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Department of Water Resources
Adjudication Bureau

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DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED *sm*

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. 36-02373, 36-02667,
) 36-07157B and 36-07366

) **ORDER GRANTING MOTION TO**
) **FILE LATE OBJECTIONS**
)

95-12-0002

On August 18, 1995, claimants Don and Carol McFarland filed their *Motion to File Late Objections* in the above subcases. In the affidavit attached to the *Motion*, John K. Butler, attorney for the claimants, alleged that deletion of General Provision 12(b) adversely affected his clients' period of use. Objections lodged with the *Motion* cited period of year, place of use and consumptive use as the three recommendations in the Director's Report to which the objections are sought.

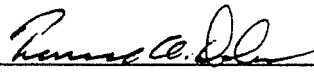
A hearing was held on November 22, 1995, in the SRBA Courthouse in Twin Falls, Idaho. Mr. Butler appeared in person on behalf of the claimants. Brent R. King appeared in person on behalf of IDWR.

After considering the pleadings and hearing arguments of counsel, it is clear that the claimants have shown good cause to file late objections and have alleged facts constituting a meritorious position.

ORDER GRANTING MOTION TO FILE LATE OBJECTIONS
December 1, 1995

Therefore, IT IS ORDERED that the *Motion* is **granted**. Objections lodged with the *Motion* are deemed filed the date of this Order. Responses to the objections shall be filed no later than January 31, 1996.

DATED: December 1, 1995.



Terrence A. Dolan
Special Master, Reporting Area 3
Snake River Basin Adjudication

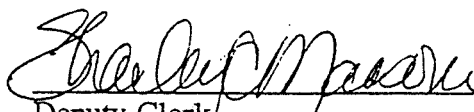
CERTIFICATE OF MAILING

I certify that a true and correct copy of the **ORDER GRANTING MOTION TO FILE LATE OBJECTIONS** was mailed on December 1, 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

John K. Butler
126 2nd Avenue North
Twin Falls, ID 83301
Rep: Carol & Don McFarland



Deputy Clerk