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MAY 17 2012

DEPARTMENT OF
WATER RESOURCES

Thomas J. Budge, ISB No. 7465
RACINE OLSON NYE BUDGE &
BAILEY, CHARTERED
Post Office Box 1391
201 E. Center Street
Pocatello, Idaho 83204-1391
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*Attorneys for Cedron Irrigation, LLC, Teton Rainbow Ranches, Inc.,
Trees, Inc., and Al Shiver*

**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 Nos. 22-13212,
22-11639, 22-13853**

MEMORANDUM OF ATTORNEY FEES

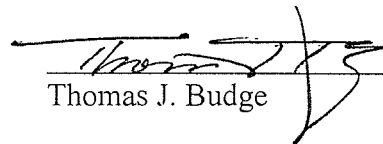
Cedron Irrigation, LLC, Teton Rainbow Ranches, Inc., Trees, Inc., and Al Shiver (collectively the "Objectors"), by and through counsel, submit this *Memorandum of Fees and Costs* itemizing attorney fees incurred by them in responding to certain pleadings filed by Mike Reid in violation of Rule 11(a)(1) of the Idaho Rules of Civil Procedure. The following attorney fees were necessarily and reasonably incurred by the Objectors in defending against the pleadings indicated:

PLEADING	ATTORNEY FEES
<i>Motion to Set Aside Verdict</i> filed by Mike Reid on May 4, 2011, in subcase no. 22-13212.	\$1,540
<i>Motion to File Amended Notice of Claim</i> filed by Mike Reid on October 24, 2011, in subcase no. 22-13853.	\$70
<i>Notice of Appeal</i> filed by Mike Reid on March 23, 2012, in subcase no. 22-11639.	\$1890
TOTAL	\$3,500

To the best of the undersigned's knowledge and belief, the fees listed above are correct and are claimed in compliance with the applicable Idaho Rules of Civil Procedure. This *Memorandum of Fees and Costs* is supported by the *Affidavit of Thomas J. Budge* filed simultaneous herewith and the *Objectors' Response to Notice of Appeal* filed April 23, 2012, in subcase no. 22-11639.

RESPECTFULLY SUBMITTED this 14th day of May, 2012.

RACINE OLSON NYE BUDGE
& BAILEY, CHARTERED


Thomas J. Budge

CERTIFICATE OF SERVICE

I CERTIFY that on this 15th day of May, 2012, the above **Memorandum of Fees** was served in the following manner:

Deputy Clerk
Snake River Basin Adjudication
PO Box 2707, 253 Third Avenue N.
Twin Falls, Idaho 83303

☒ U.S. Mail/Postage Prepaid
☐ Facsimile
☐ Overnight Mail
☐ Hand Delivery

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

☒ U.S. Mail/Postage Prepaid
☐ Facsimile
☐ Overnight Mail
☐ Hand Delivery

Michael L. Reid
Michael Reid
Steven Reid
550 S 450 W
Victor, ID 83455

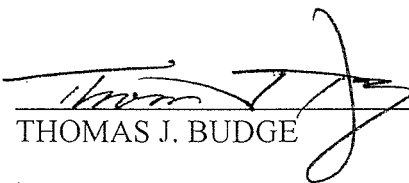
☒ U.S. Mail/Postage Prepaid
☐ Facsimile
☐ Overnight Mail
☐ Hand Delivery

