

RECEIVED

JAN 20 2016

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - CSRBA Fifth Judicial District County of Twin Falls - State of Idaho
JAN 19 2016
By _____ Clerk Deputy Clerk

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re CSRBA

Case No. 49576

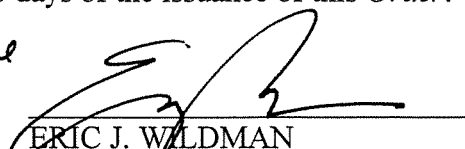
) Subcase Nos. 92-4130, 92-7141, 92-7203,
) 92-7206-92-7212 and 92-10006.
)
) ORDER SETTING ASIDE FINAL
) ORDER DISALLOWING WATER
) RIGHT CLAIMS
)
)

On September 16, 2015, the Court entered a final order disallowing the above-captioned water rights on the grounds that they were not claimed in the Coeur d'Alene-Spokane River Basin Adjudication. On October 2, 2015, Gary Hagen filed *Motions to Set Aside* the final order disallowing the rights. A hearing on the *Motions* was held before the Court on January 19, 2016. For the reasons set forth on the record, the Court determined that Mr. Hagen had set forth sufficient grounds to set aside the Court's final order under Idaho Rule of Civil Procedure 60(b)(1). The Court further determined that Mr. Hagen shall have 60 days from the issuance of this *Order* in which to file *Motions to File Late Notice of Claim* for the above-captioned water right claims with the Court.

THREFORE, THE FOLLOWING ARE HEREBY ORDERED:

1. The Court's final order disallowing the above-captioned water right dated September 16, 2015, **is hereby set aside** with respect to the above-captioned water rights.
2. Mr. Hagen shall file *Motions to File Late Notice of Claim* for the above-captioned water right claims with the Court within 60 days of the issuance of this *Order*.

Dated January 19, 2016


ERIC J. WILDMAN
Presiding Judge
Coeur d'Alene-Spokane River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER SETTING
ASIDE FINAL ORDER DISALLOWING WATER RIGHT CLAIMS was mailed
on January 19, 2016, with sufficient first-class postage to
the following:

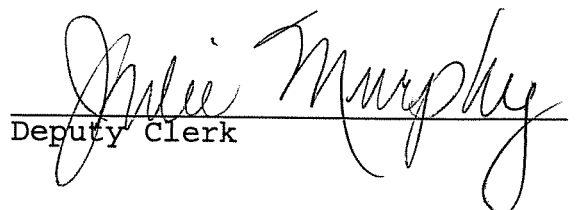
MICHAEL J NEEDHAM
MIDDLE FORK SANTA CREEK RD
PO BOX 25
TENSED, ID 83870
Phone: 208-245-3151

MICHAEL J NEEDHAM
PO BOX 25
TENSED, ID 83870
Phone: 208-245-3151

MICHAEL J NEEDHAM
PO BOX 44
SANTA, ID 83866

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

GARY HAGEN
2255 RESERVOIR RD
CLARKSTON, WA 99403

A handwritten signature in cursive script, reading "Julie Murphy", is written over a horizontal line. The signature is in dark ink and is positioned to the right of the printed text "Deputy Clerk".