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1995 MAY 31 PM 3:53

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

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 Nos.: 34-10030 and 34-00769
	)	
Case No. 39576	)	ORDER STRIKING IDWR'S BRIEF
	)	RE: ELEMENTS OF IRRIGATION
	)	RIGHTS

The Idaho Department of Water Resources submitted a letter regarding this subcase on May 12, 1995. The letter requests that the court strike *IDWR'S Brief Re: Elements of Irrigation Rights* from the record in this subcase. The court shall treat the letter as a *Motion to Strike*. The *Motion* states that *IDWR's Brief Re: Elements of Irrigation Rights* was erroneously filed in subcase 34-10030. The Department requests that the court strike the *Brief* from the record in subcase 34-10030.

The *Motion* also seeks to have *IDWR's Brief Re: Elements of Irrigation Rights* filed in subcase 34-00769, the subcase in which the Department apparently intended to file the *Brief* in the first place. No objections to the *Motion* have been filed.

IT IS ORDERED that *IDWR's Brief Re: Elements of Irrigation Rights* shall be stricken from the record of subcase 34-10030 and removed from the court's file for this subcase. IT IS FURTHER ORDERED that *IDWR's Brief Re: Elements of Irrigation Rights* shall be added to the court's file and record of subcase 34-00769, with the revised cover page which correctly identifies the *Brief* in subcase no. 34-00769.

IT IS SO ORDERED.

DATED May 31, 1995.


BRIGETTE BILYEU
Special Master, Reporting Area 3
Snake River Basin Adjudication

CERTIFICATE OF MAILING

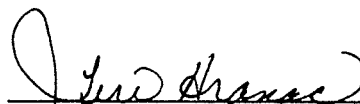
I certify that a true and correct copy of the **ORDER STRIKING IDWR'S BRIEF RE: ELEMENTS OF IRRIGATION RIGHTS** was mailed on May 31, 1995, with sufficient first-class postage to the following:

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