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FEB 14 2011

DEPARTMENT OF
WATER RESOURCES

Attorneys for Idaho Ground Water Appropriators, Inc.

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re: SRBA

SUBCASE NOS.
See attachment A

Case No. 39576

**MOTION REQUESTING
SPECIAL MASTER'S REPORT AND
PARTIAL RECOMMENDATION ON
ISSUES DECIDED IN ORDER ON
MOTIONS FOR SUMMARY JUDGMENT
DATED DECEMBER 11, 2009**

The Ground Water Districts file this *Motion Requesting Special Master's Report And Partial Recommendation on Issues Decided in Order on Motions for Summary Judgment* dated December 11, 2009. The basis for this motion is as follows:

Counsel for the parties have had discussions regarding the schedule and status of the subcases listed on Attachment A. During those discussions it was discussed that the issues decided in the Special Master's *Order on Motions for Summary Judgment* should be issued as a Special Master's Report and Partial Recommendation so that the issues involved in the motions

MOTION REQUESTING SPECIAL MASTER'S REPORT AND PARTIAL RECOMMENDATION ON ISSUES
DECIDED IN ORDER ON MOTIONS FOR SUMMARY JUDGMENT DATED DECEMBER 11, 2009

can be reviewed on challenge by the presiding judge. It is not anticipated that the granting of this motion will delay the resolution of the subcases, but rather, will provide for a more orderly process. Waiting until after the subcases go to trial and issuing a final Special Master's Report and Recommendation would not be expeditious and may result in inefficient piecemeal litigation.

This motion along with the schedule for the remaining issues in these subcases will be discussed on the record at the status and scheduling conference currently set for February 14, 2011.

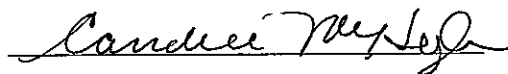
DATED this 11th day of February, 2011.

RACINE OLSON NYE BUDGE &
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By: 
CANDICE M. MCHUGH

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 11th day of February, 2011, the above and foregoing document was served by U.S. mail postage pre-paid and email to those with email addresses to the following:



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ATTACHMENT A

01-4 Twin Falls Canal Co. (TFCC)
01-5 North Side Canal Co., Ltd (NSCC)
01-6 American Falls Reservoir District #2
01-7 Burley Irrigation District (BID)
01-8 Minidoka Irrigation District (MID)
01-9 Milner Irrigation District (Milner)
01-10 TFCC
01-13 Falls Irrigation District
01-14 A&B Irrigation District (A&B)
01-16 NSCC
01-17 Milner
01-23A Southwest Irrigation District
01-209 TFCC
01-210 NSCC
01-211A USDIIBOR
01-211B BID
01-212 NSCC
01-213 NSCC
01-214A USDIIBOR
01-214B BID
01-219 USDIIBOR
01-2040 USDIIBOR (disallowed - recommended as 01-6)
01-2050 Milner
01-2060 USDIIBOR (disallowed - recommended as 01-14)
01-2060A A&B (disallowed - recommended as 01-14)
01-2061 USDIIBOR
01-4060 USDIIBOR (disallowed - recommended as 01-10237,
01-10238, 01-10239, 01-10240, 01-10241 and 01-10225)
01-10034 USDI/BOR
01-10189 MID (disallowed - recommended as 01-10034)
01-10225 A&B
01-10237 A&B
01-10238 A&B
01-10239 A&B
01-10240 A&B
01-10241 A&B
01-10482 USDIIBOR
01-10483 Amalgamated Sugar Co.