

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUL 19 2012	
By _____	_____ Clerk _____ Deputy Clerk

**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. 20076 _____	) Subcase No. 01-0) Split into 01-0A & 01-0B)) STANDARD FORM 5)) STIPULATED ELEMENTS OF A) WATER RIGHT
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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 EDWR agree and stipulate that the elements of this water right should be disallowed as per the attached. The parties and EDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT/OBJECTOR/RESPONDENT:
 Milner Irrigation District


 Travis L. Thompson Date: 7/11/12
 Attorney for Claimant/Objector/Respondent

OBJECTORS:

Fronton-Madison Irrigation District
Blackfoot Irrigation Company
United Canal Company


Jerry R. Nighy Date 6-25-12
Attorney for Objectors

RESPONDENTS:

Aberdeen-American Falls Ground Water District City of Pocatello
Bingham Ground Water District
Bonanza-Jefferson Ground Water District
Jefferson-Clark Ground Water District
Madison Ground Water District
Magic Valley Ground Water District
North Snake Ground Water District

 7-12-12
Candace M. Mattingly Date
Attorney for Respondents
Mitra Famberton 7/12/12
Mitra Famberton Date
Attorney for Respondent

State of Idaho

Bureau of Reclamation


Michael C. Orr Date
Attorney for Respondent

 7/13/12
David W. Gellert Date
Attorney for Respondent

IDWR Concurrence

 7/16/2012
Michael Mattingly Date
Water Rights Supervisor

 7/17/12
Chris Bronsley Date
Deputy Attorney General
Attorney for IDWR

UNITED STATES DEPARTMENT OF JUSTICE
CLAIMS / ACTIONS NOT RECORDED

U.S. NUMBER	NAME AND ADDRESS	CLAIM DESCRIPTION	REASON
1-9	JOHN F. KELLEY 2124 N. 10th St MONTGOMERY, AL 36104	Disallowed	Recommended as Right Nos. 1-7A and 1-7B.

JLR
M
MP
TJB
Dh
MWA
CB

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
1-9	MILNER IRRIGATION DIST 5294 E 3610 N MURTAUGH ID 83344	Disallowed	Recommended as Right Nos. 1-9A and 1-9B.

CERTIFICATE OF MAILING

I certify that on July 18, 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 2787
TWIN FALLS, IDAHO 83303-2707

2. Copies to:

MILNER IRRIGATION DISTRICT
Represented by:
BARKER, ROBERT & SIMPSON LLP
111 MAIN AVE. W., STE. 303
P.O. BOX 485
TWIN FALLS, ID 83303-0485

BLACKFOOT IRRIGATION COMPANY
FREMONT-MADISON IRRIGATION DISTRICT
UNITED CANAL COMPANY
Represented by:
JERRY E. ROBY
25 N. 2ND E.
P.O. BOX 290
REXBURG, ID 83440-0290

STATE OF IDAHO
Represented by:
NATURAL RESOURCES DIVISION CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
P.O. BOX 4449
BOISE, ID 83711-4449

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

Represented by:
RANDALL C. BUDGE
201 E. CENTER, STE. A2
P.O. BOX 1391
POCATELLO, ID 83204-1391

CITY OF POCATELLO

Represented by:
SARAH A. KLAHN
WHITE & JANKOWSKI LLP
KITTREDGE BUILDING
511 16TH ST STE 500
DENVER, CO 80202

USDI BUREAU OF RECLAMATION

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATURAL RESOURCES
550 WEST PORT STREET, MSC 033
BOISE, ID 83724

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098



Signature of person or attorney