

RECEIVED

JAN 12 1995

Department of Water Resources
Adjudication Bureau

SCANNED

AUG 08 2013

RECEIVED

JAN 11 1995

OFFICE OF THE
ATTORNEY GENERAL

DISTRICT COURT - SRBA	
Fifth Judicial District	
County of Twin Falls - State of Idaho	
JAN - 9 1995	
by _____	Clerk
_____	Deputy Clerk

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

Case No. 39576

) Subcase No. 34-07228

) ORDER DENYING MOTION TO
) VACATE HEARING
)

On December 7, 1994 the court issued an *Order Setting Hearing on IDWR's Motion to Correct Errors in Water Rights* for this subcase. On January 5, 1995 attorney Kent W. Foster filed on behalf of Everett T. Acor a *Motion to Vacate or Continue Hearing*.

It appears that Everett T. Acor is not a party to this subcase. He is not the claimant, nor did he file an objection or response in this subcase. In addition, no *Motion to Participate* was filed by Mr. Acor in this subcase. Since Mr. Acor is not a party to the subcase, he may not properly bring any motions.

IT IS ORDERED that the *Motion to Vacate or Continue Hearing* for this subcase is DENIED. The hearing on the *Motion to Correct Errors* in this subcase will be held at the time and place previously set, (1:30 p.m., January 17, 1995 at the Snake River Basin Adjudication Courthouse, 253 Third Avenue North, Twin Falls).

IT IS SO ORDERED.

DATED January 9, 1995.

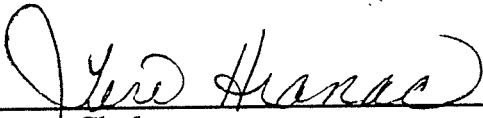

BRIGETTE BILYEU
Special Master, Reporting Area 1
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the **ORDER DENYING MOTION TO VACATE HEARING** was mailed on January 9, 1995, with sufficient first-class postage to the following:

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

Wayne Rathbun
Mildred Rathbun
231 Skyline Dr.
Richland, WA 99325



Deputy Clerk

RECEIVED
JAN 11 1995

JAN 11 1995

RECEIVED

ORDER DENYING MOTION TO VACATE
HEARING
1/9/95