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1995 JAN 27 PM 5:09

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 No. 34-07245B
) ORDER GRANTING MOTION TO
) CONTINUE; REQUIRING
) SUBMISSION OF STANDARD
) FORM 5

On January 25, 1995, the United States filed its *Motion to Continue Settlement Conferences Scheduled for February 1, 2 and 3*. The United States represents to the court in its *Motion* that the U.S. has reached an agreement with the claimant and executed a Standard Form 5. The United States states that one of the parties, the State of Idaho Department of Water Resources has not yet signed off on that agreement. Normally, it is inappropriate to vacate settlement conferences where the parties have not yet reached agreement. The parties should either submit a fully executed Standard Form 5, a *Stipulation to Reset* or attend the settlement conference. However, in this case, the United States has represented that it appears this case is near to settling, and requests that the parties be granted leave to file a *Standard Form 5* by February 28, 1995. In its discretion, the court will allow the parties until February 28, 1995 to submit a fully executed *Standard Form 5* in this case.

IT IS ORDERED that the Settlement conference set for February 2, 1995, is vacated.

IT IS FURTHER ORDERED that the parties shall submit a fully-executed *Standard Form 5* for this subcase no later than February 28, 1995. If the parties are unable to submit a

Standard Form 5, then they shall file a *Stipulation to Reset* by no later than February 28, 1995 which must comply with the requirements of *Administrative Order 8*.

IT IS SO ORDERED.

DATED January 27, 1995.


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

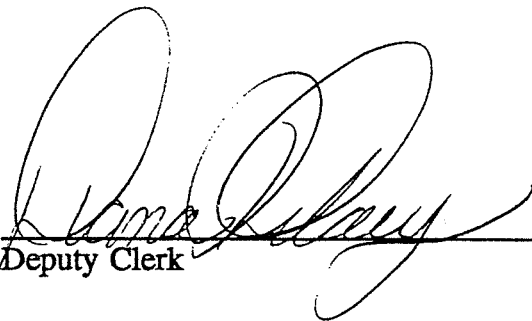
CERTIFICATE OF MAILING

I certify that a true and correct copy of the **ORDER GRANTING MOTION TO CONTINUE; REQUIRING SUBMISSION OF STANDARD FORM 5** 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
P. O. Box 44449
Boise, ID 83711-4449

The United States Department of Justice
Environment and Natural Resources Division
550 West Fort Street, Box 33
Boise, ID 83724

Lynn Reno
7616 East Bonanza Drive
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Deputy Clerk

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ORDER GRANTING MOTION TO CONTINUE;
REQUIRING SUBMISSION OF STANDARD FORM 5
1/27/95