

RECEIVED

MAR 10 2003

Department of Water Resources

UNITED STATES OF AMERICA

Attorneys' Names and Addresses:

THOMAS L. SANSONETTI
Assistant Attorney General
United States Department of Justice
Environment and Natural Resources Division

DAVID L. NEGRI
United States Department of Justice
Environment and Natural Resources Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724
(208) 331-5943
Facsimile: (208) 387-0842

**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 Number: 51-12982
	)	
	)	OBJECTION TO MOTION TO FILE
Case No. 39576	)	LATE NOTICE OF CLAIM
	)	
_____	)	

The United States of America, through the USDI Bureau of Land Management ("United States"), submits this Objection to Motion to File Late Notice of Claim based upon the following:

1. On January 13, 2003, Flying Triangle, Inc. filed its Motion to file Late Notice of Claim.

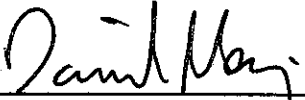
2. On August 29, 2002, the United States, Flying Triangle, and numerous other parties filed in SRBA subcase nos. 37-02809 *et al.* their Stipulation and Joint Motion For Order Approving Stipulation ("Stockwater Settlement") which settled thousands of claims for and objections to stockwater rights on federal lands.

3. Section 8 of the Stockwater Settlement provides that Flying Triangle shall not file any additional claims in the SRBA for water rights on federal lands. Section 4 of the Stockwater Settlement provides a limited exception to Section 8 and allows Flying Triangle to file certain claims as long as such claims were filed no later than December 31, 2002.

4. Because this claim is located on federal land, *see* section 12 of the Notice of Claim to a Water Right, and because it was not filed by December 31, 2002, the Motion to File Late Notice of Claim should be denied.

DATED this 7th day of March, 2003.

UNITED STATES OF AMERICA



David L. Negri
United States Department of Justice

CERTIFICATE OF SERVICE

I certify that on March 7, 2003, I served a true and correct copy of the foregoing
OBJECTION TO MOTION TO FILE LATE NOTICE OF CLAIM upon the following:

By facsimile 208-736-2121:

Clerk of the Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

Copies by United States mail, postage prepaid to:

Flying Triangle Inc.
P.O. Box 180
Hagerman, ID 83332

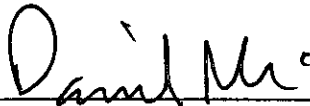
U.S. Department of Justice
General Litigation Section
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-0098

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Courtesy copy by facsimile 208-735-2444:

Travis L. Thompson
Barker Rosholt & Simpson LLP



David L. Negri