

2006 JUN 22 AM 10:57
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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	)	TRIAL SCHEDULING ORDER	
	)		
Case No. 39576	)	SUBCASE NOS: 45-10480	45-10481
_____	)	45-12906	

THIS MATTER came before the special master at a scheduling conference on June 22, 2006.

1. The following dates shall govern the conduct of the subcase through the trial. No further order shall issue:

9/18/2006 5:00 p.m. Deadline for filing summary judgment
(MONDAY) or other dispositive motion.

10/02/2006 5:00 p.m. Discovery Cutoff Date. All discovery shall
(MONDAY) be completed by this date.

11/02/2006 5:00 p.m. Exhibit and Witnesses Cutoff Date. A list
(THURSDAY) of exhibits and a complete list of witnesses shall be exchanged by the parties and copies sent to the court.

11/09/2006 10:30 a.m. (MT) Pretrial Conference. All parties or
(THURSDAY) their counsel shall be present.
Location: SRBA
DISTRICT COURT
253 3RD AVENUE NORTH
TWIN FALLS, ID

11/16/2006 9:00 a.m. (MT) Trial.
(THURSDAY) Location: SRBA
DISTRICT COURT
253 3RD AVENUE NORTH
TWIN FALLS, ID

Pretrial motions shall proceed in accordance with the Idaho Rules of Civil Procedure. All dates are final and may only be reset on motion, hearing and order of the court. The hearing on a Motion to Reset will be held with all parties present including those represented by an attorney. The moving party may be held responsible for the costs of the resulting delay.

(dates continued)

2. At the scheduling conference the parties designated the following as trial counsel:

Party:

DELORES J SMYER
EARL WARTHEN
KEVIN SMYER
NORMAN L SMYER

Trial Counsel:

MICHAEL P TRIBE
SHELLEY M. DAVIS
MICHAEL P TRIBE
MICHAEL P TRIBE

Dated: June 22, 2006

/S/ TERRENCE A. DOLAN

Special Master

Snake River Basin Adjudication

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the the TRIAL SCHEDULING ORDER was mailed on June 22, 2006_____, with sufficient first-class postage to the following:

DELORES J SMYER
KEVIN SMYER
NORMAN L SMYER

Represented by:
MICHAEL P TRIBE
MICHAEL P. TRIBE
615 H STREET
PO BOX 396
RUPERT, ID 83350-0396
Phone: 208-436-4717

EARL WARTHEN
Represented by:
SHELLEY M. DAVIS
205 N 10TH ST, STE 520
PO BOX 2139
BOISE, ID 83701-2139
Phone: 208-336-0700

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