



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, 8th Floor
Denver, Colorado 80294

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

October 15, 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

RECEIVED

OCT 16 2007

DEPARTMENT OF
WATER RESOURCES

Re: SRBA Case No. 39576
Subcase No. 63-03618

Dear Ms. Delaney:

Enclosed for filing in the above listed subcase are the following documents:

1. **UNITED STATES' MOTION FOR SUMMARY JUDGMENT**
2. **BRIEF IN SUPPORT OF UNITED STATES' MOTION FOR SUMMARY JUDGMENT**
3. **AFFIDAVIT OF DAVID A JARVIS.**

Sincerely,

David A. Jarvis
Paralegal

Enclosures

RECEIVED

OCT 16 2007

DEPARTMENT OF
WATER RESOURCES

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, 8th Floor
Denver, Colorado 80294
Phone: (303) 844-1386
Fax: (303) 844-1350

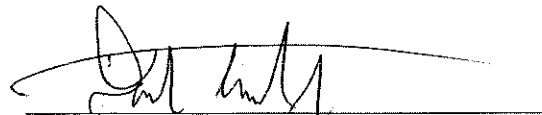
Counsel for the United States

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

In Re SRBA	)	Consolidated Subcase No.: 63-03618
	)	
Case No. 39576	)	UNITED STATES' MOTION FOR
	)	SUMMARY JUDGMENT
_____	)	

Pursuant to Id. R. Civ. P. 56(c), the United States moves this Court for an Order of Summary Judgment based on the facts presented in the attached BRIEF IN SUPPORT OF UNITED STATES' MOTION FOR SUMMARY JUDGMENT and such additional facts as may be presented during the course of the proceeding.

Dated this 15th day of October 2007.



David W. Gehlert, Trial Attorney
Natural Resources Section
United States Department of Justice