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DEPARTMENT OF
WATER RESOURCES

LAWRENCE G. WASDEN
Attorney General

CLIVE J. STRONG (ISB No. 2207)
Deputy Attorney General
Chief, Natural Resources Division

DAVID I. STANISH (ISB No. 7310)
Deputy Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
Telephone: (208) 334-2400
Facsimile: (208) 854-8072

Counsel for the State of Idaho

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 No. 01-02064
) (Hydropower Storage Claim at American
) Falls)
)
)

)
) **MOTION TO STAY SUMMARY**
) **JUDGMENT SCHEDULE**
)
_____)

The State of Idaho, by and through the undersigned deputy attorney general, hereby moves the Court for an order staying the pending summary judgment schedule in the above-captioned subcase. *See* Amended Summary Judgment Scheduling Order (April 23, 2010). The grounds for this motion are as follows:

1. On July 9, 2010, summary judgment motions are due in this subcase, *see* Summary Judgment Scheduling Order (April 23, 2010);

2. Various parties have been, and continue to be, engaged in settlement negotiations over the hydropower storage components of water right claim no. 01-02064; and

3. Staying the pending summary judgment schedule to facilitate further settlement negotiations is in the interest of the parties and judicial economy.

The undersigned deputy attorney general has spoken to counsel for the United States Bureau of Reclamation and the Idaho Power Company, and they have indicated their concurrence with the relief requested herein.

Furthermore, the parties engaged in settlement negotiations intend to report to the Court on the status of the negotiations within two weeks from the date of this motion.

PRAYER FOR RELIEF

1. That the Court enter an order granting this motion and staying the pending summary judgment schedule until further notice; and

2. That the Court grant such other or further relief as it deems proper.

RESPECTFULLY SUBMITTED this 1st day of July 2010.

LAWRENCE G. WASDEN
Attorney General

CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division



DAVID I. STANISH
Deputy Attorney General

CERTIFICATE OF SERVICE

I certify that on this 1st day of July 2010, I caused to be served the original and copies of the **MOTION TO STAY SUMMARY JUDGMENT SCHEDULE** on the following persons by the methods indicated:

1. Original to:

CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
PO BOX 2707
TWIN FALLS, ID 83303-2707

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Represented by:
JAMES C TUCKER
IDAHO POWER CO
PO BOX 70
BOISE, ID 83707

- ☒ U.S. Mail, postage prepaid
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- ☐ Federal Express
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IDAHO POWER COMPANY
Represented by:
ADAM T. DEVOE
BROWNSTEIN HYATT ET AL
410 17TH STREET, SUITE 2200
DENVER, CO 80202

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BONNEVILLE JEFFERSON GWD
CAREY VALLEY GWD
IGWA INC
JEFFERSON CLARK GWD
MADISON GWD
MAGIC VALLEY GWD
NORTH SNAKE GWD
Represented by:
RANDALL C BUDGE
201 E CENTER, STE A2
PO BOX 1391
POCATELLO, ID 83204-1391

- ☒ U.S. Mail, postage prepaid
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MILNER IRRIGATION DISTRICT
Represented by:
BARKER, ROSHOLT & SIMPSON LLP
113 MAIN AVE W, STE 303
PO BOX 485
TWIN FALLS, ID 83303-0485

- ☒ U.S. Mail, postage prepaid
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AMERICAN FALLS RESERVOIR
Represented by:
C THOMAS ARKOOSH
301 MAIN ST
PO BOX 32
GOODING, ID 83330

- ☒ U.S. Mail, postage prepaid
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AMERICAN FALLS SPACEHOLDERS
Represented by:
JERRY R. RIGBY
25 N 2ND E
PO BOX 250
REXBURG, ID 83440-0250

- ☒ U.S. Mail, postage prepaid
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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

- ☒ U.S. Mail, postage prepaid
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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

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MINIDOKA IRRIGATION DISTRICT
Represented by:
W KENT FLETCHER
1200 OVERLAND AVE
PO BOX 248
BURLEY, ID 83318

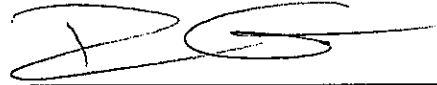
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USDI BUREAU OF RECLAMATION
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

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DAVID I. STANISH
Deputy Attorney General