

Party's Name: Faulkner Land & Livestock Company

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OFFICE OF THE
ATTORNEY GENERAL

Attorney's Name and Address

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AUG 24 1995

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: SRBA	)	Subcase No. 36-00049
	)	
Case No. 39576	)	MOTION TO FILE LATE RESPONSE
	)	TO McFADDEN OBJECTION
_____	)	

DESCRIPTIVE SUMMARY

95-08-0034

Faulkner Land & Livestock Company seeks to file a late response to the McFadden objection to water right 36-00049 as recommended in the Director's Report Part I for reporting area 3 (basin 36).

MOTION TO FILE LATE RESPONSE

Faulkner Land & Livestock Company seeks to participate as a full party in subcase 36-00049 and files this motion and the attached Response to McFadden Objection pursuant to the July 28, 1995 order of Judge Hurlbutt. The July 28 order states, "it is necessary to provide a mechanism for parties to participate in subcases where participation is required due to the removal of the Director and IDWR as a party and the change in the status of the Director's Report as a pleading."

The Motion is supported by a Memorandum in Support of Late Response (McFadden) and affidavits which accompany the Memorandum and Response.

DATED this 16th day of August, 1995.

JS/
JOSEPHINE P. BEEMAN

CERTIFICATE OF MAILING

I hereby certify that on the 18th day of August, 1995, I mailed the original and copies of the foregoing motion, to the following persons, by mailing the original and/or true and correct copies, postage prepaid and addressed as follows:

1. Original to:

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

2. Copies to:

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

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

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JS/
JOSEPHINE P. BEEMAN