

INSTRUCTIONS FOR MOTIONS TO
BE JOINED AS ADDITIONAL PARTY

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 be joined as additional party (or similar form with the same information). You must attach to your motion a copy of the real estate purchase contract or deed setting forth the legal description for the property you have purchased.
2. Complete the attached proposed order granting the motion to be joined as additional party (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 2nd 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).

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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,

Plaintiff

Vs.

JAMES J. ACQUAVELLA, et al.,

Defendants.

Cause No. 77-2-01484-5

ORDER GRANTING MOTION TO BE
JOINED AS ADDITIONAL PARTIES

CLAIM NO. _____

SUBBASIN NO. _____

_____)
This ex parte matter came before the Court on motion of Movant _____,
who has acquired an interest in water rights thereof from Claimant _____,
Claim No. _____ Subbasin No. _____.

The Court, having considered the motion, and for good cause shown, joins _____
(movant)
as an additional party Defendant.

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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3 IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR YAKIMA COUNTY

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

Case No.: 77-2-01484-5

MOTION TO BE
JOINED AS ADDITIONAL PARTY

8 STATE OF WASHINGTON,)
9 DEPARTMENT OF ECOLOGY,)

CLAIM NO. _____
SUBBASIN NO. _____

Plaintiff,)

vs.)

10 JAMES J. ACQUAVELLA, et al.,)

11 Defendant)

12
13 MOTION

14
15 The Moving Party requests the Court to add Moving Party's name(s) to the claim set
16 forth in paragraph 2, and moves the Court to enter an Order granting the motion. In support
thereof, the Moving Party is the purchaser of real property, including water rights that are subject
to this Court's jurisdiction, and states the following:

17 1. Name(s) of Moving Party:

18 _____
19 Mailing Address: _____
20 _____

21 Telephone No.: _____

22 2. The Moving Party has an interest in the claim(s) of the following CLAIMANT :

23 CLAIMANT NAME: _____

24 Mailing Address: _____
25 _____

1 Telephone No.: _____

2 Court Claim No.: _____ Subbasin No. _____

3 3. The Moving Party states the Moving Party has acquired an interest in:

4 (CIRCLE ONE)

5 ALL of the claim

A PORTION of the claim

6 filed by the CLAIMANT listed in paragraph 2 above.

7 4. If you circled A PORTION, describe the portion of claimed water rights involved:

8 (a) Point(s) of diversion being within _____ 1/4 _____ 1/4, Section _____

9 T. _____ R. _____ E.W.M.

10 (b) Place of use of water _____ acres in _____ 1/4 _____ 1/4 Section _____

11 T. _____ R. _____ E.W.M.

12 (c) Purpose of use _____

13 DECLARATION OF MOVING PARTY:

14 I, _____ certify (or declare) under penalty of perjury
15 under the laws of the State of Washington that the foregoing is true and correct:

16 _____
Date and Place

Signature