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DEPARTMENT OF
WATER RESOURCES

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**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 Nos. 85-00016, 85-02049,
	)	85-02063, 85-02065, 85-02146, 85-02147,
Case No. 39576	)	85-04483, 85-11087, and 85-15424
	)	
	)	
_____	)	

JOINT MOTION TO VACATE SCHEDULING CONFERENCE

Claimant the United States of America, the Lewiston Orchard Irrigation District and
objector the Nez Perce Tribe (collectively "the parties") hereby jointly move the Court to vacate
the scheduling conference in the above captioned matter previously set for January 31, 2006.

In support of this motion, the parties state:

1. The parties have held two meetings and several conference calls to discuss the potential settlement of these claims.
2. The parties have made substantial progress in their discussions, have narrowed

some of the issues and believe they have established a process for resolving certain of the objections.

3. The parties believe that within 60 days they should be able to jointly conduct necessary field work and resolve this matter in its entirety or in the alternative advise the Court of which, if any, of the issues have been resolved.

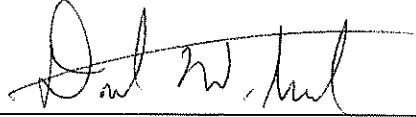
4. Accordingly, the parties believe that it would be more efficient to vacate the currently scheduled conference and reset the scheduling conference at a date no earlier than 60 days from the date of this motion.

5. Counsel for claimant has informed counsel for the Idaho Department of Water Resources of this motion and has been advised that the Department does not object to the motion

DATED this 24th day of January, 2006.

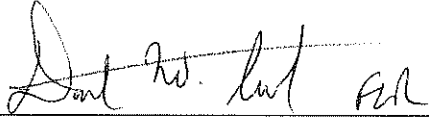
Respectfully submitted,

SUE ELLEN WOOLDRIDGE
Assistant Attorney General
Environmental and Natural Resources Division



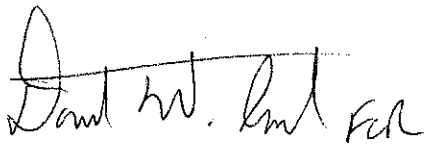
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the JOINT MOTION TO VACATE SCHEDULING CONFERENCE was served this 24th day of January, 2006 as indicated below.

By Facsimile:

DISTRICT COURT
208-736-2121

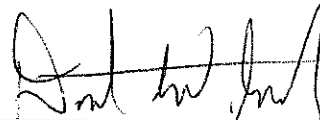
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