

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

HONORABLE ERIC J. WILDMAN
Presiding Judge

08/20/2024

DEPUTY CLERK
Valerie McCoy

1:30 p.m. MT (SRBA)
2:30 p.m. MT (CSRBA)
3:00 p.m. MT (PRBA)

Case No. 39576 (SRBA)
Case No. 49576 (CSRBA)
Case No. 59576 (PRBA)

Court Minutes
Twin Falls, Idaho

This was the time and place set for the **Monthly Status Conference**. Issues to be addressed are:

SRBA –

1:30 p.m. (MT)

NO ISSUES

CFRBA --

2:30 p.m. (MT)

HEARING ON MOTION FOR ALTERNATIVE SCHEDULE

US DOJ

--

Vanessa Willard-Boyd
Marisa Hazel

State of Idaho

--

Scott Campbell
Hayden S Marotz

CSRBA --

2:30 p.m. (MT)

MOTION TO FILE LATE NOTICE OF CLAIM

Water right claims: 93-7706 (File 228)

Michael Steffen

--

Pro Se

PRBA --

3:00 p.m. (MT)

NO ISSUES

CFRBA Minutes

- 02:30:00 Court waives use of a court reporter. Proceedings are being recorded on FTR, pursuant to Idaho Administrative Rule 27(b). Parties acknowledge.
- 02:30:41 Court calls Hearing on Motion for Alternative Scheduling.
Vanessa Willard, Marisa Hazel for United States, and Courtney Collier (Department Of Interior); Claire Newman and Dylan Hedden-Nicely, Kalispel Tribe; Hayden Marotz, State of Idaho; Lacey Rammell-O'Brien, IDWR.
- 02:34:07 Vanessa Willard on behalf of US. US moves court to grant motion to extension 1/17/2025; three main points: 1) early stage of adjudication, no DRs issued, no schedule for objections/responses; 2) US filed motion as soon as DOJ was authorized to file claim; 3) instream flow claims are not unprecedented – US motion is not prejudicial, nor unduly delayed, and should be granted for good cause
- 02:43:02 Nothing added from Claire Newman, Dylan Hedden-Nicely, Lacey Rammell-O'Brien
- 02:43:57 Hayden Marotz on behalf of the State of Idaho. State of Idaho stands by stipulated deadline 3/2023; no explanation from the US as to why deadline needs to be moved; it is now eighteen months later and the US is asking for an additional eight months.
- 02:50:58 Willard response to State; asking court to recognize IDWR is still accepting claims and no DR filed.
- 02:53:12 Judge Wildman – Will rule as follows: will grant the US' motion to move deadline to January 2025.

CSRBA Minutes

- 02:57:32 **Court calls subcase 93-7706.** Hearing on *Motion to File Late Notice of Claim*. Parties identified – Michael Steffen, claimant; Lacey Ramell-O'Brien for IDWR. Claimant did not show, IDWR has nothing to add. Moving hearing to the next status conference; September 17, 2024.