

RECEIVED

MAR 21 2022

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - CSRBA	
Fifth Judicial District	
County of Twin Falls - State of Idaho	
MAR 17 2022	
By _____	Clerk
_____	Deputy Clerk

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

)

)

)

Case No. 49576

)

)

)

Water Right Claims: 95-8586 and 95-8776

ORDER GRANTING MOTIONS TO FILE
LATE NOTICE OF CLAIM

On April 30, 2021, the Director of the Idaho Department of Water Resources filed a *Director's Report* in the Coeur d'Alene-Spokane River Basin Adjudication ("CSRBA"). The *Director's Report* included recommendations that the above-captioned water rights be disallowed on the basis they were not claimed in the CSRBA.

On December 29, 2021, Mark Weller, attorney for Real Alloy Recycling LLC, filed *Motions to File Late Notice of Claim* for the above-captioned water rights. Hearing was held on the *Motions* on March 15, 2022. At the hearing, the Court determined to grant the *Motions* and treat the associated late claims as *Objections* to the Director's recommendations. The Court asked the Department if it could file amended director's reports in these subcases in response to the late claims. The Department represented that it could and provided that amended director's reports for these claims could be filed in conjunction with the upcoming director's report for late and miscellaneous claims scheduled to be filed in May 2022.

THEREFORE, BASED ON THE FOREGOING, THE FOLLOWING ARE HEREBY ORDERED:

1. The *Motions to File Late Notice of Claim* for each of the above-captioned water rights is **granted**. The original Notices of Claim, as well as any filing fees, and a copy of this *Order* will be forwarded to the Idaho Department of Water Resources for further action.

2. The Department shall prepare and file an *Amended Director's Report* for each of these claims in conjunction with the upcoming *Director's Report* for late and miscellaneous claims to be filed in May 2022.

IT IS ORDERED.

Dated: March 17, 2022.

A handwritten signature in black ink, appearing to read 'Eric J. Wildman', is written over a horizontal line.

ERIC J. WILDMAN
Presiding Judge
Coeur d'Alene-Spokane River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the NOTICE RESETTING HEARING ON MOTION TO FILE LATE NOTICE OF CLAIM was mailed on March 17, 2022, with sufficient first-class postage to the following

REAL ALLOY RECYCLING LLC

Represented by:

MARK D WELLER

3700 PARK EAST DRIVE STE 300

BEACHWOOD, OH 44122

Phone: 216-218-4155

DIRECTOR OF IDWR

PO BOX 83720

BOISE, ID 83720-0098