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DEPARTMENT OF  
WATER RESOURCES

2006 DEC 20 AM 10:17  
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     | ) | NOTICE SETTING SUBCASE    |
|                | ) | FOR SCHEDULING CONFERENCE |
| Case No. 39576 | ) |                           |
| _____          | ) | SUBCASE NO: 37-04366      |

The Scheduling Conference for this subcase will be  
held as follows:

WEDNESDAY, FEBRUARY 14, 2007 at 01:30 PM  
SRBA  
DISTRICT COURT  
253 3RD AVENUE NORTH  
TWIN FALLS, ID

Parties may participate by telephone by dialing the number  
225-383-1099 and when prompted entering the code 926509.

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.

DIRECTOR OF IDWR  
PO BOX 83720  
BOISE, ID 83720-0098

Page 1 12/20/06

(continued)

The date for 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.

Dated: DECEMBER 20, 2006

/s/ JANET CONNELL  
Deputy Clerk  
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the NOTICE SETTING  
SUBCASE FOR SCHEDULING CONFERENCE was mailed on DECEMBER 20, 2006,  
with sufficient first-class postage to the following:

EARL M HARDY

Represented by:  
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