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MAY 19 2009

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho
MAY 18 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	)	ORDER DISMISSING OBJECTIONS
	)	AND RESPONSE AND SETTING
Case No. 39576	)	STATUS CONFERENCE
	)	
	)	SUBCASE NOS.: 37-48A, 37-458B,
	)	37-459, and 37-2125

I. PROCEDURAL BACKGROUND

A *Withdrawal of Objections* was filed by Mid-Valley Water Company, LLC on April 20, 2009 for water rights 37-48A, 37-458B, 37-459, and 37-2125. A hearing was held on April 22, 2009. There was no opposition to the withdrawal of *Objections* filed by Mid-Valley Water Company, LLC.

At the hearing, Tom O'Gara, John Stevenson, Bill Molyneux, Pete Van Der Muellen, Grace Eakin, Rocky Sherbine, Gerald Bashaw, Pepin Corso-Harris and Big Wood Canal Company (hereafter O'Gara et.al.) made an oral *Motion to Withdraw Objection* for water right 37-459. There was no opposition to the withdrawal of the *Objection*.

At the hearing, Sinclair Oil Corporation made an oral *Motion to Withdraw Response* to water right 37-459. There was no opposition to the withdrawal of the *Response*.

II. FINDING AND CONCLUSIONS

Therefore, IT IS ORDERED that the *Objections* filed by Mid-Valley Water Company, LLC in water rights 37-48A, 37-458B, 37-459, and 37-2125 are **dismissed**. The *Objections* filed by O'Gara et.al. in water right 37-459 are **dismissed**. The *Response* filed by Sinclair Oil Corporation in water right 37-459 is **dismissed**. There are no *Objections* or *Reponses* remaining in 37-459. Water Right 37-459 was recommended disallowed in the *Director's Report*. A *Special Master's Report and Recommendation* will issue for 37-459 consistent with the *Director's Report*.

Water Rights 37-48A, 37-458B, and 37-2125 will be set as follows:

October 28, 2009

3:30 p.m.

Status Conference

Location: Snake River Basin Adjudication
253 3rd Ave. North
Twin Falls, Idaho 83301

Parties may participate by telephone 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: May 18, 2009.



BRIGETTE BILYEU
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER DISMISSING OBJECTIONS AND RESPONSE AND SETTING STATUS CONFERENCE was mailed on May 18, 2009, with sufficient first-class postage to the following:

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GRACE EAKIN
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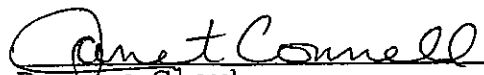
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