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DEPARTMENT OF
WATER RESOURCES

Names of Parties Filing Document:

UNITED STATES OF AMERICA

TWIN FALLS CANAL COMPANY
& NORTH SIDE CANAL
COMPANY LIMITED

Attorneys' Names and Addresses:

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U.S. Department of Justice
Environment and Natural Resources Division

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**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 Number:
	) 01-10509
Case No. 39576	)
	) STIPULATION TO RESOLVE
	) OBJECTION

The United States of America agrees and stipulates with Twin Falls Canal Company and North Side Canal Company Limited (collectively, "Claimants") to resolve the United States Department of the Interior, Bureau of Land Management ("BLM") objection filed in the above-captioned subcase as follows:

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STIPULATION

1. The parties agree and stipulate that the Digital Boundary recommended as the place of use in the Director's Report will be adjusted to exclude all federal public lands where such a land use is not authorized by the managing federal agency in writing. An updated CD-ROM disk containing the agreed upon Digital Boundary will be provided to the SRBA court when appropriate to do so in the process so that it will be included in a future SF-5 and Special Master's Report & Recommendation.

2. This stipulation is being filed in order to narrow the issues before the SRBA court by settling the issues between BLM and the Claimants. BLM wishes to remain a party for service purposes so that it can monitor the case and ensure its settlement is applied appropriately in any future Standard Form 5, Special Master's Report and Partial Decree.

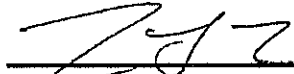
3. This stipulation has been reached through good faith negotiations for the purpose of resolving legal disputes, including pending litigation. This stipulation does not create a precedent for settlement of any other disputes or objections.

4. This stipulation was entered into and executed voluntarily by all the parties in good faith, and without any fraud, misunderstanding, overreaching, misrepresentation, duress, or undue influence.

5. All parties agree to bear their own costs and attorney fees.

CLAIMANT:

**Twin Falls Canal Company
North Side Canal Company, Limited**

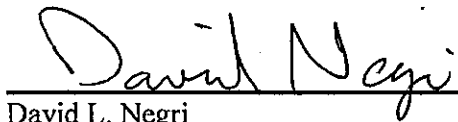


Travis L. Thompson
Attorney for Claimants

DATED: 11/12/08

OBJECTOR:

UNITED STATES OF AMERICA



David L. Negri
Attorney for the United States

DATED: 11/12/08

CERTIFICATE OF SERVICE

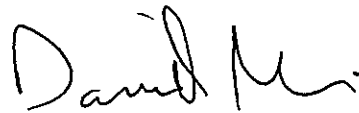
I certify that on November 12, 2008, I served a true and correct copy of fore-going **STIPULATION TO RESOLVE OBJECTION; SUBCASE NUMBER: 01-10509** upon the following individuals by placing the document in the United States Mail, postage paid, and addressed as follows:

U.S. Department of Justice
General Litigation Section
Environment and Natural Resources Division
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Boise, ID 83724

Chief, Natural Resources Division
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Representing:
Twin Falls Canal Company
North Side Canal Company, Limited



Signature of person mailing document