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DEPARTMENT OF
WATER RESOURCES

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

FEB 19 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 CLAIM AND
SETTING SUBCASE DEADLINES

SUBCASE NO.: 27-2069

I. PROCEDURAL BACKGROUND

A *Motion to File Amended Notice of Claim* was filed by Dennis Lake on January 25, 2010. The *Motion* seeks to amend the notice of claim for this water right by adjusting acreage, source, and quantity. A hearing was held on the *Motion* on February 17, 2010.

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

Since Dennis Lake did not attend the hearing, IDWR explained that the proposed changes relate to a settlement agreement between Mr. Lake and the U.S. Bureau of Indian Affairs. The United States confirmed that information. There was no opposition to the *Motion*. Therefore, the *Motion to File Amended Notice of Claim* is granted.

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

March 26, 2010	5:00 pm	Deadline to file Amended Director's Report
April 30, 2010	5:00 pm	Deadline to file Objection
May 21, 2010	5:00 pm	Deadline to file Response

The Court notes that the *Amended Claim* does not resolve the volume *Objection* or *Response*. Those previously filed will proceed forward with that issue.

DATED: February 19, 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 February 19, 2010, with sufficient first-class postage to the following:

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