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Department of Water Resources
Adjudication Bureau

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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	)	Subcase Nos. 34-00112 34-00113
	)	34-00266 34-00111 34-00657A
	)	34-00658 34-02322 34-02378
Case No. 39576	)	34-10496 34-00411 34-00412
	)	34-00512 34-00883 34-00338
	)	34-00341 34-00340 34-00339
	)	
	)	UNITED STATES MOTION TO
	)	CONSOLIDATE SUBCASE OBJECTIONS
	)	AND STAY PROCEEDINGS
	)	

Descriptive Summary

This is the United States' motion to consolidate subcase objections in the following subcases and stay proceedings pending the outcome of negotiations and the formulation of a potential basin-wide issue: 34-00112, 34-00113, 34-00266, 34-00111, 34-00657A, 34-00658, 34-02322, 34-02378, 34-10496; 34-00411, 34-00412; 34-00512; 34-00883; 34-00338, 34-00341; 34-00340, 34-00339.

Motion

The United States hereby moves to consolidate the subcases listed above and stay subcase proceedings. In the above-referenced subcases, the United States has objected to various elements of the claims in addition to the general

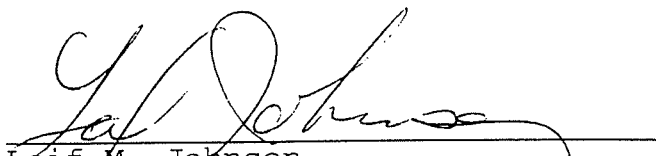
provisions that refer to those elements. In all instances, the United States contends that Idaho Department of Water Resources (IDWR) relied upon methods that resulted in an inaccurate reporting of the claims.

As a result of discussions in the mandatory settlement conference convened in Arco, Idaho, on January 19, 1995, before Master Dolan, the parties to the United States' objections in subcases 34-02322 and 34-02378 agreed that the United States and the Idaho Department of Water Resources (IDWR) should seek to resolve objections to IDWR methodology without forcing claimants in the affected subcases to undergo the costs of subcase litigation.

Therefore, the United States and the IDWR stipulate that the subcases in Basin 34 dealing with objections by the United States to IDWR methods be consolidated and stayed until May 1, 1995. During the period of the stay, the United States will present IDWR with a proposal to settle all pending objections. If the United States and IDWR can come to agreement on these issues, the United States will withdraw all of the consolidated objections as reported. If the United States and IDWR cannot agree on a resolution of the issues contained in the objections by May 1, 1995, the United States will file a status report with the Master and make recommendations on the content and timing of a basin-wide issue.

Dated this 23rd day of January, 1995.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Leif M. Johnson", is written over a horizontal line.

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CERTIFICATE OF SERVICE

I certify that on the 23rd day of January, 1995, I served a true and correct copy of the UNITED STATES MOTION TO CONSOLIDATE SUBCASE OBJECTIONS AND STAY PROCEEDINGS in Subcase 34-00112 upon the following individuals:

Susan Hamlin
Deputy Attorney General
Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83702

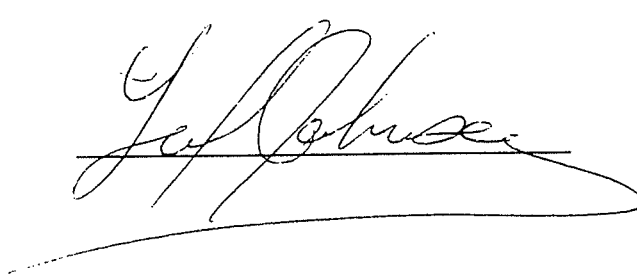
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Arnold Arvizo and Janine Jessup
Grouse Route
Darlington, ID 83231

A handwritten signature in dark ink, appearing to read "Jeff Arvizo", is written over a horizontal line. The signature is stylized with a large, sweeping initial "J" and a long, horizontal flourish extending to the right.