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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho APR 19 2007 By _____ Clerk _____ Deputy Clerk
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COPY

**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

Subcase No. 1-76

Case No. 39576

STANDARD FORM 5

**STIPULATED ELEMENTS OF A
WATER RIGHT**

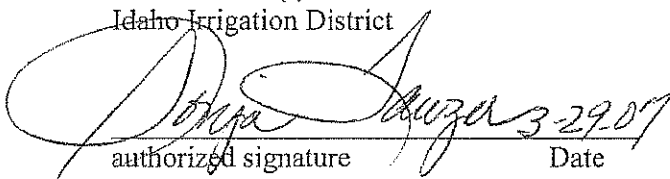
This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached amended recommendation. The parties and IDWR further agree and stipulate that the attached is an accurate digital depiction of the boundary for the Idaho Irrigation District produced by IDWR.

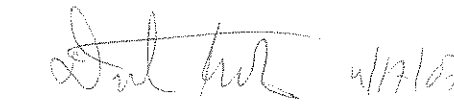
CLAIMANT(s):

Idaho Irrigation District


authorized signature Date

OBJECTOR(s):

USDI-BOR


David W. Gehlert Date
Attorney for the US Dept of Justice

IDWR Concurrence:

Ernest Carlsen 3-29-07
Ernest Carlsen Date
Water Resource Program Manager

Garrick L. Baxter 4/3/07
Garrick L. Baxter Date
Deputy Attorney General
Attorney for IDWR

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 1-76

NAME AND ADDRESS: IDAHO IRRIGATION DIST
C/O SONJA TAWZER SEC
496 E 14TH
IDAHO FALLS ID 83404

SMC

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 700.000 CFS

PRIORITY DATE: 05/11/1889

POINT OF
DIVERSION:

T04N R37E S36 NESWNW Lot 2 Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

700.000 CFS

PLACE OF USE:

35995 ACRES TOTAL

Place of Use does not include Federal lands unless authorized in writing.
Agreement DACW68-2-78-47 dated 08/02/1978 provides Idaho Irrigation
District a canal easement over Ririe Outlet Channel.

Place of use is within the boundary of Idaho Irrigation District pursuant to
Section 43-323, Idaho Code.

The boundary encompassing the place of use for this water right is
described with a digital boundary as defined by I.C. Section 42-202B(2) and
authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the
digital boundary are incorporated herein by reference and are stored on a
CD-ROM disk issued in duplicate originals on file with the SRBA District Court
and the Idaho Department of Water Resources. A map depicting the place
of use is attached hereto to illustrate the place of use described by the
digital boundary.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through Idaho Canal.

CERTIFICATE OF MAILING

I certify that on April 19, 2007, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

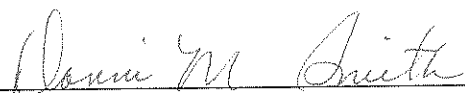
2. Copies to:

United States of America
US Dept of Justice
Environment and Natural Resources
550 West Fort Street, MSC 033
Boise, ID 83724

Idaho Irrigation District
496 E 14th
Idaho Falls, ID 83404
Attn: Sonja Tawzer, Secretary

