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LAW OFFICES

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JAN 02 2008

DEPARTMENT OF
WATER RESOURCES

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December 31, 2007

Special Master Terrance A. Dolan
Snake River Basin Adjudication Court
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

COPY

Re: Subcase No. 74-14981

Dear Special Master Dolan:

We are enclosing with this letter a Motion for Relief under Rule 60(a) of the Idaho Rules of Civil Procedure together with a brief in support, an Affidavit of Glenn A. Seaberg and a deposition of Mrs. Myra E. Miller taken December 12, at 9:30 a.m. The deposition is brief enough that we just included the entire deposition for the court's convenience. As we understand it, this matter is scheduled for a status conference on February 7, 2008, at 9:00 a.m. Perhaps the final disposition on the motion can be discussed at that time. Finally, we have also enclosed copies of the Stipulation to take Deposition and the Notice of Taking Deposition associated with the taking of the deposition of Mrs. Myra E. Miller for the court's file.

Thank you for your kind attention to this matter.

Yours very truly,

Kent W. Foster

Enclosures

c: ✓Andrea Courtney

G:\WPDATA\AKWF\12255 Seaberg, Glen & Kathy\Terrance Dolan ltr 123107.wpd.cdv

Established in 1896

Kent W. Foster, Esq.
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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.: 74-14981

Case No. 39576

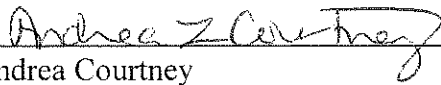
**STIPULATION TO TAKE DEPOSITION
BY TELEPHONE**

It is hereby stipulated and agreed by and between Kent W. Foster of the law firm of Holden, Kidwell, Hahn & Crapo, PLLC, attorneys of record for claimants, Glenn and Cathy Seaberg, and Andrea Courtney, Deputy Attorney General, on behalf of the Idaho Department of Water Resources, that the deposition of Myra E. Miller may be taken by telephone.

Dated this 30th day of November, 2007.



Kent W. Foster, Esq.
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.



Andrea Courtney
Deputy Attorney General,
Idaho Department of Water Resources

CERTIFICATE OF MAILING

I hereby certify that on the 5/5th day of ^{December}~~November~~, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

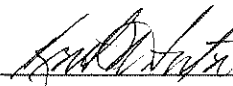
2. Copies to:

Name & Address of Person/Attorney Objecting

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

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environmental and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Kent W. Foster
Attorney for Claimants

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