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DEPARTMENT OF
WATER RESOURCES

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Pro Se litigants

Counsel for the United States

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. 45-12050 <i>et al.</i>
	)	<i>See</i> Attachments A, B, C, and D
	)	
	)	JOINT MOTION TO AMEND TRIAL SCHEDULE
Case No. 39576	)	
	)	
	)	
_____	)	

The United States of America, on behalf of the U.S.D.A. Forest Service, and Bruce, Jared, and Martha Bedke, respectfully request that the Court amend the previously issued Trial Schedule in these subcases. The grounds for this motion is as follows:

1. The overriding legal issue at issue in these subcases is ownership of stockwater rights on federal lands.
2. That issue is currently before the Idaho Supreme Court in *LU Ranching Co. v. United States*, Supreme Court Case No. 31944, and *Joyce Livestock v. United States*, Supreme Court Case No. 32279. Oral argument in these cases occurred on November 8, 2006.

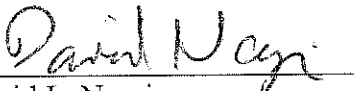
3. The current Trial Schedule includes a discovery cut-off date of January 19, 2007. The parties believe an extension of this deadline would be advantageous to allow for consideration of the Supreme Court's decisions in the *LU Ranching* and *Joyce Livestock* cases before conducting depositions. An extension would also increase judicial efficiency in that the *LU Ranching* and *Joyce Livestock* decisions may help narrow the contested issues in these subcases.

4. The Parties therefore propose the following amended dates and deadlines:

Discovery cutoff and deadline to amend pleadings	4/19/07
Dispositive motions and opening brief deadline	6/25/07
Response brief deadline	7/27/07
Reply brief deadline	8/25/07
Dispositive motion hearing	9/27/07 10:00 a.m.
Exchange of trial exhibits and witness lists	11/27/07
Pre-trial conference	11/29/07 10:00 a.m.
Trial	12/03/07 1:00 p.m. through 12/07/07

RESPECTFULLY SUBMITTED this 3rd day of January, 2007.

UNITED STATES OF AMERICA


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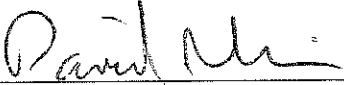
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 3 day of January, 2007, I served a true and correct copy of the foregoing Motion to Amend Proposed Trial Schedule by depositing a copy thereof in the U.S. mail, postage prepaid, or by other service where indicated, upon the following:

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David Negri

Attachment A

45-12050
45-12053
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Attachment B

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Attachment C

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Attachment D

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