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Department of Water Resources

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

2004 JAN 13 PM 2 25

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

Case No. 39576

) Subcases: 82-12001
)
) ORDER SETTING ASIDE PARTIAL
) DECREE AND REFERRING SUBCASE
) TO SPECIAL MASTER TERRENCE A.
) DOLAN

A *Partial Decree* was issued for the above-captioned water right on November 13, 2003. Based on Court records, the *Partial Decree* appears to have been issued in error. Previously on June 11, 2003, Special Master Terrence A. Dolan entered an *Order Dismissing State of Idaho Objections* for multiple subcases including 82-12001. Special Master Dolan's order addressed only the objections filed by the State of Idaho. There are several other pending objections to water right 82-12001 and a status conference for those objections is set for March 25, 2004.

THEREFORE, based on the foregoing, IT IS ORDERED THAT the *Partial Decree* issued for water right 82-12001 on November 13, 2003 is set aside.

IT IS FURTHER ORDERED that subcase 82-12001 is referred back to Special Master Dolan for further proceedings.

Dated January 13, 2004.


JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

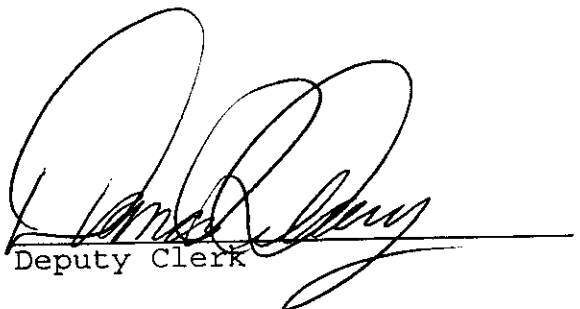
CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER SETTING
ASIDE PARTIAL DECREE AND REFERRING SUBCASE TO SPECIAL MASTER
TERRENCE A. DOLAN was mailed on January 13, 2004, with sufficient
first-class postage to the following:

USDI BLM

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

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A large, stylized handwritten signature in black ink, likely belonging to the Deputy Clerk, is written over a horizontal line.