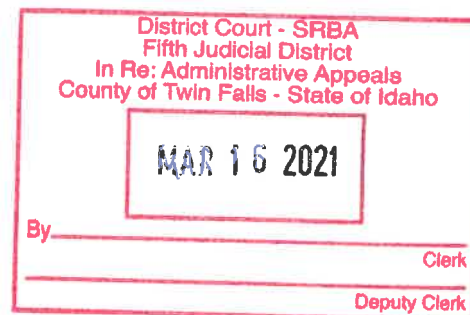


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**IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA**

The IDAHO WATER RESOURCE BOARD,
and the IDAHO DEPARTMENT OF FISH
AND GAME,

Petitioners,

v.

KURT W. BIRD and JANET E. BIRD,

Cross Petitioners.

v.

THE IDAHO DEPARTMENT OF WATER
RESOURCES,

Respondent.

Case No. CV01-20-09661

**THIRD UNOPPOSED
MOTION TO RESCHEDULE
ORAL ARGUMENT DATE**

IN THE MATTER OF APPLICATION FOR
PERMIT NO. 74-16187 IN THE NAME OF
KURT W. BIRD OR JANET E. BIRD

COMES NOW, Cross Petitioners, Kurt W. Bird and Janet E. Bird (the “Birds”), by and through their undersigned attorneys of record, and moves the Court for an *Order Granting Third Unopposed Motion to Reschedule Oral Argument Date*, by vacating the currently scheduled oral argument date set for March 18, 2021, at 1:30 p.m. and suspending oral argument indefinitely. The parties believe this matter is likely resolved as they have agreed to the provisions of a term sheet and need time to reduce the term sheet items to writing to ensure the matter is resolved. Rather than rescheduling the oral argument date, the parties prefer to suspend the oral argument date indefinitely and will notify the Court if oral argument needs to be rescheduled.

Counsel for the Birds has conferred with counsel for the parties who will participate in the oral argument in the matter, and all have indicated their support for this motion.

Dated this 16th day of March 2021.



Robert L. Harris
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

CERTIFICATE OF SERVICE

I hereby certify that on the 16th day of March 2021, I served a true and correct copy of the foregoing *THIRD UNOPPOSED MOTION TO RESCHEDULE ORAL ARGUMENT DATE* to be filed with the Court and served on the persons listed below by the methods indicated below:

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