

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

ERIC WILDMAN
Presiding Judge
DIANA DELANEY
Deputy Clerk
Subcase: 61-00248 and 61-10419

01/21/2021
1:30 a.m. (MT)
Court Minutes

This was the time and place set for Hearing on the Motion to Dismiss/Change Venue.

Parties present:

Mountain Home Irrigation District -- Chris M Bromley √
Candice McHugh

Weitz & Company -- Laura A Schroeder √
James Browitt

Also Present:
IDWR -- Jennifer Wendel

COUNTER DESCRIPTION

1:29:41	Case called; parties identified. Court outlines matters at issue.
1:31:58	Ms. Schroeder argues motion to dismiss.
1:35:28	Court questions Ms. Schroeder re counterclaims.
1:38:35	Mr. Bromley responds.
1:44:46	Ms. Schroeder replies.
1:46:03	Court makes findings and issues ruling. As to Count 1 venue is proper. As to Count 2, venue is not proper. Motion to bifurcate is granted. Court will decide Count 1 and then transfer Count 2 to the proper venue. Court will transfer Counterclaim 1. Court will retain Counterclaim 2.

1:50:18 Ms. Schroeder will not amend Counterclaim 2.

1:50:57 Court discusses procedure for moving forward.

1:51:44 Court clarifies record – Mountain Home Irrigation District did not file the Objection; Weitz & Company filed the objection.

1:52:13 Parties continue discussing procedure for moving forward with briefing schedule.

1:55:01 Parties will submit proposed schedule by 2/1/21

1:55:30 Adjourned.