

SWAN FALLS REFERENCES

1. <https://idwr.idaho.gov/legal-actions/settlements/swan-falls/>
2. Clive Strong and Michael Orr, *Understanding the 1984 Swan Falls Settlement*, 52 Idaho L. Rev. 223 (2016). (Detailed outline of Swan Falls Settlement highlighting how significant issues were resolved).
3. Clive Strong and Michael Orr, *The Origin and Evolution of Hydropower Subordination Policy on the Snake River: A Century of Conflict and Cooperation*, 46 Idaho L. Rev. 119 (2009). (Historical context for the Swan Falls Settlement).
4. *Framework for Final Resolution of Snake River Water Rights Controversy* (10/01/1984). (Describes a roadmap for resolving the Swan Falls controversy).
5. *Framework Reaffirming the Swan Falls Settlement* (03/25/2009). (Sets forth road map for resolving the hydropower water rights dispute and describes issues that will be the subject of further discussion between the parties).
6. State of Idaho and Idaho Power Company, *Summary of Swan Falls Reaffirmation Settlement*. (Joint summary of steps required to settle hydropower water right dispute Swan Falls Reaffirmation Agreement (April 13, 2009).
7. 2012 Idaho State Water Plan 48-51. (State policy regarding development of trust water made available by the Swan Falls Settlement).
8. *Memorandum Decision and Order on Cross-Motions for Summary Judgment*, In re SRBA Case No. 39576, Consolidated Subcase No. 00-92023 (92-23) (04/18/2008). (Interprets the Swan Falls Settlement).
9. *Partial Decree Pursuant to I.R.C.P. 54(b) for General Provisions in Basin 02*, In Re SRBA Case No. 39576 (11/20/2012). (General provision precluding delivery call for water above Milner Dam).
10. *Final Unified Decree*, In re SRBA Case No. 39576 (08/25/2014).
11. *Order Amending Final Unified Decree*, In re SRBA Case No. 39576 (June 25, 2015) (Defines “trust water right”).
12. *Final Order Regarding Instructions to Water District 2 Watermaster and Water District 130 Watermaster* (06/28/2013). (Allows for the fluctuation of the level of storage in in certain Idaho Power reservoirs).

13. *Final Order Regarding Measuring and Reporting the “Average Daily Flow” as Measured at the Murphy Gage*, In the Matter of Distributing Water to Water Rights Nos. 02-100 et al., (10/27/2014). (Order adopting parties’ joint proposal on how to measure and report Average Daily Flow).
14. Idaho Water Resource Board Resolution *In the Matter of a Memorandum of Agreement Regarding the Implementation of Managed Recharge Under the Eastern Snake Plain Aquifer Management Plan and State Law*, April 30, 2009. (Addresses parties’ understandings regarding managed recharge).
15. *Memorandum of Agreement* between Idaho Power and State of Idaho regarding recharge dated May 6, 2009. (Addresses parties’ agreements regarding managed recharge).
16. *Order on Motion for Approval of Settlement, In re SRBA Case No. 39576, Consolidated Subcase No. 00-92023 (92-93)* (01/04/2010). (Order approves Reaffirmation Settlement and addresses elements of the proposed partial decrees).
17. Order on Motions for Reconsideration [etc.], In re SRBA Case No. 39576, Consolidated Subcase No. 00-92023 (92-93) (03/25/2010). (Decrees hydropower water rights as provided for in Reaffirmation Agreement).