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Department of Water Resources
Adjudication Bureau

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OFFICE OF THE
ATTORNEY GENERAL

1995 MAR 30 PM 4:33

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

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) SETTLEMENT CONFERENCE REPORT
Case No. 39576) SUBCASE NO: 36-07271

This form is used to report the results of a Settlement Conference.

A. Attendance

The following individuals and person were present at the Settlement Conference held on March 13, 1995, before Settlement Moderator, Brigitte Bilyeu:

Claimant: Edward C. & Ruth Shokal; Attorney: Pro Se

Respondent(s): IDWR; Dave Shaw and Attorney: Dan Steckel
Jeff Peppersack

Mr. Shokal represented that 36-07271 and 36-07271A were closely related water rights. Because two parties to the settlement conference for water right 36-07271A, Jamie Martin and Thomas King, failed to appear at the Mandatory Settlement Conference, it would not have been productive to go forward with the Settlement Conference on this subcase.

B. Standard Form 5

During the Settlement Conference, the parties reached an agreement as to all of the elements of this water right. The parties agree that a fully completed and executed *Standard Form 5* reflecting their agreement shall be submitted to the court no later than

(30 days maximum)

If a fully executed *Standard Form 5* is not received by this date, the parties agree this matter should immediately be set for a scheduling conference or trial.

C. Partial Settlement

The parties reached agreement on these elements as follows:

D.

Recommendation for Additional Settlement Conferences

Settlement Moderator, Brigitte Bilyeu, recommends this subcase be set for an additional Settlement Conference within 90 days. The reason(s) an additional Settlement Conference may be beneficial is:

Mr. Shokal and IDWR believe it would be productive to have the parties to subcase 36-07271A present at the Settlement Conference as the two water rights are closely related. Two of the parties failed to appear for the Mandatory Settlement Conference for subcase 36-07271A. There appears to have been a problem for the service addresses of James Martin and Thomas King. The Clerk's office has since corrected the addresses and new notice should be sent to the corrected addresses. I recommend that subcases 36-07271 and 36-07271A be set for a Settlement Conference together.

E. Recommendation for Trial Setting:

Settlement Moderator, _____, recommends this subcase be set for trial. The parties have been unable to reach a resolution of elements:

1 2 3 4 5 6 7 8 9 10

DATED March 30, 1995.



BRIGETTE BILYEU
Settlement Moderator, Basin 36
Snake River Basin Adjudication

CERTIFICATE OF MAILING

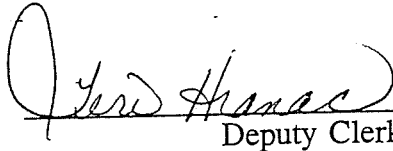
I certify that a true and correct copy of the **SETTLEMENT CONFERENCE REPORT** was mailed on March 31, 1995 with sufficient first-class postage to the following:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, ID 83711-4449

Edward C. & Ruth Shokal
963 Pioneer Road
Hagerman, ID 83332

James Martin
P.O. Box 356
Hagerman, ID 83332

Thomas E. King
P.O. Box 254
Burley, ID 83318


Deputy Clerk