Don Miller
1835 Teton View Dr.
Rexburg, Idaho 83440

☒ U.S. Mail/Postage Prepaid
☐ Facsimile
☐ Overnight Mail
☐ Hand Delivery

Chet Miller
Rex Miller
PO Box 532
Driggs, Idaho 83422

☒ U.S. Mail/Postage Prepaid
☐ Facsimile
☐ Overnight Mail
☐ Hand Delivery


THOMAS J. BUDGE

Client	Trans Date	Atty	Rate	Hours to Bill	
Client ID 0.0034958 SHIVER/ALFRED M.					
0.0034958	05/06/2011	TJB	175.00	0.20	RECEIVE AND REVIEW MOTION TO SET ASIDE VERDICT FILED BY MIKE REID; DRAFT RESPONSE; DRAFT LETTER TO CLIENTS REGARDING THE SAME (TIME SPLIT)
0.0034958	05/09/2011	TJB	175.00	0.50	DRAFT RESPONSE TO REID MOTION WITH REQUEST FOR ATTORNEY FEES (TIME SPLIT)
0.0034958	05/10/2011	TJB	175.00	0.60	REVISE AND EDIT RESPONSE BRIEF
0.0034958	05/31/2011	TJB	175.00	0.30	TELEPHONE CONFERENCE WITH TODD TO GET APPROVAL TO SEND BRIEF IN OPPOSITION
0.0034958	07/06/2011	TJB	175.00	0.60	PREPARE FOR AND PARTICIPATE IN HEARING ON MIKE REID MOTION TO OBTAIN EARLIER PRIORITY DATE AND OTHER PARADISE SPRINGS WATER RIGHTS; DRAFT LETTER TO CLIENTS WITH UPDATE REGARDING THE SAME; DRAFT LETTER TO MIKE REID WITH ACCOUNTING FOR LEGAL EXPENSES
0.0034958	08/10/2011	TJB	175.00	0.10	RECEIVE AND REVIEW SF5S FOR LARELL KUNZ, RON MILLER, AND REID'S 1969 WATER RIGHT; DRAFT EMAIL TO MIKE HOLLIDAY RE: SUBORDINATION CONDITION FOR LARELL (TIME SPLIT)
0.0034958	08/11/2011	TJB	175.00	0.20	[REDACTED]
0.0034958	09/02/2011	TJB	175.00	0.30	[REDACTED]
0.0034958	09/21/2011	TJB	175.00	0.50	[REDACTED]
0.0034958	09/26/2011	TJB	175.00	0.40	[REDACTED]
0.0034958	09/26/2011	TJB	175.00	0.40	[REDACTED]
0.0034958	10/06/2011	TJB	175.00	0.30	[REDACTED]
0.0034958	10/12/2011	TJB	175.00	0.20	[REDACTED]
0.0034958	12/07/2011	TJB	175.00	0.40	[REDACTED]
0.0034958	12/09/2011	TJB	175.00	0.10	[REDACTED]
0.0034958	12/21/2011	TJB	175.00	0.20	[REDACTED]
0.0034958	01/05/2012	TJB	175.00	0.10	[REDACTED]
0.0034958	01/05/2012	TJB	175.00	0.60	[REDACTED]
0.0034958	02/22/2012	TJB	175.00	0.10	HEARING BEFORE SPECIAL MASTER BILYEU ON REID MOTIONS TO AMEND WATER RIGHT CLAIMS OF DON MILLER AND REX MILLER; BOTH MOTIONS DENIED
0.0034958	04/02/2012	TJB	175.00	0.50	[REDACTED]
0.0034958	04/16/2012	TJB	175.00	0.60	[REDACTED]
0.0034958	04/19/2012	TJB	175.00	1.30	DRAFT RESPONSE TO REID NOTICE OF APPEAL; DRAFT LETTER TO CLERK AND FILE
0.0034958	04/20/2012	TJB	175.00	0.70	REVISE AND EDIT RESPONSE TO NOTICE OF APPEAL AND FILE WITH COURT
0.0034958	04/25/2012	TJB	175.00	0.10	[REDACTED]
0.0034958	05/02/2012	TJB	175.00	0.30	HEARING OBJECTING TO REID'S NOTICE OF APPEAL AGAIN SEEKING A 1904 PRIORITY DATE FOR THE REST OF HIS PROPERTY
0.0034958	05/09/2012	TJB	175.00	0.40	PREPARE MEMORANDUM OF FEES AND COSTS, AFFIDAVIT OF FEES AND COSTS, AND PROPOSED ORDER

Total for Client ID 0.0034958	Billable	10.00	SHIVER/ALFRED M. WATER RIGHTS
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GRAND TOTALS			
	Billable	10.00	

