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Attorneys for Mountain Home Irr. Dist.

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

In Re SRBA

Subcase Nos. 61-248 and 61-10419

Case No. 39576

**MOUNTAIN HOME IRRIGATION
 DISTRICT'S MOTION FOR
 SUMMARY JUDGMENT**

COMES NOW Mountain Home Irrigation District ("MHID"), by and through its attorneys of record, McHugh Bromley, PLLC, and, in accordance with Idaho Rule of Civil Procedure 56, files this *Motion for Summary Judgment*. This *Motion* is made on the grounds that there are no genuine issues of material facts in dispute and that, by operation of the Final Unified Decree, 61-248 was decreed disallowed and is no longer a valid water right. This Motion is supported by a Memorandum, the Declaration of David Ascuena, and the records of the Court in SRBA case no. 39576.

DATED this 16th day of February, 2021.

MCHUGH BROMLEY, PLLC



CHRIS M. BROMLEY

Attorney for Mountain Home Irr. Dist.

CERTIFICATE OF SERVICE

I hereby certify that on this 16th day of February, 2021, a true and correct copy of the foregoing was served as follows:

Facsimile:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707
Facsimile: 208-736-2121

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