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MAY 01 2007

DEPARTMENT OF
WATER RESOURCES

DANIEL V. STEENSON (ISB #4332)
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RINGERT CLARK CHARTERED
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Attorneys for Nampa & Meridian Irrigation District

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

Case No. 39576

)
)
) Subcase: 63-04626
)
)
) PROPOSED REMARK
)
)
)
)

COMES NOW Nampa & Meridian Irrigation District (NMID), by and through their counsel of record, Ringert Clark, Chartered, and pursuant to this Court's *Order Granting Objection and Requiring Objector to Propose Remark*, dated January 10, 2007, submits the following Proposed Remark to be included in the Partial Decree for the above-referenced water right:

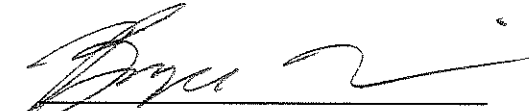
The source of this water right is waste water and the wasting of this right may be discontinued at any time.

Counsel for NMID has discussed the above language with counsel for the United States Bureau of Reclamation. Counsel for NMID has not had the opportunity to discuss the above language with counsel for the Idaho Department of Water Resources.

DATED this 30th day of April, 2007.

COPY

RINGERT CLARK CHARTERED


S. Bryce Farris

CERTIFICATE OF MAILING

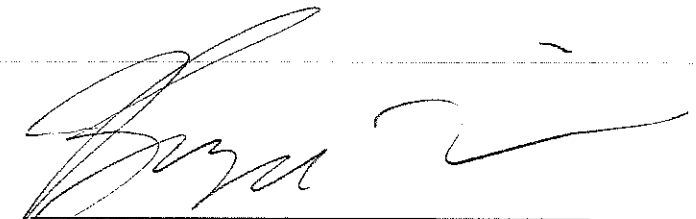
I certify that a true and correct copy of the foregoing document was mailed on April 30, 2007, with sufficient first class postage, to the following:

USDI Bureau of Reclamation
Represented by:
US Department of Justice
Environment & Natural Resources
550 West Fort Street, MSC 033
Boise, Idaho 83724

Dividend Development
c/o Craig Groves
6223 N. Discovery Way
Boise, Idaho 83713

Director of IDWR
P.O. Box 83720
Boise, Idaho 83720-0098

Douglas W. Burnett
Jean R. Burnett
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S. Bryce Farris