

**FILED**  
8:15 A.M. \_\_\_\_\_ P.M.  
JUL 25 1994  
NED J. KERR, CLERK  
J. BUCKLEY  
DEPUTY CLERK

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF  
THE STATE OF IDAHO, IN AND FOR THE COUNTIES OF ADAMS, CANYON,  
GEM, OWYHEE, PAYETTE AND WASHINGTON

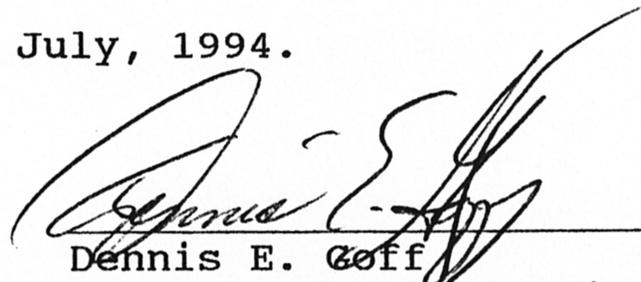
IN THE MATTER OF THE ESTABLISHMENT ) Administrative  
OF A PRESUMPTION IN THE MAGISTRATES ) Order  
DIVISION THAT SENTENCES ARE TO BE ) 94-3  
SERVED CONCURRENTLY UNLESS )  
OTHERWISE ORDERED )

WHEREAS, there has been confusion at the county jails in interpreting judgments as to whether or not sentences are to be served consecutively or concurrently, and

WHEREAS, it appears that applicable case law is split on whether sentences are presumed to be consecutive or concurrent where the intent of the judge is not clear;

IT IS HEREBY ORDERED that the presumption in the magistrates division shall be that separate jail sentences are to be served concurrently unless the judgment provides otherwise.

Dated this 15 th day of July, 1994.

  
\_\_\_\_\_  
Dennis E. Goff  
Administrative District Judge  
Third Judicial District