Client	Trans Date	Atty	Rate	Hours to Bill	
Client ID 0.0035213 MCBRIDE/MICHAEL					
0.0035213	05/06/2011	TJB	175.00	0.20	RECEIVE AND REVIEW MOTION TO SET ASIDE VERDICT FILED BY MIKE REID; DRAFT RESPONSE; DRAFT LETTER TO CLIENTS REGARDING THE SAME (TIME SPLIT)
0.0035213	05/09/2011	TJB	175.00	0.50	DRAFT RESPONSE TO REID MOTION WITH REQUEST FOR ATTORNEY FEES (TIME SPLIT)
0.0035213	05/10/2011	TJB	175.00	0.60	REVISE AND EDIT RESPONSE BRIEF
0.0035213	05/31/2011	TJB	175.00	0.30	TELEPHONE CONFERENCE WITH TODD TO GET APPROVAL TO SEND BRIEF IN OPPOSITION
0.0035213	07/06/2011	TJB	175.00	0.60	PREPARE FOR AND PARTICIPATE IN HEARING ON MIKE REID MOTION TO OBTAIN EARLIER PRIORITY DATE AND OTHER PARADISE SPRINGS WATER RIGHTS; DRAFT LETTER TO CLIENTS WITH UPDATE REGARDING THE SAME; DRAFT LETTER TO MIKE REID WITH ACCOUNTING FOR LEGAL EXPENSES
0.0035213	08/10/2011	TJB	175.00	0.10	[REDACTED]
0.0035213	08/11/2011	TJB	175.00	0.20	[REDACTED]
0.0035213	09/02/2011	TJB	175.00	0.30	[REDACTED]
0.0035213	09/21/2011	TJB	175.00	0.50	[REDACTED]
0.0035213	09/26/2011	TJB	175.00	0.40	[REDACTED]
0.0035213	10/06/2011	TJB	175.00	0.30	[REDACTED]
0.0035213	10/12/2011	TJB	175.00	0.20	[REDACTED]
0.0035213	12/07/2011	TJB	175.00	0.40	[REDACTED]
0.0035213	12/09/2011	TJB	175.00	0.10	[REDACTED]
0.0035213	12/21/2011	TJB	175.00	0.20	[REDACTED]
0.0035213	01/05/2012	TJB	175.00	0.10	[REDACTED]
0.0035213	02/22/2012	TJB	175.00	0.10	HEARING BEFORE SPECIAL MASTER BILYEU ON REID MOTIONS TO AMEND WATER RIGHT CLAIMS OF DON MILLER AND REX MILLER; BOTH MOTIONS DENIED
0.0035213	04/02/2012	TJB	175.00	0.50	[REDACTED]
0.0035213	04/16/2012	TJB	175.00	0.60	[REDACTED]
0.0035213	04/19/2012	TJB	175.00	1.30	DRAFT RESPONSE TO REID NOTICE OF APPEAL; DRAFT LETTER TO CLERK AND FILE
0.0035213	04/20/2012	TJB	175.00	0.70	REVISE AND EDIT RESPONSE TO NOTICE OF APPEAL AND FILE WITH COURT
0.0035213	04/25/2012	TJB	175.00	0.10	[REDACTED]
0.0035213	05/02/2012	TJB	175.00	0.30	HEARING OBJECTING TO REID'S NOTICE OF APPEAL AGAIN SEEKING A 1904 PRIORITY DATE FOR THE REST OF HIS PROPERTY
0.0035213	05/09/2012	TJB	175.00	0.40	PREPARE MEMORANDUM OF FEES AND COSTS, AFFIDAVIT OF FEES AND COSTS, AND PROPOSED ORDER

Total for Client ID 0.0035213	Billable	9.00	MCBRIDE/MICHAEL TREES, INC. - WATER RIGHTS
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GRAND TOTALS

