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APR 15 2011
DEPARTMENT OF
WATER RESOURCES

Attorneys for Petitioner Wood River Valley Irrigation District #45

**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

)
) Subcase: 37-11951
)
) **MOTION TO FILE LATE**
) **OBJECTION**
)

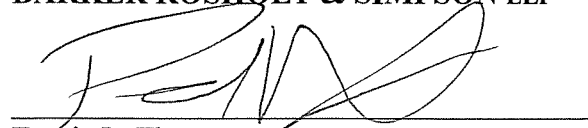
COMES NOW, Wood River Valley Irrigation District #45 ("District 45"), by and through its attorneys, Barker, Rosholt & Simplot, LLP, and moves this Court for an order granting leave to file a late objection in the above water right, pursuant to SRBA Administrative Order #1 and the Idaho Rules of Civil Procedure. This motion is supported by the concurrently filed *Memorandum in Support of Motion to File Late Objection, Affidavit of Paul L. Arrington* and *Affidavit of Michael A. Harris*. The proposed *Objection* is attached hereto.

Good cause exists to District 45's motion. The failure to file an objection to water right 37-11951 was not willful. As soon as the oversight was discovered, District 45 directed its legal counsel to file the current motion. Accordingly, since no prejudice will result and this Court should grant this *Motion to File Late Objection*.

///

DATED this 14th day of April, 2011.

BARKER ROSHOLT & SIMPSON LLP

A handwritten signature in black ink, appearing to read 'T. Thompson', is written over a horizontal line.

Travis L. Thompson

Paul L. Arrington

Attorneys for District 45

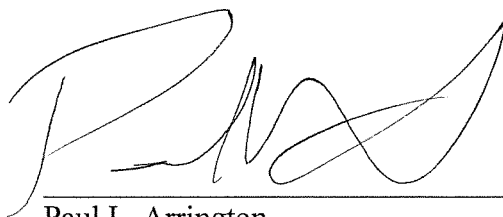
CERTIFICATE OF SERVICE

I certify that on this 14th day of April, 2011, I served the foregoing **MOTION TO FILE LATE OBJECTION**, including all attachments, to the following persons, via first class mail:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
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Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
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Paul L. Arrington