

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

JAN 12 2010

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 CLAIMS AND SETTING SUBCASE DEADLINES

**SUBCASE NOS.: 21-59, 21-108, 21-116,
21-2017, AND 21-2054A**

I. PROCEDURAL BACKGROUND

A *Motion to File Late Objection and Amended Notices of Claim* was filed by Natural Guardian Limited Partnership on December 8, 2009. A hearing was held on January 6, 2010. 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 claimant explained that the claims need to be amended to more accurately describe these water rights. The claimant and IDWR have exchanged information and claimant now understands some elements need to be adjusted to describe these rights correctly. No parties to the SRBA opposed the *Motion*, and there is no showing prejudice would result from allowing the amended claims. Therefore, the *Motion to File Amended Notice of Claims* is **granted**.

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

February 26, 2010	5:00 pm	Deadline to File Amended Director's Report
March 26, 2010	5:00 pm	Deadline to File Objection
April 23, 2010	5:00 pm	Deadline to File Response

DATED: January 12, 2010.

Brigitte Bilyeu
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 CLAIMS AND SETTING SUBCASE DEADLINES was mailed on January 12, 2010, with sufficient first-class postage to the following:

NATURAL GUARDIAN LTD

Represented by:

KENT W FOSTER

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PO BOX 50130

IDAHO FALLS, ID 83405

Phone: 208-523-0620

STATE OF IDAHO DEPT OF LANDS

Represented by:

STATE OF IDAHO

JRW BUILDING, SECOND FLOOR

700 W STATE ST, PO BOX 44449

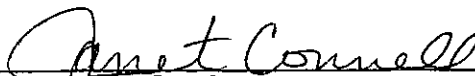
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DIRECTOR OF IDWR

PO BOX 83720

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Deputy Clerk