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DEPARTMENT OF
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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	)	Subcase No. 81-12000
	)	
Case No. 39576	)	MOTION TO ALTER OR AMEND
	)	SPECIAL MASTER'S REPORT AND
	)	RECOMMENDATION

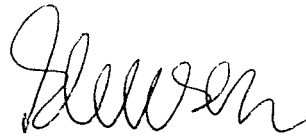
The State of Idaho, Department of Lands ("IDL"), by and through the undersigned deputy attorney general, hereby moves to alter or amend the *Special Master's Report and Recommendation*, issued on April 16, 2013 ("Recommendation"). This motion is made pursuant to SRBA Administrative Order 1 § 13(a) and Rule 60(a) of the Idaho Rules of Civil Procedure.

The purpose of this motion is to correct a typographical error in the Recommendation. On March 8, 2013, IDL filed a *Standard Form 5 -- Stipulated Elements of a Water Right* to resolve IDL's objection in this subcase. The Idaho Department of Water Resources concurred with the Standard Form 5. The elements in the Recommendation are consistent with the elements in the Standard Form 5, with one exception. In the place of use for industrial from

storage, a quarter-quarter is identified twice in error. Township 33 North, Range 5 East, Section 17, NESW should be identified once. The place of use for industrial from storage should be identical to the place of use for fire protection from storage. The Recommendation accurately describes the place of use for fire protection from storage.

IDL respectfully requests that the Recommendation be amended to reflect the elements as set forth in the Standard Form 5.

DATED this 29th day of April, 2013.



TYSON K. NELSON
Deputy Attorney General

CERTIFICATE OF SERVICE

I certify that on this 29th day of April, 2013, I caused to be served the original and a copy of MOTION TO ALTER OR AMEND SPECIAL MASTER'S REPORT AND RECOMMENDATION on the following persons by the methods indicated:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Ave. North
P.O. Box 2707
Twin Falls, ID 83303-2707

U.S. Mail

2. Copy to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

STATEHOUSE MAIL



TYSON K. NELSON
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