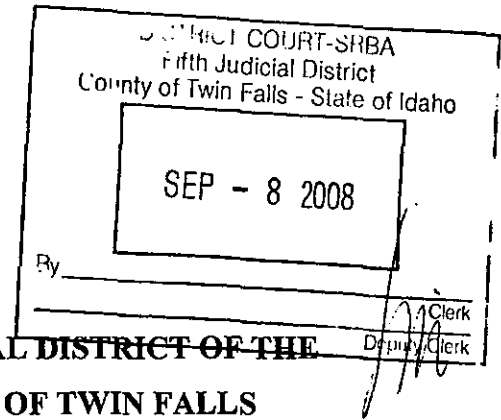




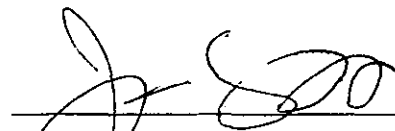
**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA) **Consolidated Subcase: 00-92023 (92-23)**
)
Case No. 39576) **ORDER DENYING IDAHO POWER**
) **CO.'S MOTION TO CONSOLIDATE**
)
)
)
)
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)

This matter came before the Court pursuant Idaho Power Co.'s *Motion to Consolidate* the above-captioned matter with subcases 02-00200 and 92-00002GP. Following the filing of briefs the *Motion* was heard September 4, 2008. After reviewing the briefs and hearing the arguments of counsel in open court, the Court finds the remaining issues in this consolidated subcase sufficiently distinct from the matters at issue in subcases 02-00200 and 92-00002GP. The Court finds that consolidation would result in unnecessary delay in this consolidated subcase. The Court also finds that that issues extending beyond the scope of the objections raised in subcases 02-00200 and 92-00002GP would have to be addressed in the consolidated proceeding. Accordingly, the Court finds that consolidation would not promote judicial economy.

Therefore, for the foregoing reasons and the reasons stated on the record in open court, the *Motion to Consolidate* is **Denied**.

Dated Sept. 8, 2008


JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

ORDER DENYING IDAHO POWER CO.'S MOTION TO CONSOLIDATE

CERTIFICATE OF MAILING

I hereby certify that true and correct copies of the **ORDER DENYING IDAHO POWER CO.'S MOTION TO CONSOLIDATE** were mailed on September 8, 2008, by first-class mail to the following:

Director of IDWR
PO Box 83720
Boise, ID 83720-0098

State of Idaho
Represented by:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise, ID 83711-4449

Idaho Power Company
Represented by:
James C. Tucker
PO Box 70
Boise, ID 83707

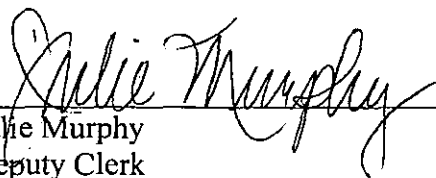
Idaho Power Company
Represented by:
James S. Lochhead
Adam T. DeVoe
Mark J. Mathews
Michael A. Gheleta
Michelle C. Kales
BROWNSHEIN HYATT
410 17th Street, Ste. 2200
Denver, CO 90202

Idaho Power Company
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Boise, ID 83701-2139

Aberdeen American Falls Ground
Water District, *et al.*
Represented by:
Randall Budge
Candice McHugh
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Boise, ID 83702

City of Pocatello
Gary & Helen DeMoss
Represented by:
Josephine P. Beeman
409 W. Jefferson St.
Boise, ID 83702

Freemont-Madison Irr. Dist, *et al.*
Represented by:
Jerry R. Rigby
PO Box 250
Rexburg, ID 83440-0250


Julie Murphy
Deputy Clerk

CERTIFICATE OF MAILING

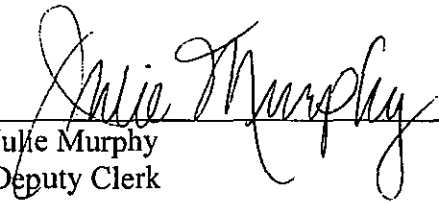
I hereby certify that true and correct copies of the **ORDER OF REFERENCE APPOINTING BRIGETTE BILYEU SPECIAL MASTER FOR PROCEEDINGS ON MOTION TO SET DATE CERTAIN FOR FILING LATE NOTICES OF CLAIM IN THE BLACKFOOT RIVER BASIN, BASIN 27** were mailed on September 3, 2008, by first-class mail to the following:

IDWR Document Depository
PO Box 83720
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Chief Natural Resources Division
Office of the Attorney General
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United States Department of Justice
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Julie Murphy
Deputy Clerk