

FEB - 7 2023

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

Clerk

Deputy Clerk

In Re PRBA

Case No. 59576

Subcase 87-12297

(Insert water right number)

STANDARD FORM 7



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: United States of America, as trustee on behalf of the Nez Perce Tribe and
Allottees of the Nez Perce Indian Reservation acting through Regional Director,
Northwest Region Department of the Interior, Bureau of Indian Affairs

Address: 911 N.E. 11th Avenue, Portland, OR 97232

Daytime Phone: 202-353-5331 (attorney phone number)

I am an attorney representing United States BIA/DOI

My name is Daniel F. McCarl

My address is 999 18th Street, Suite 370, South Terrace

Denver, CO 80202

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

Name: Kyle N. Hawley

Address: 1052 Lewis Rd.

Moscow, ID 83843

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:

See attached written motion.

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)

D. Olse, CO

(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 February 6, 2023, I mailed the original and copies of this motion, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Palouse 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