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Department of Water Resources
Adjudication Bureau

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OFFICE OF THE
ATTORNEY GENERAL

Movant: Hulet Farm Management Company

D. V. STEENSON
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96-08-0018

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

) HULET FARM MANAGEMENT
) COMPANY'S MOTION TO FILE
) LATE OBJECTIONS
)
) Subcase No. 57-00181
)
)

DESCRIPTIVE SUMMARY

This is Hulet Farm Management Company's motion for leave to file late objections to the Director's Report for water right number 57-00181.

MOTION

Hulet Farm Management Company hereby moves for leave to file late objections to the Directors Report for water right number 57-00181.

ARGUMENT

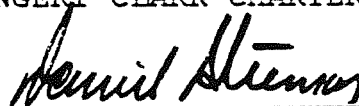
Hulet Farm Management Company is the owner of water right number 57-00181. The source of this water right is Sinker Creek and the water is diverted into and delivered through the Murphy Mutual Company canal to irrigate lands owned by Jay Hulet. This water right was decreed in the amount of 400 c.f.s. by the Third Judicial District Court on July 25, 1917 in Matthew Joyce et al. v. Jacob Rubin et al. The Director's Report recommends this water right in the amount of 54.4 c.f.s., based on a theory of partial forfeiture which is contrary to the Court's Memorandum Decision on Basin-Wide Issue 10, Case No. 91-00010. In addition, the recommendation in the Director's Report is based on insufficient evidence to support the claim of partial forfeiture or the reduction in the quantity of the water right.

Hulet Management Company's proposed objection is submitted herewith for filing in the event the Court grants this motion.

Dated this 12th day of August, 1996.

RINGERT CLARK CHARTERED

By



D. V. Steenson

CERTIFICATE OF SERVICE

I certify that on this 12th day of August, 1996, I served a true and correct copy of Hulet Farm Management Company's Motion to File Late Objections by placing a true and correct copy thereof in the United States mail, postage prepaid, addressed as follows:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box MSC 033
Boise, Idaho 83724

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



Daniel V. Steenson