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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - CSRBA	
Fifth Judicial District	
County of Twin Falls - State of Idaho	
NOV 19 2018	
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

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)
**ORDER GRANTING MOTION TO
FILE AMENDED CLAIM AND
SETTING DEADLINES**

SUBCASE NO.: 95-00973

I. PROCEDURAL BACKGROUND

A *Motion to File Amended Notice of Claim* was filed by Twin Lakes-Rathdrum Creek Flood Control District 17. (Here after "Twin Lakes") on October 9, 2018. A hearing was held on November 15, 2018. The Claimant/Movant did not attend.

II. STANDARD OF REVIEW

The CSRBA administrative rules establish that motions to amend claims "shall be freely given when justice so requires." *CSRBA Administrative Order 1 (A01)* § 4d (2) (d)

III. FINDINGS

The *Motion* explained that the priority date, 05/04/1920, which was originally claimed by Twin Lakes is incorrect. The claimed priority date should be 03/23/1906. The Idaho Department of Water Resources explained that the *Amended Claim* with the earlier priority date is consistent with a prior decree relating to this water right.

No parties to the CSRBA opposed the *Motion*, and there is no showing that prejudice would result from allowing the amended claim. Under the standard of allowing that amendments to claims shall be freely given when justice so allows, the *Motion to File Amended Notice of Claim* is **granted**.

IT IS ORDERED that the following deadlines shall govern further proceedings:

December 28, 2018	5:00 pm	Deadline to File Amended Director's Report
April 30, 2019	5:00 pm	Deadline to File Objection
July 1, 2019	5:00 pm	Deadline to File Response

July 10, 2019

9:00 am (PT)

Status Conference

10:00 am (MT)

Location: Idaho Water Adjudication Court
253 3rd Ave. North
Twin Falls, Idaho 83301

Parties may participate by telephone for the Status Conference by dialing 1-720-279-0029 and when prompted enter guest code 476045#. Any questions regarding telephone participation, please contact the Clerk's office at (208) 736-3011.

DATED: November 19, 2018.



BRIGETTE BILYEU

Special Master

Coeur d'Alene-Spokane River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO FILE AMENDED CLAIM AND SETTING DEADLINES was mailed on November 19, 2018, with sufficient first-class postage to the following:

TWIN LAKES RATHDRUM CREEK
FLOOD CONTROL DISTRICT 17
5416 W VILLAGE BLVD
RATHDRUM, ID 83858

GORDON STEPHENSON
DIRECTOR FLOOD CONTROL DIST 17
21228 N CIRCLE ROAD
RATHDRUM, ID 83858
Phone: 208-687-1906

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


Deputy Clerk

