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DEPARTMENT OF  
NATURAL RESOURCES

U.S. Department of Justice

Environment and Natural Resources Division

DWG:DAJ

90-6-2-63c

David A. Jarvis  
Labat-Anderson, Inc.  
1961 Stout Street, 8<sup>th</sup> Floor  
Denver, Colorado 80294

Telephone (303) 844-1485  
Facsimile (303) 844-1350  
E-mail: David.Jarvis2@usdoj.gov

August 8, 2007

**via FedEx Mail**

Diana R. Delaney, Chief Deputy Clerk  
Snake River Basin Adjudication  
DISTRICT COURT  
253 Third Ave., North  
Twin Falls, Idaho 83303-2707

Re: SRBA Case No. 39576  
Subcase Nos. 22-07057, 22-04185, 22-07019

Dear Ms. Delaney:

Enclosed are the following original documents for filing in the above listed subcases as well as additional copies as noted to meet copy requirements .

1. **UNITED STATES' MOTION TO FILE LATE OBJECTIONS** (original plus two copies)
2. **AFFIDAVIT OF JAMI L. ANDERSEN** (original plus two copies)
3. **STANDARD FORM 1 - OBJECTION** (Subcase 22-07057) (original only)
4. **STANDARD FORM 1 - OBJECTION** (Subcase 22-04185) (original only)
5. **STANDARD FORM 1 - OBJECTION** (Subcase 22-07019) (original only)

Sincerely,

David A. Jarvis  
Paralegal

Enclosures

**RONALD J. TENPAS**

Acting Assistant Attorney General  
Environment and Natural Resources Division

**DAVID W. GEHLERT**

Natural Resources Section  
Environment and Natural Resources Division  
U.S. Department of Justice  
1961 Stout Street, 8<sup>th</sup> Floor  
Denver, Colorado 80294  
Phone: (303) 844-1386  
Fax: (303) 844-1350

**Counsel for the United States**

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

|                |   |                                           |
|----------------|---|-------------------------------------------|
| In In Re SRBA  | ) | Subcase Nos. 22-07057, 22-04185, 22-07019 |
|                | ) |                                           |
| Case No. 39576 | ) | UNITED STATES' MOTION TO FILE             |
|                | ) | LATE OBJECTIONS                           |
|                | ) |                                           |

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COMES NOW the United States, by and through its counsel of record, and hereby moves this Court for permission to file late objections in the three above listed subcases.

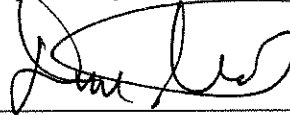
Objections were due in SRBA Basin 22, Part 2, on Wednesday, July 25, 2007. The United States Bureau of Reclamation ("BOR") filed twelve Objections in Basin 22, Part 2. *See* accompanying **Affidavit of Jami L. Andersen** ("Andersen Affidavit"). However, BOR inadvertently omitted three Objections it had intended to file. The omitted objections address claims which overlapped with other claims BOR did file objections to. *Id.* As noted in the Andersen Affidavit, it was not until she was reviewing the SRBA Court's on-line register of

actions for July 25, 2007 that Ms. Andersen realized her omission. Ms. Andersen immediately notified the BOR manager responsible for SRBA water issues, who, in turn, notified DOJ.

Whereas the recognition of this omission has occurred just after Objections were due to be filed and well before Responses to Objections are due, and whereas the issues raised in the Objections BOR seeks to file do not raise new issues, and whereas allowing the United States to file these Objections are in the best interests of justice, the United States asks that the SRBA Court permit the United States to file these three inadvertently omitted Objections to the Basin 22, Part 2 Recommendations.

DATED this 8<sup>th</sup> Day of August, 2007.

Respectfully submitted,



David W. Gehlert  
Attorney, Natuarl Resources Section  
Environment and Natural Resources Division  
U.S. Department of Justice  
1961 Stout Street, 8<sup>th</sup> Floor  
Denver, Colorado 80294  
Phone: (303) 844-1386

Attorney for the United States of America

CERTIFICATE OF SERVICE

I certify that on this 8<sup>th</sup> day of August 2007, I served a true and correct copies of the following:

1. UNITED STATES' MOTION TO FILE LATE OBJECTIONS
2. AFFIDAVIT OF JAMI L. ANDERSEN
3. STANDARD FORMS 1 - LATE OBJECTIONS

in SRBA Subcase Nos. 22-07057, 22-04185, and 22-07018 as indicated below:

**via FedEx mail:**

CLERK OF THE SRBA COURT (Originals and additional copies as needed)  
SRBA Courthouse  
District Court  
253 Third Ave. North  
Twin Falls, Idaho 83301  
Phone: (208) 736-3011

**via first-class U.S. Mail, pre-paid:**

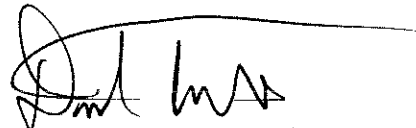
Jerry R. Rigby  
Rigby, Andrus & Moeller, Chartered  
P.O. Box 250  
Rexburg, ID 83440

Riverside Farms  
1908 E 500 N  
St. Anthony, ID 83445

Dennie K. Arnold  
Janet Arnold  
1045 N Hwy 32  
Felt, ID 83424

United States Department of Justice  
Environment and Natural Resources Div.  
550 W. Fort St., MSC 033  
Boise, ID 83724

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



David W. Gehlert