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DEPARTMENT OF
WATER RESOURCES

COPY

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Attorneys 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

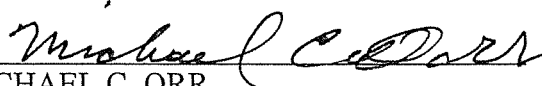
In Re SRBA	)	See Attachment A
	)	
Case No. 39576	)	REQUEST FOR CLARIFICATION OF
	)	ORDER ON AMICUS MOTIONS
_____	)	

This Court on June 22, 2012 entered its *Order on Amicus Motions* ("Order"), which among other things granted the *Motion for Leave to File Amicus Brief: State of Idaho's Motion Concerning "Refill" of Bureau of Reclamation Storage Rights* (Jun. 8, 2012) ("Motion"), and denied the *Motion to Vacate and Reset Hearing on Motion for*

Leave to File Amicus Brief: State of Idaho's Motion Concerning "Refill" of Bureau of Reclamation Storage Rights and Motion for Leave to File Reply to State's Response (Jun. 21, 2012) ("*Motion for Leave to File Reply*"). Counsel's recollection is that there was considerable disagreement among the parties at the hearing over whether granting the *Motion* also authorized Amici to make further filings in addition to their brief filed June 8, 2012, which was entitled "*Brief of Amicus Curiae Re: State of Idaho's Motion for Partial Summary Judgment Concerning 'Refill of Bureau of Reclamation Storage Rights,'*" and that this Special Master resolved the question by verbally ruling that Amici would not be allowed to make any additional filings. The *Order* is silent on this point, and therefore State respectfully requests clarification to facilitate the orderly resolution of these subcases.

Respectfully submitted this 26th day of June, 2012.

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


MICHAEL C. ORR
Deputy Attorney General

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 26th day of June 2012, I caused the foregoing **REQUEST FOR CLARIFICATION OF ORDER ON AMICUS MOTIONS** to be filed with the Court and true and correct copies served on the following parties 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	☐ U.S. Mail, postage prepaid ☐ Hand Delivery ☐ Federal Express ☒ Facsimile: <u>(208) 736-2121</u>
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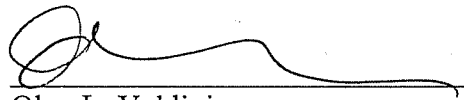
2. Copies to:

Special Master Terrence A. Dolan Case Administrator Diana Delaney Snake River Basin Adjudication 253 Third Avenue North PO Box 2707 Twin Falls, ID 83303-2707	☐ U.S. Mail, postage prepaid ☐ Hand Delivery ☐ Federal Express ☐ Facsimile: <u>(208) 736-2121</u> ☒ E-Mail: <u>tdolan@idcourts.net</u> ☒ E-Mail: <u>ddelaney@idcourts.net</u>
James C. Tucker Idaho Power Co 1221 W. Idaho St. P.O. Box 70 Boise, ID 83707	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Federal Express ☐ Facsimile: ☒ E-Mail: <u>JTucker@idahopower.com</u>
Adam DeVoe Brownstein, Hyatt, Farber, Schreck 410 17th Street, Suite 2200 Denver, CO 80202	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Federal Express ☐ Facsimile: ☒ E-Mail: <u>adevoe@bhfs.com</u>
C. Thomas Arkoosh 301 Main St P.O. Box 32 Gooding, ID 83330	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Federal Express ☐ Facsimile: ☒ E-Mail: <u>tarkoosh@capitolawgroup.com</u>

