

RECEIVED
JAN 12 1995
OFFICE OF THE
ATTORNEY GENERAL

RECEIVED
JAN 13 1995
Department of Water Resources
Adjudication Bureau

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

) Subcase No. 34-00472

)
) ORDER STRIKING STANDARD
) FORM 5, PROPOSED ELEMENTS
) OF A WATER RIGHT

On January 5, 1995, a *Standard Form 5, Proposed Elements of a Water Right* was filed in this subcase and file stamped by the clerk of the court.

This subcase, 34-00472, was listed in *IDWR's Amended Report on Contested Water Rights Affected by Basin-Wide Issue No. 1*, (February 16, 1994) as a water right which was recommended in part based on I.C. §§ 42-1416 or 42-1416A. On December 22, 1994, the Presiding Judge in the SRBA issued *Order Granting, in Part, and Denying, in Part, Motion for Stay in the SRBA* which stayed action on all subcases implicating claims filed or recommendations relying on I.C. §§ 42-1416 and 42-1416A. Thus, all proceedings in subcase 34-00472 are stayed and the court may not accept a *Standard Form 5* for filing at this time. The parties may submit a completed *Standard Form 5* in this subcase as soon as the stay is lifted.

Therefore, IT IS ORDERED that the *Standard Form 5* file stamped January 5, 1995, be returned to the submitting party and the court's official record is stricken to remove this document from the record and from its register of actions.

IT IS SO ORDERED.

DATED January 10, 1995.


BRIGETTE BILYEU
Special Master, Reporting Area 1
Snake River Basin Adjudication

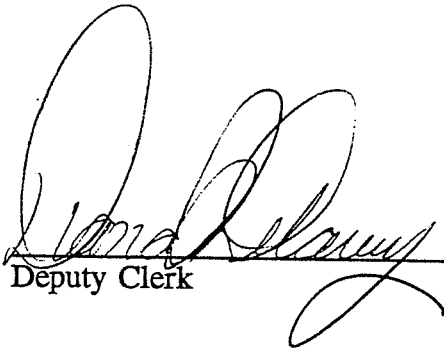
CERTIFICATE OF MAILING

I certify that a true and correct copy of the **ORDER STRIKING STANDARD FORM 5, PROPOSED ELEMENTS OF A WATER RIGHT** was mailed on January ~~10~~¹¹, 1995, with sufficient first-class postage to the following:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, ID 83711-4449

The United States Department of Justice
Environment and Natural Resources Division
550 West Fort Street, Box 33
Boise, ID 83724

James Speck
Hogue, Speck & Aanestad
P.O. Box 987
Ketchum, ID 83340


Deputy Clerk