

2004 SEP 17 PM 1 09

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

) Subcases 51-02002, *et al.* [Exhibit A]
) (Riddle Ranches / Jackson)
)
) ORDER GRANTING JOINT MOTION
) TO MODIFY AMENDED TRIAL
) SCHEDULE and
) 2nd AMENDED TRIAL SCHEDULE
) ORDER
)

On September 16, 2004, the parties filed a *Joint Motion to Modify Amended Trial Schedule Order by Setting Separate Trial Schedule Order for Riddle Ranch Claims* requesting a separate and simplified discovery schedule appropriate for the Riddle Ranches claims yet close enough in time to provide sufficient connection between the evidence presented in the trial of the tribal claims (subcases 51-12756, *et al.* [Exhibit B] and subcases 51-12604, *et al.* [Exhibit C]), beginning on November 8, 2005. The *Joint Motion* requires amendment of the September 1, 2004 *Amended Trial Schedule Order* because the tribal and Riddle Ranches / Jackson claims were scheduled together.

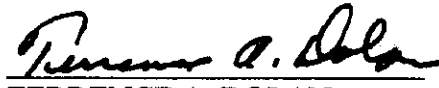
THEREFORE, IT IS ORDERED that:

1. The *Joint Motion to Modify Amended Trial Schedule Order by Setting Separate Trial Schedule Order for Riddle Ranch Claims* is **granted**; and
2. The following schedule shall govern the conduct of proceedings through trial of claims filed by Riddle Ranches, Inc., and Nancy and Peter Jackson:

November 15, 2004	Discovery is open.
February 15, 2005	Claimants shall identify all lay witnesses.
March 7, 2005	Objectors shall identify all witnesses.

April 5, 2005	Objectors shall serve on claimants a copy of all expert reports in support of objections.
May 13, 2005	Claimants shall identify any other witnesses, including experts, who were not identified on February 15, 2005.
June 3, 2005	Claimants shall serve on objectors a copy of all expert reports in rebuttal to objections.
June 15 – August 5, 2005	Depositions of all witnesses.
August 30, 2005	The parties shall file any dispositive motions regarding legal issues.
September 13, 2005	The parties shall file any response briefs to dispositive motions.
September 27, 2005	The parties shall file reply briefs regarding dispositive motions.
October 13, 2005	Dispositive motion hearing deadline.
October 27, 2005	(1) Deadline for filing other pretrial motions. (2) The parties shall complete all discovery. This means that all discovery is served and response is complete, including but not limited to, the taking of all depositions of lay and expert witnesses, all interrogatories, requests for production / inspection and admissions. Motions to compel should be filed accordingly so as to accommodate this deadline.
November 17, 2005	Exhibit and witness lists shall be exchanged. <u>Exhibits shall be pre-marked by the Clerk of the SRBA Court.</u>
November 21, 2005	Pretrial conference; deadline for hearing any pretrial motions.
December 6, 2005 ¹	Trial, commencing at 9:00 a.m., at the SRBA Courthouse, 253 3 rd Avenue North, Twin Falls, Idaho.

DATED September 17, 2004.



 TERRENCE A. DOLAN
 Special Master
 Snake River Basin Adjudication

¹ The United States Bankruptcy Court already reserved the SRBA Courthouse for Monday, December 5, 2005.

CERTIFICATE OF MAILING

I certify that a true and correct copy of the **ORDER GRANTING JOINT MOTION TO MODIFY AMENDED TRIAL SCHEDULE AND 2ND AMENDED TRIAL SCHEDULE ORDER** was mailed on September 17, 2004, with sufficient first-class postage to the following:

Director of IDWR
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Boise, ID 83720-0098

United States Dept of Justice
Enviro & Natural Resource Div
550 West Fort St MSC 033
Boise, ID 83724

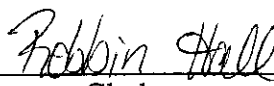
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Deputy Clerk