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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)
)
Case No. 39576)
_____)

UNITED STATES' MOTION TO CONTINUE
SCHEDULING CONFERENCE

The United States hereby moves to continue the
scheduling conference currently set for April 3, 1995, at 8:00
a.m. In support of this motion, the United States that:

At the time this scheduling conference was set
undersigned counsel had another hearing in another jurisdiction
set for the same date.

Prior to this Court's stay last year, the parties had
been discussing various possible settlement options. The United
States continues to pursue this effort.

The United States has been unable to reach claimant,
Mr. Leno, to discuss either settlement or the continuance of this
matter. As a result, further settlement discussions have been
deterred.

Because undersigned counsel has not reached Mr. Leno, it has not been possible to obtain his concurrence in this continuance.

The United States requests that this matter be continued to April 21, 1995. There are already a series of scheduling conferences set for April 21, 1995, involving the United States.

Although it does not appear that there is currently room to add this additional conference, among those scheduled is one for 34-12545. The parties have tentatively reached a settlement of this matter. The United States had hoped to have this SF5 executed by now so that there would be space to add this conference in that space. There is no reason to believe, however, that it will not be executed.

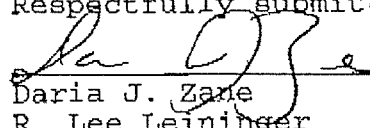
Even if this SF5 were not executed before April 21, 1995, any scheduling conference relating to that subcase would be brief as the parties have already had discussions and reached a tentative agreement. This should leave ample time to have the scheduling conference in this subcase.

Because it is now 21 days before the scheduling conference, and because we have not reached Mr. Leno as of yet, pursuant to the Court's order, the United States is filing this motion.

Undersigned counsel is not available during the last week of April or first week of May, 1995, for this scheduling conference. As a result, scheduling this on April 21, 1995, at 10:15 a.m. will allow that this matter be handled expeditiously.

WHEREFORE, for the foregoing reasons, the United States respectfully requests that the Court continue this matter to April 21, 1995, at 10:15 a.m.

Respectfully submitted,



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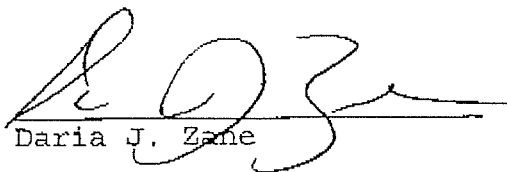
Dated: March 13, 1995

CERTIFICATE OF SERVICE

I hereby certify that on this 13th day of March, 1995, a true and correct copy of the United States' Motion to Continue Scheduling Conference and proposed Order have been placed in the United States mail, first class postage prepaid, addressed to the following:

Ted Leno
Route 4
Rupert, Idaho 83350

Dan Steckel, IDWR
1301 N. Orchard St.
Boise, Idaho 83706
FAX: 327-7866


Daria J. Zane

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