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1995 MAY 18 AM 8:36

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

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

Case No. 39576

) Subcase Nos.: 34-00211; 34-00676A;
) 34-00801, 34-00802, 34-02075;
) 34-10688; 34-10706 and 34-10709
)
) ORDER GRANTING CLAIMANTS'
) MOTION TO FILE LATE
) OBJECTION
)

95-05-0024

Claimants, Raymond E. and Marcell J. Bright, filed a *Motion for Leave to File Late Objections (Motion for Late Objection)* in the above water rights through their attorneys Rigby, Thatcher, Andrus, Rigby, Kam & Moeller. In the same *Motion for Late Objection*, John P. Demorest sought leave to file a late objection to these water rights. Mr. Demorest was not identified as a claimant to these water rights in the Director's Report. Hearing on the *Motion* was held March 14, 1995.

The claimants, Raymond E. and Marcell J. Bright, and Jack Demorest argued that they should be allowed to file a late objections to these water rights. In support of their *Motion for Late Objection*, the Brights and Mr. Demorest submitted the *Affidavit of Ray W. Rigby*. The affidavit states that through inadvertence, the Objections of the Brights and Mr. Demorest were not filed previously. There were no objections to the *Motion for Late Objection* to these subcases. The court finds that there will be no harm or prejudice to any parties to these subcases in allowing the Brights and Mr. Demorest to file late Objections. Based on the oral argument, the records for these subcases, and good cause appearing,

IT IS ORDERED that leave is granted for Raymond E. and Marcell J. Bright and John P. Demorest to file late objections to these subcases. The late objections shall be deemed filed as of the date of the hearing, March 14, 1995. The following deadlines shall apply:

June 15, 1995

5:00 p.m.

Responses Due

The Director's Report lists Delvin and Roxanne Hale as co-claimants of these water rights. The proposed objection fails to list the Hales but instead lists John Demorest as a co-claimant; IT IS FURTHER ORDERED that the parties shall file a *Standard Form 3* to clarify the identity of the current claimants.

IT IS SO ORDERED.

DATED May 18, 1995.


BRIGETTE BILYEU
Special Master, Reporting Area 1
Snake River Basin Adjudication

CERTIFICATE OF MAILING

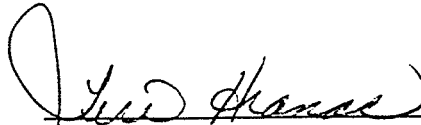
I certify that a true and correct copy of the **ORDER GRANTING CLAIMANTS' MOTION TO FILE LATE OBJECTION** was mailed on May 18, 1995, with sufficient first-class postage to the following:

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