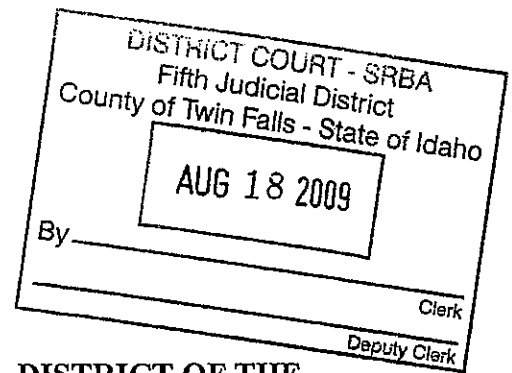


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AUG 20 2009

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) Subcases 47-17210
Case No. 39576) ORDER REQUESTING AMENDED
DIRECTOR'S REPORT FROM IDWR;
ORDER SETTING DEADLINES

On August 4, 2009, a hearing was held in the above-captioned subcase regarding an *Order to Show Cause* issued June 19, 2009. At the hearing, the objection filed by the Twin Falls Canal Company seeking a wastewater remark was granted. However, in the process of reviewing the recommended elements of the water right, this Special Master questioned whether the recommended irrigation period of use (March 1 to December 1) was in error. On August 18, 2009, this Special Master inquired of IDWR via telephone as to whether the irrigation period of use was accurately recommended. IDWR responded that the recommendation for the right in the *Director's Report* should be corrected to include the standard irrigation period of use for the location, which is March 15 to November 15.

In accordance with the foregoing, the following are hereby ordered:

1) IDWR shall file an *Amended Director's Report* for the above-captioned water right claim no later than **September 30, 2009**.

2) Notice of the filing of the *Amended Director's Report* shall be published on the Court's Docket Sheet in October, 2009, and objections to the *Amended Director's Report* shall be filed by **October 28, 2009**.

3) The *Amended Director's Report* shall include the following remark: "The source of this right is wastewater originally diverted by the Twin Falls Canal Company. The wasting of water may be discontinued at any time."

4) The opportunity to object to the *Amended Director's Report* is intended to provide the claimant and other parties to the SRBA to object to the changed irrigation period of use. Objections to other unchanged elements of the water right shall be allowed only upon a showing of good cause.

IT IS SO ORDERED

DATED Aug. 18, 2009

A handwritten signature in black ink, appearing to read 'T. R. Booth', written over a horizontal line.

THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER REQUESTING AMENDED DIRECTOR'S REPORT FROM IDWR: ORDER SETTING DEADLINES was mailed on August 19, 2009, with sufficient first-class postage to the following:

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DIRECTOR OF IDWR
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ORDER

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