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Department of Water Resources
Adjudication Bureau

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Objector:

Lola Coates

Attorney Name and Address:

HEPWORTH, LEZAMIZ & HOHNHORST,
CHARTERED
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Telephone: (208)734-7510

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

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Case No. 39576

MOTION TO VACATE
SETTLEMENT CONFERENCES

Subcase Nos.

34-13084	34-13184	34-13241
34-13085	34-13186	34-13243
34-13086	34-13187	34-13246
34-13087	34-13188	34-13253
34-13088	34-13189	34-13257
34-13090	34-13190	34-13258
34-13091	34-13191	34-13261
34-13095	34-13192A	34-13262
34-13100	34-13194	34-13264
34-13114	34-13195	34-13266
34-13145	34-13196	34-13267
34-13146	34-13197	34-13269
34-13147	34-13200	34-13271
34-13148	34-13201	34-13272
34-13154	34-13202	34-13273

1	34-13155	34-13203	34-13274
	34-13157	34-13204	34-13275
2	34-13161	34-13205	34-13280
	34-13162	34-13206	34-13281
3	34-13163	34-13207	34-13282
	34-13164	34-13208	34-13283
4	34-13166	34-13209	34-13285
	34-13169	34-13210	34-13286
5	34-13171	34-13211	34-13287
	34-13172	34-13214	34-13288
6	34-13174	34-13215	34-13289
	34-13175	34-13220	34-13290
7	34-13176	34-13223	34-13291
	34-13178	34-13228	34-13296
8	34-13179	34-13229	34-13298
	34-13180	34-13230	34-13337
9	34-13181	34-13231	34-13338
	34-13182	34-13235	34-13339
10	34-13183	34-13237	

* * * * *

COMES NOW, Lola Coates and San Felipe Ranches each with regard to the respective objections each has filed in the above enumerated subcases, ~~and~~ move the court to vacate the Settlement Conferences scheduled in the above proceedings on August 16 and 17, 1995. This motion is based upon the following: The Motion to Vacate the Settlement Conference, Order for Initial Disclosures and Settlement Statements is made because given the particulars of this situation, such procedures will impose economic burden on parties rather than avoiding them, and is not likely to facilitate settlement, about which communications are already ongoing.

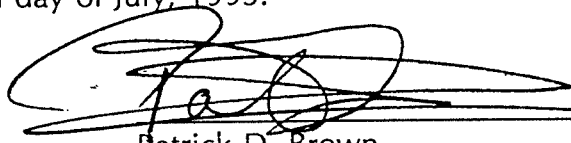
STATE OF IDAHO)
) ss.
 County of Twin Falls)

I, Patrick D. Brown, am counsel of record for Coates and San Felipe Ranches

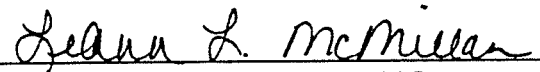
1 these subcases. I presently maintain open lines of communications between counsel for the
2 United States and myself. Additionally, my clients are in communication with the
3 Department of Justice clients, namely, Bureau of Land Management employees. The
4 purposes of the ongoing communication are to clarify issues, identify areas of agreement and
5 generate options in earnest attempts to reach a mutually agreeable settlement of the dispute
6 and avoid litigation. Additional disclosures and such other procedures imposed by SRBA
7 A.O.9 and the Settlement orders would not, in my opinion, be an impetus toward
8 settlement, but rather would be a distraction, requiring the parties to detour from ongoing
9 settlement efforts and discussions in order to comply with the paperwork requirements of
10 A.O.9. Therefore, counsel respectfully requests that Settlement Conferences be vacated, that
11 Initial Disclosures and Settlement Statements be postponed, and instead, that a status
12 conference be held at the time presently reserved for Settlement Conferences.

13 I have attempted to speak with Counsel for the U.S. about this motion, but to
14 date have not been successful in those efforts.

15 Dated this 24th day of July, 1995.

16 
17 Patrick D. Brown

18 SUBSCRIBED and SWORN to before me this 24th day of July, 1995.

19 
20 NOTARY PUBLIC FOR IDAHO
21 Residing at: Jerome, ID
22 My Commission Expires: 7/28/95
23

CERTIFICATE OF SERVICE

The undersigned, a resident attorney of the State of Idaho, with offices at 133 Shoshone St. North, P.O. Box 389, Twin Falls, Idaho 83303, and one of the attorneys for the objector in this matter, certifies that on the 24th day of July, 1995, he served a true and correct copy of the foregoing document by the method indicated below, and addressed to the following:

A. Lynne Krogh
Susan E. Hamlin
Deputy Attorneys General
Idaho Department of Water Resources
P. O. Box 83720
Boise, ID 83720-0098

☒ U.S. Mail
☐ Hand Delivered
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Daria J. Zane
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