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Department of Water Resources
Adjudication Bureau

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MAR 30 1995
OFFICE OF THE
ATTORNEY GENERAL

SRBA
Case No. 39576

MOTION TO VACATE AND RESET MANDATORY
SETTLEMENT CONFERENCE HEARING
Subcase No: 36-04045

The undersigned parties, Clair K. Ricketts and Virginia Ricketts, hereby request that the MANDATORY SETTLEMENT CONFERENCE HEARING scheduled for 10:00 a.m. April 4, 1995 be vacated and reset for the following reasons:

1. Clair K. Ricketts and Virginia Ricketts, the undersigned, are co-owners with Maxine Ricketts of the water right in this action.
2. Clair K. Ricketts and Virginia Ricketts were never served with the documents or notices pertaining to the above proceedings.
3. The undersigned first became aware on March 23, 1995 that a Mandatory Settlement Conference Hearing had been set in April when Virginia Ricketts was contacted by telephone by an attorney with one of the parties in this action.
4. A petition that has been filed with the Idaho Department of Water Resources by co-owners Clair K. Ricketts, Virginia Ricketts, and Maxine Ricketts requesting the priority date attached to the water right for the vacated well located on Bureau of Land Management land be transferred to the new well that is situated on the petitioners private property is still in process and has not yet been finalized.

Clair K. Ricketts
CLAIR K. RICKETTS - Co-owner

Virginia Ricketts
VIRGINIA RICKETTS - Co-owner

516 East 300 South
Jerome, ID 83338
208-324-2017

CERTIFICATE OF MAILING

We do certify that a true and correct copy of the MOTION TO VACATE AND RESET MANDATORY SETTLEMENT CONFERENCE HEARING was mailed on March 28, 1995 with sufficient first-class postage to the following:

CLIVE STRONG
CHIEF, NATURAL RESOURCES DIVISION
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

K. JACK HAUGRUD
UNITED STATES DEPARTMENT OF JUSTICE
550 West Fort Street, Box 33
Boise, ID 83724-0663

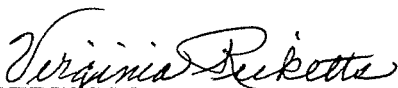
We do further certify that a true and correct copy of the MOTION TO VACATE AND RESET MANDATORY SETTLEMENT CONFERENCE HEARING was delivered by hand on March 28, 1995 to the following:

MAXINE RICKETTS
511 East 300 South
Jerome, ID 83338

CLERK OF THE DISTRICT COURT
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303



CLAIR K. RICKETTS



VIRGINIA RICKETTS