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Department of Water Resources

Attorneys for WaterOne Enterprises LLC,
a California limited liability company

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 No.: 51-04037
	)
Case No. 39576	) WATERONE ENTERPRISES LLC'S
	) MOTION TO SUPPLEMENT OBJECTION
	) AND FOR ISSUANCE OF AMENDED
	) DIRECTOR'S REPORT

WaterOne Enterprises LLC, a California limited liability company ("WaterOne, California"), Thomas Scroggins, an individual, and Virginia Canavero, an individual, by and through counsel, Stoel Rives LLP, moves the Court to supplement WaterOne, California's Objection in Subcase No. 51-04037, filed April 24, 2002, to include the MEMORANDUM DECISION AND ORDER issued by District Judge Morfitt, in Case No. CV 2001-03402 on November 5, 2002, finding that WaterOne, California is the fee simple owner of Murphy Hot Springs (hereinafter "the Order"). *See* Affidavit of Teresa A. Hill, Exhibit A. WaterOne, California further moves this Court, through the Idaho Department of Water Resources ("IDWR"), to request the issuance of a Notice of Completed Administrative Proceeding and Amended Director's Report reflecting WaterOne, California as the claimant of Water Right No. 51-04037 as permitted by the Snake River Basin Adjudication Rules of Procedure ("SRBA Rules"). *See* SRBA Rules, Section 10 "Procedure for Water Rights Where An Objection Has

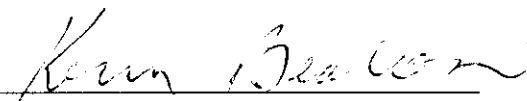
WATERONE ENTERPRISES LLC'S MOTION TO SUPPLEMENT OBJECTION AND FOR
ISSUANCE OF AMENDED DIRECTOR'S REPORT - 1

Been Filed”, subsection f “Amendment of Claims” (allowing the court to request that IDWR prepare an Amended Director’s Report for any amended claim) and Section 17(b)(1) “IDWR Administrative Proceedings to Change Reported Water Rights” (stating that “[u]nless the court orders otherwise, water right claimants are required to notify IDWR of any change of address or ownership. When notified of such a change, IDWR shall file with the court a *Notice of Administrative Proceeding* and shall attach a copy of the Amended Director’s Report reflecting the change of address or ownership.”)

This Motion is supported by the Affidavit of Thomas Scroggins in Support of Motion to File Late Objection, Motion to File Late Objection and Objection, which were filed by WaterOne, California on March 24, 2002. In addition, this motion is supported by WaterOne, California’s Motion for Summary Judgment and the Affidavit of Teresa A. Hill filed concurrently herewith.

Dated this 17th day of January, 2003

STOEL RIVES LLP

By: 
Kevin J. Beaton
Attorneys for WaterOne Enterprises, LLC

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 17th day of January, 2003, I caused to be served a true copy of WATERONE ENTERPRISES LLC'S MOTION TO SUPPLEMENT OBJECTION AND FOR ISSUANCE OF AMENDED DIRECTOR'S REPORT upon the following, in the following manner:

David J. Barber
Deputy Attorney General
Natural Resources Division
P.O. Box 4449
Boise, Idaho 83711-4449

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☐ Hand-Delivered
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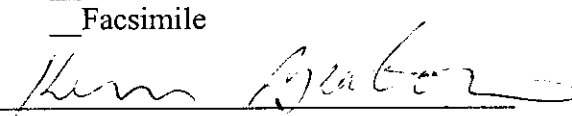
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Boise, Idaho 83720-0098

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ISSUANCE OF AMENDED DIRECTOR'S REPORT - 3