

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

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)
)
)

A. Subcase 63-3081

Case No. 39576

MOTION TO AMEND OPPOSITION
TO WATER RIGHT

Comes Now, Black Canyon Irrigation District ("BCID") by and through its
attorneys of record McDevitt & Miller LLP, by Chas F. McDevitt, and moves to amend
its opposition to Subcase No. 63-3081.

To amend Section 10 to read as follows:

"a remark should be added to the water right as follows"

"The source of this right is waste water. The wasting of water may be
discontinued at any time."

Amend reasons supporting Objections as follows—deleting present "reasons" and
add the following:

Remark will inform water users that water may not continue to be available.

Dated this 27th day of August, 2007.

McDevitt & Miller LLP



Chas F. McDevitt

CERTIFICATE OF MAILING

I certify that on August 21st, 2007, I mailed the original and copies of this Motion, including all attachments, to the following persons:

1. Original to:

Clerk of the District court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Current Owner:

Name: Blaine Overman
Suzanne Overman

Address: 25454 Freeze Out Road
Caldwell, ID 83605

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449


McDEVITT & MILLER LLP