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DEPARTMENT OF
WATER RESOURCES

Jerry and Janice Cenarrusa, C. E. Molyneux,
Fish Creek Reservoir Company, Inc.,
James L. Eldredge, the Estate of
Mary Eldredge and Telfer, Inc.

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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.: 00-92037G3
	)	
Case No. 39576	)	MOTION TO ALTER OR AMEND
	)	
	)	

Jerry and Janice Cenarrusa, C. E. Molyneux, Fish Creek Reservoir Company, Inc., James L. Eldredge, the Estate of Mary Eldredge, and Telfer, Inc., by and through their counsel of record, Dana L. Hofstetter of Hofstetter Law Office, LLC, and pursuant to *SNAKE RIVER BASIN Adjudication* ("SRBA") *Administrative Order No. 1*, Section 13a, respectfully move the Court to alter or amend its January 19, 2012, *Special Master's Report and Recommendation* in this Subcase by adding Water Right No. 37-4393 to the "Fish Creek and Tributaries" list of Attachment 1. As noted on the nineteenth page of the *Stipulation to Partially Resolve Basin 37, Part 3 General Provision Objection (Little Wood River)* (hereinafter the "*Stipulation*") that was filed in this Subcase on January 27, 2011, and in the second paragraph of the letter of Vicki Kelly

to Diana Delaney transmitting the *Stipulation* to the Court, also filed in this Subcase on January 27, 2011, and based on other matters of record, Water Right No. 37-4393 should be included on the "Fish Creek and Tributaries" list of Attachment 1 but apparently was inadvertently omitted.

DATED this 28th day of February, 2012.

HOFSTETTER LAW OFFICE, L.L.C.

By 
Dana L. Hofstetter

CERTIFICATE OF SERVICE

I hereby certify that on the 28th day of February, 2012, I caused to be served copies of the foregoing **MOTION TO ALTER OR AMEND** by U.S. Mail postage pre-paid on the following:

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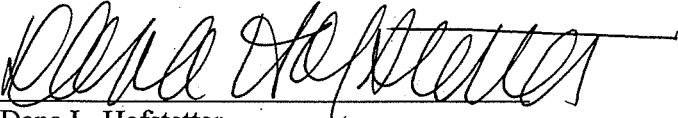
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