Billable	9.00
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Client	Trans Date	Atty	Rate	Hours to Bill	
Client ID 0.0035212 DUSTIN/TODD					
0.0035212	05/06/2011	TJB	175.00	0.20	RECEIVE AND REVIEW MOTION TO SET ASIDE VERDICT FILED BY MIKE REID; DRAFT RESPONSE; DRAFT LETTER TO CLIENTS REGARDING THE SAME (TIME SPLIT)
0.0035212	05/09/2011	TJB	175.00	0.50	DRAFT RESPONSE TO REID MOTION WITH REQUEST FOR ATTORNEY FEES (TIME SPLIT)
0.0035212	05/10/2011	TJB	175.00	0.60	REVISE AND EDIT RESPONSE BRIEF (TIME SPLIT)
0.0035212	05/31/2011	TJB	175.00	0.30	TELEPHONE CONFERENCE WITH TODD TO GET APPROVAL TO SEND BRIEF IN OPPOSITION TO MOTION TO SET ASIDE VERDICT; REVISE AND EDIT BRIEF; DRAFT LETTER TO SRBA COURT AND SEND (TIME SPLIT)
0.0035212	07/06/2011	TJB	175.00	0.60	PREPARE FOR AND PARTICIPATE IN HEARING ON MIKE REID MOTION TO OBTAIN EARLIER PRIORITY DATE AND OTHER PARADISE SPRINGS WATER RIGHTS; DRAFT LETTER TO CLIENTS WITH UPDATE REGARDING THE SAME; DRAFT LETTER TO MIKE REID WITH ACCOUNTING FOR LEGAL EXPENSES
0.0035212	08/10/2011	TJB	175.00	0.10	[REDACTED]
0.0035212	08/11/2011	TJB	175.00	0.20	[REDACTED]
0.0035212	09/02/2011	TJB	175.00	0.30	[REDACTED]
0.0035212	09/21/2011	TJB	175.00	0.50	[REDACTED]
0.0035212	09/26/2011	TJB	175.00	0.40	[REDACTED]
0.0035212	10/06/2011	TJB	175.00	0.30	[REDACTED]
0.0035212	10/12/2011	TJB	175.00	0.20	[REDACTED]
0.0035212	12/07/2011	TJB	175.00	0.40	[REDACTED]
0.0035212	12/09/2011	TJB	175.00	0.10	[REDACTED]
0.0035212	12/21/2011	TJB	175.00	0.20	[REDACTED]
0.0035212	01/05/2012	TJB	175.00	0.10	[REDACTED]
0.0035212	02/22/2012	TJB	175.00	0.10	HEARING BEFORE SPECIAL MASTER BILYEU ON REID MOTIONS TO AMEND WATER RIGHT CLAIMS OF DON MILLER AND REX MILLER; BOTH MOTIONS DENIED
0.0035212	04/02/2012	TJB	175.00	0.50	[REDACTED]
0.0035212	04/16/2012	TJB	175.00	0.60	[REDACTED]
0.0035212	04/17/2012	TJB	175.00	1.30	DRAFT RESPONSE TO REID NOTICE OF APPEAL; DRAFT LETTER TO CLERK AND FILE
0.0035212	04/19/2012	TJB	175.00	0.70	REVISE AND EDIT RESPONSE TO NOTICE OF APPEAL AND FILE WITH COURT
0.0035212	04/20/2012	TJB	175.00	0.10	[REDACTED]
0.0035212	04/25/2012	TJB	175.00	0.30	HEARING OBJECTING TO REID'S NOTICE OF APPEAL AGAIN SEEKING A 1904 PRIORITY DATE OF THE REST OF HIS PROPERTY
0.0035212	05/02/2012	TJB	175.00	0.40	PREPARE MEMORANDUM OF FEES AND COSTS, AFFIDAVIT OF FEES AND COSTS, AND PROPOSED ORDER

Total for Client ID 0.0035212	Billable	9.00	DUSTIN/TODD WATER RIGHTS - CEDRON IRRIGATION CORP
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GRAND TOTALS

