

1993 SEP 13 AM 8:46

DISTRICT COURT SRBA
TWIN FALLS CO., IDAHO

FILED

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SEP 14 1993

Attorneys for Nampa & Meridian Irrigation District,
Grindstone Butte Mutual Canal Company, Rim View Trout
Company and others

RINGERT CLARK ET AL

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

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In Re the General Adjudication
of Rights to the Use of Water
from the Snake River Basin Water
System

Case No. 39576
Subcase No. 36-02659

The State of Idaho, ex rel. R.
Keith Higginson in his official
capacity as Director of the Idaho
Department of Water Resources,

Petitioner,

MEMORANDUM OF CLEAR LAKES
TROUT COMPANY IN
OPPOSITION TO
CONSERVATION GROUPS'
MOTION TO INTERVENE

-vs-

The United States; the State of
Idaho; and all claimants to the
use of water from the Snake River
Basin Water System,

Respondents.

36-02659 -0001/
93-09-0038

DESCRIPTIVE SUMMARY

By this document Clear Lakes Trout Company (Clear Lakes)
opposes the Motion to Intervene filed by the Conservation Groups

in this subcase.

STATEMENT OF OPPOSITION TO MOTION TO INTERVENE

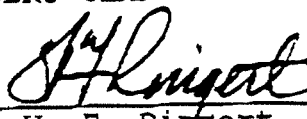
Clear Lakes, claimant in this subcase, opposes the motion of the Conservation Groups to intervene in this subcase and as grounds for such opposition adopts the Response of Rim View Trout Company and Others to Motion to Intervene by Idaho Conservation League, Inc., Et al, dated the 11th day of June, 1993, and filed in the main case, and the Response of Rim View Trout Company and Others to Conservation Groups' Motion to Reconsider dated the 20th day of August, 1993, and filed in the main case on August 23, 1993. Our files indicate that copies of both documents were served on counsel for the Conservation Groups.

Since the facts presented and points argued by the Conservation Groups in support of their Motion to Intervene in this subcase closely, if not exactly, parallel the facts and points asserted in their Motion to Intervene in the main case and in their Motion for Reconsideration in the main case, further proceedings on the Motion to Intervene in this subcase should be held in abeyance pending the Court's decision on the Motion for Reconsideration in the main case.

Dated this 10th day of September, 1993.

RINGERT CLARK CHARTERED

By


W. F. Ringert

CERTIFICATE OF SERVICE

I hereby certify that service of the within and foregoing Memorandum of Clear Lakes Trout Company in Opposition to Conservation Groups' Motion to Intervene was made this 10th day of September, 1993, by mailing a copy thereof, postage prepaid, to each of the follows:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 4449
Boise, Idaho 83711-4449

U.S. Department of Justice
Environment and Natural Resources Division
550 West Fort Street, Box 33
Boise, Idaho 83724

Laird J. Lucas
Land and Water Fund of the Rockies
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