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OCT 16 2007
DEPARTMENT OF
WATER RESOURCES

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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	)	Subcase No. 63-3618
	)	
Case No. 39576	)	MOTION FOR SUMMARY
	)	JUDGMENT
	)	
	)	

COMES NOW Nampa & Meridian Irrigation District (NMID), by and through its counsel of record, Ringert Clark, Chartered, moves this Court, pursuant to Rule 56 of the Idaho Rules of Civil Procedure, for entry of summary judgment ordering that the portion of the above-referenced water right pertaining to streamflow maintenance is not in compliance with Idaho law. More specifically, NMID respectfully moves this Court for an order that the United States Bureau of Reclamation has not complied with Title 42, Chapter 15 of the Idaho Code and cannot hold the above referenced water right for minimum stream flow purposes.

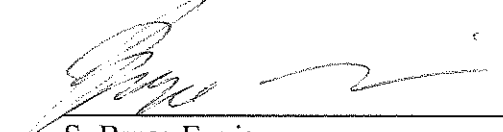
This Motion is based upon: the Memorandum in Support of NMID's Motion for Summary Judgment, the pleadings and documents on file with this Court.

Oral argument is requested.

DATED this 15th day of October, 2007.

COPY

RINGERT CLARK CHARTERED


S. Bryce Farris

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 15th day of October, 2007, I caused to be served a true and correct copy of the foregoing document via U.S. mail, postage pre-paid, to the following:

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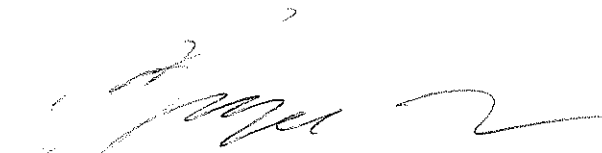
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