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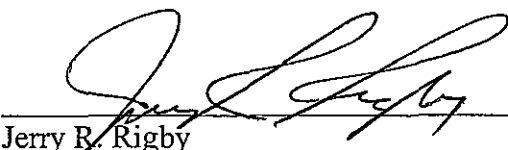
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**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA	)	Subcase Nos. See Attached Exhibit "A"
	)	
Case No. 39576	)	MOTION IN SUPPORT OF MLWU & POCATELLO RESPONSES TO CLAIMANTS' SECOND JOINT MOTION FOR SUMMARY JUDGMENT

Comes now Fremont Madison Irrigation District, United Canal Company and Blackfoot Irrigation Company, by and through counsel of record, Jerry R. Rigby, of the law firm Rigby, Andrus & Rigby, Chartered, and hereby files this Motion in Support of MLWU RESPONSE TO CLAIMANT'S SECOND JOINT MOTION FOR SUMMARY JUDGMENT filed by Mud Lake Water Users, Inc., et al., as if fully set forth herein with the sole exception that Objector's United Canal Company and Blackfoot Irrigation Company recognize their participation in the original Eagle Decree and therefore would join in support of the arguments made by the City of Pocatello in its RESPONSE TO SWC'S SECOND MOTION FOR SUMMARY JUDGMENT AND RESPONSE TO MLWU MOTION FOR SUMMARY JUDGMENT as if fully set forth herein.

DATED this 29th day of July, 2009.



Jerry R. Rigby
Rigby, Andrus & Rigby, Chtd.

**Motion in Support of MLWU & Pocatello Responses to Claimants' Second Joint Motion
for Summary Judgment - Page - 1**

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CERTIFICATE OF MAILING

I certify that on July 29, 2009, I mailed the original and copies of the foregoing motion, including all exhibits, to the following persons:

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EXHIBIT "A"

Water Right #	Claimant	Priority Date
1-4	TFCC	12/22/1915
1-5	NSCC	12/23/1915
1-6	AFRD	3/30/1921
1-7	BID	4/1/1939
1-8	MID	4/1/1939
1-9	MILNER	4/1/1939
1-10	TFCC	4/1/1939
1-13	FID	4/1/1939
1-14	A&B	4/1/1939
1-16	NSCC	12/23/1915
1-17	MILNER	11/14/1916
1-211A	BOR	3/26/1903
1-211B	BID	3/26/1903
1-212	NORTH SIDE	10/07/1905
1-213	NORTH SIDE	6/16/1908
1-214A	BOR	8/06/1908
1-214B	BID	8/16/1908
1-219	BOR	12/14/1909
1-2050	MILNER	10/25/1939
1-2061	BOR	6/11/1956
1-10034	BOR	3/15/1911
1-10225	A&B	4/1/1984
1-10237	A&B	7/11/1968
1-10238	A&B	7/11/1968
1-10239	A&B	7/11/1968
1-10240	A&B	7/12/1968
1-10241	A&B	4/1/1978
1-10482	BOR	4/1/1940
1-10483	AMALGAMATED	5/18/1926