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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

Case No. 39576

Subcase No.: 35-2019

**REPORT TO COURT OF AUGUST 14,
2008 SETTLEMENT CONFERENCE**

COMES NOW Jeffrey Stieglitz, by and through counsel of record, Robert L. Harris, of the law firm Holden, Kidwell, Hahn & Crapo, PLLC, and hereby submits this report to the Court regarding the settlement conference held in the above Subcase number held at the Claimant's property on August 14, 2008 at 10:00 a.m.

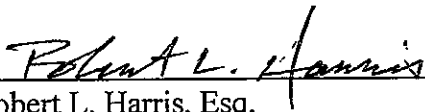
All of the Objectors were present at the settlement conference. Those individuals are: Ruth and Steven Adams, Richard Koompin, and Conan Feld. In addition, the Claimant, Mr. Jeff Stieglitz, was present. Due to health considerations, Donnetta Nelson, who was the former owner of the property to which Water Right No. 35-2019 is claimed to be appurtenant, was not present. However, four individuals were present at the meeting representing Ms. Nelson. Those individuals are Jim Sorensen, Ms. Nelson's attorney from Blaser Sorensen and Oleson, Chartered, Bruce Trosper, Jeff Trosper, and Thayne Nelson.

The parties discussed the situation for approximately two (2) hours at the property site, and had a productive discussion as to what each of the individuals knew or understood as to the historical

practices of the property. The parties also pointed to specific land marks on the property supporting their position. Generally speaking, it appears the parties were in general agreement that there had been some irrigation on the property, but the parties were not in agreement as to the source of that irrigation water. The Objectors' belief and understanding was that the water used on the property was canal water from the Aberdeen-Springfield Canal Company. Those representing Ms. Nelson were of the opinion that the water diverted was water from Spring Creek. Because of overall concerns from the Objectors as to the availability of water in Spring Creek, the parties were not able to come to a resolution of this matter though the parties did certainly meet to negotiate and discuss in good faith.

It therefore appears that it would be appropriate for the Court to schedule a scheduling conference to set court dates for a trial in this matter.

SUBMITTED this 20th day of August, 2008.



Robert L. Harris, Esq.
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

CERTIFICATE OF MAILING

I hereby certify that on the 25th day of August, 2008, I mailed the original and copies of this objection, including all attachments, to the following persons:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

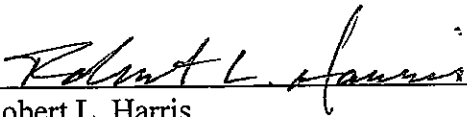
United States Department of Justice
Environmental and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Ruth Adams
2201 W. 1200 S.
Aberdeen, ID 83210

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Aberdeen, ID 83210

Richard Koompin
2229 W. 1000 S.
Sterling, ID 83210

Conan Feld
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