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MAR 13 2009

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

MAR 12 2009

By _____ Clerk

Deputy Clerk

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 63-32533
)
Case No. 39576) TRIAL SCHEDULING ORDER
)
_____)

A scheduling conference was held on March 10, 2009. The following dates shall govern the conduct of this subcase through trial:

July 1, 2009 5:00 PM Disclosure of Witnesses. Disclosure of all witnesses, except impeachment witnesses, shall be completed by this deadline. All non-disclosed witnesses, except impeachment witnesses, shall be excluded from testifying in the trial unless permitted by the Special Master in the interests of justice. I.R.C.P. 16(e)(6)(J).

August 14, 2009 5:00 PM Discovery Served and Responses Completed. Deadline for completion of all discovery, meaning that all discovery is served and response is complete, including the taking of depositions of lay and expert witnesses, all interrogatories, request for production / inspections and admissions. Motions to compel should be filed accordingly so as to accommodate this deadline.

September 4, 2009 4:00 PM Hearing on Motion for Summary Judgment. Motions for summary judgment shall be filed, noticed for hearing, and actually heard by this deadline. The filing and service of the motion, affidavits, and briefing shall be conducted in compliance with I.R.C.P. 56(c).

October 13, 2009 9:30 AM Final Pre-Trial Conference. Pursuant to I.R.C.P. 16, a final pre-trial conference will be held 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.

October 30, 2009 9:00 AM Trial. The trial be held at the Snake River Basin Adjudication Courthouse, 253 3rd Avenue North, Twin Falls, Idaho.

At the scheduling conference, this Special Master mentioned that the parties may want to review the SRBA subcases in which decisions have been issued involving wastewater. Two of those decisions are as follows.

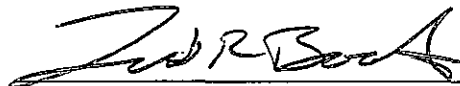
1) *Memorandum Decision and Order on Motion for Summary Judgment; Order Setting Scheduling Conference*, Subcase 63-08447 (Kandler)(August 28, 2007).

2) *Memorandum Decision and Order on Motion for Summary Judgment; Special Master's Report and Recommendation*, Subcase 63-27475 (Janicek Properties, LLC)(May 2, 2008).

These documents may be viewed on the SRBA Court website, www.srba.state.id.us/ , click on "IWATRS Reports" and enter the subcase number.

IT IS SO ORDERED

Dated March 12, 2009



THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the TRIAL SCHEDULING ORDER was mailed on March 12, 2009, with sufficient first-class postage to the following:

WILDER IRRIGATION DISTRICT

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