte Bilyeu as special master for all contested claims reported in the *Director's Report, Irrigation and Other Uses, Reporting Area 16*, filed February 21, 2007. The *Order of Reference* is rescinded as to the above-captioned subcase and Theodore R. Booth is appointed as special master to preside over the subcases and issue reports as set forth in *SRBA Administrative Order 1*. The Special Master shall have the authority to: Fix the time and conditions for the filing of supplemental pleadings and amendments to pleadings; schedule and hear dispositive and nondispositive motions of any party; schedule and conduct all pretrial matters, including pretrial, status and scheduling conferences; issue pretrial orders; schedule and limit the scope of discovery; order the discovery of facts known and opinions held by experts; issue protective orders; issue orders compelling discovery; sanction failure to comply with pretrial, trial-related or post-trial orders; summon witnesses and issue subpoenas; take such evidence as may be introduced or deemed necessary; rule on the admissibility of evidence; call witnesses on behalf of the court; and appoint expert witnesses for the court.

The Special Master shall set proceedings in conformity with *SRBA Administrative Order 1*, section 9, notwithstanding the provisions of I.R.C.P. 53(d)(1), and exercise the power to regulate all proceedings in every hearing and to do all acts and take all measures necessary or proper for the efficient performance of the Special Master's duties under this *Order*.

IT IS SO ORDERED.

DATED: March 6, 2009



JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER RESCINDING ORDER OF REFERENCE TO BILYEU AND ORDER OF REFERENCE TO BOOTH was mailed on March 06, 2009, with sufficient first-class postage to the following:

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UNITED STATES OF AMERICA

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