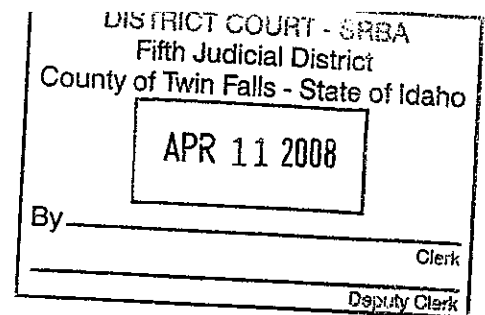




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA) Subcase 63-05073
)
Case No. 39576) SECOND AMENDED TRIAL
) SCHEDULING ORDER

On April 10, 2008, this Special Master spoke with Deputy Attorney General Nick Spencer and attorney Bruce Smith via telephone regarding the trial schedule in the above-captioned subcase. Pursuant to that conversation, the following *Second Amended Trial Scheduling Order* shall govern the proceedings in this subcase through trial.

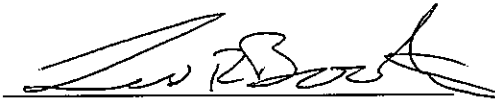
June 30, 2008 5:00 PM Discovery Served and Responses Completed.
Deadline for completion of all discovery, meaning that all discovery is served and response is complete, including the taking of depositions of lay and expert witnesses, all interrogatories, request for production / inspections and admissions. Motions to compel should be filed accordingly so as to accommodate this deadline.

August 26, 2008 1:30 PM Hearing on Motion for Summary Judgment.
Motions for summary judgment shall be filed, noticed for hearing, and actually heard by this deadline. The filing and service of the motion, affidavits, and briefing shall be conducted in compliance with I.R.C.P. 56(c). The hearing shall be held at the Snake River Basin Adjudication Courthouse, 253 3rd Avenue North, Twin Falls, Idaho.

September 30, 2008 9:00 AM Final Pre-Trial Conference. Pursuant to I.R.C.P. 16, a final pre-trial conference will be held at the Snake River Basin Adjudication Courthouse, 253 3rd Avenue North, Twin Falls, Idaho. Parties may participate by telephone by dialing 225-383-1099 and when prompted entering the code 675342.

October 23, 2008 9:00 AM Trial. The trial be held at the Idaho Supreme Court Building, 451 West State Street, Boise, Idaho, in the lower-level conference room.

Dated April 11, 2008

A handwritten signature in black ink, appearing to read 'Theodore R. Booth', written over a horizontal line.

THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SECOND AMENDED TRIAL SCHEDULING ORDER was mailed on April 11, 2008, with sufficient first-class postage to the following:

BOISE WARM SPRINGS WATER DIST

Represented by:

BRUCE M. SMITH
950 W BANNOCK STE 520
BOISE, ID 83702
Phone: 208-331-1800

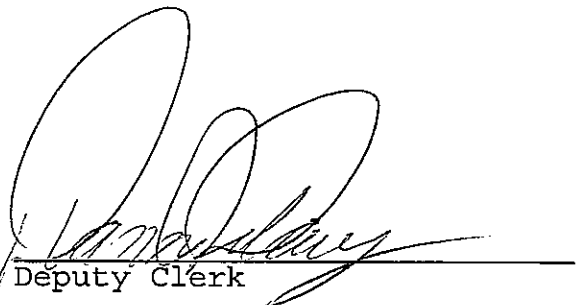
CITY OF BOISE

Represented by:

ROBERT A. MAYNARD
PERKINS COIE LLP
251 E FRONT ST, STE 400
BOISE, ID 83702-7310
Phone: 208-343-3434

DIRECTOR OF IDWR

PO BOX 83720
BOISE, ID 83720-0098

A handwritten signature in black ink, appearing to read 'Robert A. Maynard', is written over a horizontal line. The signature is stylized with large loops and a long horizontal stroke at the end.