

RECEIVED
JAN 13 2010
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	)	ORDER GRANTING MOTION TO
	)	FILE AMENDED CLAIM AND
Case No. 39576	)	SETTING SUBCASE DEADLINES
	)	
_____	)	SUBCASE NOS.: 22-13509, 22-13586,
	)	22-13853 and 22-13854

I. PROCEDURAL BACKGROUND

A *Motion to File Second Amended Claim* was filed for 22-13509 by claimants David Miller, Larry Miller, Ralph Miller, Phillip Miller, Lewis Miller, Daniel Miller, and Ronald Miller on December 22, 2009. A hearing was held on the *Motion* on December 23, 2009. At the hearing, claimants made an oral *Motion to Amend Claims* for 22-13586 and 22-13854. There was no opposition to the *Motions*.

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 claimants explained that certain elements should be amended to accurately describe these water rights. There was no opposition to the *Motions*. THEREFORE, the *Motion to File Amended Claims* is **granted** subject to the written *Amended Claims* being filed for 22-13586 and 22-13854. The court also **grants** *Motion to File Amended Claim* for 22-13853 if a written amended claim is submitted.

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

January 15, 2010	5:00 pm	Deadline to submit written claims
March 26, 2010	5:00 pm	Deadline to file Amended Director's Report
April 23, 2010	5:00 pm	Deadline to file Objection
May 21, 2010	5:00 pm	Deadline to file Response

July 28, 2010

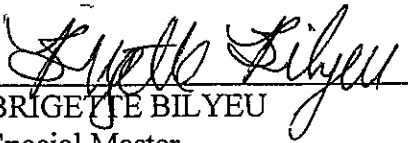
10:00 am

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: January 12, 2010.


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

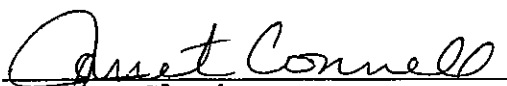
CEDRON CEMETERY DISTRICT
CEDRON IRRIGATION LLC
MAHOGANY RANCH HOLDINGS
TETON RAINBOW RANCHES INC
TREES INC
WALLY JR ROTHGEB
WALLY ROTHGEB JR
Represented by:
BUDGE, THOMAS J
201 E CENTER ST
PO BOX 1391
POCATELLO, ID 83204-1391
Phone: 208-232-6101

ANDREW J RICHARDSON
DANIEL D MILLER
DAVID W MILLER
LARRY J MILLER
LEWIS J MILLER
M PHILLIP MILLER
NANCY DIANE RICHARDSON
RALPH P MILLER
RICHARDSON FAMILY PROPERTIES
RONALD K MILLER
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Deputy Clerk