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Department of Water Resources

Names of Parties Filing Document:

UNITED STATES OF AMERICA

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**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

) Subcase Numbers: See Attached Exhibit A
)
) **UNITED STATES' MOTION FOR**
) **EXTENSION OF TIME TO FILE**
) **MEMORANDUM IN OPPOSITION TO**
) **THE STATE OF IDAHO'S MOTION**
) **FOR AN ORDER DENYING LEAVE**
) **TO FILE LATE NOTICES OF CLAIM**

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MOTION

The United States, by and through the undersigned counsel, respectfully moves this Court to grant an extension of time to file a memorandum in opposition to the State of Idaho's Motion for an Order Denying Leave to File Late Notices of Claim. The United States respectfully requests until June 10, 2002 to file its memorandum in opposition.

MEMORANDUM OF POINTS AND AUTHORITIES

On May 21, 2002, the District Court held a Hearing on Motion to File Late Notice of Claim in the above-captioned subcases. The State of Idaho orally opposed the United States' Motions to File Late Claim. The District Court allowed the State of Idaho five days to file a motion and memorandum. The District Court allowed the United States 14 days to file a memorandum in opposition. Counsel for the United States mistakenly understood that the United States had 14 days from the date the State of Idaho filed its motion and memorandum to file a memorandum in opposition.

Counsel for the United States' called David Barber, counsel for the State of Idaho, to ask for an extension of time to file a memorandum in opposition on June 6, 2002. Mr. Barber was not in his office. Therefore, counsel for the United States does not know the State of Idaho's position regarding this motion for extension of time.

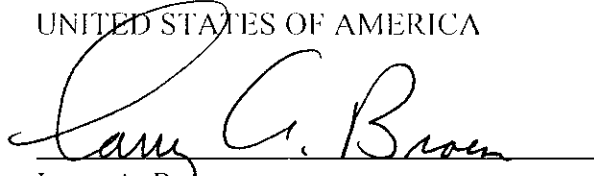
Under the District Court's schedule, the United States' memorandum in opposition should have been filed on June 4, 2002. The United States respectfully requests the District Court grant an extension of time to file a memorandum in opposition, and respectfully requests the District Court to set June 10, 2002 as the date for the United States to file its memorandum in opposition.

There appearing to be good cause, the District Court should grant the United States' Motion for Extension of Time to File Memorandum in Opposition to the State of Idaho's Motion for An Order Denying Leave to File Late Notices of Claim.

DATED this 6th day of June, 2002.

Respectfully submitted,

UNITED STATES OF AMERICA

A handwritten signature in black ink, appearing to read "Larry A. Brown", is written over a horizontal line.

Larry A. Brown
Of Attorneys for the United States

IT IS SO ORDERED.

Dated this _____ day of June, 2002.

Roger S. Burdick
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF SERVICE

I certify that on June 6, 2002, I served a true and correct copy of the foregoing **UNITED STATES' MOTION FOR EXTENSION OF TIME TO FILE MEMORANDUM IN OPPOSITION TO THE STATE OF IDAHO'S MOTION FOR AN ORDER DENYING LEAVE TO FILE LATE NOTICES OF CLAIM** by placing the documents in the United States Mail in Washington D.C., postage paid, and addressed as follows:

Original to:

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

Copies to:

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

Mr. David J. Barber
Deputy Attorney General
Office of the Attorney General
Natural Resources Division
State of Idaho
P.O. Box 44449
Boise, ID 83720-0098
By Facsimile and United States Mail

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

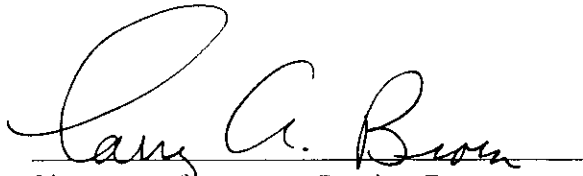

Signature of Attorney Serving Documents

EXHIBIT A

Subcase Numbers:

34-13676
34-13677
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34-13685
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