

**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	)	Subcases 51-02002, et al. [Exhibit A]
	)	(Riddle Ranches/Jackson)
Case No. 39576	)	Subcases 51-12756, et al. [Exhibit B]
	)	Subcases 51-12604, et al. [Exhibit C]
	)	(US/Shoshone-Paiute Tribes)
)	
	)	ORDER VACATING TRIAL
	)	SCHEDULING ORDERS and ORDER
	)	SETTING SCHEDULE FOR FILING
	)	MOTION FOR ENTRY OF PARTIAL
	)	CONSENT DECREE

On December 12, 2005, the State of Idaho and the United States of America as trustee for the benefit of the Shoshone-Paiute Tribes of the Duck Valley Indian Reservation filed a *Joint Motion for Scheduling Order* asking that the Special Master vacate current trial scheduling orders and set a schedule for filing of a motion for entry of partial consent decree “for the purpose of implementing the United States’ conditional acceptance of the offer of judgment.” In support of the *Joint Motion*, the parties stated:

On November 15, 2005, the United States conditionally accepted the offer of judgment, contingent upon certain language regarding the tribal water rights being included in the documents which will effectuate the offer of judgment. The State and other objectors have agreed to the United States’ conditional language. If the acceptance of the offer of judgment is approved by the court, it would resolve all issues associated with the claims filed by the United States as trustee obviating the need for a trial or any further litigation proceedings. As a party to the agreement, the United States would also dismiss its objections to the claims filed by Riddle Ranches.

The United States reviewed the offer of judgment with the Tribes prior to its conditional acceptance of the offer of judgment. In a letter dated November 16, 2005, the Tribes informed the State, Riddle Ranches, and J.R. Simplot that the Tribes were not responding to the offer of judgment because it was served on the United States. The letter also stated that the Tribes reserved the right to respond to the offer of judgment before the Court.

