

**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 65-99999-A
)	
Case No. 39576)	ORDER RESCINDING APRIL 28, 2000, ORDER DESIGNATING SUBCASE FOR PROPOSED GENERAL PROVISIONS IN BASIN 65, IRRIGATION & OTHER, PART 1
)	

On April 28, 2000, this Court entered an *Order Designating Subcase for Proposed General Provisions in Basin 65, Irrigation & Other, Part 1*. This Order stated that the United States Department of Interior, Bureau of Land Management, had filed an objection to the proposed general provisions included in the Basin 65, Part 1 Director's Report and it did not identify the individual subcases being objected to. In fact, the objection was filed by the United States Department of Interior, Bureau of Reclamation.

Additionally, the April 28 Order stated that neither the Idaho Department of Water Resources in their Director's Report nor the Bureau of Reclamation in their objection identified the individual water rights affected by the proposed general provisions or the objection. After the April 28, 2000 order had been entered, Susan Hamlin, Deputy Attorney General for IDWR, informed the Court that the proposed general provisions included an Attachment A which did identify the individual water rights affected. Attachment A was not included with the proposed general provisions filed with the court. However, according to Ms. Hamlin, Attachment A was included with the proposed general provisions served on the parties and was included in the Affidavit of Service for the basin.

It is the policy of this Court to require that parties filing objections identify each individual water right affected by the objection(s). See *AOI 4(a)(1), 4(d)(1)* and *Standard Form 1* where subcase number must be inserted.

THEREFORE, IT IS ORDERED THAT:

1. The April 28, 2000 *Order Designating Subcase For Proposed General Provisions In Basin 65, Irrigation & Other, Part 1* is rescinded and IWATRS subcase 65-99999-A shall be closed.

2. The April 14 Objection filed by the United States Department Interior, Bureau of Reclamation, is stricken. The Bureau of Reclamation shall have 30 days from the date of this order to file a Motion for Permission to File Late Objection for each individual subcases they deem necessary.

3. The Response to Objection filed by the State of Idaho is stricken. The State of Idaho shall file a Response to Objection in each individual subcase as they deem necessary. The deadline for filing Responses to Objections in Basin 65, Part 1, is August 18, 2000.

IT IS ORDERED.

Dated May 12, 2000.

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

CERTIFICATE OF MAILING

I certify that true and correct copies of the **ORDER RESCINDING APRIL 28, 2000, ORDER DESIGNATING SUBCASE FOR PROPOSED GENERAL PROVISIONS IN BASIN 65, IRRIGATION & OTHER, PART 1** were mailed on May 12, 2000, by first-class mail to the following:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
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United States Department of Justice
Environment & Natural Resources Div.
550 West Fort Street, MSC 033
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Court Certificate of Mailing for Expedited Hearings

Deputy Clerk