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ORIGINAL

DISTRICT COURT - AREA
TWIN FALLS CO. IDAHO
FILED
2007 DEC 14 PM 11 06

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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 Nos. 63-32597 and 63-32598
(Split from 63-00307)

**MOTION TO AMEND TRIAL
SCHEDULING ORDER**

Participants City of Boise, by and through its counsel of record, Perkins Coie LLP,
hereby petitions this Court for an Amended Trial Scheduling Order.

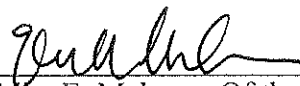
On September 26, 2007 the Presiding Judge issued a **Trial Scheduling Order** which governs certain deadlines through trial. Since that time the parties have engaged in productive settlement discussions and are optimistic that a mutually acceptable settlement agreement is forthcoming. The undersigned counsel has contacted counsel for Terteling Co., Inc. and the registered agent for Arrow Villa LLC and all parties have stipulated to move certain deadlines. To that end, City of Boise, with the approval of the other parties, petitions this Court for an Order that resets the following deadlines by 60 days:

1. **Motion for IDWR to Prepare a 706 Report** – March 4, 2008;
2. **Status Conference** – March 4, 2008;

3. **Disclosure of Witnesses** – April 8, 2008;
4. **Discovery Served and Responses Completed** – May 7, 2008;
5. **Hearing on Motion for Summary Judgment** – April 25, 2008;
6. **Final Pre-Trial Conference** – June 2, 2008;
7. **Trial** – June 10-11, 2008.

DATED: December 13, 2007

PERKINS COIE LLP

By: 
Erika E. Malmen, Of the Firm
Attorneys for City of Boise

CERTIFICATE OF SERVICE

I, the undersigned, certify that on December 13th, 2007, I caused a true and correct copy of the foregoing to be forwarded with all required charges prepaid, by the method(s) indicated below, in accordance with the Rules of Procedure, to the following person(s):

The Terteling Co., Inc.
c/o Charles L. Honsinger
455 South Third Street
PO Box 2773
Boise, Idaho 83701-2773

Hand Delivery ☐
U.S. Mail ☒
Facsimile: _____ ☐
Overnight Mail ☐

Colin Connell, Registered Agent for
Arrow Villa LLC
2291 Amy Avenue
Boise, Idaho 83706

Hand Delivery ☐
U.S. Mail ☐
Facsimile: (208) 343-4040 ☒
Overnight Mail ☐

Arrow Vill LLC
Arrow Villa LLC
North Valley Investments
PO Box 2723
Boise, Idaho 83701

Hand Delivery ☐
U.S. Mail ☒
Facsimile: _____ ☐
Overnight Mail ☐

Director
Idaho Department of Water Resources
PO Box 83720
Boise, Idaho 83720-0098

Hand Delivery ☐
U.S. Mail ☐
Facsimile: (208) 342-4657 ☒
Overnight Mail ☐



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