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DEPARTMENT OF
WATER RESOURCES

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Attorneys for Ground Water Districts

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 Numbers: 1-4, 1-6, 1-7, 1-8,
1-9, 1-10, 1-13, 1-14, 1-15, 1-17, 1-209,
1-211A, 1-211B, 1-214A, 1-214B,
1-219, 1-2050, 1-2061, 1-10034,
1-10225, 1-10237, 1-10238, 1-10239,
1-10240, 1-10241, 1-10483, 1-10522,
1-10526

**SETTLEMENT CONFERENCE
REPORT**

This Settlement Conference Report is intended to report to the SRBA Court the outcome of the discussion held at the settlement conference conducted by all parties via telephone on Friday, March 28, 2010, at 8:30 a.m. and is hereby submitted on behalf of all of the parties to the subcases identified above.

The parties discussed and agreed that given the status of the cases pending in the SRBA and the cases on appeal in other courts, that the best course of action would be to have the SRBA Court delay setting a schedule until such time as the Hon. John Melanson, issues his final

decision in the *A & B Irrigation Dist., et al. v. Gary Spackman, et al.* Case No. CV2008-551 (Gooding Co. Sept. 11, 2008 and *Rehearing* August 13, 2009). A final decision is expected in that case in mid- to late June, 2010. Once a final decision has been entered on the appeal, the Ground Water Districts will evaluate the decision and then consider withdrawing their remaining objections in these subcases.

American Falls Reservoir District No. 2 will file a notice of intent to file a motion for summary judgment and provide a separate statement regarding subcase no. 1-6.

Based on the foregoing, the parties will notify the Special Master once the Gooding County District Court has entered a final decision on the appeal and will, at that time, further recommend how to proceed.

DATED this 30th day of March, 2010.

RACINE, OLSON, NYE, BUDGE &
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By: 
RANDALL C. BUDGE
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Attorney for the Ground Water Districts

CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of March, 2010, the above and foregoing document(s), was served by placing a copy in the U.S. Mail, postage prepaid and addressed to the following:



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