

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

<b>In Re SRBA</b>	)	<b>ORDER REQUESTING THAT IDWR</b>
	)	<b>CLARIFY WATER RIGHT NUMBERS</b>
<b>Case No. 39576</b>	)	<b>LISTED ON ATTACHMENT "A" TO</b>
	)	<b>PROPOSED GENERAL PROVISIONS</b>
	)	<b>CONTAINED IN PART I OF THE</b>
	)	<b>DIRECTOR'S REPORT FOR</b>
	)	<b>IRRIGATION &amp; OTHER WATER</b>
_____	)	<b>RIGHTS IN BASIN 65</b>

On December 13, 1999, the Idaho Department of Water Resources ("IDWR") filed its *Director's Report for Irrigation & Other Uses, Reporting Area 15, IDWR Basin 65 Part I* (Director's Report Part I) containing the proposed Basin 65 General Provisions Attachment A identifying the water rights affected by the proposed General Provisions was not included with the Director's Report Part I filed with the Court. However, according to Susan Hamlin, Deputy Attorney General for IDWR, Attachment A was served on all parties and was attached to the *Affidavit of Service* filed April 18, 2000.

On April 13, 2000, IDWR filed its *Director's Report for Irrigation & Other Uses, Reporting Area 15, IDWR Basin 65 Part II* (Director's Report Part II). The Director's Report Part II also included the proposed Basin 65 General Provisions with an Attachment A Part I identifying affected water rights reported in the Director's Report Part I and another Attachment A Part II identifying affected water rights reported in the Director's Report Part II.

To date, the Director's Report for Basin 65 Part III has not been filed with the Court.

During the course of the objection period for the Director's Report Part I, it was brought to this Court's attention that three of the water rights listed on Attachment A Part I were not reported to the Court in the Director's Report for Part I.

THEREFORE, IT IS ORDERED that IDWR either amend Attachment A Part I to accurately reflect those water rights reported in the Director's Report Part I which are affected by the proposed General Provisions; or amend the Director's Report Part I to accurately reflect those water rights listed in Attachment A Part I.

Once IDWR makes the amended filing and it can be determined with certainty which part of the filing was in error – report or attachment – the Court can then decide how to proceed with the issues of service and objections.

This order does not impact Attachment A Part II, nor will it affect the forthcoming Attachment A Part III.

This Court intends that Director's Report Part I, Director's Report Part II and Director's Report Part III each contain a separate Attachment A listing the water rights reported in their respective Director's Report which are affected by the proposed Basin 65 General Provisions.

IT IS SO ORDERED.

DATED: June 23, 2000.

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BARRY WOOD  
Administrative District Judge and  
Presiding Judge of the  
Snake River Basin Adjudication