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Department of Water Resources

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Counsel for the United States of America

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

IN RE: SRBA	)	Consolidated Subcase No. 75-13316
	)	Wild and Scenic Rivers Act Claims;
	)	(Encompassing Subcases 75-13316, 77-11941, 77-13844
	)	78-11961, 81-10472, 81-10513, and 81-10625)
	)	
	)	Quantification Proceedings
	)	
	)	STANDARD FORM 4
CASE NO. 39576	)	
	)	MOTION TO FILE:
	)	AMENDED NOTICE OF CLAIM
	)	
	)	

MOTION TO FILE AN AMENDED NOTICE OF CLAIM

Claimant United States of America, on behalf of the United States Department of Agriculture, Forest Service ("United States"), by and through its undersigned attorneys, and pursuant to SRBA Administrative Order 1, Rules of Procedure, and I.R.C.P. 55(c), respectfully

moves the Court to enter an Order granting permission to file Amended Notices of Claim in these consolidated cases, and as grounds therefor, states:

1. The United States must amend its Notices of Claim to the use of water in the SRBA because:

The filing of these quantified claims was necessitated by the Idaho Supreme Court's 2000 Opinion No. 106, filed October 27, 2000, affirming the SRBA District Court's Memorandum Decision, dated July 24, 1998, recognizing the United States' entitlement to express federal reserved water rights pursuant to the Wild and Scenic Rivers Act and directing that these claims must be factually quantified in the amounts necessary to fulfill the purposes of the Wild and Scenic Rivers Act. These Amended Notices of Claim for federal reserved water rights pursuant to the Wild and Scenic Rivers Act, attached hereto, incorporate modifications based upon the United States' factual quantification of the amounts of water necessary to fulfill the purposes of the Wild and Scenic Rivers Act, including preserving and protecting the outstandingly remarkable values for which each of the subject rivers was designated.

2. This motion and the amended notices are timely.

3. The data underlying these Amended Notices of Claim have been produced at the Forest Service Document Center. All such documents are available for inspection and copying at Professional Record Management, 1090 Boeing St., Boise, Idaho, 83705, in accordance with the procedures described in the letter mailed to all parties on February 26, 1997.

4. Counsel for the United States of America (U.S.D.A. Forest Service) in this matter are designated below, and have read SRBA Administrative Order 1, Rules of Procedure (amended October 16, 1997).

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David L. Negri
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WHEREFORE, for good cause shown, the United States respectfully requests this Court to enter an Order granting leave to file the Amended Notices of Claim herein. The United States does not believe a hearing on this motion is necessary.

Dated this 4th day of February, 2002.

Respectfully submitted,



BRUCE D. BERNARD

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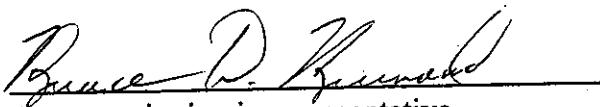
Attorneys for the United States of America

VERIFICATION

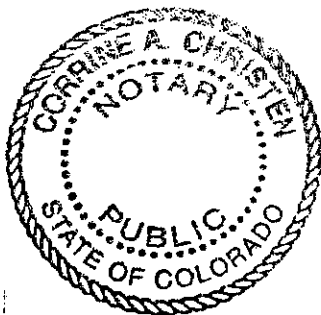
State of Colorado)
County of Denver)

Bruce D. Bernard, being first duly sworn, upon oath, deposes and says:

That I am the attorney for the party/claimant filing this motion for amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.


Attorney signing in representative
capacity

SWORN TO AND SUBSCRIBED BEFORE ME, in my presence, this 4th day of
February, 2002, a Notary Public in and for the City and County of Denver, State of Colorado.




NOTARY PUBLIC
STATE OF COLORADO

My Commission Expires: 8/11/02

My Commission Expires 08/11/2002

CERTIFICATE OF MAILING

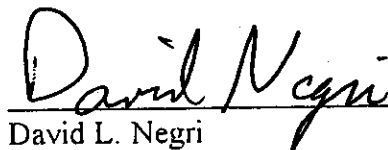
I HEREBY CERTIFY that on this 6th day of February, 2002, I served a true and correct copy of the foregoing **Standard Form 4- Motion to File Amended Notice of Claim** by depositing a copy thereof in the U.S. Mail, postage prepaid, or by Overnight Mail, as indicated upon the following:

By Overnight Mail to:

Clerk of the District Court
Snake River Basin Adjudication
253 3rd Ave. No.
Twin Falls, Idaho 83301

By United States Mail, postage prepaid to:

All parties indicated on the attached CERTIFICATE OF MAILING FOR WILD AND SCENIC RIVERS ACT CLAIMS dated February 6, 2002.



David L. Negri

Certificate of Mailing for Wild and Scenic River Claims (75-13316)

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