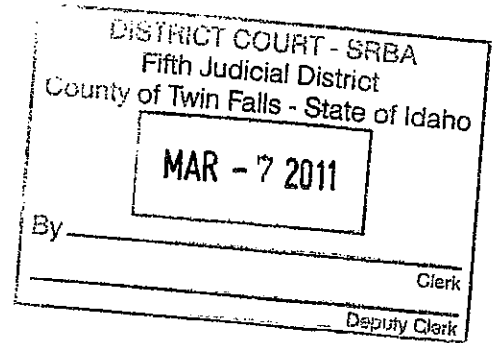


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MAR 09 2011

DEPARTMENT OF
WATER RESOURCES



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

	)	Subcases
	)	02-103
	)	Christine and Wesley Wootan
In Re SRBA	)	Black Mesa Farms LLC
	)	Don and Brenda Bryant
	)	02-10300
	)	Cottonwood Mutual Canal Co.
	)	
Case No. 39576	)	ORDER GRANTING COTTONWOOD CANAL
	)	COMPANY MOTION TO PARTICIPATE
	)	(02-103) and
	)	SETTING HEARING ON COTTONWOOD
	)	CANAL COMPANY MOTION FOR RELIEF
	)	(02-10300)

On January 7, 2011, Cottonwood Canal Company filed its *Motion to Participate* in subcase 02-103. The same date, Cottonwood filed its *Rule 60(b) Motion for Relief* in subcase 02-10300 to set aside former SRBA Judge John M. Melanson's July 10, 2009 ***Final Order Disallowing Water Right Claims*** disallowing the uncontested claim.

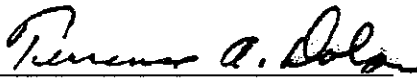
On February 24, 2011, Black Mesa Farms filed its *Response to Cottonwood's Motion to Participate* in subcase 02-103 indicating it does not oppose the *Motion*. The same date, Black Mesa filed its *Response to Cottonwood's Rule 60(b) Motion for Relief* in subcase 02-10300 arguing the *Motion* "should be denied because the water right claimed in this subcase is appurtenant to land owned by Black Mesa and has been recommended to Black Mesa in subcase no. 2-103." The Wootans and Bryants have not responded to Cottonwood's *Motions*.

THEREFORE, IT IS ORDERED that:

1. Cottonwood's *Motion to Participate* in subcase 02-103 is **granted**; and

2. A hearing on Cottonwood's *Rule 60(b) Motion for Relief* in subcase 02-10300 is set for hearing before the Special Master on **Thursday, March 24, 3 p.m.**, at the SRBA Courthouse, 253 3rd Avenue N., Twin Falls, Idaho. The parties may participate by telephone by dialing 215-446-0193 and when prompted, entering participant code 654400.

DATED March 7, 2011.



TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO PARTICIPATE AND ORDER SETTING HEARING ON MOTION FOR RELIEF was mailed on March 07, 2011, with sufficient first-class postage to the following:

COTTONWOOD MUTUAL CANAL CO
COTTONWOOD MUTUL CANAL CO

Represented by:
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PO BOX 2773
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Phone: 208-342-4591

BLACK MESA FARMS
BLACK MESA FARMS LLC

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BLACK MESA FARMS
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