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DEPARTMENT OF  
WATER RESOURCES

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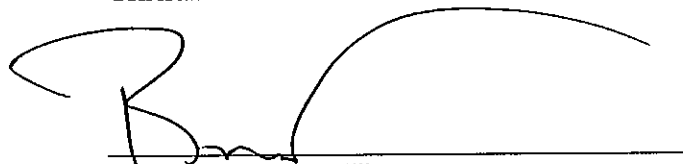
BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE STATE OF IDAHO

|                |   |                                  |
|----------------|---|----------------------------------|
| In Re: SRBA,   | ) | Subcase Nos. 75-13716, 75-13717, |
|                | ) | & 75-13718                       |
|                | ) |                                  |
|                | ) | <b>MOTION FOR EXPEDITED</b>      |
| Case No. 39576 | ) | <b>CONSIDERATION</b>             |
| _____          | ) |                                  |

COMES NOW, Brian Sopatyk by and through his counsel Bruce M. Smith of Moore Smith Buxton & Turcke, Chartered, and moves this Court for expedited consideration of his motion to vacate the trial set for October 1, 2009, in the above matter.

Respectfully submitted this 16 day of September, 2009.

MOORE SMITH BUXTON & TURCKE,  
CHARTERED

  
\_\_\_\_\_  
BRUCE M. SMITH  
Attorney for Brian Sopatyk

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the \_\_\_\_ day of September, 2009, I caused to be served a true and correct copy of the foregoing Motion to the following:

1. Original via fax to:

Clerk of the District Court  
Snake River Basin Adjudication  
253 Third Avenue North  
PO Box 2707  
Twin Falls, ID 83303-2707

Fax: (208) 736-2121

2. Copies via prepaid, U.S. Mail to:

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Chief, Natural Resources Division  
Office of the Attorney General  
State of Idaho  
PO Box 44449  
Boise, ID 83711-4449

United States Department of Justice  
Environment and Natural Resource Division  
550 West Fort Street, MSC 033  
Boise, ID 83724

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