

57-10660 -0001
57-10917 -0001
57-10921 -0001
57-10923 -0001
57-10924 -0001
57-10944 -0001
57-10945 -0001
57-10947 -0001/
93-09-0059

JOHN T. SCHROEDER, ESQ.
SCHROEDER & LEZAMIZ LAW OFFICES
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P.O. BOX 267
BOISE, IDAHO 83701
TELEPHONE: 384-1627

Attorney for Chipmunk Grazing Assn, Inc.

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 to the Use of Water from the)
Snake River Basin Water System)
)

Case No. 39576

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

MOTION OF CHIPMUNK TO
RESET HEARING AND
AFFIDAVIT

Petitioner,)
)

Sub Case: 57-10917
57-10921
57-10923
57-10924
57-10944
57-10945
57-10947
57-10660

vs.)
)

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

Respondents.)
)

MOTION

Chipmunk Grazing Association, Inc., by and through its Counsel
of Record, hereby moves the above entitled Court to reset the
Hearing on the Motion to File Late Objection to the Director's
Report, to the October 19, 1993 general session of the Court, for
the reason that Counsel has just been hired and does not have any

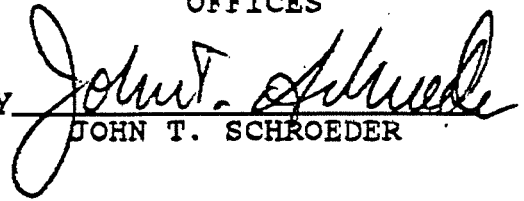
MOTION OF CHIPMUNK TO RESET HEARING
AND AFFIDAVIT - Page 1

of the papers or documents at this time and needs further time to prepare. Respectfully submitted.

Dated this 20th day of September, 1993.

SCHROEDER & LEZAMIZ LAW
OFFICES

BY

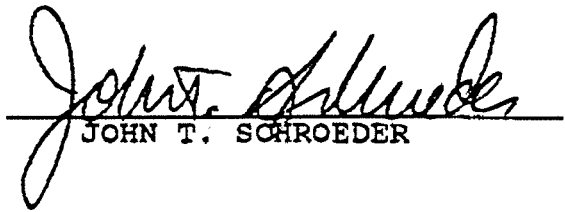

JOHN T. SCHROEDER

AFFIDAVIT

STATE OF IDAHO)
) ss:
COUNTY OF ADA)

JOHN T. SCHROEDER, After first being duly sworn, deposes and states: Affiant was hired last Friday by telephone at about 1:00 P.M. to represent Chipmunk and Joyce Livestock with regard to a Motion to File Late Objection and any subsequent proceeding thereon. As of today, I have no papers or pleadings with regard to the matter, nor have I had an opportunity to personally meet and discuss the case with Client in preparation for any hearing. Affiant needs more time to prepare. Affiant requests that this matter be set over to the October 19, 1993 general session of the Court. Respectfully submitted.

Dated this 20th day of September, 1993.


JOHN T. SCHROEDER

MOTION OF CHIPMUNK TO RESET HEARING
AND AFFIDAVIT - Page 2

SUBSCRIBED AND SWORN TO BEFORE Me this 20th day of September,
1993.

Blaine E. Anderson
Notary Public for Idaho
Residing at Boise, Idaho
Commission Expires: 12/26/97

CERTIFICATE OF DELIVERY

I HEREBY CERTIFY THAT A true and correct copy of the foregoing
Motion to Reset Hearing was hand delivered to the following persons
and entities:

Chief, Natural Resources Division
Office of Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

The United States Department of Justice
Environment and Natural Resources Division
550 West Fort Street, Box 33
Boise, Idaho 83734

Mr. Alan Johnstone
Route 1, Box 1251
Homedale, Idaho 83638

Dated this 20th day of September, 1993.

SCHROEDER & LEZAMIZ LAW
OFFICES

By John T. Schroeder
JOHN T. SCHROEDER

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AND AFFIDAVIT - Page 3