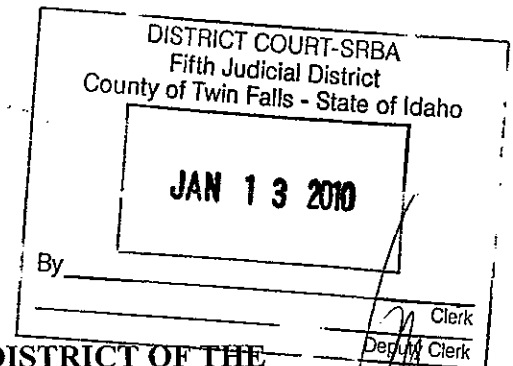


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JAN 14 2010
DEPARTMENT OF
WATER RESOURCES



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

Case No. 39576

)
) Water Right Nos.: See Attached
) Exhibit A
)
) ORDER DENYING MOTIONS TO
) FILE LATE NOTICES OF CLAIM
)

On October 30, 2008, Wayne and Melody Baker; Richard and Cheryl Baker; Eddie Baker; Gary and Jackie Ingram; Archie Sherwood; Lilac LLC; and Kenneth Ryan ("Claimants"), through their attorney Daniel V. Steenson, filed a *Standard Form 4, Motion to File a Late Notice of Claim* for each of the above-captioned water rights. The *Motion* was heard by the Presiding Judge on January 20, 2009. On January 21, 2009, the Court issued an *Order of Reference* appointing Theodore R. Booth as special master for the purpose of making findings under the standard for late notices of claim pursuant to I.R.C.P. 55(c).

On January 13, 2010, the Special Master issued a *Special Master's Report and Recommendation on Motions to File Late Notices of Claim* recommending that the motions be denied. Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report and Recommendation* and wholly adopts them as its own. Although the time for filing a *Motion to Alter or Amend* to the *Special Master's Report and Recommendation* has not expired, the Court can find no reason to delay the issuance of this *Order*.

Therefore, IT IS ORDERED that the *Motions to File Late Notices of Claim* for the above-captioned water rights are **denied**.

DATED: January 13, 2010.



ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

EXHIBIT A - DENY LATE CLAIMS

Subcase Nos:

72-16779
72-16780
72-16782
72-16783
72-16784
72-16785
72-16786
72-16787
72-16788
72-16789

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER DENYING
MOTIONS TO FILE LATE NOTICES OF CLAIM was mailed on January
13, 2010, with sufficient first-class postage to the following:

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