



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

May 9, 2012

Jerry R. Rigby
25 N. 2nd E
P.O. Box 250
Rexburg, ID 83440-0250

RE: SRBA Subcase Nos. 01-1J & 01-298 (Blackfoot Irrigation Company)

Dear Jerry:

I am enclosing SF5s for each of the above-referenced subcases. If the SF5s are acceptable, please sign, initial and return the original documents to me. I will continue circulating them for signature and subsequent filing with the SRBA Court.

If you should have any questions or comments, please don't hesitate to contact me at 287-4815.

Sincerely,

A handwritten signature in cursive script that reads "Ray Williams".

Ray Williams
Paralegal

Enclosures

**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 No. 01-1J
	)	
Case No. 39576	)	
	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
_____	)	WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached, *which removes federal public land from the digital boundary*. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT/OBJECTOR:
Blackfoot Irrigation Company

OBJECTOR:
Bureau of Land Management

Jerry R. Rigby Date
Attorney for Claimant/Objector

David L. Negri Date
Attorney for Objector

RESPONDENT(s):

American Falls Reservoir Dist. No. 2

Bureau of Reclamation

Craig D. Hobdey Date
Attorney for Respondent

Minidoka Irrigation District

David W. Gehlert Date
Attorney for Respondent

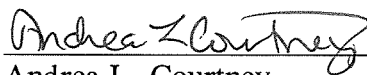
Falls Irrigation District

W. Kent Fletcher Date
Attorney for RespondentTwin Falls Canal Company
Milner Irrigation District
North Side Canal Company
A & B Irrigation District
Burley Irrigation District

Roger D. Ling Date
Attorney for Respondent

Travis L. Thompson Date
Attorney for Respondents**IDWR Concurrence:**

Michael Holliday Date
Water Right Supervisor

 5/9/12
Andrea L. Courtney Date
Deputy Attorney General
Attorney for IDWR

RIGHT NUMBER: 1-1J

NAME AND ADDRESS: BLACKFOOT IRRIGATION CO
108 E 200 N
BLACKFOOT ID 83221

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

Point of injection into and points of rediversion from Blackfoot River.

QUANTITY: 366.800 CFS

PRIORITY DATE: 07/10/1889

T01S R37E S6 SENWSE Lot 10 Within BINGHAM County
T03S R35E S8 SWSENE Lot 8 Rediversion Within BINGHAM County
T03S R35E S8 SWSENE Lot 8 Rediversion Within BINGHAM County
T03S R35E S9 SENE Lot 1 Rediversion Within BINGHAM County
T03S R35E S10 SESESE Injection Within BINGHAM County
T03S R35E S18 SWNE Lot 6 Rediversion Within BINGHAM County

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	366.800 CFS

10692 ACRES TOTAL

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2) (h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

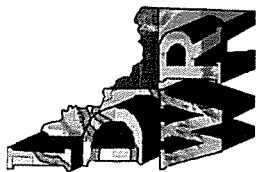
Place of use is within the area served by Blackfoot Irrigation Company.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Water is delivered through Blackfoot Canal, Miners Ditch, Riverton Ditch, Stevens Ditch, and Central Ditch.

