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DEPARTMENT OF
WATER RESOURCES

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**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	)	Consolidated Subcase no. 00-92023
	)	(92-23)
Case No. 39576	)	
	)	STATE OF IDAHO'S STATEMENT
	)	FOR MAY 20, 2008 STATUS AND
	)	SCHEDULING CONFERENCE
	)	
	)	

1. On May 8, 2007, this Court entered an order directing the State and Idaho Power to meet and attempt to reach an agreement with respect to: (1) proceedings on those issues which involve the administration of Idaho Power's water rights; (2) the scope of discovery in light of the Court's ruling on ownership; and (3) a proposed scheduling order for proceeding on the remaining issues.

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2. The parties had an in-person meeting on Friday, May 16, 2008, and conferred telephonically on Monday, May 17, 2008. The parties have exchanged and considered stipulation proposals on Idaho Power's claims pertaining to the administration of water rights, have discussed the scope of discovery in light of the Court's ruling on ownership, and have exchanged and considered proposed schedules for proceeding on the remaining issues in this consolidated subcase, but have been unable to reach an agreement on these matters.

3. The State proposes the following schedule for resolving the issue of subordination to ground water recharge:

May 23, 2008	State of Idaho and Idaho Power serve final requests for written discovery re recharge summary judgment motions
	Responses from Idaho Power and State of Idaho due no later than June 25, 2008
	14 days from service of responses to discovery, the party receiving the discovery shall provide notice to the other of any requests for depositions. Neither side is conceding the need for depositions.
July 28, 2008	Parties file cross-motions for summary judgment and opening briefs re: recharge subordination
August 11, 2008	Parties file responses to opening briefs on cross-motions for summary judgment re: recharge subordination
August 18, 2008	Parties file replies to responsive briefs on cross-motions for summary judgment re: recharge subordination
August 25, 2008	Hearing on cross-motions for summary judgment re recharge subordination

[Dates subject to change depending on outcome of any hearing on a motion for protective order or a motion to compel.]

4. If the parties remain unable to reach a stipulated resolution to Idaho Power's claims pertaining to the administration of water rights issues, then the State of

Idaho proposes the following schedule with respect to the State's pending motion to dismiss:

May 23, 2008	The State of Idaho files its Memorandum in support of its motion
June 5, 2008	Idaho Power files response to State of Idaho's motion to dismiss
June 10, 2008	State of Idaho files its reply brief
June 12, 2008	Hearing on State of Idaho's motion to dismiss

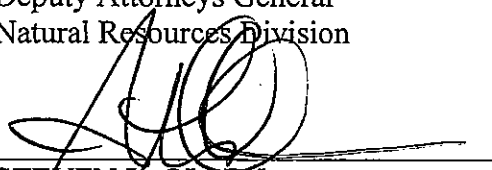
The State of Idaho has advised Idaho Power that it is filing this Statement with the Court. The parties are continuing their discussions in an effort to reach a resolution. Idaho Power has advised the State of Idaho that it may file its own proposed scheduling order with the Court tomorrow.

DATED this 19th day of May 2008.

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STEVEN L. OLSEN

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 19th day of May 2008, I caused to be served a true and correct copy of the foregoing STATE OF IDAHO'S STATEMENT FOR MAY 20, 2008 STATUS AND SCHEDULING CONFERENCE on the following parties by the method indicated:

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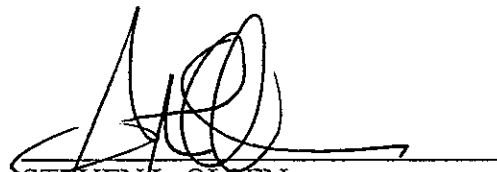
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