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AUG 10 2010

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
AUG - 9 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	) Subcases 63-02103A and 63-02103B
	)
Case No. 39576	) ORDER GRANTING MOTIONS TO
	) WITHDRAW AS COUNSEL OF
	) RECORD
	)
	) ORDER SUBSTITUTING PARTIES
	)
	) ORDER VACATING AND RESETTING
	) STATUS CONFERENCE

On July 19, 2010, the attorney for Bluegrass LLC and Robert and Kathleen Donnelly, Andrew J. Waldera, filed a *Motion for Leave to Withdraw as Counsel of Record*. Withdrawal is sought for the reason that Bluegrass LLC and/or Robert and Kathleen Donnelly are no longer the owners of water right claims 63-02103A and 63-02103B. A hearing on the motion was held on August 3, 2010.

With regard to 63-02103B, a *Notice of Completed Administrative Proceeding* (NCAP) was filed on June 30, 2010, which notified the court that water right claim 63-02103B is now owned by Kenneth Ham and Michelle Ham. Therefore, the *Motion to Withdraw* is moot as to that water right claim.

With regard to 63-02103A, it was represented to the Court at the August 3, 2010 hearing, that ownership of this right has also changed. The participants at the hearing stated that the administrative process of notifying IDWR as to change in ownership is underway. However, a NCAP has yet to be filed notifying the Court of the change in ownership. It was represented that the new owner of water right claim is: Ray Eldridge, 4705 N 36th Street, Boise, ID 83703. As to water right claim 63-02103A, the following are hereby ordered: (1) The *Motion to Withdraw* is

granted. (2) Pursuant to I.R.C.P. 25(c), Ray Eldridge is substituted as a party to this subcase, contingent upon the filing of an NCAP by IDWR.

The August 10, 2010 status conference is **vacated and reset to August 17, 2010 at 9:00 A.M.**

Dated August 9, 2010

A handwritten signature in black ink, appearing to read "Ted R Booth", is written over a horizontal line.

THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER was mailed on August 09, 2010, with sufficient first-class postage to the following:

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RAY ELDRIDGE

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