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DEPARTMENT OF
WATER RESOURCES

Names of Parties Serving Document:

UNITED STATES OF AMERICA

STATE OF IDAHO

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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

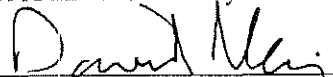
Case No. 39576

) Subcase Numbers: 77-10795, 77-10798,
) 77-11537, 77-11569, 77-11657, 77-13915,
) 77-13918, 77-13919, 77-13920, 77-13922,
) 77-13923, and 77-13925
)
) **JOINT MOTION TO VACATE**
) **HEARING**

The United States of America, by and through the US Department of Agriculture, Forest Service ("United States"), and the State of Idaho ("State") (collectively, "Parties"), by and through their respective undersigned counsel, jointly move this Court to vacate the hearing scheduled in these subcases for November 20, 2007, based upon the following grounds:

1. The Parties have been engaged in settlement discussions and believe they have agreement on general terms for settlement. The Parties need additional time to draft settlement documents and obtain necessary settlement approvals.
2. The Parties believe, therefore, that it is highly unlikely that additional argument will be necessary in these subcases. If, for some unanticipated reason, settlement is not finalized, the Parties will inform the Court immediately.

DATED this 20th day of November, 2007.



David L. Negri
United States Department of Justice

Attorney for the United States of America

DATED this 20th day of November, 2007.

telephonic approval 11/20/07
David J. Barber
Deputy Attorney General

Attorney for the State of Idaho

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 20th day of November, 2007, I served a true and correct copy of the foregoing **JOINT MOTION TO VACATE HEARING**, 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

**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

Case No. 39576

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) 77-13923, and 77-13925

)
) **[PROPOSED] ORDER GRANTING**
) **JOINT MOTION TO AMEND**
) **BRIEFING SCHEDULE**

Having considered the Parties' Joint Motion to Vacate Hearing, and good cause appearing,
the Court GRANTS such Motion and vacates the hearing scheduled in these subcases for
November 20, 2007.

SO ORDERED this _____ day of November, 2007.

John Melanson, SRBA Presiding Judge