

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re CSRBA)
)
) Subcase 95-17752
) (Insert water right number)
)
) STANDARD FORM 7
)
 Case No. 49576)
)
) ☒ MOTION TO FILE LATE OBJECTION
) OR
) ☐ MOTION TO SET ASIDE AND MODIFY
) PARTIAL DECREE OR FINAL ORDER
) DISALLOWING WATER RIGHT CLAIM
)

NAME AND ADDRESS OF PERSON FILING MOTION FOR LATE OBJECTION OR
MOTION TO SET ASIDE PARTIAL DECREE/FINAL ORDER DISALLOWING

Name: Arthur V. Gideon and Katherine M. Gideon
Address: 23452 N. Derting Road, Hayden Idaho 83835-7883
Daytime Phone: 509-521-6069

☒ I am an attorney representing Arthur V. Gideon and Katherine M. Gideon
My name is Michael G. Schmidt
My address is Lukins & Annis, P.S.
601 E. Front Avenue, Ste. 303, Coeur d'Alene Idaho 83814
My phone number is 208-667-0517

CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT OR
PARTIAL DECREE/FINAL ORDER DISALLOWING

Name: Brian T. Farley
Address: P.O. Box 1836
Hayden Lake, Idaho 83835-1836

If you are seeking to file a late Objection, list the reason(s) this objection is late and why it was not filed by the Objection deadline:

Mr. and Mrs. Gideon purchased the property located at 23452 N. Derting Road, Hayden Idaho
on or about June 7, 2019. This property is associated with parcel no. 52N03W094700. At the time
of purchase, Mr. and Mrs. Gideon did not receive notice of the Director's Report for Basin 95,
Part 2 and did not have knowledge of the deadline by which they needed to submit an objection.

If you are seeking leave to file a late Objection,

YOU MUST ATTACH A COMPLETED STANDARD FORM 1 (Objection form).

If you are seeking to set aside and modify a Partial Decree/Final Order Disallowing, indicate the basis for your motion:

- ☐ Idaho Rule of Civil Procedure 59 (e)
- ☐ Idaho Rule of Civil Procedure 60(a)
- ☐ Idaho Rule of Civil Procedure 60(b)

And list the reason(s) why the Partial Decree/Final Order Disallowing should be set aside:

(Signature of person filing motion)



(Attorney signing in representative capacity)

INSTRUCTIONS FOR MAILING

You must mail this motion, to the Clerk of the court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on July 20, 2020, I mailed the original and copies of this motion, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Coeur d'Alene-Spokane River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the each party involved in the Subcase including the claimant, all objectors, respondents and any party granted a motion to participate. Attach a list of names and addresses.

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of Attorney General
State of Idaho
PO Box 83720
Boise, ID 83720-0010



Signature of Movant or attorney
mailing on Movant's behalf

CERTIFICATE OF MAILING (continued)

2. Claimant:

Brian T. Farley
P.O. Box 1836
Hayden Lake, ID 83835-1836

MOTION TO FILE LATE OBJECTION