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DEPARTMENT OF
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**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

)

Case No. 39576

)

JOINT STATUS REPORT RE:

)

EQUITABLE ADJUSTMENT PROPOSAL

In accordance with the Court's Order Setting Status Conference, entered September 18,
2012 ("Order"), the parties to the Fort Hall Agreement (the Shoshone-Bannock Tribes, the

United States, the State of Idaho, and the Committee of Nine) (hereinafter known collectively as “the parties”), respectfully submit this Joint Status Report.

As noted in the Court’s Order, representatives of the parties to the Fort Hall Agreement and Consent Decree have negotiated a resolution of the equitable adjustment issue (“proposed settlement”), as required by paragraph x.d of water right 27-11375 in the Fort Hall Consent Decree. The parties are reviewing the terms of the proposed settlement with their respective clients and anticipate approval of the settlement in January 2013.

The parties presented the proposed settlement to the affected non-Indian Blackfoot water users. As indicated in their report to the Court filed December 12, 2012 (Response Brief in Opposition to The Parties’ Blackfoot River Equitable Adjustment Settlement Agreement Pursuant to The 1990 Fort Hall Indian Water Rights Settlement Agreement Revised October 17, 2012), the non-Indian water users oppose the proposed settlement. Since the October 17, 2012 draft was presented to the Basin 27 water users, the parties have attempted, over the past three months, to address the non-Indian Blackfoot water users’ concerns and have revised language in the proposed settlement to that end. The parties presented the non-Indian Blackfoot water users with the most recent draft on December 17, 2012.

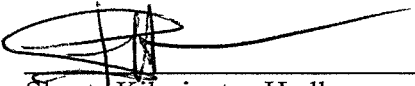
The parties anticipate filing a Joint Stipulation of the Parties for a Proposed Settlement with the Court on or before January 31, 2013, and intend to request, at that time, that the Court set a schedule for any water users who oppose the settlement to show cause as to why it is not fair, adequate and reasonable.

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Respectfully submitted this 17th day of December, 2012.

STATE OF IDAHO



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Deputy Attorney General
Attorney for the State of Idaho

SHOSHONE-BANNOCK TRIBES

 For Jeanette Wolfley

Jeanette Wolfley
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UNITED STATES OF AMERICA

 For Peter Monson

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COMMITTEE OF NINE

 For John Simpson

John Simpson
Attorney for the Committee of Nine

CERTIFICATE OF SERVICE

I certify that on December 17, 2012, I served true and correct copies of the foregoing JOINT STATUS REPORT as follows:

via Facsimile:

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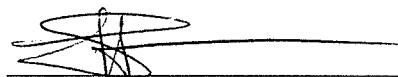
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A handwritten signature in black ink, appearing to read 'Shasta Kilminster-Hadley', written over a horizontal line.

Shasta Kilminster-Hadley