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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho
APR 26 2012
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	)	Subcase 01-10483
	)	(Amalgamated Sugar Co.)
Case No. 39576	)	
	)	ORDER GRANTING MOTION TO FILE
	)	LATE OBJECTION AND SETTING DATES

On January 17, 2012, the Special Master entered a *Report and Recommendation* recommending the above water right to Amalgamated Sugar Company for .61 cfs from the Snake River to irrigate 30.5 acres in Cassia County from March 15 to November 15 with a priority date of May 18, 1926, based on beneficial use. Amalgamated Sugar filed a *Motion to Alter or Amend* on February 28, 2012, because the total acreage may not have been included in the *Report*.

A hearing on the *Motion* was held on April 26, 2012. Josephine P. Beeman appeared for Amalgamated and Chris M. Bromley appeared for IDWR, along with Michael Holliday. Mr. Bromley suggested the *Motion* is premature because Amalgamated has not filed an objection. On the other hand, because there is no evidence yet the claim must be amended, so it is appropriate to consider the present *Motion* as a motion to file a late objection and thus provide notice to potential respondents.

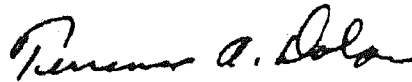
THEREFORE, IT IS ORDERED that:

1. The *Special Master Report and Recommendation* in subcase 01-10483 shall be placed on hold pending resolution of the matter;
2. Amalgamated's *Motion to Alter or Amend* shall be deemed a motion to file a late objection in subcase 01-10483 and is hereby **granted**:

3. Responses to Amalgamated's late objection shall be filed with the SRBA Court no later than **Tuesday, May 29, 2012**; and

4. A status conference shall be held on **Thursday, June 21, 2012, 9:30 a.m.** Parties and IDWR may participate by telephone conference by dialing 215-446-0193 and when prompted, entering participant code 654400#.

DATED April 27, 2012.



TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING
MOITON TO FILE LATE OBJECTION AND SETTING DATES was mailed on
April 27, 2012, with sufficient first-class postage to the following

THE AMALGAMATED SUGAR CO

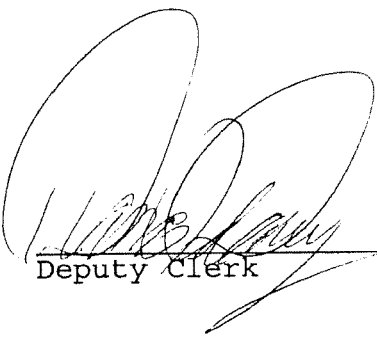
Represented by:
JOSEPHINE P BEEMAN
409 W JEFFERSON ST
BOISE, ID 83702
Phone: 208-331-0950

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

ORDER

Page 1 4/27/12

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