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Department of Water Resources
Adjudication Bureau

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OFFICE OF THE
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UNITED STATES OF AMERICA

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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. 34-02207, 34-04169, 34-04173
34-04178, 34-12467A, 34-12468A

Case No. 39576

JOINT MOTION TO VACATE TRIAL SCHEDULE

DESCRIPTIVE SUMMARY

This is the joint motion to vacate the trial schedule for the above-referenced subcases by the United States on behalf of the Bureau of Land Management, Granite

Trust Organization, and Mr. Lawrence Babcock.

DISCUSSION

The Court ordered the trial schedule for these subcases on March 12, 1996. *See, Trial Schedule Order.* A pretrial conference is scheduled for Friday, August 30, 1996. Settlement has been reached for the above-referenced subcases and Standard Form Fives are presently being signed and submitted to the Court.

Therefore, with no factual disputes remaining between the parties, the parties have no reason to prepare for trial and the remainder of the trial schedule is unnecessary.

CONCLUSION

WHEREFORE, for the foregoing reasons, the parties respectfully request that the Court grant this motion to vacate the trial schedule.

Respectfully submitted, this 28 day of August 1996.


William M. Ferry/R. Lee Leininger
Attorneys
U.S. Department of Justice


Mr. Peter Ampe, Attorney for
Granite Trust Organization

Mr. Lawrence Babcock

CERTIFICATE OF MAILING

I certify that on 8/28/98, I served a true and correct copy of the attached **MOTION TO VACATE TRIAL SCHEDULE** for subcases referenced to the following persons by the method specified and addressed as follows:

By hand delivery:

Clerk of the SRBA Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

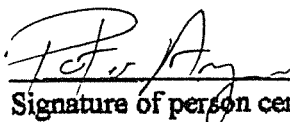
By first class mail, postage prepaid:

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

United States Department of Justice
Environment and Natural Resources Division
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Signature of person certifying