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DEPARTMENT OF  
WATER RESOURCES

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Attorneys for the Idaho Water Resource Board

BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATIONS FOR	)	
PERMIT NOS. 01-07131, 01-07132, 01-07133,	)	
01-07134, 01-07135, 01-07136, 01-07137,	)	MOTION TO VACATE
01-07139, 01-07140, 01-07141, 01-07142,	)	STATUS CONFERENCE
01-07143, 21-07574, 21-07575, 21-07576,	)	
21-07577, 21-07578, 21-07579, AND 21-07580	)	
IN THE NAME OF THE IDAHO WATER	)	
RESOURCE BOARD	)	
_____	)	

COMES NOW, the Idaho Water Resource Board, (“IWRB”), by and through its counsel of record, and files this Motion to Vacate the October 29, 2012 status conference.

At the May 22, 2012 status conference, the participants, (formal parties to the litigation and others in attendance), agreed to a series of informal meetings to review the above-referenced water right applications considering recent policy and technical developments and to discuss specific concerns and questions about the applications. Meetings were held on July 11 and October 16, 2012.

At the October 16, 2012 meeting, the IWRB staff notified participants that IWRB intended to submit amended applications and/or advise the Director of IWRB’s intention to move forward with the existing applications by January 15, 2013. The participants agreed that the October 29, 2012 status conference should be vacated and re-set for a date following January

15, 2013, to allow adequate time for review of the IWRB filings. Participants attending the October 16, 2012 meeting included:

IN PERSON:

Travis Thompson  
Barker, Rosholt, & Simpson LLP

Jim Mende  
IDFG – Pocatello

Cindy Robertson  
Idaho Department of Fish and Game (“IDFG”)

Walt Poole  
IDFG – Boise

Ted Diehl  
Northside Canal Co. Ltd. (“NSCC”)

Alan Hansten  
NSCC

Brian Olmstead  
Twin Falls Canal Company

Brian Patton  
IDWR

Mat Weaver  
Idaho Department of Water Resources (“IDWR”)

Mike McVay  
IDWR

Neal Farmer  
IDWR

Harriet Hensley  
Attorney General’s Office

Kevin Lewis  
Idaho Rivers United

Peter Anderson  
Trout Unlimited

Dallas Burkhalter  
Attorney General’s Office

Darrel Kerr  
Water User

TELEPHONIC:

Randy Hill  
Idaho Power Company (“IPC”)

John Bowling  
IPC

Jim Tucker  
IPC

Norm Semanko  
Idaho Water Users Association

John Simpson  
Barker, Rosholt, & Simpson LLP

Matt Howard  
USDI Bureau of Reclamation

Brandon Hoffner  
Henry’s Fork Foundation

Following the meeting, counsel for the IWRB contacted the Department by email to determine the Director’s availability for a status conference during the first week of February, 2013. On October 17, 2012, counsel requested confirmation from the participants of their

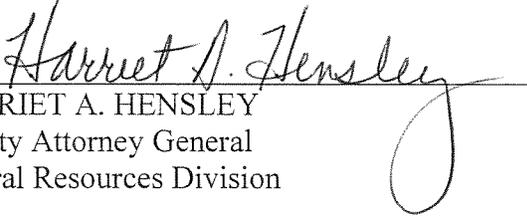
availability during that time period. If the participants are not available, the IWRB intends to coordinate scheduling a status conference as soon as possible after January 15, 2013, with the Department and participants. Copies of correspondence in support of this Motion are attached.

Accordingly, the IWRB requests that the October 29, 2012 status conference be vacated and that the status conference be rescheduled for early February at a time mutually agreed upon by the Department and the participants.

RESPECTFULLY SUBMITTED this 23rd day of October 2012.

STATE OF IDAHO  
LAWRENCE G. WASDEN  
ATTORNEY GENERAL

CLIVE J. STRONG  
DEPUTY ATTORNEY GENERAL  
CHIEF, NATURAL RESOURCES DIVISION

  
HARRIET A. HENSLEY  
Deputy Attorney General  
Natural Resources Division

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 23<sup>rd</sup> day of October, 2012, I caused to be served the original and/or copy of the MOTION TO VACATE STATUS CONFERENCE on the following persons by the indicated method.

1. One Original to:

Gary Spackman, Director  
Idaho Department of Water Resources  
Idaho State Office  
322 East Front Street  
P.O. Box 83720  
Boise, Idaho 83720-0098

- U.S. Mail, postage prepaid
- Hand Delivery
- Federal Express
- Facsimile: 287-6700
- Statehouse Mail

2. Email and copies via U.S. Mail, postage prepaid and addressed to:

Matt Howard  
Bureau of Reclamation  
1150 N Curtis Rd, Ste 100  
Boise, ID 83706-1234

Harriet Hensley  
Office of Attorney General  
PO Box 83720  
Boise, ID 83720-0010

US Dept. of Interior  
Fish & Wildlife Service  
Office of the Regional Solicitor  
805 S W Broadway, Ste 600  
Portland, OR 97205

Norm Semanko  
Idaho Water Users Assn.  
1010 W Jefferson, Ste 101  
Boise, ID 83702

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Office of Attorney General  
PO Box 25  
Boise, ID 83707

Henry's Fork Anglers LLC  
3340 N Hwy 20  
Island Park, ID 83429

Idaho Rivers United  
PO Box 633  
Boise, ID 83701

Greater Yellowstone Coalition  
162 North Woodruff  
Idaho Falls, ID 83401

Henry's Fork Foundation  
PO Box 550  
Ashton, ID 83420

Fred F. Kippes  
3951 N 1100 E  
Buhl, ID 83316

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Idaho Power Company  
PO Box 70  
Boise, ID 83707

South Fork Lodge  
PO Box 22  
Swan Valley, ID 83449

Peter Anderson  
Trout Unlimited Inc.  
910 W Main St., Ste 342  
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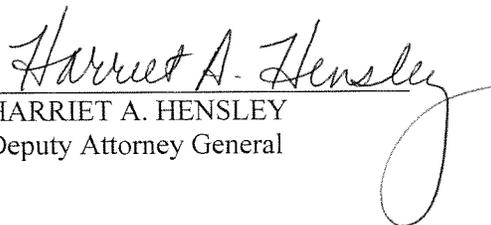
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*Courtesy Copies:*  
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5294 E 3610 N  
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