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DEPARTMENT OF
WATER RESOURCES

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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	)	Subcases 63-29710, 63-29713, 63-29714,
	)	63-29715, 63-29716, 63-29764, 63-29765 and
	)	63-29766
	)	
Case No. 39576	)	3rd MANDATORY SETTLEMENT
	)	CONFERENCE REPORT

The third mandatory settlement conference ordered by Special Master Theodore R. Booth in the above eight subcases was held in Boise, Idaho, on December 7, 2007. The settlement moderator was Terrence A. Dolan, SRBA Special Master in other basins. A list of those who attended the conference and their interests is noted on the attached conference checklist. Additional attendees at this conference at the request of the parties were counsel and representatives from IDWR.

The conference lasted three hours. Virtually the entire conference related to an offer of judgment from the State (David Stanish). The parties earnestly discussed the bases of the claims (state-law versus federal reserved), their paths to partial decrees and their relative impacts on administration. Then, specific quantities (cfs) and annual volumes (af/y) were suggested in light of historic, current and future uses. IDWR's perspectives on historical uses, SRBA procedures and administration of water rights were invaluable.

No final resolution was reached, but the parties agreed to explore in more detail the historical and current usage of the resource at the technicians' level and to submit agreements in principal to their higher authorities. The parties also agreed that while further moderated conferences were not warranted, a telephone status conference with Special Master Booth in two months would be appropriate.

DATED December 12, 2007.


TERRENCE A. DOLAN
Settlement Moderator
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the 3RD MANDATORY SETTLEMENT CONFERENCE REPORT was mailed on December 12, 2007, with sufficient first-class postage to the following:

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STATE OF IDAHO

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UNITED STATES OF AMERICA

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
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SETTLEMENT CONFERENCE
Federal Reserved Groundwater Claims
General Order No. 10, April 9, 1873

Friday, December 7, 2007, 12:30 p.m.
Offices of the Idaho Attorney General
LBJ Building
650 W. State Street
Boise, ID
Settlement Moderator – Terrence A. Dolan

Claimants

US / Army Reserve

US / Department of Veteran Affairs
David Gehlert

US / GSA

US / GS
David L. Negri
Jack Hockberger
Steve Lipscomb – US / GS

Objectors / Respondents

State of Idaho
David I. Stanish

Boise Warm Springs Water District
Bruce M. Smith

The Terteling Co., Inc.
Charles L. Honsinger
A.J. Terteling

Edwards Family LLC
Dana L. Hofstetter

City of Boise
Robert A. Maynard
Kent Johnson – Public Works

IDWR
Nicholas B. Spencer
Jeff Peppersack
Aaron Marshall
Ken Neeley