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DEPARTMENT OF
WATER RESOURCES

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Attorneys for the State of Idaho

**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. 02-00201, 02-00223,
	)	02-00224, 03-00006, 03-00007 and
	)	03-00008
	)	STIPULATION
Case No. 39576	)	
_____	)	

WHEREAS, the parties to the above-captioned subcases have met and discussed the possibilities for resolving the above-captioned subcases; and

WHEREAS, the parties have determined that the issues involved in the above-captioned subcases can be resolved at this time provided that such resolution does not prejudice the parties' positions with respect to issues related to 02-00200 (IWRB's Milner Minimum Flow Claim); and

WHEREAS, the parties have executed this Stipulation in conjunction with the execution of SF-5's associated with each of the above subcases;

NOW, THEREFORE, the parties to the above-captioned subcases hereby stipulate and agree as follows:

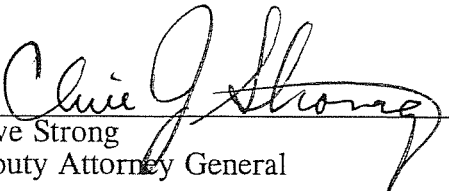
1. Idaho Power Company's objections in the above-captioned subcases should be withdrawn to the extent that such objections rely on the assertion that the Idaho Water Resource Board ("Board") failed to follow the statutory requirements for establishing a water right; and no party will oppose or object to the Board's claims in the above-captioned subcases on the assertion that the Board failed to follow the statutory requirements for establishing a water right.

2. Except as specifically provided herein, the resolution of the above-captioned subcases shall not resolve any issues related to subcase 02-00200 (Board's Milner Minimum Flow Claim), nor constitute a waiver or relinquishment by any party of any claim, defense, legal position or argument it may have regarding any legal or factual issue related to subcase 02-00200 (Board's Milner Minimum Flow Claim), including the issue of whether the Idaho Water Resource Board failed to follow the statutory requirements for establishing a minimum flow water right. Nothing in this stipulation shall be construed as an admission against interest or tendered or used as evidence to support any party's claims or objections in any administrative or judicial proceeding, other than those seeking approval, interpretation, enforcement or administration of this stipulation, or for a purpose contemplated by Idaho Rule of Evidence 408.

Dated 3rd, August 2011.

State of Idaho

Idaho Water Resource Board


Clive Strong
Deputy Attorney General

August 3, 2011
Date

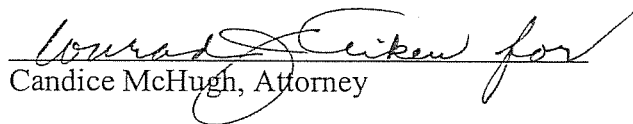
IDAHO POWER COMPANY


James C. Tucker, Attorney
Idaho Power Company

August 3, 2011
Date

RESPONDENTS:

ABERDEEN AMERICAN FALLS
BINGHAM GROUND WATER DISTRICT
BONNEVILLE-JEFFERSON GROUND
CLARK JEFFERSON GROUND WATER
MADISON GROUND WATER DISTRICT
MAGIC VALLEY GROUND WATER
NORTH SNAKE GROUND WATER


Candice McHugh, Attorney

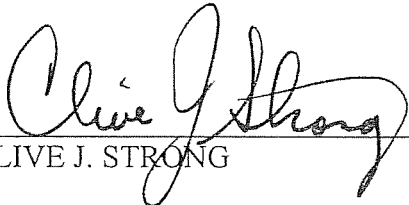
August 3, 2011
Date

CERTIFICATE OF MAILING

I HEREBY CERTIFY that on this 4th day of August 2011, I caused a true and correct copy of the foregoing to be served on the following parties by the indicated methods:

Clerk of the District Court Snake River Basin Adjudication 253 Third Avenue North P. O. Box 2707 Twin Falls, Idaho 83303-2707	☐ U.S. Mail ☐ Hand Delivery ☐ Certified Mail, Return Receipt Requested ☐ Overnight Mail ☒ Facsimile: (208)736-2121 ☐ E-mail:
ABERDEEN AMERICAN FALLS BINGHAM GROUND WATER DISTRICT BONNEVILLE-JEFFERSON GROUND CLARK JEFFERSON GROUND WATER MADISON GROUND WATER DISTRICT MAGIC VALLEY GROUND WATER NORTH SNAKE GROUND WATER Represented by: CANDICE MC HUGH 101 S CAPITOL BLVD, STE 208 BOISE, ID 83702	☒ U.S. Mail ☐ Hand Delivery ☐ Certified Mail, Return Receipt Requested ☐ Overnight Mail ☐ Facsimile: ☐ E-mail: cmm@racinelaw.net
IDAHO POWER CO Represented by: ADAM T DEVOE BROWNSTEIN HYATT ET AL 410 17TH STREET, SUITE 2200 DENVER, CO 80202	☒ U.S. Mail ☐ Hand Delivery ☐ Certified Mail, Return Receipt Requested ☐ Overnight Mail ☐ Facsimile: ☐ E-mail: adevoe@bhfs.com
IDAHO POWER CO Represented by: JOHN K SIMPSON 1010 W JEFFERSON, STE 102 PO BOX 2139 BOISE, ID 83701-2139	☒ U.S. Mail ☐ Hand Delivery ☐ Certified Mail, Return Receipt Requested ☐ Overnight Mail ☐ Facsimile: ☐ E-mail: jks@idahowaters.com

STATE OF IDAHO IDAHO WATER RESOURCE BOARD 322 E FRONT ST PO BOX 83720 BOISE, ID 83720-0098	☒ U.S. Mail ☐ Hand Delivery ☐ Certified Mail, Return Receipt Requested ☐ Overnight Mail ☐ Facsimile: ☐ E-mail: idwrinfo@idwr.idaho.gov
DIRECTOR OF IDWR PO BOX 83720 BOISE, ID 83720-0098	☒ U.S. Mail ☐ Hand Delivery ☐ Certified Mail, Return Receipt Requested ☐ Overnight Mail ☐ Facsimile: chris.bromley@idwr.idaho.gov ☐ E-mail:



 CLIVE J. STRONG