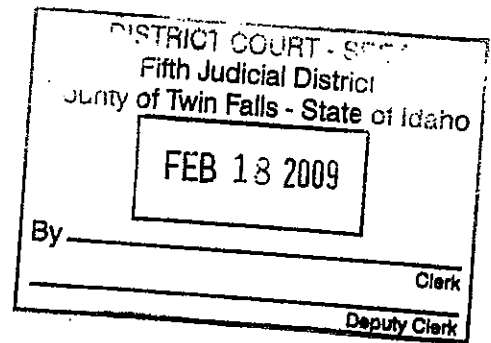


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FEB 20 2009

DEPARTMENT OF
WATER RESOURCES



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 63-07539
)
) ORDER SETTING MANDATORY
) SETTLEMENT CONFERENCE AND
) APPOINTING HONORABLE DAVID
) EPIS AS SETTLEMENT MODERATOR
)
) ORDER SETTING HEARING ON
) MOTION TO ALTER OR AMEND

I. MANDATORY SETTLEMENT CONFERENCE

The parties are ordered to attend a mandatory settlement conference with the individual(s) in attendance having full settlement authority on every aspect of the contested subcase. The Honorable David Epis is appointed as settlement moderator. The settlement conference will be held on **Tuesday, March 10, 2009, at 1:30 PM at the Ada County Courthouse, 200 West Front Street, Boise, Idaho.** A representative from IDWR may, but is not required to, attend the settlement conference. **Failure to attend or attendance without settlement authority may result in sanctions by the court.**

II. HEARING ON MOTION TO ALTER OR AMEND

A hearing on the *Motion to Alter or Amend* filed by Craig Whitted will be held on **Tuesday, March 24, 2009, at 2:00 PM** 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.

Dated Feb 18, 2009

THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER SETTING MANDATORY SETTLEMENT CONFERENCE AND APPOINTING HONORABLE DAVID EPIS AS SETTLEMENT MODERATOR was mailed on February 18, 2009, with sufficient first-class postage to the following:

SARAH JANE SMITH

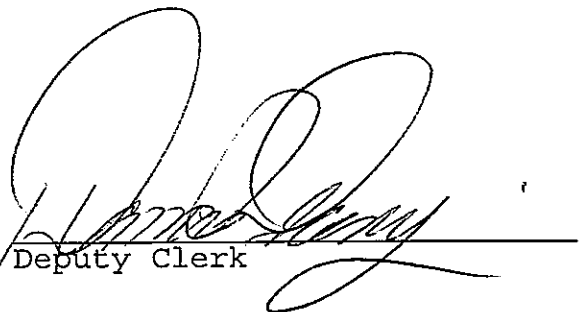
Represented by:
JOHN M MARSHALL
601 W BANNOCK ST
PO BOX 2720
BOISE, ID 83701-2720
Phone: 208-388-1200

CRAIG WHITTED

Represented by:
KIMBELL D. GOURLEY
PO BOX 1368
BOISE, ID 83701
Phone: 208-344-3585

DIRECTOR OF IDWR

PO BOX 83720
BOISE, ID 83720-0098

A large, stylized handwritten signature in black ink, likely belonging to the Deputy Clerk mentioned in the footer. The signature is written over a horizontal line.