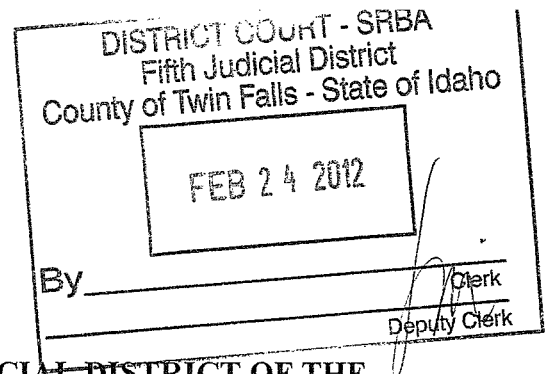


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FEB 27 2012

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

Case No. 39576

) Subcase No. 27-11375
) (*Motion for Enforcement*)
)
) ORDER SETTING DEADLINE FOR JOINT
) STATUS REPORT
)
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)
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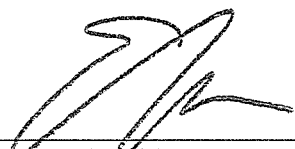
A status conference on the *Motion for Enforcement of Fort Hall Indian Water Rights Consent Decree* (“*Motion for Enforcement*”) was held in the above-captioned matter on February 21, 2012. At the status conference, the parties addressed how to proceed on the *Motion for Enforcement*, and whether an evidentiary hearing should be scheduled as contemplated by this Court’s June 3, 2011, *Memorandum Decision on Order on Motions for Partial Summary Judgment and Instructions on Future Proceedings* to determine by what quantity, if any, the 45,000 afy estimate contained in the *Fort Hall Consent Decree* is exceeded by non-Indian water users based on *Partial Decrees* entered in the SRBA. The parties represented to the Court that they are presently negotiating an approach to calculating whether the 45,000 afy estimate has been exceeded, and that a proposal is being circulated among the parties to address the issue. The parties requested an additional sixty (60) days to decide whether they can reach a workable proposal, and requested that this Court not schedule an evidentiary hearing on the issue at this time.

Therefore, IT IS HEREBY ORDERED that the parties shall file a joint status report with this Court **on or before April 23, 2012**, informing the Court of whether the parties have reached a workable proposal to determine whether the 45,000 afy estimate is being exceeded, or whether the Court should schedule an evidentiary hearing on the issue consistent with this Court’s June 3,

2011, *Memorandum Decision on Order on Motions for Partial Summary Judgment and Instructions on Future Proceedings.*

IT IS SO ORDERED.

DATED: February 24, 2012



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 February 24, 2012, with sufficient first-class postage to the following:

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ORDER

(Certificate of mailing continued)

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