

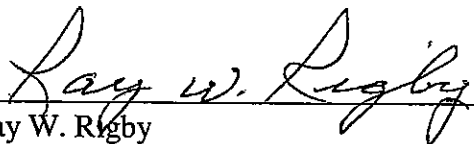
request for mandatory mediation, proposed trial dates, request to vacate initial hearings and set status conference as follows:

The 16 Claimants oppose mandatory mediation because they do not believe it is likely to resolve the dispute. The 16 Claimants agree with the current Initial Director's Recommendation. Although the 16 Claimants would participate in good faith in any Court ordered mediation, there is no incentive for the 16 Claimants to settle for anything less than the current Initial Recommendation which obviously is not acceptable to the Carmen Creek Users.

We support the request to vacate the initial hearings scheduled September 9, 10, and 11, 2008. However, rather than mediation and a status conference, the 16 Claimants ask the Court to set a date for a scheduling conference. As set out in the Request, the parties have met informally and discussed the situation. Holding the Initial Hearings as scheduled is not likely to resolve any remaining issues and will result in substantial costs to the parties.

Should the Court rule that the Initial Hearings should go forward, we request that counsel for both parties be permitted to attend telephonically. Should the Court require the physical presence of the attorneys we request that the schedule be consolidated to allow all related cases to be held on one day.

DATED this 5th day of September, 2008.


Ray W. Rigby

CERTIFICATE OF SERVICE

I HEREBY CERTIFY That on this 5th day of September, 2008, a true and accurate copy of the foregoing was sent by U.S. Mail postage pre-paid and addressed to the following:

Clerk of the District Court (original)
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, Idaho 83303-2707

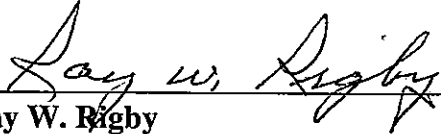
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Ray W. Rigby

ATTACHMENT "A"

75-69A	75-10062P
75-69B	75-10062R
75-69F	75-10062W
75-69H	75-10062X
75-69K	75-10062Y
75-69L	75-10136A
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