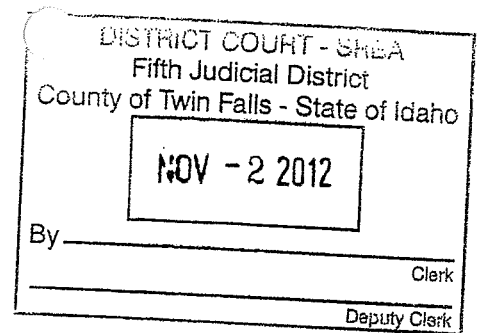


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DEPARTMENT OF
WATER RESOURCES



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) Subcases:
) 01-219 (Lake Walcott)
) 01-2064 and 01-10042 (American Falls Reservoir)
Case No. 39576) 01-2068 and 01-10043 (Palisades Reservoir)
) 01-4055, 01-10044 and 01-10045 (Jackson Lake)
)
)
) ORDER ADOPTING STIPULATION

Stipulation

On September 25, 2012, IDWR and the parties, except the City of Pocatello, filed a *Stipulation* in multiple subcases, including the above Basin 01 subcases. The *Stipulation* listed certain remarks and elements to be included in partial decrees for the listed water rights, including the eight water rights in Basin 01. The document also said the parties, with IDWR's concurrence, agreed the *Stipulation* and attached Exhibits A-L is a "complete resolution of the water right elements and remarks" of the listed water rights, including the eight water rights in Basin 01.

However, the parties excepted from the *Stipulation*: 1) specific objections and responses raised by the City of Pocatello, Idaho Power Company, North Side and Twin Falls Canal Companies and A&B, Burley, Falls, Milner and Minidoka Irrigation Districts, 2) a "refill" remark in four particular subcases, 3) further proceedings on the Special Master's September 14, 2012 *Report and Recommendation* and 4) "any issues arising in the Basin-Wide 17 proceeding or any other storage water right basin-wide issue."

Hearing

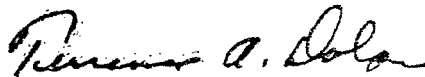
A hearing on an *Order to Show Cause* "why each [party] should not be bound by the *Stipulation* reached through substantial negotiations" was held on October 30, 2012. **Josephine**

P. Beeman appeared for the City of Pocatello; **Michael C. Orr** appeared for the State of Idaho; **David W. Gehlert** appeared for the United States of America, Department of Interior, Bureau of Reclamation; **Candice M. McHugh** appeared for the Ground Water Districts; **Robert H. Wood** appeared for American Falls Spaceholders, Blackfoot Irrigation District, Fremont-Madison Irrigation District and United Canal Company; **W. Kent Fletcher** appeared for the Minidoka Irrigation District; **Travis L. Thompson** appeared for the A&B, Burley and Milner Irrigation Districts and Twin Falls and North Side Canal Companies; **Rochelle M. Davis** appeared for certain *Amicus* parties; and **Chris M. Bromley** appeared for IDWR, along with **Ray Williams** and **Vicki Kelly**.

No one opposed entry of an order adopting the *Stipulation* thereby binding all parties to its terms.

THEREFORE, IT IS ORDERED that the *Stipulation* is adopted by the Court and all parties to the above subcases are **bound** by its terms.

DATED November 2, 2012.



TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER ADOPTING STIPULATION was mailed on November 02, 2012, with sufficient first-class postage to the following:

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