

RECEIVED
DEC 21 2009
DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
DEC 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	)	Subcases 75-69A, et al.
	)	(see attached list)
	)	Carmen Creek Claims
Case No. 39576	)	ORDER VACATING TRIAL ORDERS
	)	AND SETTING NEW TRIAL DATE
_____	)	

On March 25, 2009, the Special Master entered an *Amended Trial Schedule Order* in the above 79 claims. On June 22, 2009, the trial location was changed to Salmon, Idaho.

On December 17, 2009, a status conference was held by telephone. Attorneys Travis L. Thompson, Jerry R. Rigby, Hyrum D. Erickson, and Garrick L. Baxter appeared, along with Suzy Cooley-Denney. Parties John E. Burns and Albert C. Fols also appeared.

Counsel and the parties discussed progress on IDWR's "706 Report" and the need to reset the trial to late summer or fall. The general consensus was to vacate all current trial orders and set a new trial date in October, 2010, in Salmon, Idaho.

THEREFORE, IT IS ORDERED that:

1. All current trial *Orders* are vacated; and
2. Trial shall be held beginning **Wednesday, October 27, 2010, 9:00 a.m.**, at the Lemhi County Courthouse, Salmon, Idaho.

DATED December 18, 2009.



TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

Subcase Nos:

75-00069A 75-10062W
75-00069B 75-10062X
75-00069F 75-10062Y
75-00069H 75-10136A
75-00069K 75-10136B
75-00069L 75-10137A
75-00069M 75-10137B
75-00069N 75-10678
75-00069P 75-14019
75-00069Q 75-14021
75-00069S 75-14025
75-00069W 75-14027
75-00069X 75-14038
75-00070A 75-14040
75-00070B 75-14044
75-00070F 75-14046
75-00070H 75-14049
75-00070K 75-14050
75-00070L 75-14051
75-00070M 75-14052
75-00070N 75-14055
75-00070P 75-14056
75-00070Q 75-14057
75-00070S 75-14058
75-00070T 75-14387
75-00070X 75-14388
75-00070Y 75-14393
75-10061A 75-14441
75-10061AA 75-14443
75-10061AE
75-10061AM
75-10061B
75-10061C
75-10061J
75-10061N
75-10061R
75-10061T
75-10061X
75-10061Y
75-10061Z
75-10062A
75-10062AB
75-10062AC
75-10062AL
75-10062C
75-10062H
75-10062L
75-10062P
75-10062R
75-10062V

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER VACATING TRIAL ORDERS AND SETTING NEW TRIAL DATE was mailed on December 18, 2009, with sufficient first-class postage to the following:

DANNY E & ROBERTA FADNESS
GEORGE MATEJKO
JAMES PAUL HUDSON
JAMES R & CATHLEEN TIPPETT
JOHN E & RUTH C BURNS
PHILLIP G EISENHAUER
RICK & LINDA RICE
ROBERT D & FRANSICKA MOSHER
ROBERT M & JACQUELINE ERNEST
RODNEY H & SUSAN F EDMISTON
SHELLEY L ERWIN
SHIRLEY J MATTIS
STEVEN K YOWELL
TERRY J & VERALYN E HERSHEY
THOMAS FAMILY TRUST
THOMAS M & DONNA K JACKSON
WILLIAM W CLEMENTZ

Represented by:

JERRY R. RIGBY
25 N 2ND E
PO BOX 250
REXBURG, ID 83440-0250
Phone: 208-356-3633

CATHLEEN TIPPETT
DANNY E FADNESS
FRANSICKA MOSHER
GEORGE MATEJKO
JACQUELINE D ERNEST
JAMES PAUL HUDSON
JAMES R TIPPETT
JOHN E BURNS
LANA J GREENWAY
LINDA RICE
PHILLIP G EISENHAUER
RICK RICE
ROBERT D MOSHER
ROBERT M ERNEST
ROBERTA FADNESS
ROBERTA V FADNESS
RODNEY HUGH EDMISTON
RUTH C BURNS
SHELLEY L ERWIN
SHIRLEY J MATTIS
STEVEN K YOWELL
SUSAN FRANCINE EDMISTON
TERRY J HERSHEY
VERALYN E HERSHEY

Represented by:

RAY W. RIGBY
25 N 2ND E
PO BOX 250
REXBURG, ID 83440-0250
Phone: 208-356-3633

(Certificate of mailing continued)

A C & LUELLA PILKERTON
A C PILKERTON
ALBERT C & ALVERA C FOLS
ALBERT C FOLS
ALVERA C FOLS
CHARLES E & MARY N HARLING
CHARLES E HARLING
DONNA K JACKSON
LLOYD A & SHERYL L TUTOR
LLOYD A TUTOR
LUELLA PILKERTON
MARCI DIXON
MARCI M DIXON
MARY N HARLING
SHERYL L TUTOR
THOMAS M JACKSON
TRACY MARCIA

Represented by:
TRAVIS L THOMPSON
113 MAIN AVE W, STE 303
PO BOX 485
TWIN FALLS, ID 83303-0485
Phone: 208-733-0700

UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

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

LANA GREENWAY
1267 MOBIL AVE
CAMARILLO, CA 93010

JOHNNY J CABIGAS
1267 MOBILE AVE
CAMARILLO, CA 93010

JOHNNY CABIGAS
4450 ELM ST
GUADALUPE, CA 93434

ORDER

Page 2 12/18/09

FILE COPY FOR 00214

Deputy Clerk

