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Attorneys for Idaho Department of Water Resources

**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.: 63-33933
Case No. 39576	)	
	)	MOTION TO FILE LATE NOTICE OF
	)	EXAMINATION OF DEFERRED <i>DE MINIMIS</i>
	)	DOMESTIC AND/OR STOCK WATER USE
	)	
	)	
_____	)	

COMES NOW, the Idaho Department of Water Resources (“IDWR”), an executive agency of the State of Idaho, by and through the undersigned deputy attorney general, and hereby moves this Court to allow IDWR to file a Late Notice of Examination of Deferred *de Minimis* Domestic and/or Stock Water Use in subcase no. 63-33933.

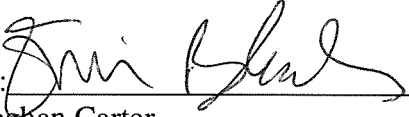
Pursuant to the Court’s June 28, 2012, *Order Governing Procedures in the SRBA for Adjudication of Deferred de Minimis Domestic and Stock Water Claims* (“Order”), Kurt and Teri

Thaemert (“Thaemerts”) filed a *Motion for Determination of Deferred de Minimis Domestic or Stock Water Use* on April 9, 2014. Thaemerts submitted an *Affidavit of Publication* on June 9, 2014, indicating notice of their filing was published in The Idaho World beginning April 16, 2014.

The Court’s Order provides a deadline of seventy-five days from the first date of publication for IDWR to file a notice of its intent to examine the claim. This deadline ran on June 30, 2014. IDWR recognizes it missed the deadline, but requests the Court grant permission for IDWR to conduct an examination of the claim in order to prepare a report for submission to the Court. Counsel for Thaemerts does not object to IDWR’s motion.

Dated this 21st day of July, 2014.

Respectfully submitted,

By:  for
Meghan Carter
Deputy Attorney General
Attorney for IDWR

CERTIFICATE OF SERVICE

I certify that on July 28, 2014, I caused to be served true and correct copies of this Motion to File Late Notice of Examination of Deferred *De Minimis* Domestic and/or Stock Water Use, to the following persons, in the manner indicated and addressed as follows:

1. Original to:

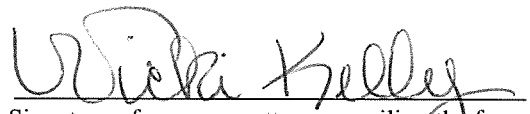
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☒ Facsimile

2. Copies to:

Travis L. Thompson
195 River Vista Pl. Ste 204
Twin Falls, ID 83301-3029

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile


Signature of person or attorney mailing the form