

Dave
RECEIVED

FEB 16 2007

DEPARTMENT OF
WATER RESOURCES

Josephine P. Beeman #1806
Beeman & Associates, P.C.
409 West Jefferson Street
Boise, ID 83702
(208) 331-0950
(208) 331-0954 (Facsimile)
jo.beeman@beemanlaw.com

Sarah A. Klahn
William A. Hillhouse II
White & Jankowski, LLP
511 16th St., Suite 500
Denver, CO 80202
303-595-9441
303-825-5632 (Facsimile)
sarahk@white-jankowski.com

Attorneys for City of Pocatello

**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. 29-00271, et al. (see attached Exhibit A)
	)
	) MOTION FOR ONE-DAY EXTENSION OF TIME TO
	) FILE POCATELLO'S TRIAL MEMORANDUM AND
Case No. 39576	) TO EXCHANGE WITNESS/EXHIBIT LISTS, AND
_____	) MEMORANDUM IN SUPPORT

The City of Pocatello respectfully moves this Court for a one-day extension of time in which to file its Trial Memorandum in this case, and also a one-day extension in which to exchange with other parties its Exhibit List and Witness List.

Pursuant to this Court's *Amended Order Setting Deadlines and Additional Pretrial Conference*, dated January 29, 2007, the deadline to file the parties' trial briefs was set as February 14, 2007. Pocatello requests that it be allowed until February 15, 2007, to file its Trial Memorandum and to exchange its witness/exhibit lists.

Grounds for this motion are that counsel for Pocatello has been actively engaged in discussions with the City of Pocatello to confirm which objections are proceeding to trial and which objections are to be withdrawn. This affects matters addressed in the Trial Memorandum and also affects which exhibits to submit at trial. The final phone conference concluded at 2 PM this afternoon.

Pocatello's Trial Memorandum is substantially drafted. However, counsel for Pocatello believes one additional day is necessary to complete and finalize it.

Counsel for the Surface Water Coalition (Travis Thompson) and counsel for the State of Idaho (David Barber) were contacted and do not object to this one-day extension.

A proposed Order accompanies this Motion.

DATED this 14th day of February 2007.

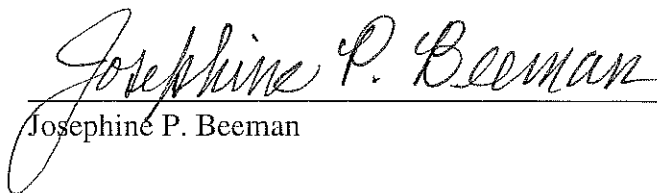
BEEMAN & ASSOCIATES, P.C.
Attorneys for the City of Pocatello

By Josephine P. Beeman
Josephine P. Beeman

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 14th day of February 2007, I caused a true copy of the foregoing **MOTION FOR ONE-DAY EXTENSION OF TIME TO FILE POCA TELLO'S TRIAL MEMORANDUM AND TO EXCHANGE WITNESS/EXHIBIT LISTS, AND MEMORANDUM IN SUPPORT** to be served on the following by U.S. First Class Mail unless indicated as faxed or hand delivered:

UNITED STATES OF AMERICA REPRESENTED BY: US DEPARTMENT OF JUSTICE ENVIRONMENT & NAT'L RESOURCES 550 WEST FORT STREET, MSC O33 BOISE, ID 83724	C. TOM ARKOOSH ARKOOSH LAW OFFICES, CHTD. PO Box 32 GOODING, IDAHO 83330
STATE OF IDAHO REPRESENTED BY: NATURAL RESOURCES DIV CHIEF STATE OF IDAHO ATTORNEY GENERAL'S OFFICE PO BOX 44449 BOISE, ID 83711-4449	W. KENT FLETCHER FLETCHER LAW OFFICE PO Box 248 BURLEY, IDAHO 83318
DIRECTOR OF IDWR PO BOX 83720 BOISE, ID 83720-0098	ROGER D. LING LING ROBINSON & WALKER PO Box 396 RUPERT, IDAHO 83350
	JOHN A. ROSHOLT TRAVIS L. THOMPSON BARKER ROSHOLT & SIMPSON 113 MAIN AVE. WEST, SUITE 303 TWIN FALLS, IDAHO 83301-6167


Josephine P. Beeman

Z:\1776\100\LITV\TRIAL\7634

EXHIBIT A

Subcase Numbers

29-00271
29-00272
29-00273
29-02274
29-02338
29-02354
29-02382
29-02401
29-02499
29-04221
29-04222
29-04223
29-04224
29-04225
29-04226
29-07106
29-07118
29-07119
29-07222
29-07322
29-07375
29-07431
29-07450
29-07502
29-07770
29-07782
29-11339
29-11344
29-11348
29-13558
29-13559
29-13560
29-13561
29-13562
29-13636
29-13637
29-13638
29-13639