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Department of Water Resources
Adjudication Bureau

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OFFICE OF THE
ATTORNEY GENERAL

1995 JUN 13 AM 9:56

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

Case No. 39576

) SETTLEMENT CONFERENCE REPORT
)
) Subcase No.: 36-00002, 36-00003H,
) 36-00015, & 36-00018

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

A. Attendance

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

Claimant(s): Buckeye Farms, Inc., Attorney: John Simpson
(Represented by In-House Counsel Brian Barsotti)
Objector(s): " " Attorney:

Respondent(s): IDWR, Dave Shaw Attorney: Dan Steckel, Nick Spencer

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:

The parties are close to agreement on most
issues including acreage irrigated, quantity,
consumptive use, and season of use. The experts
have met and talked several times, and are
scheduled to meet again Friday. Both parties
have negotiated extensively for about a year.

D. Recommendation for Additional Settlement Conferences

Settlement Moderator, Brigitte Bilyeu, recommends this subcase be set for an additional Settlement Conference within 90 days. The parties have represented to the Settlement Moderator that they are available on August 15, 1995 at 10⁰⁰ A.M.

The reason(s) an additional Settlement Conference may be beneficial is:

The experts for both sides have scheduled
a meeting which will likely resolve all
elements of these subcases.

E. Recommendation for Trial Setting:

Settlement Moderator, Brigitte Bilyeu, 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 June 13, 1995.

[Signature]
Signature of Parties

[Signature]
Signature of Parties

[Signature]
Signature of Parties

[Signature]
Signature of Parties

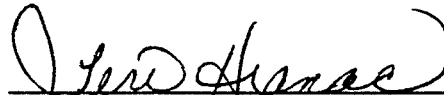
Brigitte Bilyeu
Brigitte Bilyeu, Settlement Moderator

CERTIFICATE OF MAILING

I certify that a true and correct copy of the **SETTLEMENT CONFERENCE REPORT** was mailed on June 13, 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

John Simpson
Rosholt, Robertson & Tucker
P.O. Box 1906
Twin Falls, ID 83303-1906



Deputy Clerk