

INSTRUCTIONS FOR MOTIONS TO  
JOIN OR SUBSTITUTE PARTIES

Attached are suggested forms for use to change the Court records to show the identify of new owner(s) of property for which the previous owner has filed a Court claim in this action (*State of Washington, Department of Ecology v. James J. Acquavella, et al.*)

1. Complete the attached motion to join or substitute parties (or similar form with the same information). Indicate which type motion by circling join or substitute as applicable.
2. Complete the attached proposed order granting the motion to join or the attached order to substitute (or similar form with the same information).
3. Present the motion and proposed order at the next scheduled hearing date. If you want the Yakima County Clerk to present your motion and proposed order, mail or deliver the paperwork with a \$30.00 fee to the Clerk. The Clerk's address is: Yakima County Clerk, 128 North 2<sup>nd</sup> Street, Room 323, Yakima, WA 98901. The Clerk does not accept personal checks.
4. The Judge will sign your order and have it filed for the record. Notice of filing the motion and entry of the order will be published in the monthly notice. If no objections to the motion and order are filed with the clerk within 30 days after publication, the order will be deemed entered without objection. If there is an objection, the motion and order will be reconsidered at a hearing or other appropriate proceeding as the Judge deems advisable. The order is effective upon filing.
5. After the order becomes effective, all future notices will be mailed to both the original claimant and the additional party (movant).



1 DO NOT COMPLETE SECTION II d UNLESS YOU HAVE CIRCLED "A PORTION"  
2 ABOVE

3 (d) Portion of claimed water rights involved:

4 (1) Claimed water right description:

5 (a) Point of Diversion being within \_\_\_\_\_<sup>1</sup>/<sub>4</sub>\_\_\_\_\_<sup>1</sup>/<sub>4</sub>, Section \_\_\_\_\_

6 T. \_\_\_\_\_ N., R. \_\_\_\_\_ E. W. M.

7 (b) Place of Use of Water: \_\_\_\_\_ acres in \_\_\_\_\_<sup>1</sup>/<sub>4</sub>\_\_\_\_\_<sup>1</sup>/<sub>4</sub>, Section \_\_\_\_\_

8 T. \_\_\_\_\_ N., R. \_\_\_\_\_ E. W. M. (attach complete legal description)

9 (c) Purpose of Use \_\_\_\_\_

10 3. DECLARATION OF CLAIMANT(S):

11 I, \_\_\_\_\_ certify (or declare) under penalty of perjury  
12 under the laws of the State of Washington that the foregoing is true and correct:

13 \_\_\_\_\_  
Date and Place

\_\_\_\_\_  
Signature

14  
15 \_\_\_\_\_  
Signature

16 (All parties on the claim or water right that are affected by this motion must sign OR  
17 documentation must be attached showing either agreement with the motion or that there is no  
18 longer interest in the claim or water right, i.e. quit claim deed, divorce decree, death  
19 certificate . . . )  
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IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON

IN AND FOR YAKIMA COUNTY

IN THE MATTER OF THE DETERMINATION)  
OF THE RIGHTS TO THE USE OF THE )  
SURFACE WATERS OF THE YAKIMA )  
RIVER DRAINAGE BASIN, IN )  
ACCORDANCE WITH THE PROVISIONS OF )  
CHAPTER 90.03, REVISED CODE OF )  
WASHINGTON, DEPARTMENT OF )  
ECOLOGY, )

Cause No. 77-2-01484-5

ORDER GRANTING MOTION TO  
SUBSTITUTE PARTIES

Plaintiff

CLAIM NO. \_\_\_\_\_

vs.

SUBBASIN NO. \_\_\_\_\_

JAMES J. ACQUAVELLA, et al.,

Defendants.

This ex parte matter came before the Court on a motion of \_\_\_\_\_, Claim  
No. \_\_\_\_\_, Subbasin No. \_\_\_\_\_. The Court having considered the motion to  
substitute parties and for good cause shown, finds that claimant has transferred this claim.

Therefore, \_\_\_\_\_ is substituted for \_\_\_\_\_.

This ex parte Order shall be effective upon filing with the Clerk. Any objection to the  
Order must be filed with the Clerk within 30 days of its publication in the Monthly Notice  
or shall be deemed waived.

Dated this \_\_\_\_\_ Day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
SUPERIOR COURT JUDGE

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WASHINGTON, DEPARTMENT OF )  
ECOLOGY, )

Cause No. 77-2-01484-5

ORDER GRANTING MOTION TO  
JOIN PARTIES

Plaintiff

CLAIM NO. \_\_\_\_\_

Vs.

SUBBASIN NO. \_\_\_\_\_

JAMES J. ACQUAVELLA, et al.,

Defendants.

This ex parte matter came before the Court by motion of

\_\_\_\_\_, Claim No. \_\_\_\_\_, Subbasin No. \_\_\_\_\_.

The court, having considered the motion, and for good cause shown, joins

\_\_\_\_\_ as additional party defendant(s).

This ex parte Order shall be effective upon filing with the Clerk. Any objection to the Order must be filed with the Clerk within 30 days of its publication in the Monthly Notice or shall be deemed waived

Dated this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
SUPERIOR COURT JUDGE