

3,24

LARRY ECHOHAWK
Attorney General
State of Idaho

CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division

A. LYNNE KROGH
SUSAN E. HAMLIN
Deputy Attorneys General
Idaho Department of Water Resources
P.O. Box 44449
Boise, Idaho 83711-4449
Telephone: (208) 327-7928

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	)	SUB-CASE NOS: 34-00243B,
	)	34-00244D, 34-02355, 34-04006,
Case No. 39576	)	34-04033, 34-10315, 34-10680
	)	
	)	MOTION AND ORDER TO
	)	CONSOLIDATE SUB-CASES

DESCRIPTIVE SUMMARY

This document is a motion and order to consolidate the sub-cases listed above.

MOTION

R. Keith Higginson, Director of the Idaho Department of Water Resources (IDWR), moves the court for an order consolidating the seven sub-cases listed above. This motion is made pursuant to SRBA Administrative Order No. 1, I.R.C.P. 42(a) and 6(e)(3), because these sub-cases involve common parties and common questions of law

MOTION AND ORDER TO CONSOLIDATE SUB-CASES, PAGE 1

and/or fact, and consolidation will expedite the resolution of these sub-cases. At the scheduling conferences on sub-case nos. 34-00243N, 34-00244D, 34-10315, and 34-10680, all of the parties to the seven sub-cases listed above indicated that they agreed that all seven sub-cases should be consolidated, and IDWR is proceeding upon the court's direction that a written motion and order should be filed for the purpose of completing the record.

No hearing is requested. If the court determines that a hearing is necessary, IDWR requests that the hearing be scheduled for April 11 or 12, dates already set aside for hearings in Arco.

DATED this 2nd day of March, 1994.

LARRY ECHOHAWK
Attorney General

CLIVE J. STRONG
Deputy Attorney General

A. Lynne Krogh
A. LYNNE KROGH
Deputy Attorney General

Susan E. Hamlin
SUSAN E. HAMLIN
Deputy Attorney General

CERTIFICATE OF SERVICE

I hereby certify that on the 22nd day of March, 1994, I served true and correct copies of the foregoing motion and the following proposed order on the person(s) listed below, by mailing in the U.S. Mail, first class, with the correct postage affixed thereto.

James A. Rindfleisch
PO Box 62
Arco, ID 83213

Young Harvey Walker
Rt 1 Box 200
Arco ID 83213

Larry Quist
Rt. 1 Box 203
Arco, ID 83213

Blair Grover
PO Box 36
Rigby, ID 83442-0036

A. Lynne Krogh
A. LYNNE KROGH
Deputy Attorney General

ORDER

This matter having come before the court upon stipulation of counsel, and good cause appearing therefor, the foregoing motion is hereby GRANTED.

DATED this ____ day of _____, 1994.

BRIGETTE BILYEU
Special Master

CERTIFICATE OF SERVICE

I hereby certify that on the following date I served true and correct copies of the following document(s) on the person(s) listed below, by mailing in the U.S. Mail, first class, with the correct postage affixed thereto.

Mail Date: 03/23/1994

Document(s) Served: MOTION AND ORDER TO CONSOLIDATE
SUB-CASES

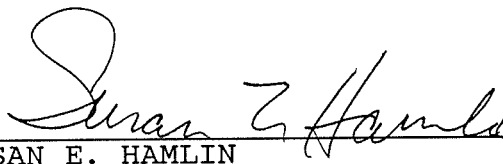
Person(s) Served:

LARRY QUIST
RT 1 BOX 203
ARCO ID 83213

JAMES A RINDFLEISCH
PO BOX 62
ARCO ID 83213

ROBERT M & BARBARA THORNTON
RT 1 BOX 207
ARCO ID 83213

YOUNG HARVEY WALKER
RT 1 BOX 200
ARCO ID 83213



SUSAN E. HAMLIN
DEPUTY ATTORNEY GENERAL
Idaho Department of Water Resources