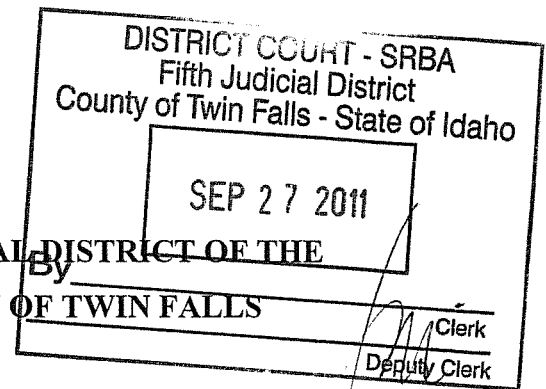


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SEP 28 2011

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

) Subcase No. 27-11375

) (*Motion for Accounting*)

Case No. 39576

) **ORDER SETTING DEADLINE FOR JOINT
STATUS REPORT**

)

)

)

)

A status conference on the State of Idaho's *Motion for An Accounting of All Water Rights Benefitting from the Subordination Provisions of the Fort Hall Consent Decree and Insertion of a Remark Memorializing that Benefit on Each Affected Water Right* ("Motion for Accounting") was held in the above-captioned matter on September 26, 2011. At the status conference, the parties were in agreement that an additional sixty (60) days was needed to collect technical data necessary to come up with an estimate of the quantity of water diverted from the Blackfoot River by *de minimis* domestic and stockwater water rights prior to January 1, 1990.

Therefore, IT IS HEREBY ORDERED that the parties shall file a joint status report with this Court **on or before November 30, 2011**, informing the Court of the following:

(1) Whether there is agreement between the parties as to whether *de minimis* domestic and stockwater water rights diverting from the Blackfoot River prior to January 1, 1990 are entitled to the protections of Paragraph 27-11375.x.d. of the *Fort Hall Consent Decree*,¹ or whether the issue needs to be decided by the Court, and

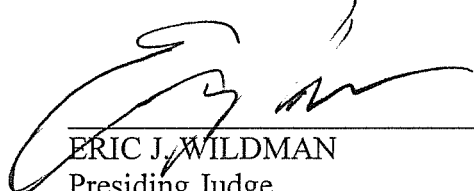
(2) The parties' recommendation as to the best manner to proceed in this matter going forward with respect to the State of Idaho's *Motion for Accounting* and the *Motion For*

¹ The term *Fort Hall Consent Decree* refers to the *Partial Final Consent Decree Determining the Rights of the Shoshone-Bannock Tribes to the Use of Water in the Upper Snake River Basin* entered in Twin Falls County Case No. 39576 on August 2, 1995.

Enforcement of Fort Hall Indian Water Rights Consent Decree filed by the Shoshone-Bannock Tribes and the United States of America as Trustee on behalf of the Tribes.

IT IS SO ORDERED.

DATED: September 27, 2011.



ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER SETTING DEADLINE FOR JOINT STATUS REPORT was mailed on September 27, 2011, with sufficient first-class postage to the following:

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A handwritten signature in black ink, reading "Julie Murphy", is written over a horizontal line. The signature is cursive and fluid.