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Attorney for Richard Brandau

RECEIVED
JUL 03 1996
Department of Water Resources
Adjudication Bureau

RECEIVED
JUL 05 1996
OFFICE OF THE
ATTORNEY GENERAL

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 57-11124 et. al.

**MOTION TO EXTEND TIME FOR
FILING MOTION TO CONSOLIDATE**

COMES NOW, RICHARD BRANDAU, and moves that the Court extend the time for filing a motion to consolidate sub-cases for the following reasons:

I.

The prior motion to consolidate subcases involving common issues has been granted.

II.

The United States has now filed a report identifying conflicting claims in the consolidated cases. That report has been submitted by Counsel of the claimant to the client and to Dr. Chad Gibson for review. Since counsel was not involved as counsel when the various claims and objection were filed, it is imperative that counsel receive the review by the client and Dr. Gibson before determining whether all conflicting claims have been identified.

III.

Counsel for the claimant has advised counsel for the United States that the report is currently being reviewed and has further advised counsel for the United States that the claimant would be requesting an extension of time for filing motion to consolidate in order to determine whether all contested claims with common issues have in fact been consolidated.

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IV.

Counsel for the United States has advised counsel for claimant that three cases have been identified by the United States as possibly involving private claims in conflict with the United States claims. These case numbers have also been forwarded to the claimant and Dr. Gibson for review.

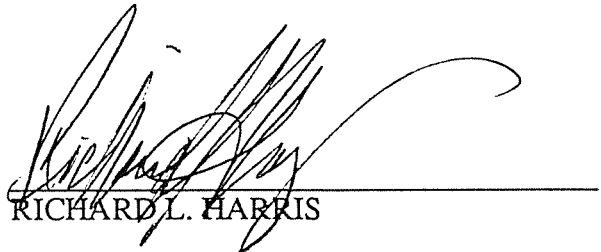
V.

Extension of time to file the final motion to consolidate will facilitate the review that is necessary to be as sure as possible that all subcases which should be consolidated have in fact been consolidated.

VI.

Claimant requests that the time for filing final motion to consolidate be extended to July 8, 1996.

DATED: This 1 day of July, 1996.



RICHARD L. HARRIS

CERTIFICATE OF SERVICE

I the undersigned do hereby certify that a true and correct copy of the foregoing instrument was served on the following this 1 day of July, 1996.

SPECIAL MASTER FRITZ X HAMMERLE
Snake River Basin Adjudication
P. O. Box 2707
Twin Falls, Idaho 83033-2707
Fax: (208) 736-2121

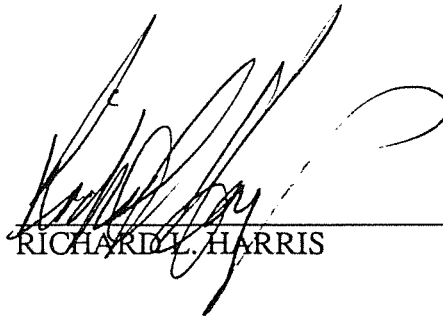
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