

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

OCT 04 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

Case No. 39576

ORDER TO SHOW CAUSE AND SUMMONS TO APPEAR

SUBCASE NOS.: 21-41G and 21-51B

Objections were filed in subcases 21-41G and 21-51B by Lynn Loosli. The *Objections* were resolved on June 25, 2009 with the filing of *Stipulations*. All parties to the subcase and IDWR are signatories to the *Stipulation*. However, the *Stipulations* contain a combined use limitation of 8.42 cfs which is inconsistent with the combined use limitation contained in *Partial Decrees* for 21-12977 and 21-12978 and the *Amended Director's Report* for 21-12358.

An *Amended Director's Report* was filed for 21-12358 with a combined use limit of 7.02 cfs. Water rights 21-12977 and 21-12978 were *Partially Decreed* with a combined use limit of 7.02 cfs.

Therefore, IT IS HEREBY ORDERED, pursuant to I.R.C.P. 6(c)(2) and I.R.C.P. 6(c)(4), that the claimants shall appear at a Show Cause Hearing to determine why the Court should not issue a *Special Master's Report and Recommendation* with a combined use limitation of 7.02 cfs. This combined use limit would be consistent with 21-12358, 21-12977, and 21-12978.

DATE: **November 7, 2012** **Wednesday**
TIME: **9:30 am**
LOCATION: Snake River Basin Adjudication
253 3rd Ave. North
Twin Falls, Idaho 83301

Parties may participate by telephone for this Show Cause Hearing by dialing 1-215-446-0193 and when prompted enter participant code 926509#. If you have any questions regarding participating by telephone, please contact the Clerk's office at (208) 736-3011.

IT IS FURTHER ORDERED THAT, affidavits from the parties pursuant to I.R.C.P. 6(c)(2) shall be due on or before November 2, 2012.

Lynn and Portia Loosli are hereby informed that pursuant to Rule 6(c)(4) of the Idaho Rules of Civil Procedure, any party has the right to elect to produce testimony and evidence at the hearing upon the Order to Show Cause, or to cross-examine the adverse party or the adverse party's affiants, by first giving at least twenty four (24) hours notice to the Court and opposing counsel before the show cause hearing.

A copy of this *Order to Show Cause and Summons to Appear* shall be served upon Lynn and Portia Loosli not less than five (5) days prior to the date set for hearing, upon which the claimant is required to appear before this Court and show cause. Service of this *Order* shall be made in accordance with I.R.C.P. 5(b) and 6(c)(2).

APPEARANCE AT THIS HEARING IS MANDATORY. FAILURE TO APPEAR AT THIS HEARING MAY RESULT IN A COMBINED USE LIMITATION OF 7.02 CFS FOR 21-41G AND 21-51B.

Dated: October 4, 2012.



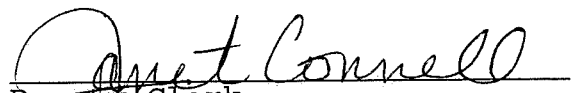
BRIGETTE BILYEU
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER TO SHOW CAUSE AND SUMMONS TO APPEAR was mailed on October 04, 2012, with sufficient first-class postage to the following:

LYNN LOOSLI
PORTIA R LOOSLI
S LYNN LOOSLI
Represented by:
JERRY R RIGBY
25 N 2ND E
PO BOX 250
REXBURG, ID 83440-0250
Phone: 208-356-3633

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


Deputy Clerk