

AUG 02 2010

DEPARTMENT OF
WATER RESOURCES

John E. Burns & Ruth C. Burns
Box 264
Carmen, Idaho 83462

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	)	Subcases 75-10061A, et al. (See attached list)
	)	(Carmen Creek)
Case No. 39576	)	
	)	MOTION FOR EXTENSION OF DEADLINES
	)	CONCERNING DISPOSITIVE MOTIONS
	)	
	)	

COMES NOW JOHN E. & RUTH C. BURNS, holders of Decreed Water Rights in Water District 75-D and claimants thereof in the SRBA, who by and through themselves and in consideration of other claimants with similar circumstances located on the South Side of Carmen Creek, file this *Motion for Extension of Deadlines Concerning Dispositive Motions*.

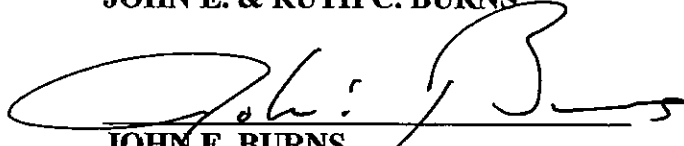
Trial Schedule Order of April 6, 2010, set August 12, 2010 as the deadline for filing of dispositive motions, followed by August 26 as the deadline for replies, and September 30 for hearing on dispositive Motions. Counsel for the *Fols Group* moved on July 28, 2010 to extend the Discovery Deadline until August 20, 2010, and requested that the Special Master set October 7, 2010 as the deadline for exchange of witness and exhibit lists. *Claimants John & Ruth Burns* concur in those requests, but note that the schedule also needs further modification.

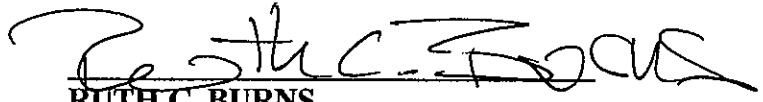
Claimants John & Ruth Burns hereby move that the Special Master extend the deadline for filing dispositive motions to **September 2, 2010**; the deadline for replies to dispositive motions be extended to **September 16, 2010**, and the hearing on dispositive motions be extended to **September 30, 2010**. These changes are needed in order that the deadline for filing dispositive motions occur after the deadline for discovery.

Claimants John & Ruth Burns note that the pending matter of the *Remand of the 706 Report* remains under advisement by the Special Master at this time, and that the decision thereon may likely require significant further adjustment to the schedule.

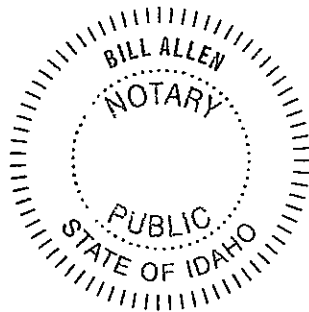
RESPECTFULLY SUBMITTED this 30th day of July, 2010.

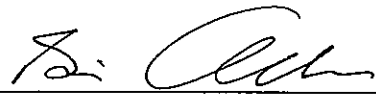
JOHN E. & RUTH C. BURNS


JOHN E. BURNS


RUTH C. BURNS

SUBSCRIBED AND SWORN to before me this 30th day of July, 2010.




Notary public for Idaho
Residing at: Salmon, Idaho
My Commission Expires: 2/19/2015

Attachment A

75-10061AA	75-10061N	75-10061A
75-10061B	75-10061X	75-10061Q
75-10061C	75-10062L	75-10061R
75-10061J	75-10062V	75-10061Y
75-10061T	75-14025	75-10061AE
75-10061Z	75-14027	75-10062A
75-10061AC	75-14044	75-10062P
75-10061AM	75-14046	75-10062W
75-10062C	75-14055	75-10062AC
75-10062H	75-14056	75-14441
75-10062R	75-14057	75-14443
75-10062X	75-14058	75-14540
75-10062Y		
75-10062AA		
75-10062AB		
75-10062AL		
75-10136A		
75-10136B		
75-10137A		
75-10137B		
75-14388		

CERTIFICATE OF MAILING

I CERTIFY that on the 30th Day of July, 2010, I served the original and copies of the foregoing document and attachments to the following persons as indicated:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
Twin Falls, ID 83303 - 2707

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Barker, Rosholt & Simpson
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State of Idaho

U.S. Department of Justice
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Boise, ID 83724

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Shirley Mattis

Johnny J. & Lana Cabigas

Rick & Linda Rice

George Matejko

Lowell & Jenny Edwards

Robert & Jacqueline Ernest

William Clementz

James & Kathleen Tippet

Signed:



Ruth C. Burns

** Note Change of Address. Property sold to Lowell & Jenny Edwards.