

Craig D. Hobdey
HOBDEY & HOBDEY
Attorneys at Law
125 5th Avenue West
P.O. Box 176
Gooding, Idaho 83330-0176
(208) 934-4429

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Department of Water Resources
Adjudication Bureau

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

SUB-CASE NO. 34-10439

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

MOTION FOR LEAVE

TO FILE LATE OBJECTION

Petitioner,

34-10439 -0001/

93-11-0043

vs.

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

Respondents.

COMES NOW, DAVID HOREE' and LINDA HORRE', by and through
their attorney of record, Craig D. Hobdey, and moves this
Honorable Court to allow Movants to file a late objection
to the Director's Report in Sub-Case No. 34-10439. The Director's
Report shows the claim as being in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section
7, Township 7 North, Range 24 E.B.M.; however, a recent survey
shows the point of diversion and place of use as being in
the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 7, Township 7 North, Range 24 E.B.M.
Movants, predecessors in interest, Elmabeth Nielsen and Reed
M. Nielsen, filed the original claim and Movants did not
discover the error in the description until attempting to
substitute parties.

DATED THIS 16 day of November, 1993.

HOBDEY & HOBDEY

BY:

Craig D. Hobdey
Craig D. Hobdey

CERTIFICATE OF MAILING

I HEREBY CERTIFY that on the 16 day of November, 1993 I mailed the original and copies of this Motion, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

Original to: Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North, P.O. Box 2707
Twin Falls, Idaho 83303-2707

One copy to the owner of the water right:

David and Linda Horre'
P.O. Box 7
Mackey, Idaho 83251

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

One copy to: United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734

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