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Department of Water Resources

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DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF 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) SETTLEMENT CONFERENCE REPORT
Case No. 39576) Subcase No.: 36-15153
_____)

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
2/26, 1996, before Settlement Moderator, Fritz X. Haemmerle:

Claimant(s): Fish & Game

Attorney: Rick Just

Objector(s): "

Attorney:

Also Present: IDWR

Attorney: Krogh/Howard/King/Spencer

Richard Berling

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, Fritz X. Haemmerle, 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 March 29, 1996 @ 1:30

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

IDFG & IDWR have disagreement about key factual point. However, if a factual resolution is not possible, both sides are flexible about resolving CADE.

E. Recommendation for Trial Setting:

Settlement Moderator, Fritz X. Haemmerle, 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 2/26, 1996.

By signing this document, the parties acknowledge receipt of a copy of this document.

Signature of Parties

Signature of IDWR

Fritz X. Haemmerle, Settlement Moderator

Cynthia Robertson

Signature of Parties

Renda Just for IDFG

Signature of Parties

CERTIFICATE OF MAILING

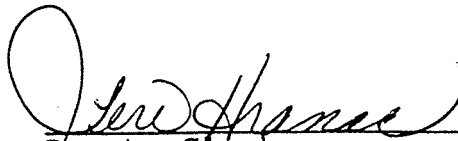
I certify that a true and correct copy of the SETTLEMENT CONFERENCE REPORT was mailed on February 29, 1996, with sufficient first-class postage to the following:

CLIVE STRONG
DEP AG OFFICE OF ATTY GEN
STATEHOUSE MAIL
BOISE, ID 83720
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Rep: STATE OF IDAHO

DIRECTOR OF IDWR
PO BOX 83720
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LAIRD LUCAS
LAND & WATER FUND OF ROCKIES
P.O. BOX 1612
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Phone: 208-342-7024
Rep: MOTION INTERVENE/FILE RES

STEPHEN V. GODDARD
DEP. ATTORNEY GENERAL
DEPT OF FISH AND GAME
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Rep: IDAHO DEPT. OF FISH & GAM


Deputy Clerk