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**AUG 28 2003**

Department of Water Resources

Attorneys for Respondents Magic Valley Ground Water District, Aberdeen-American Falls Ground Water District, Bingham Ground Water District, Tim Deeg and Ralph Breeding (the "Ground Water Users")

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

Case No. 39576

Magic Valley Ground Water District,  
Aberdeen-American Falls Ground Water  
District, Bingham Ground Water District,  
Tim Deeg and Ralph Breeding,  
Respondent.

Subcase Nos. 36-02080, 36-15127A, 36-  
15127B, 36-15192, 36-15193A, 36-  
15193B, 36-15194A, 36-15194B, 36-  
15195A, 36-15195B, 36-15196A, and 36-  
15196B

**REQUEST FOR ADDITIONAL RECORDS**

TO: THE IDAHO ATTORNEY GENERAL'S OFFICE (NATURAL RESOURCES DIVISION), THE UNITED STATES DEPARTMENT OF JUSTICE (ENVIRONMENT AND NATURAL RESOURCES DIVISION), BUREAU OF RECLAMATION THROUGH THE UNITED STATES DEPARTMENT OF THE INTERIOR, APPELLANTS A & B IRRIGATION DISTRICT THROUGH THEIR ATTORNEY OF RECORD ROGER D. LING, AND THE CLERK OF THE ABOVE-ENTITLED COURT.

NOTICE IS HEREBY GIVEN, that the Respondent in the above entitled proceeding hereby requests pursuant to Rule 19, I.A.R., the inclusion of the following material in the agency's record in addition to that required to be included by the I.A.R. and the Notice of Appeal:

1. Reporter's transcript: No further transcripts are requested.
2. Clerk's Record:

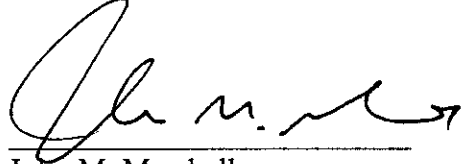
The A&B Irrigation District in its Notice of Appeal requested “all pleadings and documents filed in all proceedings before the Special Master and in all proceedings before the District Court.” However, in designating the specific documents to be included, the A&B Irrigation District did not identify several pleadings. To clarify that all pleadings will be included, the Respondent Ground Water Users request that the following documents be included in the Clerk’s Record:

- a. Respondents’ Reply Brief in Support of Motion for Partial Summary Judgment;
- b. Respondents’ Opening Brief in Support of Motion for Partial Summary Judgment;
- c. Affidavit of John M. Marshall;
- d. Brief in Opposition to Respondents’ Motion for Summary Judgment;
- e. Respondents’ Reply Brief in Support of their Motion for Partial Summary Judgment;
- f. Motion to Alter or Amend Special Master’s Report and Recommendation (Dated October 8, 2002);
- g. Notice of Challenge;
- h. Opening Brief in Support of Challenge;
- i. Ground Water Users’ Response to A&B Irrigation District’s Opening Brief;

- j. Response of the United States to A&B Irrigation District's Challenge to Special Master's Report and Recommendation;
  - k. Reply Brief of A&B Irrigation District;
  - l. Ground Water Users' Reply to United States' Response Brief;
  - m. Motion to Reconsider Order on Challenge;
  - n. Response of the United States to A&B Irrigation District's Motion to Reconsider Order on Challenge.
3. I certify that a copy of this request was served upon the clerk of the above-captioned court and upon all parties required to be served pursuant to Rule I.A.R. 20.

DATED this 27<sup>th</sup> day of August, 2003.

GIVENS PURSLEY LLP

A handwritten signature in black ink, appearing to read "John M. Marshall", written over a horizontal line.

John M. Marshall

CERTIFICATE OF SERVICE

I hereby certify that on this 27<sup>th</sup> day of August, 2003, I caused to be served a true and correct copy of the foregoing by the method indicated below, and addressed to the following:

IDWR Document Depository

P.O. Box 83720

Boise, ID 83720-0098

U.S. Mail     Fax     Hand Delivery     Federal Express

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USDI Bureau of Reclamation

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A & B Irrigation District

Roger D. Ling

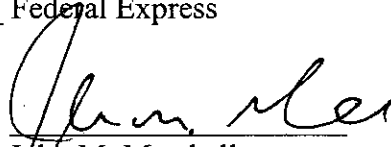
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John M. Marshall