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DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED

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. 34-00363, 34-00364,
) 34-00760, 34-00764, 34-10166,
) 34-10167, 34-12401 and 34-12402

) ORDER GRANTING MOTION TO
) VACATE MANDATORY
) SETTLEMENT CONFERENCE;
) REQUIRING STIPULATION TO
) RESET OR SUBMISSION OF
) STANDARD FORMS 5

On January 17, 1995, a *United States' Motion to Vacate Settlement Conference or, Alternatively, to Extend Time for Filing Initial Disclosure* was filed with this Court for the above referenced subcases. The claimant, Herb Whitworth filed a letter dated January 18, 1995 which the court shall treat as *Claimant's Motion to Vacate Settlement Conferences* for those same subcases.

The *Motion to Vacate Mandatory Settlement Conference* failed to comply with *SRBA Administrative Order 8* which requires a *Stipulation to Reset*. However, the *Motion* asserts that the parties have reached agreements on all of these subcases and that there is no need for settlement conferences at this time.

The Court having considered the *Motion to Vacate Mandatory Settlement Conference* and good cause appearing;

IT IS ORDERED that the Settlement Conference scheduled for February 6, 1995 for the above referenced subcases is VACATED.

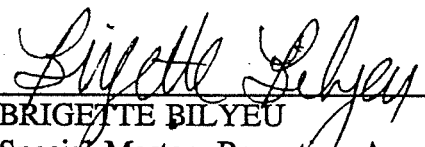
IT IS FURTHER ORDERED that the parties must submit *Standard Forms 5* for each of the above subcases no later than February 24, 1995.

IT IS ORDERED that the parties shall comply with the requirements of *SRBA Administrative Order No. 8* for resetting the Settlement Conference on or before February 24, 1995, if the *Standard Forms 5* are not filed by that date. Specifically, the parties must:

1. Contact the clerk of the SRBA Court and obtain alternative dates and times (208-736-3011).
2. Contact each party to the subcase or their attorney, and reach an agreement on the alternative date and time provided by the clerk.
3. Prepare and file with the court a *Stipulation to Reset* the Settlement Conference. The Settlement Conference must be reset on one of the dates and times provided by the clerk or it will not be accepted for filing. The stipulation must specify the date and time agreed to and must contain a statement that the party moving to reset the Settlement Conference has contacted each party or their attorney and that all have agreed on the alternate date and time. The court will send a notice resetting the hearing.

IT IS SO ORDERED.

DATED January 27, 1995.



BRIGETTE BILYEU
Special Master, Reporting Area 1
Snake River Basin Adjudication

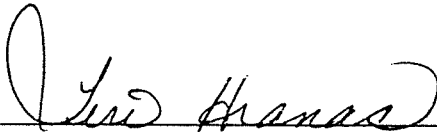
CERTIFICATE OF MAILING

I certify that a true and correct copy of the **ORDER GRANTING MOTION TO CONTINUE MANDATORY SETTLEMENT CONFERENCE; REQUIRING STIPULATION TO RESET** was mailed on January 27, 1995, with sufficient first-class postage to the following:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
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Boise, ID 83711-4449

Herb Whitworth
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Environment and Natural Resources Division
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Boise, ID 83724



Deputy Clerk