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DEPARTMENT OF
WATER RESOURCES

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Attorneys for Petitioner A&B Irrigation District

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF MINIDOKA

A&B IRRIGATION DISTRICT,

Petitioner,

vs.

THE IDAHO DEPARTMENT OF WATER
RESOURCES and GARY SPACKMAN in his
official capacity as Director of the Idaho
Department of Water Resources,

Respondents,

and

THE IDAHO GROUND WATER
APPROPRIATORS, INC., and THE CITY OF
POCATELLO,

Respondents-Intervenors.

CASE NO. CV-2011-512

**AFFIDAVIT OF TRAVIS L.
THOMPSON IN SUPPORT OF A&B
IRRIGATION DISTRICT'S
OPPOSITION TO MOTION TO
REMAND PROCEEDING TO IDWR**

IN THE MATTER OF THE PETITION FOR
DELIVERY CALL OF A&B IRRIGATION
DISTRICT FOR THE DELIVERY OF
GROUND WATER AND FOR THE
CREATION OF A GROUND WATER
MANAGEMENT AREA

STATE OF IDAHO)
) ss.
County of Twin Falls)

TRAVIS L. THOMPSON, being first duly sworn upon oath, deposes and hereby states as follows:

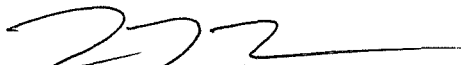
1. I am an attorney representing the Petitioner A&B Irrigation District in the above-captioned matter. I am over the age of 18 and state the following based upon my own personal knowledge.

2. On Friday October 16, 2012, Garrick Baxter, counsel for the Respondents called me to discuss this case. Mr. Baxter asked whether A&B would stipulate to a motion to remand in this proceeding. Mr. Baxter represented that IDWR wanted the case remanded so that the agency could re-issue the Director's June 30, 2011 *Amended Final Order*.

3. I discussed Mr. Baxter's request with my client and the District declined to so stipulate.

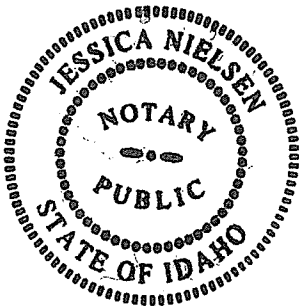
Further you affiant sayeth naught.

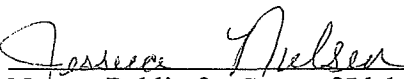
DATED this 9th day of November, 2012.



Travis L. Thompson

SUBSCRIBED AND SWORN to before me this ____ day of November, 2012.





Notary Public for State of Idaho
Residing at Twin Falls, Idaho.
Commission Expires: 4/3/18

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 9th day of November, 2012, I served true and correct copies of **TRAVIS L. THOMPSON'S AFFIDAVIT IN SUPPORT OF A&B'S OPPOSITION TO MOTION TO REMAND PROCEEDING TO IDWR** upon the following by U.S. Mail, postage prepaid:


Deputy Clerk
 SRBA District Court
 253 3rd Ave N.
 P.O. Box 2707
 Twin Falls, Idaho 83303-2707

U.S. Mail, Postage Prepaid
 Hand Delivery
 Overnight Mail
 Facsimile
 Email

Garrick Baxter
 Chris Bromley
 Deputy Attorneys General
 Idaho Department of Water Resources
 P.O. Box 83720
 Boise, Idaho 83720-0098

U.S. Mail, Postage Prepaid
 Hand Delivery
 Overnight Mail
 Facsimile
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Jerry R. Rigby Rigby Andrus and Moeller 25 N 2 nd East Rexburg, ID 83440	Randall C. Budge Candice M. McHugh Racine Olson P.O. Box 1391 201 E Center Street Pocatello, ID 83204-1391	Sarah A. Klahn White & Jankowski LLP 511 Sixteenth Street, Suite 500 Denver, CO 80202
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 Travis L. Thompson