

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - PRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

AUG 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 PRBA

Case No. 59576

ORDER GRANTING MOTION TO FILE AMENDED CLAIM AND SETTING DEADLINES

**SUBCASE NO(s).: 87-11677 and
87-11678**

I. PROCEDURAL BACKGROUND

The Initial Hearing for this subcase was held July 28, 2022. The Court also heard the *Motion to File Amended Notice of Claim*. The Claimant failed to attend. The Initial Hearing and *Motion to File Amended Claim* were continued to August 17, 2022. The Claimant appeared by phone on August 17, 2022.

II. STANDARD OF REVIEW

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

III. FINDINGS

At the hearing, Ronald Crumley explained that additional information may support a change in quantity for one subcase, and may support a reference to additional stock for the other subcase. IDWR confirmed that they received additional information and support the court allowing an amended claim. IDWR would then consider whether to make any changes to the *Director's Report*.

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

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

September 16, 2022

5:00 pm

Deadline to File Amended Director's Report

October 21, 2022	5:00 pm	Deadline to File Objection
October 28, 2022	5:00 pm	Deadline to File Response
November 9, 2022	<u>11:00 am (PT)</u> <u>12:00 am (MT)</u>	<u>Status Conference</u> Location: Idaho Water Adjudication Court 253 3 rd 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: August 24, 2022.


BRIGETTE BILYEU
Special Master
Palouse 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 August 24, 2022, with sufficient first-class postage to the following:

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

KAREN L CRUMLEY
RONALD G CRUMLEY
1081 DOBYNS LN
POTLATCH, ID 83855
Phone: 208-301-1206


Deputy Clerk