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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

Case No. 39576

) **MOTION FOR EXTENSION OF TIME**
) **TO PROVIDE INFORMATION TO THE**
) **IDAHO DEPARTMENT OF WATER**
) **RESOURCES**

) **SUBCASE NOS: 37-00212A, 37-20361, 37-**
) **2621, 37-4337**

COMES NOW claimant Helios Development LLC, by and through its counsel of record, and brings this *Motion for Extension of Time to Provide Information to the Idaho Department of Water Resources*. This Motion is supported by the following facts:

- On October 24, 2008, the Court filed its Order Granting Motion to File Amended Notice of Claim, Settling Subcase Deadlines and Status Conference in the above-listed subcases.
- Specifically, the Order provided the following deadlines:
 - January 30, 2009: Deadline for claimant to provide information to the IDWR
 - February 27, 2009: Deadline to File Amended Director's Report
 - March 27, 2009: Deadline to File Objection
 - April 17, 2009: Deadline to File Response

- For the past several months, claimant, along with its expert Charles E. Brockway Sr., has been working diligently with the IDWR to produce requested documents.
- Additional documents were requested by the IDWR on or about January 6, 2009 that requires much time and research by claimant's expert Charles E. Brockway, Sr.
- On or about January 8, 2009, Charles E. Brockway, Sr. underwent a medical procedure that will require several weeks of bed rest.
- As a result, claimant will not be able to provide the IDWR all the requested documents by the January 30, 2009 deadline.

For the reasons set forth above, claimant respectfully requests a sixty (60) day extension for claimant to provide information to the IDWR and that the other deadlines be adjusted accordingly in the above-entitled sub cases.

DATED this 20th day of January, 2009.

LAWSON & LASKI PLLC

By: Kirstin K. Dutcher
Kirstin K. Dutcher
Attorneys for Plaintiff

CERTIFICATE OF MAILING

I HEREBY CERTIFY that on this 20th day of January, 2009, I caused to be served a true copy of the foregoing document by the method indicated below, and addressed to each of the following:

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Snake River Basin Adjudication
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P.O. Box 2707
Twin Falls, ID 83303-2707

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IDWR Document Depository
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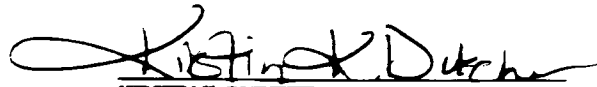
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United States Department of Justice
Environment & Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

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Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
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Boise, ID 83720-0010

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MULTIPLE PARTY FACSIMILE COVERSHEET

Date: 1/20/2009 Pages (including cover page): 4
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To: Robert E. Williams, Esq. Fax: (208) 324-3135
To: Craig Hobday, Esq. Fax: (208) 934-4420
To: Albert P. Barker, Esq. Fax: (208) 344-6834
To: IDWR Document Depository Fax: (208) 287-6701
To: United States Department of Justice Fax: (208) 854-8872
To: Chief, Natural Resources Division Fax: (208) 854-8872

From: Deb Erickson, Assistant to Kirstin K. Dutcher

Re: SRBA Case No. 39576
Twin Falls County Subcase Nos. 37-00212A, 37-20381, 37-2621, 37-4337

Comments:

Attached is the Motion for Extension of Time to Provide Information to the Idaho Department of Water Resources. Thank you.

ORIGINAL WILL

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