



U.S. Department of Justice

Environment and Natural Resources Division

DG:DAJ

90-6-2-63C

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OCT - 2 2002

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Department of Water Resources

September 30, 2002

via FedEx Mail

Diana R. Delaney, Chief Deputy Clerk
Snake River Basin Adjudication
DISTRICT COURT
253 Third Ave., North
Twin Falls, Idaho 83303-2707

Re: SRBA Case No. 39576
Consolidated Subcase No. 65-07817

Dear Ms. Delaney:

Enclosed for filing is the following original document in the above mentioned subcase:

1. **MOTION TO RESCHEDULE STATUS CONFERENCE**

Thank you for your time and attention in this matter.

Sincerely,

David A. Jarvis
Paralegal

Enclosure

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OCT - 2 2002

Department of Water Resources

Names of Parties Filing Document:

UNITED STATES OF AMERICA

Attorneys' Names and Addresses:

THOMAS L. SANSONETTI
Assistant Attorney General
Environment and Natural
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**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 Nos. 65-07817
	)	
Case No. 39576	)	MOTION TO RESCHEDULE
	)	STATUS CONFERENCE
_____	)	

The United States of America, by and through the undersigned attorney,
respectfully moves this court to reschedule the status conference for SRBA subcase no. 65-
07817, currently set for Thursday, October 10, at 09:30 AM.

This subcase involves a possible trespass by the Claimant onto lands of the United
States ("federal lands"). An initial hearing was conducted in this subcase on June 26, 2002. At
that time the United States Department of Interior, Bureau of Reclamation ("Reclamation"),

agreed to survey the lands in question to identify the boundaries of the federal lands.

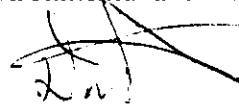
The federal lands to be surveyed lie in T7N, R1E, Section 19 B.M. In the course of trying to conduct the survey, the Reclamation surveyor has discovered that this section has not been surveyed since the original survey was conducted in 1870. Thus, the survey involves a more extensive determination than was originally envisioned. The survey must comply with BLM 1973 Manual of Surveying Instructions, so it will include a retracing of the 1870 survey lines and relocating of the original stone monuments. It is anticipated that the survey cannot be completed until November 2002.

Therefore, the United States respectfully requests that the Court reschedule the status conference in Subcase No. 65-07817 for December 4, 2002, at 2:30 PM., to allow sufficient time for Reclamation to complete the survey identifying the boundaries of the federal lands. The Claimants have been contacted regarding this request and have no objection.

DATED this 30th day of September, 2002.

Respectfully submitted,

THOMAS L. SANSONETTI
Assistant Attorney General
Environmental and Natural Resources Division



David W. Gehlert
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Attorneys for the United States of America

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the **MOTION TO RESCHEDULE STATUS CONFERENCE** was mailed by U.S. mail this 3rd day of September, 2002 to all individuals listed below.

By Fedex Mail:

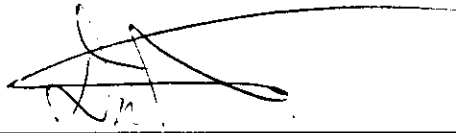
DISTRICT COURT
253 Third Ave., North
Twin Falls, ID 83301
208-736-2121

By First-Class Mail:

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Ronald L. Kuenzli
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A handwritten signature in black ink, appearing to be "J. A. [unclear]", written over a horizontal line.