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Department of Water Resources

DISTRICT COURT - 5TH
TWIN FALLS CO., IDAHO

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 No. 57-10856

Case No. 39576

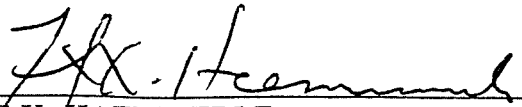
)
) ORDER REQUIRING SUBMISSION
) OF STANDARD FORM 5
)

On February 26, 1993, an Objection was filed to subcase 57-10856 by the United States, through the USDA Farmers Home Administration. A Response was filed by the Idaho Department of Water Resources on June 30, 1993 stating: "IDWR admits this objection." The response was deemed a Supplemental Director's Report. I.C. § 42-1412(2). It appears from the record that there is no justiciable controversy or dispute. Before the Special master can submit a *Preliminary Master's Report and Recommendation* to the Presiding Judge, a *Standard Form 5, Stipulated Elements of a Water Right* must be submitted to the court.

By submission of *Standard Form 5*, the parties acknowledge that all disputes concerning the water right have been resolved. The parties further acknowledge that submission of *Standard Form 5* will not automatically result in the issuance of a report and recommendation to the Presiding Judge exactly as the elements are listed on the *Standard Form 5*. The Special Master will conduct any hearings necessary to determine whether the facts, data, expert opinions and law support issuance of a partial decree for the water right.

IT IS ORDERED that a *Standard Form 5* signed by all the parties shall be submitted to the Court no later than March 6, 1996.

DATED February 7, 1996.


FRITZ X. HAEMMERLE

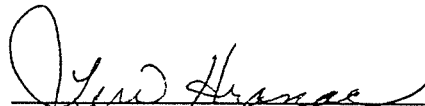
Special Master, Reporting Area 2
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the **ORDER REQUIRING SUBMISSION OF STANDARD FORM 5** was mailed on February 7, 1996, 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

United States Dept. Of Justice
Environment & Natural Resources Div.
550 W. Fort Street, MSC 033
Boise, ID 83724


Deputy Clerk