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Department of Human Resources

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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 No. 36-08649
)
)
)
)
)

ORDER VACATING SHOW CAUSE
HEARING AND SETTING
SCHEDULING CONFERENCE

On March 18, 1996, claimant Ray McCord called the Court to explain his reason for not attending scheduled proceedings in the SRBA. The Court was assured that (1) the claimants wish to pursue their claim to this water right and (2) they will attend all future hearings or they will promptly contact the Court if they are unable to do so for some compelling reason.

THEREFORE, IT IS ORDERED that the Order to Show Cause Hearing scheduled for March 27, 1996, is **vacated**. A Scheduling Conference for this subcase will be held as follows:

DATE: April 22, 1996 (Monday) at 9:00 a.m.

LOCATION: SRBA Courthouse
253 Third Avenue North
Twin Falls, Idaho

Parties and their attorneys, if any, shall attend the Scheduling Conference and shall be prepared to discuss the following matters:

1. Claimant representation and alignment of the parties;
2. Identification of the issues;
3. Admissions of facts and documents;
4. Amendment of pleadings, if required;
5. Discovery and discovery cut-off dates;

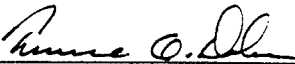
6. Expert witnesses, if planned;
7. Pre-trial conference dates;
8. Motions;
9. Settlement/alternative dispute resolution; and
10. Firm trial date.

The date of the scheduling conference will not be changed unless a *Stipulation to Reset* is received by the court fourteen (14) days before the date of the scheduling conference. Parties who wish to change the date of the scheduling conference must do the following:

1. Contact the clerk of the SRBA Court and obtain alternative dates and times (208-736-3011).
2. Contact each party to the subcase(s) or their attorney, if any, and reach an agreement on the alternative date(s) and time(s) provided by the clerk.
3. Prepare a *Stipulation to Reset* the hearing. The hearing must be reset on one of the dates and times provided by the clerk. The *Stipulation* must specify the date(s) and time(s) agreed to and must contain a statement that you have contacted each party or their attorney and that all have agreed on the alternative date(s) and time(s). The court will send a notice resetting the hearing.
4. If the parties cannot agree on one of the alternative dates and times provided by the clerk, the party wishing to change the date and time must file an *Expedited Motion to Reset* with the court at least 21 days prior to the scheduled hearing.

IT IS SO ORDERED.

DATED March 20, 1996.



TERRENCE A. DOLAN
Special Master, Reporting Area 3
Snake River Basin Adjudication

CERTIFICATE OF MAILING

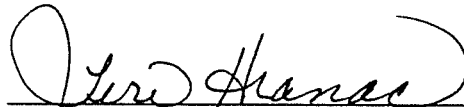
I certify that a true and correct copy of the **ORDER VACATING SHOW CAUSE HEARING AND SETTING SCHEDULING CONFERENCE** was mailed on March 20, 1996, with sufficient first-class postage prepaid to the following:

Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

United States Dept. Of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724-0663

Ray and Alice McCord
Route 1
Wendell, ID 83355

Director of IDWR
P.O. Box 83720
Boise, ID 83720-0098



Deputy Clerk