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DEPARTMENT OF
WATER RESOURCES

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Attorney for Lord Ranch

**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 63-2655
	)	
Case No. 39576	)	MOTION TO ALTER OR AMEND
	)	
	)	
	)	
	)	

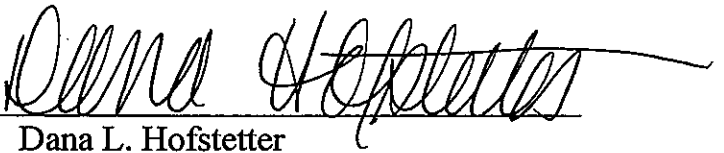
At the July 7, 2009, Status Conference in this Subcase, Claimant's counsel incorrectly indicated that this water right could proceed to Special Master's Report and Recommendation. However, counsel has since discovered that the SRBA Claim place of use quarter-quarter section description for this right did not comport with the Claim map and that an Objection should have been filed as the Claim map actually included the correct place of use description. The Director's Report Recommendation for this right apparently was based on the Claim quarter-quarter section description, not the Claim map place of use

description. It appears that there was a clerical error in translating the place of use description in the Claim map to the quarter-quarter section Claim description.

To address this apparent clerical error, pursuant to Snake River Basin Adjudication ("SRBA") Administrative Order No. 1, Section 13a, Lord Ranch, by and through its counsel of record, Dana L. Hofstetter of Hofstetter Law Office, LLC, respectfully moves the Court to alter or amend its July 16, 2009 Special Master's Report and Recommendation so that a late Objection may be pursued and this matter may be corrected. This *Motion* is supported by applicable law and matters of record.

DATED this 28th day of August, 2009.

HOFSTETTER LAW OFFICE, LLC

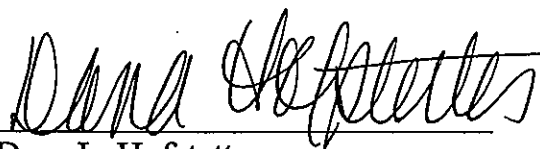
By 
Dana L. Hofstetter

CERTIFICATE OF SERVICE

I hereby certify that on the 28th day of August, 2009, I caused to be served copies of the foregoing **Motion to Alter or Amend** by U.S. Mail postage pre-paid to the following:

LORD RANCH
1171 MAYFIELD ROAD
BOISE, ID 83716-3401

DIRECTOR OF IDWR
PO BOX 83720
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Dana L. Hofstetter

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