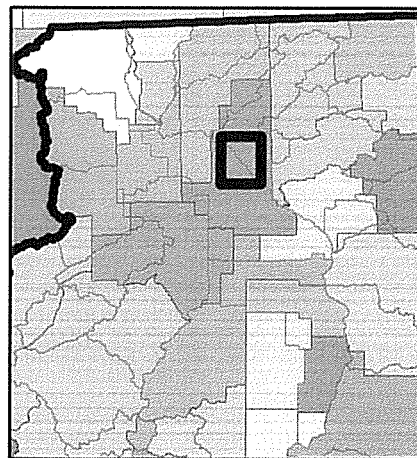


Blackfoot Irrigation Co

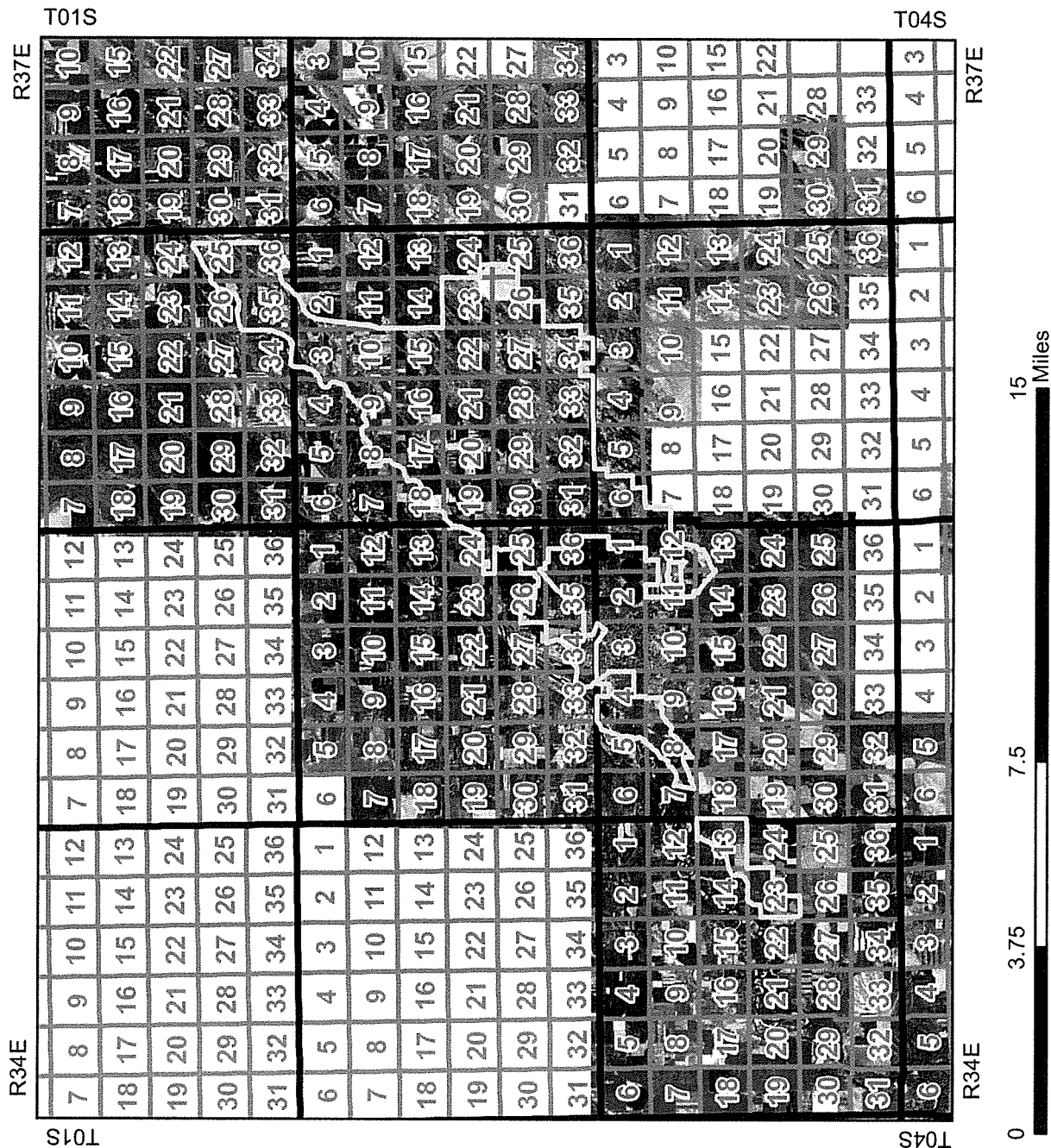
Adjudication Recommendations: 1-1J, 1-298

Irrigation Service Area Boundary
GIS Place of Use Illustration

- Service Area
- State Outline
- Townships
- PLS Sections



Bingham County
IDWR Basin 1
Prepared by Favreau, Danielle
On May 07, 2012



CERTIFICATE OF MAILING

I certify that on _____, 2012, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

2. Copies to:

UNITED STATEO OF AMERICA
USDI BUREAU OF RECLAMATION
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATURAL RESOURCES
550 WEST FORT STREET, MSC O33
BOISE, ID 83724

MINIDOKA IRRIGATION DISTRICT
Represented by:
W. KENT FLETCHER
1200 OVERLAND AVE.
P.O. BOX 248
BURLEY, ID 83318

AMERICAN FALLS RESERVOIR
Represented by:
CRAIG D. HOBDEY
125 5TH AVE.
P.O. BOX 176
GOODING, ID 83330

FALLS IRRIGATION DISTRICT
Represented by:
ROGER D. LING
615 H ST.
P.O. BOX 396
RUPERT, ID 83350-0396

A & B IRRIGATION DISTRICT
BURLEY IRRIGATION DISTRICT
MILNER IRRIGATION DISTRICT
NORTH SIDE CANAL CO LTD
TWIN FALLS CANAL COMPANY

Represented by:
TRAVIS L. THOMPSON
113 MAIN AVE. W., STE. 303
P.O. BOX 485
TWIN FALLS, ID 83303-0485

