

RECEIVED

JUN 30 2009

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho
JUN 29 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

Case No. 39576

) Subcases 01-217, 01-218, 01-4024 and 01-
) 4025
) (Minidoka Power Rights)
)
) Subcases 01-2017, 01-2032, 01-2046,
) 01-2064, 01-4052, 01-10042, 01-10382,
) 01-10383, 01-10384, 01-10485, 01-10486,
) 01-10487, 01-10531 and 01-10532
) (American Falls Rights)
)
) Subcases 01-2068 and 01-4054
) (Palisades Power Rights)
)
) SECOND SETTLEMENT CONFERENCE
) REPORT

On June 26, 2009, the parties listed on the attached attendance sheet met in Twin Falls, Idaho at the SRBA Courthouse for a second settlement conference.

Prior to the settlement conference, the parties had circulated language proposed for inclusion in the partial decrees for these water rights. During the settlement conference, the parties discussed the language at length. At the conclusion of those discussions, the parties reached consensus on several principles. However, a few points relating to the proposed language remained.

There was an agreement on a deadline for parties to propose alternative language and to circulate it to all other parties together with a short description of the basis for the alternative language. There was also an agreement on a date for a follow up conference call among the parties for the purpose of discussing alternative language.

The parties agreed to the following:

July 10, 2009 **Deadline for parties to propose alternative language
And to provide a short description of the basis for that
language.**

July 16, 2009 **Deadline for parties to hold a Conference Call**

In addition, this Settlement Moderator and the parties recommend that a Scheduling Conference should be set in order to establish an immediate Summary Judgment Deadline to resolve these issues in the event that a settlement is not reached.

DATED June 29, 2009.


BRIGETTE BILYEU
Special Master
Snake River Basin Adjudication

Sign In Sheet June 26, 2009

Name	Representing
Candice McHugh	IGWA, Ground Water Dist
Ron Carlson	" "
Becky Harvey, paralegal	" "
TONY OLEWICHAK	WATER DISTRICT #1
Roger D Ling	ANB, FID, BID
John Simpson	A-B, B10, TFC, NSCC
GARRICK BAXTER	MID, MILLER
JERRY RIGBY	IDWR
Jim LUCKER	UPPER VALLEY STORAGE USERS
Rich Rigby	Idaho Power Co.
Gail McGarry	Reclamation
MATT HOWARD	" "
DAVE GILBERT	" "
Clive Strong	State of Idaho
DAVID STANISH	" "
Jo Beeman	City of Pocatello
John Rosholt	(KCC - NSCC - ARND)

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SECOND SETTLEMENT CONFERENCE REPORT was mailed on June 29, 2009, with sufficient first-class postage to the following:

CITY OF POCATELLO

Represented by:
A. DEAN TRANMER
CITY OF POCATELLO
PO BOX 4169
POCATELLO, ID 83201
Phone: 208-234-6148

IDAHO POWER COMPANY

Represented by:
ADAM T DEVOE
BROWNSTEIN HYATT & FARBER PC
410 17TH STREET, 22ND FL
DENVER, CO 80202
Phone: 303-223-1100

MILNER IRRIGATION DISTRICT
NORTH SIDE CANAL CO LTD
TWIN FALLS CANAL COMPANY

Represented by:
BARKER, ROSHOLT & SIMPSON LLP
113 MAIN AVE W, STE 303
PO BOX 485
TWIN FALLS, ID 83303-0485
Phone: 208-733-0700

AMERICAN FALLS RESERVOIR

Represented by:
C THOMAS ARKOOSH
301 MAIN ST
PO BOX 32
GOODING, ID 83330
Phone: 208-934-8872

IDAHO POWER COMPANY

Represented by:
JAMES S LOCHHEAD
BROWNSTEIN HYATT ET AL
410 17TH STREET, SUITE 2200
DENVER, CO 80202
Phone: 303-223-1100

IDAHO POWER COMPANY

Represented by:
JOHN K SIMPSON
1010 W JEFFERSON, STE 102
PO BOX 2139
BOISE, ID 83701-2139
Phone: 208-336-0700

CITY OF POCATELLO

Represented by:
JOSEPHINE P BEEMAN
409 W JEFFERSON ST
BOISE, ID 83702
Phone: 208-331-0950

IDAHO POWER COMPANY

Represented by:
MICHAEL A GHELETA
BROWNSTEIN HYATT ET AL
410 17TH STREET, SUITE 2200
DENVER, CO 80202
Phone: 303-223-1100

STATE OF IDAHO

Represented by:
NATURAL RESOURCES DIV CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
PO BOX 44449
BOISE, ID 83711-4449

CITY OF POCATELLO

Represented by:
PEMBERTON, MITRA M
WHITE & JANKOWSKI LLP
511 16TH ST STE 500
DENVER, CO 80202
Phone: 303-595-9441

(Certificate of mailing continued)

ABERDEEN AMERICAN FALLS
BINGHAM GROUND WATER DISTRICT
BONNEVILLE JEFFERSON GROUND
CAREY VALLEY GROUND WATER DIST
IGWA INC

JEFFERSON CLARK GROUND WATER
MADISON GROUND WATER DISTRICT
MAGIC VALLEY GROUND WATER DIST
NORTH SNAKE GROUND WATER DIST

Represented by:
RANDALL C BUDGE
201 E CENTER, STE A2
PO BOX 1391
POCATELLO, ID 83204-1391
Phone: 208-232-6101

A & B IRRIGATION DISTRICT
BURLEY IRRIGATION DISTRICT
FALLS IRRIGATION DISTRICT

Represented by:
ROGER D LING
615 H ST
PO BOX 396
RUPERT, ID 83350-0396
Phone: 208-436-4717

CITY OF POCATELLO
Represented by:
SARAH A KLAHN
WHITE & JANKOWSKI LLP
KITTTREDGE BUILDING
511 16TH ST STE 500
DENVER, CO 80202
Phone: 303-595-9441

NORTH SIDE CANAL CO LTD
TWIN FALLS CANAL COMPANY

Represented by:
TRAVIS L THOMPSON
113 MAIN AVE W, STE 303
PO BOX 485
TWIN FALLS, ID 83303-0485
Phone: 208-733-0700

UNITED STATES OF AMERICA
USDI BUREAU OF RECLAMATION
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

MINIDOKA IRRIGATION DISTRICT
Represented by:
W KENT FLETCHER
1200 OVERLAND AVE
PO BOX 248
BURLEY, ID 83318
Phone: 208-678-3250

IDAHO POWER COMPANY
PO BOX 70
BOISE, ID 83707
Phone: 208-388-2781

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

UNITED STATES OF AMERICA
REGIONAL DIRECTOR PN REGION
BUREAU OF RECLAMATION PN-3100
1150 N CURTIS RD STE 100
BOISE, ID 83706-1234
Phone: 208-378-5306

