

David F. Shirley  
PARSONS, SMITH & STONE, LLP  
137 West 13th Street  
P.O. Box 910  
Burley, Idaho 83318  
(208) 878-8382  
(208) 878-0146 - fax  
Idaho State Bar #5834  
Attorneys for Claimants/Objectors

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

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In Re SRBA

)  
) Subcase Nos. 36-10863A,  
) 36-10863B  
)

Case No. 39576,

) MOTION TO ALTER OR AMEND  
) SPECIAL MASTER'S REPORT  
) AND RECOMMENDATION  
)  
)  
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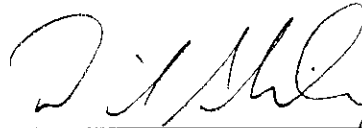
COME NOW the Claimants/Objectors, Ross Hunsaker, n/k/a  
Owyhee Ranches, Inc., by and through its attorneys of record  
Parsons, Smith & Stone, LLP, and move this Court, pursuant to  
Idaho Rules of Civil Procedure and to Section 13 of SRBA  
Administrative Order 1, for an Order to alter or amend the  
Special Master's Report and Recommendation entered January 10,  
2003 on the grounds and for the reason that the Special  
Master's Report and Recommendation subordinated this water

1 right to water rights of the party dated earlier than April 12,  
2 1994 and that such subordination under the law is improper.

3 ORAL ARGUMENT IS REQUESTED.

4 DATED this 26<sup>th</sup> day of February, 2003.

5 PARSONS, SMITH & STONE, LLP

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8 David F. Shirley  
9 Attorney for Claimants/Objectors  
10 P.O. Box 910  
11 Burley, ID 83318

CERTIFICATE OF MAILING

I hereby certify that on the 26 day of February, 2003, I served a true and correct copy of the MOTION TO ALTER OR AMEND SPECIAL MASTER'S REPORT AND RECOMMENDATION, upon:

Director of IDWR  
PO Box 83720  
Boise ID 83720-0098

Clive Strong  
Chief, Natural Resources Division  
Deputy Ag Office of Attorney General  
Statehouse Mail  
Boise ID 83720-0010

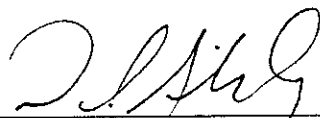
U.S. Department of Justice  
Environment & Natural Resources Division  
550 West Fort Street, MSC 033  
Boise ID 83724

Jeffery C. Fereday, Esq  
GIVENS PURSLEY, LLP  
Attorneys at Law  
PO Box 2720  
Boise ID 83701-2720

Jason Walker  
LING & ROBINSON  
PO Box 396  
Rupert ID 83350

by depositing copies thereof in the United States mail, postage prepaid, in envelopes addressed to said parties at the foregoing addresses.

PARSONS, SMITH & STONE, LLP

  
\_\_\_\_\_  
David F. Shirley