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Department of Water Resources
Adjudication Bureau

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Department of Water Resources
Eastern District Office

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re the General Adjudication of Rights) CASE NO. 39576
to the Use of Water From the Snake River)
Basin Water System.)

The State of Idaho, ex rel. R. Keith) RESPONSE OF CLAIMANT
Higginson in his official capacity as) TO WATER RESOURCES
Director of the Idaho Department) RESPONSE TO MOTION
of Water Resources,) FOR SUBSTITUTION OF
PARTY

Petitioner,

CLAIM NO. 34-10439

vs.

The United States; the State of Idaho;
and all Claimants to the Use of Water
From the Snake River Basin Water System,

Respondents.

The Director's report lists the place of use for Claim No.
34-10439 as Township 7 North, Range 24 East, Section 7. The
Warranty Deed from Reed M. Nielsen and Elmabeth Nielsen to David
Horre' and Linda Horre' clearly sets forth that the Horre's purchased
land in Section 7, Township 7 North, Range 24 East, Boise Meridian.
Additionally, the Notice of Change of Water Right Ownership clearly
lists Claim No. 34-10439 as being transferred from Nielsen's to
Horre's.

DATED THIS 20 day of August, 1993.

HOBDEY & HOBDEY

BY: Craig D. Hobdey

Craig D. Hobdey

U.S. DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

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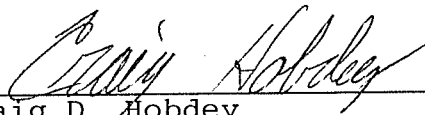
CERTIFICATE OF MAILING

The undersigned attorney hereby certifies that he deposited a true and correct copy of the hereto attached RESPONSE OF CLAIMANT TO WATER RESOURCES RESPONSE TO MOTION FOR SUBSTITUTION OF PARTY in the U. S. Mail at Gooding, Idaho on the 20 day of August, 1993 addressed to:

Clive J. Strong
Deputy Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449

United State Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83724

Carolyn Minder
SRBA Attorney
7283 Obsidian
Boise, Idaho 83709



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