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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho
JAN 24 2022
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 SRBA	)	Subcase No. 61-248 and 61-10419
	)	
Case No. 39576	)	
	)	ORDER TRANSFERRING
	)	VENUE
	)	
	)	
	)	
	)	

Pursuant to motion, the Court bifurcated this proceeding.¹ The Court then entered an *Order on Motion to Dismiss or in the Alternative Motion to Change Venue* on January 22, 2021. That *Order* directed that count I of the *Petition* and counterclaim II would be retained and determined by this Court. After that, count II of the *Petition* and counterclaim I would be transferred to Elmore County for further proceedings under Idaho Rule of Civil Procedure 40.1(a)(1)(B).

The Court entered an *Order on Cross-Motions for Summary Judgment* on April 22, 2021 ("*Order*"). The *Order* resolved the claims retained by this Court. It is now appropriate to transfer venue of the remaining claims to Elmore County.

THEREFORE, BASED ON THE FORGOING, THE FOLLOWING ARE HEREBY ORDERED:

1. Pursuant to this Court's *Order on Motion to Dismiss or in the Alternative Motion to Change Venue*, venue over count II of the *Petition* and counterclaim I should be transferred to Elmore County for further proceedings under Idaho Rule of Civil Procedure 40.1(a)(1)(B).

¹ Weitz & Company, Inc. filed motions requesting that this proceeding be bifurcated and that venue for Count II of the *Petition* be transferred to Elmore County.

2. As Elmore County is within a different judicial district, this case is referred to the administrative director of the courts for assignment by the Supreme Court to a court of proper venue and for assignment of a specific judge to preside.

IT IS SO ORDERED.

Dated January 24, 2022



ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER TRANSFERRING VENUE was mailed on January 24, 2022, with sufficient first-class postage to the following:

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MOUNTAIN HOME IRRIGATION DIST
VERIFIED PETITION FOR
DECLARATORY JUDGMENT