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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	)	Subcase Nos. 21-02100 and 21-10015
	)	
	)	STIPULATION TO CONTINUE HEARING ON
	)	MOTION TO SET ASIDE PARTIAL DECREE IN
Case No. 39576	)	SUBCASE NO. 21-02100
	)	
	)	STIPULATION TO CONTINUE HEARING ON STATE
	)	OF IDAHO'S MOTION TO ALTER AND AMEND
	)	SPECIAL MASTER'S RECOMMENDATION IN
	)	SUBCASE NO. 21-10015

The State of Idaho, by and through deputy attorney general David I. Stanish, and the North Henry's Lake Homeowners Association, by and through its attorney of record Jerry R. Rigby, hereby stipulate that the hearings set for the *Motion to Set Aside Partial Decree* in subcase no. 21-02100 and the *Motion to Alter and Amend Special Master's Recommendation* in subcase no. 21-10015 on October 22, 2008 at 2:30 pm before Special Master Bilyeu be continued until further notice. The grounds for these *Stipulations* are that the parties have

STIPULATION TO CONTINUE HEARING ON MOTION TO SET ASIDE PARTIAL
DECREE IN SUBCASE NO. 21-02100 and STIPULATION TO CONTINUE HEARING
ON STATE OF IDAHO'S MOTION TO ALTER AND AMEND SPECIAL MASTER'S
RECOMMENDATION IN SUBCASE NO. 21-10015

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entered into a settlement agreement that contemplates full resolution of these matters; however, such resolution is contingent upon completion of certain Idaho Department of Water Resources (IDWR) administrative proceedings contemplated therein. In order to give the administrative proceedings time to proceed, the Parties request that the Court set these matters for a status conference no less than six months from the date of these *Stipulations*.

/s/ David I. Stanish
DAVID I. STANISH
Deputy Attorney General
Attorney for the State of Idaho

October 14, 2008
Date


JERRY R. RIGBY
Rigby, Andrus & Moeller, Chtd.
Attorney for the North Henry's Lake Homeowners Association

10-15-08
Date

CERTIFICATE OF SERVICE

I certify that on the 16th day of October, 2008 I caused to be served the original and/or copy of this STIPULATION TO CONTINUE HEARING ON MOTION TO SET ASIDE PARTIAL DECREE IN SUBCASE NO. 21-02100 and this STIPULATION TO CONTINUE HEARING ON STATE OF IDAHO'S MOTION TO ALTER AND AMEND SPECIAL MASTER'S RECOMMENDATION IN SUBCASE NO. 21-10015 on each of the following persons by the indicated methods:

1. Original to:

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

- ☐ U.S. Mail, postage prepaid
☐ Hand Delivery
☐ Federal Express
☒ Facsimile: (208) 736-2121
☐ Statehouse Mail

2. Copies to

Special Master Brigitte Bilyeu
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

- ☐ U.S. Mail, postage prepaid
☐ Hand Delivery
☐ Federal Express
☒ Email: bbilyeu@srba.state.id.us
☐ Statehouse Mail

North Henry's Lake Homeowners
Associaton

Represented by:

Jerry Rigby
25 N 2nd E
P.O. Box 250
Rexburg, ID 83440-0250

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~~David I. Stanish
Natural Resources Division
Office of Attorney General
700 West State Street
P.O. Box
Boise, ID 83720~~

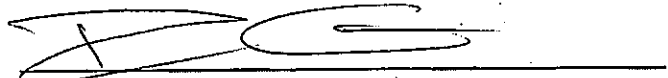
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United States Department of Justice
Environment and Natural Resource
Division
550 West Fort Street, MSC 033
Boise, ID 83724

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DAVID I. STANISH