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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. 92-00021-22 Part 1 GW
)	
)	MOTION FOR ORDER OF
)	INTERIM ADMINISTRATION OF WATER
Case No. 39576)	RIGHTS IN BASIN 22 PART 1 GROUND WATER
)	AND NOTICE OF HEARING
)	
_____)	

The State of Idaho moves this Court for an order of interim administration of water rights in Snake River Basin Adjudication for Basin 22 Part 1 Ground Water, pursuant to Idaho

MOTION FOR INTERIM ADMINISTRATION OF WATER RIGHTS IN BASIN 22 PART 1
GROUND WATER AND NOTICE OF HEARING

Code § 42-1417, in accordance with the Director's Reports for Snake River Basin Adjudication Basin 22 Part 1 Ground Water filed with the Court and partial decrees that supersede the Director's Reports.¹ The grounds for this motion are as follows:

1. Idaho Code § 42-1417 provides that the district court may, by order, permit the distribution of water pursuant to chapter 6, title 42, Idaho Code, through water districts in accordance with the Director's Report and the partial decrees for water rights acquired under state law or established under federal law. Idaho Code § 42-1417 provides that the district court may enter the order after notice and hearing, if the district court determines that interim administration of water rights is reasonably necessary to protect senior water rights.
2. Interim administration of water rights in Basin 22 Part 1 Ground Water is reasonably necessary because an efficient means of administering water rights from ground water sources and some surface water sources in this basin does not exist. The establishment of water districts for this basin will provide the watermasters with the ability to administer water rights in accordance with the prior appropriation doctrine as established by Idaho law.
3. In accordance with Idaho Code § 42-1417(2)(b), notice of this motion is being provided to all affected claimants in Basin 22 Part 1 Ground Water by mailed notice.

WHEREFORE, the State respectfully requests as follows:

1. That this Court enter an order authorizing interim administration of water rights in Basin 22 Part 1 Ground Water in accordance with the Director's Reports for this basin and the

¹ This motion does not seek authorization for interim administration of domestic and stock water rights as defined under Idaho Code §§ 42-111 and 42-1401A(11).

partial decrees that supersede the Director's Reports.

2. That an opportunity for oral argument be provided.
3. That Court grant such other and further relief that the Court deems just and proper.

DATED this 27th day of February 2006.

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STATE OF IDAHO



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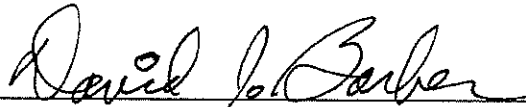
NOTICE OF HEARING

Notice is hereby given that the Motion for Interim Administration for Basin 22 Part 1 Ground Water will be heard on **Thursday May 25, 2006 at 1:30 pm** at the SRBA District Court, 253 3rd Avenue North in Twin Falls, Idaho. Parties may participate by telephone by dialing the number 1-918-583-3445 and when prompted entering the code 406128.

DATED this 27th day of February 2006.

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