BLACKFOOT IRRIGATION COMPANY

Represented by:
JERRY R. RIGBY
25 N. 2ND E.
P.O. BOX 250
REXBURG, ID 83440-0250

IDWR REPOSITORY
P.O. BOX 83720
BOISE, ID 83720-0098

Signature of person or attorney mailing the form

**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 No. 01-298

STANDARD FORM 5

STIPULATED ELEMENTS OF A WATER RIGHT

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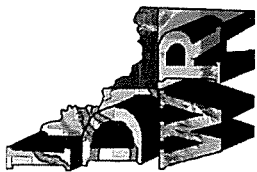
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Andrea L. Courtney Date
Deputy Attorney General
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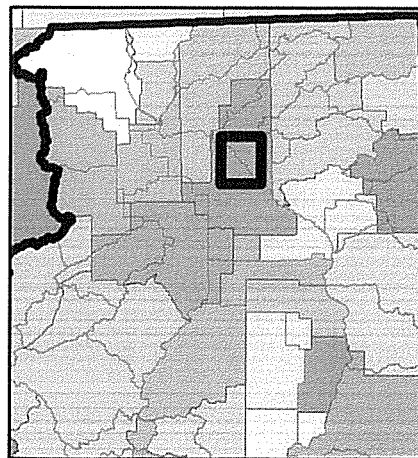


Blackfoot Irrigation Co

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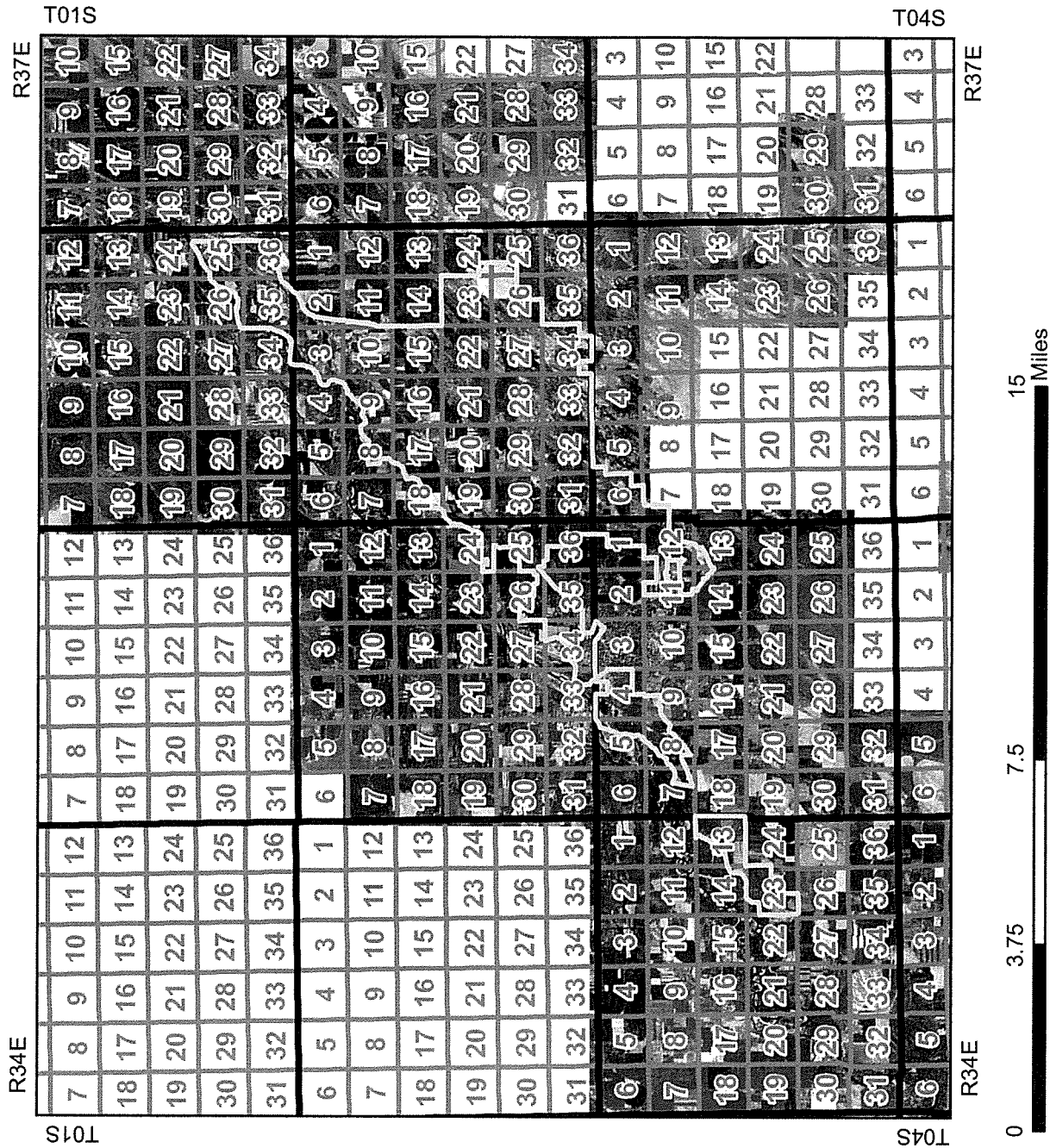
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IDWR Basin 1

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