courtesy copy:
Jerry R. Rigby
PO Box 250
Rexburg, ID 83440-0250

IDWR Repository
P.O. Box 83720
Boise, ID 83720



Signature of person mailing the form



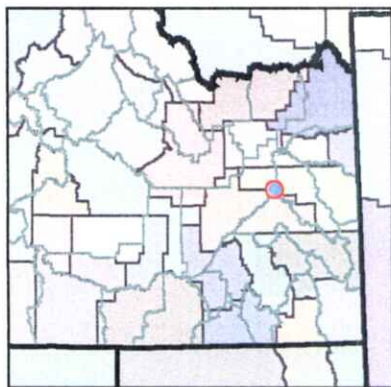
Idaho Irrigation Dist

SRBA Recommendations: 1-75, 1-76, 1-312, 1-368, 1-369, 1-370

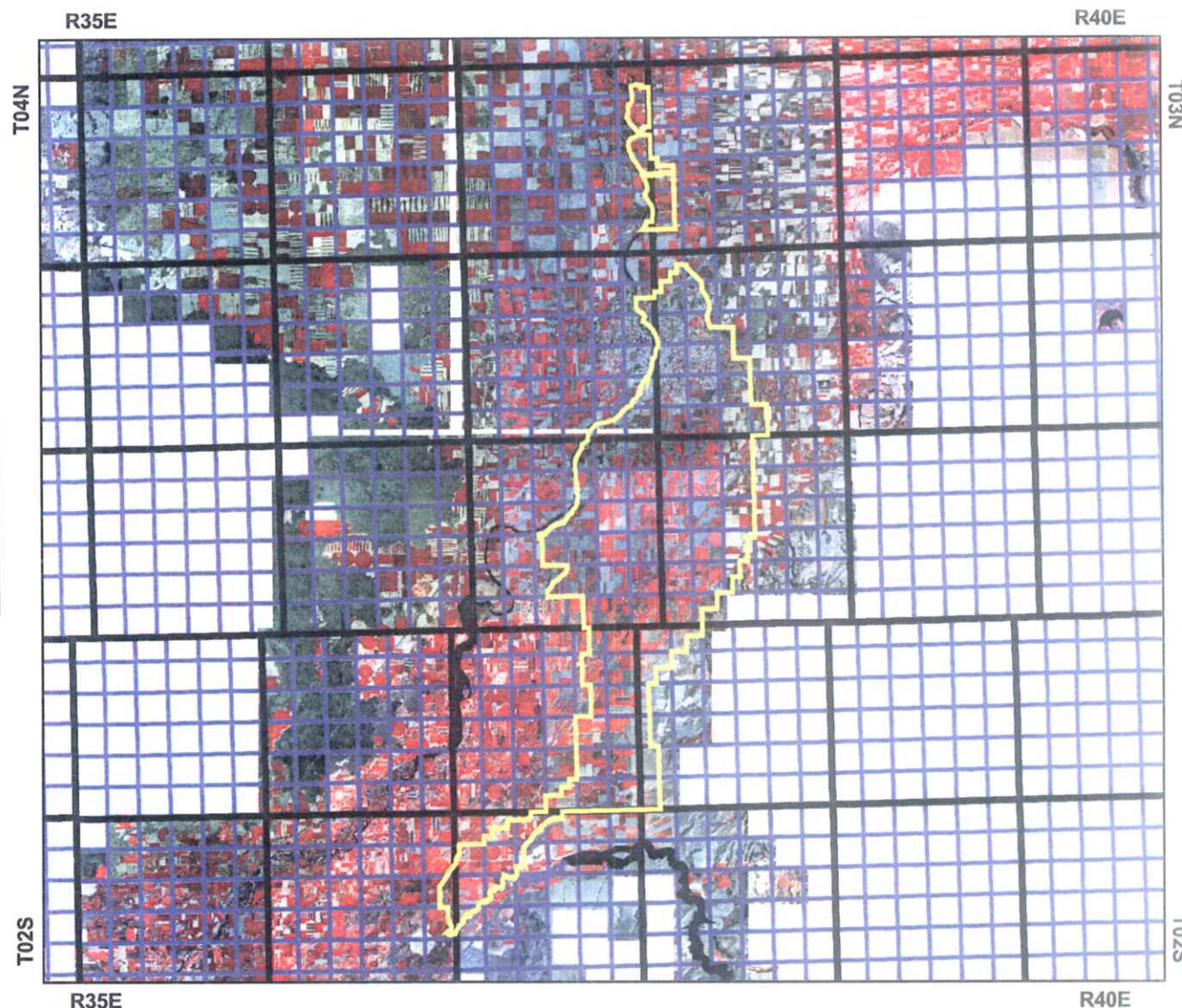
Service Area Boundary
GIS Place of Use Illustration

LEGEND

-  Service Area
-  Townships
-  PLS Sections



Bonneville, Bingham Counties
IDWR Basin 1



0 10 20 Miles

Prepared by D. Favreau
On Wednesday, March 28, 2007
1987/88 Aerial Photography