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FEB 18 2011

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
FEB 17 2011	
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	)	ORDER VACATING TRIAL DATE,
	)	GRANTING MOTION TO FILE
Case No. 39576	)	AMENDED CLAIM AND SETTING
	)	SUBCASE DEADLINES
	)	
	)	SUBCASE NOS.: 37-22219, 37-22221,
	)	37-22223, 37-22225, AND 37-22227

I. PROCEDURAL BACKGROUND

A Pretrial Conference was held on February 16, 2011. At the hearing, Brown Ranch Inc. made an oral *Motion to File Amended Notice of Claim* for 37-22223 and 37-22225. There was no opposition to the *Motion*.

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

Brown Ranch Inc. explained that during the litigation and settlement process, the claimant recognized that it had neglected to include its stockwater use. Therefore, Brown Ranch Inc. asked to amend its claims to include stockwater use. No parties to the SRBA opposed the *Motion*, and there is no showing prejudice would result from allowing the amended claim. Therefore, the *Motion to File Amended Notice of Claim* is **granted** subject to written amended claims being filed.

IT IS ORDERED that the following deadlines shall govern further proceedings

February 25, 2011	5:00 pm	Deadline to File Amended Claim
March 18, 2011	5:00 pm	Deadline to File Amended Director's Report

April 22, 2011 5:00 pm Deadline to File Objection

May 20, 2011 5:00 pm Deadline to File Response

IT IS FURTHER ORDERED that the following date is set:

VACATED MARCH 8, 2011 Trial (1 day)

March 8, 2011 10:00 am Status Conference

Location: Snake River Basin Adjudication
253 3rd Ave. North
Twin Falls, Idaho 83301

Parties may participate by telephone for the Status Conference by dialing 1-215-446-0193 and when prompted enter participant code 926509. Any questions regarding telephone participation, please contact the Clerk's office at (208)736-3011.

DATED: February 17, 2011.


BRIGETTE BILYEU
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER VACATING TRIAL DATE, GRANTING MOTION TO FILE AMENDED CLAIM AND SETTING SUBCASE DEADLINES was mailed on February 17, 2011, with sufficient first-class postage to the following:

BROWN RANCH INC
JOHN BROWN INC
Represented by:
JOSEPHINE P BEEMAN
409 W JEFFERSON ST
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DIRECTOR OF IDWR
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