Billable	9.00
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Client	Trans Date	Atty	Rate	Hours to Bill	
Client ID 0.0037254 KUNZ/LARRY					
0.0037254	05/06/2011	TJB	175.00	0.20	RECEIVE AND REVIEW MOTION TO SET ASIDE VERDICT FILED BY MIKE REID; DRAFT RESPONSE; DRAFT LETTER TO CLIENTS REGARDING THE SAME (TIME SPLIT)
0.0037254	05/09/2011	TJB	175.00	0.50	DRAFT RESPONSE TO REID MOTION WITH REQUEST FOR ATTORNEY FEES (TIME SPLIT)
0.0037254	05/10/2011	TJB	175.00	0.60	REVISE AND EDIT RESPONSE BRIEF
0.0037254	05/31/2011	TJB	175.00	0.30	TELEPHONE CONFERENCE WITH TODD TO GET APPROVAL TO SEND BRIEF IN OPPOSITION
0.0037254	06/20/2011	BJH	75.00	0.20	[REDACTED]
0.0037254	07/05/2011	TJB	175.00	0.30	[REDACTED]
0.0037254	07/06/2011	TJB	175.00	0.60	PREPARE FOR AND PARTICIPATE IN HEARING ON MIKE REID MOTION TO OBTAIN EARLIER PRIORITY DATE AND OTHER PARADISE SPRINGS WATER RIGHTS; DRAFT LETTER TO CLIENTS WITH UPDATE REGARDING THE SAME; DRAFT LETTER TO MIKE REID WITH ACCOUNTING FOR LEGAL EXPENSES
0.0037254	07/13/2011	TJB	175.00	0.10	[REDACTED]
0.0037254	08/09/2011	TJB	175.00	0.40	[REDACTED]
0.0037254	08/10/2011	TJB	175.00	0.10	[REDACTED]
0.0037254	08/11/2011	TJB	175.00	0.20	[REDACTED]
0.0037254	09/02/2011	TJB	175.00	0.30	[REDACTED]
0.0037254	09/21/2011	TJB	175.00	0.50	[REDACTED]
0.0037254	09/26/2011	TJB	175.00	0.40	[REDACTED]
0.0037254	10/06/2011	TJB	175.00	0.30	[REDACTED]
0.0037254	10/12/2011	TJB	175.00	0.20	[REDACTED]
0.0037254	11/15/2011	TJB	175.00	0.40	[REDACTED]
0.0037254	12/01/2011	TJB	175.00		[REDACTED]
0.0037254	12/07/2011	TJB	175.00	0.40	[REDACTED]
0.0037254	12/09/2011	TJB	175.00	0.10	[REDACTED]
0.0037254	12/21/2011	TJB	175.00	0.20	[REDACTED]
0.0037254	01/05/2012	TJB	175.00	0.30	[REDACTED]
0.0037254	01/05/2012	TJB	175.00	0.10	[REDACTED]
0.0037254	02/22/2012	TJB	175.00	0.10	HEARING BEFORE SPECIAL MASTER BILYEU ON REID MOTIONS TO AMEND WATER RIGHT CLAIMS OF DON MILLER AND REX MILLER; BOTH MOTIONS DENIED
0.0037254	04/02/2012	TJB	175.00	0.50	[REDACTED]
0.0037254	04/16/2012	TJB	175.00	0.60	[REDACTED]
0.0037254	04/17/2012	TJB	175.00		[REDACTED]
0.0037254	04/19/2012	TJB	175.00	1.30	DRAFT RESPONSE TO REID NOTICE OF APPEAL; DRAFT LETTER TO CLERK AND FILE
0.0037254	04/20/2012	TJB	175.00	0.70	REVISE AND EDIT NOTICE OF APPEAL AND FILE WITH COURT
0.0037254	04/25/2012	TJB	175.00	0.10	[REDACTED]
0.0037254	05/02/2012	TJB	175.00	0.30	HEARING OBJECTING TO REID'S NOTICE OF APPEAL AGAIN SEEKING A 1904 PRIORITY DATE FOR THE REST OF HIS PROPERTY
0.0037254	05/09/2012	TJB	175.00	0.40	PREPARE MEMORANDUM OF FEES AND COSTS, AFFIDAVIT OF FEES AND COSTS, AND PROPOSED ORDER
Total for Client ID 0.0037254			Billable	10.70	KUNZ/LARRY TETON RAINBOW RANCH
GRAND TOTALS					
			Billable	10.70	