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November 5, 2003

VIA OVERNIGHT COURIER

Clerk of the Court
Snake River Basin Adjudication
253 3rd Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

Re: *In Re SRBA Case No. 39576 (LU Ranching Co. v. United States)*
Subcase Nos. 55-10288B et al.

Dear Sir or Madam:

Attached please find for filing with the Court LU Ranching's Unopposed Motion to Vacate and Reset Deadline to Respond to Supplemental IDWR Report, along with an additional copy and self-addressed stamped envelope. Please return a conformed, date-stamped copy of the Motion to our office in the return envelope provided.

If you have any questions or concerns regarding the above, please do not hesitate to call. In addition to the phone number above, I can be reached directly at (530) 792-1631.

Thank you for your assistance.

Sincerely yours,

Elizabeth P. Ewens

Encl.

cc Mr. Richard Harris

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Attorneys for LU Ranching

**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	)	Subcase Numbers 55-10288B, 55-10289B,
	)	55-10290B, 55-10292B, 55-10293B,
	)	55-10295, 55-10296, 55-10297B,
	)	55-10298, 55-10299B, 55-10300,
Case No. 39576	)	55-10301B, 55-10303B, and 55-13451
	)	
	)	LU RANCHING'S UNOPPOSED
	)	MOTION TO VACATE AND RESET
	)	DEADLINE TO RESPOND TO
	)	SUPPLEMENTAL IDWR REPORT
	)	

LU Ranching Company ("LU Ranching") by and through its attorneys, respectfully
submits this Unopposed Motion to Vacate and Reset Deadline to Respond to Supplemental

IDWR Report. In support, LU Ranching submits the following.

1. On July 31, 2003, this Court heard oral argument on the pending Motions to Alter or Amend filed by LU Ranching and the United States. LU Ranching's Motion to Alter or Amend the Special Master's Report and Recommendation is limited to issues concerning certain technical errors and, specifically, requested corrections to legal descriptions contained in the Recommended Partial Decrees. The Motion to Alter or Amend filed by the United States addresses substantive issues as well as its own proposed corrections to technical errors or legal descriptions.

2. During the July 31, 2003 hearing, the Court requested a supplemental report from the IDWR to address the technical issues raised by the parties in their respective Motions to Alter or Amend. The Court set a deadline of October 24, 2003 for the IDWR to file its supplemental report, and a deadline of November 7, 2003 for the parties to respond to and comment upon the IDWR's supplemental report.

3. As of the date of this filing, LU Ranching has not received a supplemental report from the IDWR. Accordingly, it is, as a practical matter, not possible for LU Ranching to submit a response to the Court on November 7, 2003.

4. As the parties have not received a report from the IDWR, LU Ranching requests that this Court vacate the November 7, 2003 deadline for the parties to respond to the IDWR report, and reset the deadline to fifteen (15) days following the filing of the supplemental report by IDWR with the Court.

5. Undersigned counsel for LU Ranching has consulted with counsel for the United

States regarding the matters addressed herein. The United States joins in this Motion to Vacate and Reset Deadline to Respond to Supplemental IDWR Report.

CONCLUSION

For the reasons set forth, above, LU Ranching requests that the Court vacate the November 7, 2003 deadline for the parties to respond to the IDWR report, and requests that the Court issue a new Order that the parties have fifteen (15) days after the filing of the IDWR report with the Court within which to file a response.

Dated this 5 day of November, 2003.

Respectfully submitted:

McQUAID BEDFORD &
VAN ZANDT, LLP

By: 
Elizabeth P. Ewens

LAW OFFICES OF RICHARD HARRIS

By: _____
Richard Harris

ATTORNEYS FOR
LU RANCHING CO.

States regarding the matters addressed herein. The United States joins in this Motion to Vacate and Reset Deadline to Respond to Supplemental IDWR Report.

CONCLUSION

For the reasons set forth, above, LU Ranching requests that the Court vacate the November 7, 2003 deadline for the parties to respond to the IDWR report, and requests that the Court issue a new Order that the parties have fifteen (15) days after the filing of the IDWR report with the Court within which to file a response.

Dated this ____ day of November, 2003.

Respectfully submitted:

McQUAID BEDFORD &
VAN ZANDT, LLP

By:

Elizabeth P. Ewens

LAW OFFICES OF RICHARD HARRIS

By:

Richard Harris

ATTORNEYS FOR
LU RANCHING CO.

CERTIFICATE OF SERVICE

I certify that on Nov. 5, 2003, I served a true and correct copy of foregoing **LU RANCHING'S UNOPPOSED MOTION TO VACATE AND RESET DEADLINE TO RESPOND TO SUPPLEMENTAL IDWR REPORT** upon the following individuals by placing the document in the United States Mail, postage paid, and addressed as follows:

U.S. Department of Justice
General Litigation Section
Environment and Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724

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