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DEPARTMENT OF
WATER RESOURCES

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Attorney for Scythe & Spade Co.

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	)	Sub-Case Nos: 73-187A, 73-187B, 73-
	)	10047
Case No. 39576	)	
	)	AMENDED MOTION TO VACATE
	)	AND CONTINUE INITIAL
	)	HEARING AND POINT OF
	)	CLARIFICATION

COMES NOW, Scythe & Spade Co., by and through counsel of record, Jay J. Kiiha of Capitol Law Group, PLLC, and moves this honorable court for its order continuing the initial conference as to the above reference sub-cases.

This amended motion is brought to clarify that Jay J. Kiiha only represents Scythe & Spade on subcase Nos. 73-187A, 73-187B and 73-10047, and to request a continuance only on these three subcases on the same basis as the original motion.

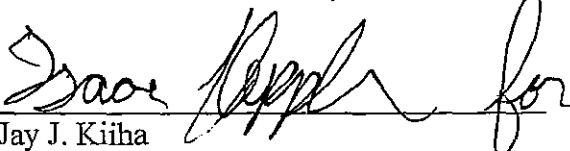
It is additionally requested that subcases 73-00002B, 73-00007A, 73-00007B, 73-00008B, 73-00042, 73-00113, 73-00140, 73-00165, 73-00168, 73-00178, 73-00179, 73-188A, 73-02038, 73-0291, 73-02141, 73-02142, 73-02145, 73-02164, 73-07000, 73-07022 and 73-07038 remain set for the August 12, 2009 initial hearing at 1:30 p.m. at the Custer County

AMENDED MOTION TO VACATE AND CONTINUE INITIAL HEARING AND POINT OF
CLARIFICATION 1

Courthouse.

DATED this 6th day of August, 2009.

CAPITOL LAW GROUP, PLLC


Jay J. Kiiha

CERTIFICATE OF SERVICE

I hereby certify that on the 6 day of August, 2009, I caused to be served a true and correct copy of the above and foregoing document by the method indicated below, and addressed to the following:

Triple T Summit Ranch
Represented By:
Fritz Haemmerle
PO Box 1800
Hailey, ID 83333

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United States of America
Represented By:
US Department of Justice
Environment & National Resources
550 West Fort Street, MSC 033
Boise, ID 83724

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Director of IDWR
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Sulphur Creek Livestock
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Jay J. Kiiha