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ATTORNEY FOR AFRD2

ATTORNEYS FOR IDAHO GROUND WATER  
APPROPRIATORS

BEFORE DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO

IN THE MATTER OF DISTRIBUTION OF  
WATER TO VARIOUS WATER RIGHTS  
HELD BY OR FOR THE BENEFIT OF A&B  
IRRIGATION DISTRICT, AMERICAN  
FALLS RESERVOIR DISTRICT #2,  
BURLEY IRRIGATION DISTRICT, MILNER  
IRRIGATION DISTRICT, MINIDOKA  
IRRIGATION DISTRICT, NORTH SIDE  
CANAL COMPANY, AND TWIN FALLS  
CANAL COMPANY

Docket No.: CM-DC-2010-001

STIPULATED NOTICE OF  
SECURED WATER IN  
COMPLIANCE WITH FINAL  
ORDER ESTABLISHING 2012  
REASONABLE CARRYOVER

(METHODOLOGY STEP 9)

Idaho Ground Water Appropriators, Inc., acting for and on behalf of its members (the "Ground Water Users") and American Falls Reservoir District No. 2, (jointly "the Parties") hereby file this *Stipulated Notice of Secured Water in Compliance with Final Order Establishing 2012 Reasonable Carryover (Methodology Step 9)*.

The Parties notify the Director of the amount of water the Ground Water Users have secured to avoid curtailment in this matter, based upon the representations of the Ground Water Users, as required by the Director's *Final Order Establishing 2012 Reasonable Carryover - Methodology Step 9* ("2012 Final Order") dated November 26, 2012. The 2012 Final Order

required the junior groundwater users to secure 17,318 acre-feet of storage water in order to eliminate material injury to AFRD2 and thereby avoid curtailment. 2012 Final Order at 5.

The Ground Water Users have secured more than 17,318 acre-feet of water under various leases. The water under these leases has been assigned to four storage space holders' accounts in Palisades Reservoir as follows:

3750af – Enterprise  
3750af – Peoples  
1250af – Palisades WU  
8639af – ASCC (balance)

The Ground Water Users have assigned this to the junior storage space holders' accounts in Palisades Reservoir in order to maximize the security and availability of this storage supply for use in the 2013 irrigation season. To the extent that AFRD2's storage account does not fill in 2013, then storage water will be withdrawn from the above accounts' 2013 storage in accordance with WD01 rules and procedures and reassigned to AFRD2 in 2013 not to exceed an amount of 17,318 acre-feet obligation and in satisfaction of the 2012 Order as it now exists unless such obligation is altered by administrative or judicial order.

This information should fulfill the Director's requirement as set forth in the 2012 Final Order as it now exists unless the same is altered by administrative or judicial order.

Dated this 14<sup>th</sup> day of December, 2012.

10<sup>th</sup>

RACINE OLSON NYE BUDGE & BAILEY



RANDALL C. BUDGE  
CANDICE M. McHUGH

Attorneys for the Ground Water Users

ARKOOSH EIGUREN LLC



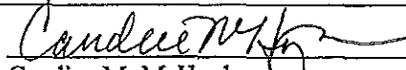
C. Thomas Arkoosh  
Attorney for AFRD2

**CERTIFICATE OF SERVICE**

I hereby certify that on this ~~10<sup>th</sup>~~ <sup>14<sup>th</sup></sup> day of December, 2012, I served a true and correct copy of the foregoing by delivering it to the following individuals by the method indicated below, addressed as stated:

<p>Gary Spackman, Director - <b>Original</b>                  c/o Deborah Gibson                  Idaho Department of Water Resources                  P.O. Box 83720                  Boise, Idaho 83720-0098                  Fax: 208-287-6700  <a href="mailto:Deborah.gibson@idwr.idaho.gov">Deborah.gibson@idwr.idaho.gov</a>  <a href="mailto:garrick.baxter@idwr.idaho.gov">garrick.baxter@idwr.idaho.gov</a>  <a href="mailto:chris.bromley@idwr.idaho.gov">chris.bromley@idwr.idaho.gov</a></p>	<p><input type="checkbox"/> U.S. Mail  <input type="checkbox"/> Facsimile  <input type="checkbox"/> Overnight Mail  <input checked="" type="checkbox"/> Hand Delivery  <input checked="" type="checkbox"/> Email</p>
<p>C. Tom Arkoosh                  Arkoosh Law Offices, Chtd.                  301 Main Street; P.O. Box 32                  Gooding, ID 83330  <a href="mailto:tarkoosh@capitolawgroup.net">tarkoosh@capitolawgroup.net</a></p>	<p><input checked="" type="checkbox"/> U.S. Mail  <input type="checkbox"/> Facsimile  <input type="checkbox"/> Overnight Mail  <input type="checkbox"/> Hand Delivery  <input checked="" type="checkbox"/> Email</p>
<p>W. Kent Fletcher                  Fletcher Law Office                  P.O. Box 248                  Burley, Idaho 83318-0248  <a href="mailto:wkf@pmt.org">wkf@pmt.org</a></p>	<p><input type="checkbox"/> U.S. Mail  <input type="checkbox"/> Facsimile  <input type="checkbox"/> Overnight Mail  <input type="checkbox"/> Hand Delivery  <input checked="" type="checkbox"/> Email</p>
<p>John A. Rosholt                  Travis L. Thompson                  Paul L. Arrington                  Barker, Rosholt &amp; Simpson                  195 River Vista Pl., Suite 204                  Twin Falls, ID 83301-3029  <a href="mailto:jar@idahowaters.com">jar@idahowaters.com</a>  <a href="mailto:tlt@idahowaters.com">tlt@idahowaters.com</a>  <a href="mailto:pla@idahowaters.com">pla@idahowaters.com</a></p>	<p><input type="checkbox"/> U.S. Mail  <input type="checkbox"/> Facsimile  <input type="checkbox"/> Overnight Mail  <input type="checkbox"/> Hand Delivery  <input checked="" type="checkbox"/> Email</p>
<p>Kathleen Marion Carr                  U.S. Department of the Interior                  960 Broadway, Ste 400                  Boise, Idaho 83706  <a href="mailto:kathleenmarion.carr@sol.joi.gov">kathleenmarion.carr@sol.joi.gov</a></p>	<p><input type="checkbox"/> U.S. Mail  <input type="checkbox"/> Facsimile  <input type="checkbox"/> Overnight Mail  <input type="checkbox"/> Hand Delivery  <input checked="" type="checkbox"/> Email</p>