Roger D. Ling 615 H St P.O. Box 396 Rupert, ID 83350-0396	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Federal Express ☐ Facsimile: ☒ E-Mail: rdl@idlawfirm.com
Candice McHugh Racine, Olson, Nye, Budge & Bailey, Chtd. 101 Capitol Blvd., Ste. 300 Boise, ID 83702	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Federal Express ☐ Facsimile: _____ ☒ E-Mail: cmm@racinelaw.net
Randall C. Budge 201 E. Center St. P.O. Box 1391 Pocatello, ID 83204-1391	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Federal Express ☐ Facsimile: _____ ☒ E-Mail: rcb@racinelaw.net
Travis L. Thompson 113 Main Ave W., Ste 303 P.O. Box 485 Twin Falls, ID 83303-0485	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Federal Express ☐ Facsimile: _____ ☒ E-Mail: tlt@idahowaters.com
Paul L. Arrington 113 Main Ave. W., Ste 303 P.O. Box 485 Twin Falls, ID 83303-0485	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Federal Express ☐ Facsimile: _____ ☒ E-Mail: pla@idahowaters.com
John K. Simpson 1010 W. Jefferson, Ste 102 P.O. Box 2139 Boise, ID 83701-2139	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Federal Express ☐ Facsimile: _____ ☒ E-Mail: jks@idahowaters.com
W. Kent Fletcher Fletcher Law Office 1200 Overland Ave P.O. Box 248 Burley, ID 83318	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Federal Express ☐ Facsimile: _____ ☒ E-Mail: wkf@pmt.org
David Gehlert US Department Of Justice 999 18 th Street, South Terrace, Ste. 370 Denver, CO 80202	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Federal Express ☐ Facsimile: _____

	☒ E-Mail: david.gehlert@usdoj.gov
USDI Bureau Of Reclamation Represented By: US Department Of Justice Environment & Nat'l Resources 550 West Fort Street, MSC O33 Boise, ID 83724	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Federal Express ☐ Facsimile: _____ ☐ E-Mail: _____
United States Of America Regional Director Pn Region Bureau Of Reclamation Pn-3100 1150 N Curtis Rd Ste 100 Boise, ID 83706-1234	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Federal Express ☐ Facsimile: _____ ☒ E-Mail: mhoward@usbr.gov
American Falls Reservoir Represented by: Craig D. Hobdey 125 5 th Ave. P.O. Box 176 Gooding, ID 83330	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Federal Express ☐ Facsimile: _____ ☐ E-Mail: hobdeycraig@gmail.com
American Falls Spaceholders New Sweden Irrigation Dist. Represented by: Jerry R. Rigby 25 N. 2 nd E. P.O. Box 250 Rexburg, ID 83440-0250	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Federal Express ☐ Facsimile: _____ ☐ E-Mail: jrigby@rex-law.com
Josephine P. Beeman Beeman & Associates, P.C. 409 W Jefferson St Boise, ID 83702	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Federal Express ☐ Facsimile: _____ ☒ E-Mail: jo.beeman@beemanlaw.com
State Of Idaho Represented By: Natural Resources Div. Chief State Of Idaho Attorney General's Office P.O. Box 44449 Boise, ID 83711-4449	☐ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Federal Express ☐ Facsimile: _____ ☐ E-Mail: _____ ☒ Not applicable

IDWR Document Depository P.O. Box 83720 Boise, ID 83720-0098	☐ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Federal Express ☐ Facsimile: _____ ☐ E-Mail: _____ ☒ Statehouse Mail
Scott L. Campbell 101 S. Capitol Blvd. 10 th Fl. P.O. Box 829 Boise, ID 83701-0829	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Federal Express ☐ Facsimile: _____ ☐ E-Mail: slc@moffatt.com
Charles F. McDevitt 420 W. Bannock St. P.O. Box 2564 Boise, ID 83701-0829	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Federal Express ☐ Facsimile: _____ ☐ E-Mail: chas@mcdevitt-miller.com
Albert P. Baker Shelly Davis 1010 W. Jefferson, Ste. 102 P.O. Box 2139 Boise, ID 83701-2139	☒ U.S. Mail, Postage Prepaid ☐ Hand Delivery ☐ Federal Express ☐ Facsimile: _____ ☐ E-Mail: apb@idahowaters.com



Olga L. Valdivia
Legal Assistant

ATTACHMENT A

01-02064

01-02064A

01-02064E

01-02064F

01-02064L

01-10042

01-10042A

01-10042B

01-10053A

01-10190

(American Falls Subcases)

01-02068

01-02068D

01-02068E

01-02068F

01-02068M

01-02068Y

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01-10043A

01-10043E

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(Palisades Subcases)