

Movant: State of Idaho

**ALAN G. LANCE
ATTORNEY GENERAL**

**CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division
Idaho State Bar # 2207**

**DAVID J. BARBER
Deputy Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
Telephone: (208) 334-2400
FAX: (208) 334-2690
Idaho State Bar # 2597**

**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	)	Consolidated Subcase No. 75-13316
	)	
Case No. 39576	)	MOTION FOR SCHEDULING ORDER
_____	)	

Comes now the State of Idaho by counsel and files this proposed schedule to govern litigation of the quantification of the United States of America (U.S.D.A. Forest Service) claims to water rights based upon the Wild and Scenic Rivers Act of 1968, 16 U.S.C. §§ 1271-1287.

The State of Idaho proposes the following trial schedule:

12/05/02 Discovery open except as stated below.

01/31/03 Claimant's disclosure of all witnesses and disclosure of all expert witness reports.

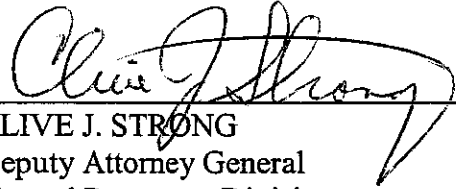
04/03/03 to 9/30/03	Depositions of Claimant's experts.
12/31/03	Objectors' disclosure of all witnesses and disclosure of all expert witness reports.
03/01/04 to 8/31/04	Depositions of Objectors' experts.
11/30/04	Disclosure of any rebuttal witnesses and disclosure of all rebuttal expert witness reports.
01/03/05 to 03/15/05	Depositions of rebuttal expert witnesses.
04/01/05	All discovery completed.
04/15/05	Dispositive motion deadline.
05/2/05	Deadline to file other pretrial motions.
TBD	Hearing on any dispositive motions.
06/15/05	Pretrial Conference: Exhibit and Witness lists exchanged, hearing on any remaining pretrial motions.
07/15/05	Trial.

The State of Idaho requests oral argument on this *Motion*. The State of Idaho has been authorized by other Objectors participating in the court ordered mediation to represent to the Court that they support this motion. The State of Idaho has consulted with the United States. The United States opposes the motion unless objectors are required to pay the United States' cost of preparing expert reports. Objectors oppose the United States' request for payment of costs of preparing expert reports.

WHEREFORE, The State of Idaho respectfully requests the Court to issue a scheduling order in this Consolidated Subcase conforming to the above schedule.

DATED this 15th day of October 2002.

ALAN G. LANCE
Attorney General

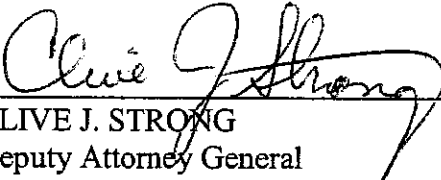
A handwritten signature in cursive script, reading "Clive J. Strong", is written over a horizontal line.

CLIVE J. STRONG
Deputy Attorney General
Natural Resources Division

CERTIFICATE OF SERVICE

I certify that on the 15th day of October 2002, I caused to be served a true and correct copy of the foregoing **MOTION FOR SCHEDULING ORDER** by placing a true and correct copy thereof in the United States mail, postage prepaid, addressed as follows:

Court Certificate of Mailing for Wild & Scenic Rivers Claims, dated October 15, 2002.



CLIVE J. STRONG
Deputy Attorney General

Certificate of Mailing for Wild and Scenic River Claims (75-13316)

ALBERT P. BARKER
JOHN K. SIMPSON
TRAVIS L THOMPSON
BARKER ROSHOLT & SIMPSON LLP
205 N 10TH ST, STE 520
PO BOX 2139
BOISE, ID 83701-2139

JOSEPHINE P. BEEMAN
BEEMAN & ASSOCIATES, P.C.
409 WEST JEFFERSON STREET
BOISE, ID 83702

UNITED STATES DEPT OF JUSTICE
ENVIRONMENT & NATURAL RESOURCE
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

JEFFREY C. FEREDAY
GIVENS PURSLEY, LLC.
PO BOX 2720
BOISE, ID 83701-2720

JAMES C. TUCKER
IDAHO POWER CO
PO BOX 70
BOISE, ID 83707

ROGER D LING
LING, NIELSEN & ROBINSON
PO BOX 396
RUPERT, ID 83350

MICHAEL MIRANDE
MILLER BATEMAN LLP
1426 ALASKAN WAY, STE 301
SEATTLE, WA 98101

CHIEF, NATURAL RESOURCES DIV.
OFFICE OF THE ATTORNEY GENERAL
STATE OF IDAHO
PO BOX 44449
BOISE, ID 83711-4449

LAWRENCE (LAIRD) J. LUCAS
PO BOX 1612
BOISE, ID 83702

MERLYN W CLARK
PO BOX 1617
BOISE, ID 83701

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

JERRY R. RIGBY
RAY W. RIGBY
RIGBY, THATCHER, ANDRUS, RIGBY
KAM & MOELLER, CHTD.
PO BOX 250
REXBURG, ID 83440-0250

[SRBA Report Index](#)

[SRBA Home Page](#)