<p>David W. Gehlert  Natural Resources Section  Environment and Natural Resources Division  U.S. Dept of Justice  999 18<sup>th</sup> St.  South Terrace, Suite 370  Denver, CO 80202  <a href="mailto:david.gehlert@usdoj.gov">david.gehlert@usdoj.gov</a></p>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
<p>Matt J. Howard  U.S. Bureau of Reclamation  Pacific Northwest Region  1150 N. Curtis Road  Boise, ID 83706-1234  <a href="mailto:mhoward@pn.usbr.gov">mhoward@pn.usbr.gov</a></p>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
<p>Sarah H. Klahn  Mitra Pemberton  White &amp; Jankowski  511 16<sup>th</sup> Street, Ste 500  Denver, CO 80202  <a href="mailto:sarahk@white-jankowski.com">sarahk@white-jankowski.com</a></p>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
<p>Michael C. Creamer  Jeffrey C. Fereday  Givens Pursley  P.O. Box 2720  Boise, Idaho 83701-2720  <a href="mailto:mcc@givenspursley.com">mcc@givenspursley.com</a>  <a href="mailto:jcf@givenspursley.com">jcf@givenspursley.com</a></p>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
<p>Dean Tranmer  City of Pocatello  P.O. Box 4169  Pocatello, Idaho 83205  <a href="mailto:dtranmer@pocatello.us">dtranmer@pocatello.us</a></p>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
<p>William A. Parsons  Parsons Smith &amp; Stone  PO Box 910  Burley, ID 83318  <a href="mailto:wparsons@pmt.org">wparsons@pmt.org</a></p>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email

  
Candice M. McHugh

## REVISED CERTIFICATE OF SERVICE

I hereby certify that on this 10th day of December, 2012, I served a true and correct copy of the foregoing by delivering it to the following individuals by the method indicated below, addressed as stated:

<p>Gary Spackman, Director - <b>Original</b>  c/o Deborah Gibson  Idaho Department of Water Resources  P.O. Box 83720  Boise, Idaho 83720-0098  Fax: 208-287-6700  <a href="mailto:Deborah.gibson@idwr.idaho.gov">Deborah.gibson@idwr.idaho.gov</a>  <a href="mailto:garrick.baxter@idwr.idaho.gov">garrick.baxter@idwr.idaho.gov</a>  <a href="mailto:chris.bromley@idwr.idaho.gov">chris.bromley@idwr.idaho.gov</a></p>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input checked="" type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
<p>C. Thomas Arkoosh  ARKOOSH EIGUREN LLC  PO Box 2900  Boise, Idaho 83701  <a href="mailto:Tom.arkoosh@aelawlobby.com">Tom.arkoosh@aelawlobby.com</a></p>	<input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
<p>W. Kent Fletcher  Fletcher Law Office  P.O. Box 248  Burley, Idaho 83318-0248  <a href="mailto:wkf@pmt.org">wkf@pmt.org</a></p>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
<p>John A. Rosholt  Travis L. Thompson  Paul L. Arrington  Barker, Rosholt &amp; Simpson  195 River Vista Pl., Suite 204  Twin Falls, ID 83301-3029  <a href="mailto:jar@idahowaters.com">jar@idahowaters.com</a>  <a href="mailto:tlt@idahowaters.com">tlt@idahowaters.com</a>  <a href="mailto:pla@idahowaters.com">pla@idahowaters.com</a></p>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
<p>Kathleen Marion Carr  U.S. Department of the Interior  960 Broadway, Ste 400  Boise, Idaho 83706  <a href="mailto:kathleenmarion.carr@sol.joi.gov">kathleenmarion.carr@sol.joi.gov</a></p>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email

<p>David W. Gehlert  Natural Resources Section  Environment and Natural Resources Division  U.S. Dept of Justice  999 18<sup>th</sup> St.  South Terrace, Suite 370  Denver, CO 80202  <a href="mailto:david.gehlert@usdoj.gov">david.gehlert@usdoj.gov</a></p>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
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<p>Dean Tranmer  City of Pocatello  P.O. Box 4169  Pocatello, Idaho 83205  <a href="mailto:dtranmer@pocatello.us">dtranmer@pocatello.us</a></p>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
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