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OCT 15 2010
DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
OCT 14 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	)	Water Right: 37-21724
	)	
Case No. 39576	)	
	)	ORDER SETTING DEADLINE FOR
	)	FILING OF NOTICE OF COMPLETED
	)	ADMINISTRATIVE PROCEEDING AND
	)	OBJECTION PERIOD
	)	
	)	

The Director of the Idaho Department of Water Resources ("IDWR" or the "Department") filed his *Director's Report for Basin 37, Part II, Reporting Area 16, Irrigation and Other Uses* on December 5, 2006. The above-captioned water right was uncontested. A *Partial Decree* for the above-captioned water right was issued on September 24, 2010, consistent with the Department's recommendation. However via correspondence dated October 7, 2010, the Department informed that Court that in the time span between the issuance of the recommendation for the above-captioned water right and the issuance of the *Partial Decree*, an intervening transfer occurred changing the place of use element of the right. The Department did not file a Notice of Administrative Proceeding or a Notice of Completed Administration Proceeding with the Court to notify it of the transfer, nor did the Department notify the Court to withhold the above-captioned right from partial decree pending the transfer. As a result, the *Partial Decree* entered for the above-captioned water right does not reflect the pre-decree transfer.

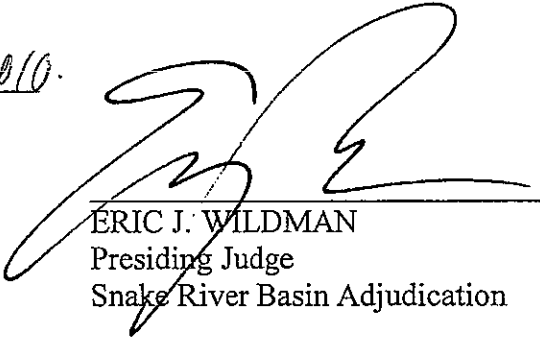
THEREFORE THE FOLLOWING ARE ORDERED:

1. The Department shall file a Notice of Completed Administrative Proceeding with the Court evidencing the above-mentioned transfer within 21 days from the date of this *Order*, or on or before **November 4, 2010**.

2. Following filing, the Notice of Completed Administrative Proceeding shall proceed on standard Docket Sheet Notice.

3. Assuming no *Objections* are filed, this Court will set aside the *Partial Decree* and issue an *Amended Partial Decree* reflecting the transfer following the conclusion of the Docket Sheet Notice.

Dated: October 14, 2010.



ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER SETTING DEADLINE FOR FILING OF NOTICE OF COMPLETED ADMINISTRATIVE PROCEEDING AND OBJECTION PERIOD was mailed on October 14, 2010, with sufficient first-class postage to the following:

SIMON FARMS INC
PO BOX 364
FAIRFIELD, ID 83327
Phone: 208-764-2324

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

A handwritten signature in cursive script, reading "Salie Murphy", is written over a horizontal line. The signature is in dark ink and is positioned to the right of the printed text "Deputy Clerk".