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ATTORNEY GENERAL

1995 JAN 31 PM 4:37

DISTRICT COURT-SRBA
TWINFALLS 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

Case No. 39576

) Subcase Nos.: 34-07029 and 34-12382

)
) ORDER CONTINUING HEARING
) ON MOTION TO CORRECT
) CLERICAL ERRORS

The State of Idaho Department of Water Resources filed a *Joint Motion to Correct Errors to Director's Report of Water Right No. 34-07029 (Motion to Correct)*. The motion referred to a stipulation by the parties to resolve subcase no. 34-12382 as well as changing subcase no. 34-07029. A hearing on the *Motion* was held January 17, 1995. Mr. Dan Steckel appeared on behalf of the State of Idaho Department of Water Resources, however neither the claimant nor his attorney of record, Kent Foster, attended the hearing.

Mr. Steckel represented to the court that he believed these subcases were covered pursuant to the *Order Granting, in Part, and Denying, in Part, Motion for Stay in the SRBA* (December 22, 1994). In that *Order*, Presiding Judge Daniel C. Hurlbutt Jr. stayed all subcases in Reporting Areas 1, 2 and 3 which implicate Notices of Claim filed by claimants or recommendations made in reliance on I.C. §§ 42-1416 and 42-1416A. According to Mr. Steckel, both of these subcases rely on I.C. §§ 42-1416 and 42-1416A, and he recommended that the court could not properly consider the *Motion* until the stay was lifted. Mr. Steckel suggested that the hearing on the *Motion* be continued after the stay is lifted. There were no objections.

IT IS ORDERED, that the hearing on the *Motion* is CONTINUED until after the stay imposed by the *Order Granting, in Part, and Denying, in Part, Motion for Stay in the SRBA* (December 22, 1994), is lifted.

IT IS SO ORDERED.

DATED January 31, 1995.


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

CERTIFICATE OF MAILING

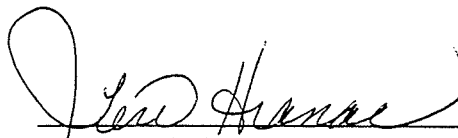
I certify that a true and correct copy of the **ORDER CONTINUING HEARING ON MOTION TO CORRECT CLERICAL ERRORS** was mailed on January 31, 1995, with sufficient first-class postage to the following:

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