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Department of Water Resources

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Attorney for Kent G. Kohring and Virginia Kohring

**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 51-10207
	)	
Case No. 39576	)	MOTION TO ALTER OR AMEND
	)	AMENDED SPECIAL MASTER
	)	REPORT AND RECOMMENDATION
_____	)	

Kent G. Kohring and Virginia Kohring hereby move to alter or amend the Amended Special Master Report and Recommendation, entered herein on July 25, 2003, in the following respects:

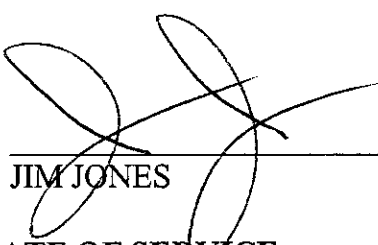
(a) The Special Master Recommendation for Partial Decree for Water Right 51-10207, as attached to Special Master Report and Recommendation entered on July 3, 2003, was correct in stating the purpose of use as "domestic 4 homes". The evidence presented at the hearings in this matter on February 26 and March 27, 2003, establish that four residential units on the Kohring property have been served by the right in question. Eugene Robertson's July 17 communication to the Court was incorrect in claiming "an error in the purpose of use – the word 'domestic' was inadvertently followed by the phrase '4 homes.'" Indeed, the purpose of use was stated correctly in the July 3 documentation and there was no error.

(b) The proposed amended partial decree attached to the Amended Special Master Report and Recommendation should be further amended in the following respects:

(1) By striking "Tri-Vial, Inc., H.C. 85, Box 139E, Bruneau, Idaho 83604" and inserting "Kent G. Kohring, Virginia Kohring, 28924 Davis Road, Bruneau, Idaho 83604".

(2) By changing the purpose of use from "domestic" to "domestic 4 homes".

DATED this 30th day of July, 2003.



JIM JONES

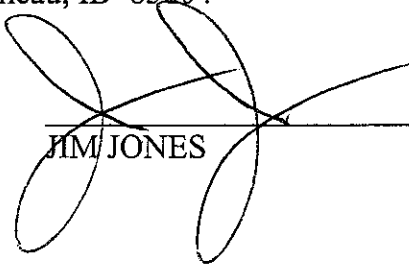
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 30th day of July, 2003, I caused to be served a true and correct copy of the foregoing OBJECTION TO AMENDED SPECIAL MASTER REPORT AND RECOMMENDATION by depositing the same in the United States mail, postage prepaid, in an envelope addressed to the following:

Director of IDWR
P.O. Box 83720
Boise, ID 83720-0098

Susan Wildwood
Attorney at Law
P.O. Box 6502
Boise, ID 83707

Eugene and Susan Robertson
H.C. 85, Box 139E
Bruneau, ID 83604



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