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DEPARTMENT OF
WATER RESOURCES

Names of Parties Filing Document:

UNITED STATES OF AMERICA

ABERDEEN-SPRINGFIELD CANAL CO.

Attorneys' Names and Addresses:

JOHN C. CRUDEN
Acting Assistant Attorney General
U.S. Department of Justice
Environment and Natural Resources Division

RANDALL C. BUDGE, ISB #1949
Racine, Olson, Nye, Budge & Bailey, Chtd.
P.O. Box 1391
Pocatello, Idaho 83204-1391
Ph.: (208) 232-6101, ext 340
FAX: (208) 232-6109

DAVID L. NEGRI, ISB #6697
Attorney, U.S. Dept. of Justice
Environment and Natural Resources Division
Natural Resources Section
550 West Fort Street, MSC 033
Boise, Idaho 83724
Ph.: (208) 334-1936 FAX: (208) 334-1414

**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 Numbers:
) 01-00023B, 01-00297, 35-02543, 35-04246
)
) **STIPULATION TO RESOLVE**
) **OBJECTIONS**

The United States of America and Aberdeen-Springfield Canal Co. ("Claimant") agree and stipulate to resolve 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. The parties further agree that if for some reason the place of use element is not described by a digital boundary, then the list of legal land descriptions and underlying shapefile will be crafted so as to exclude federal public land where such a land use is not authorized by the managing federal agency in writing.

2. This stipulation is being filed in order to narrow the issues before the SRBA court by settling the issues between BLM and the claimant. 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:
ABERDEEN-SPRINGFIELD CANAL CO.

Randall C. Budge

Randall C. Budge
Attorney for Claimants

DATED: 3-30-09

OBJECTOR:
UNITED STATES OF AMERICA

David L. Negri

David L. Negri
Attorney for the United States

DATED: 4/28/09

CERTIFICATE OF SERVICE

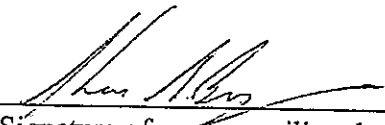
I certify that on 4/29, 2009, I served a true and correct copy of fore-going **STIPULATION TO RESOLVE OBJECTIONS; SUBCASE NUMBERS: 01-00023B, 01-00297, 35-02543, 35-04246** upon the following individuals by placing the document in the United States Mail, postage paid, and addressed as follows:

U.S. Department of Justice
General Litigation Section
Environment and Natural Resources Division
550 West Fort Street, MSC 033.
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83720-0098

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Randall C. Budge
Racine, Olson, Nye, Budge & Bailey, Chtd.
P.O. Box 1391
Pocatello, ID 83204-1391
Representing:
Aberdeen-Springfield Canal Co.



Signature of person mailing document