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MAY 17 2002

Department of Water Resources

STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
ALAN G. LANCE

May 13, 2002

SRBA Court Clerk
P.O. Box 2707
Twin Falls, ID 83303-2707

RE: SF 5 for 65-22544

Dear Clerk of the Court:

Enclosed please find a Standard Form 5 for the above-referenced subcase. All parties have signed the SF 5 except for the respondent, US Forest Service. The attorney for the Forest Service, David Negri, has requested that the SF 5 be filed without his signature and prefers to withdraw the Forest Service's response after the SF 5 has been filed with the Court.

Thank you for your anticipated courtesy and cooperation in this matter. If you have any questions, please do not hesitate to call me at: 327-7881.

Very truly yours,

A handwritten signature in cursive script that reads "Becky Harvey".

Becky Harvey
Paralegal

Cc: Steven J. Schuster

DISTRICT COURT-SRBA
TWIN FALLS CO. IDAHO
DISTRICT OF THE

STIPULATED ELEMENTS OF A WATER RIGHT

1

RESPONDENT:

United States of America, acting through
The USDA Forest Service

David L. Negri Date
U.S. Dept of Justice
Attorney for Respondent

IDWR Concurrence:

Due Booz 4/1/02
Agent Date

Garrick L. Baxter 2/25/02
Garrick L. Baxter Date
Deputy Attorney General
Attorney for IDWR

CERTIFICATE OF MAILING

I certify that on May 14, 2002, 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

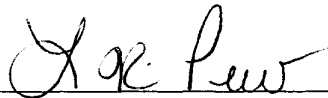
2. Copies to:

Office of the Attorney General
Natural Resource Division
Idaho Department of Lands
P.O. Box 83720
Boise, ID 83720-0050
Attn: Steven J. Schuster

Bruce F. Hedge
Janet L. Hedge
5801 Peachtree St.
Boise, ID 83703

David L. Negri
United States Department of Justice
Environment and Natural Resources Division
General Litigation Section
550 W. Fort St., MSC 033
Boise, ID 83724

IDWR Repository
P.O. Box 83720
Boise, ID 83720



Signature of person or attorney mailing the form

03/04/2002

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

2002 MAY 16 AM 10:54

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

RIGHT NUMBER: 65-22544
NAME AND ADDRESS: BRUCE F HEDGE
5801 PEACHTREE ST
BOISE ID 83703

JANET L HEDGE
5801 PEACHTREE ST
BOISE ID 83703

SOURCE: UNNAMED STREAM TRIBUTARY: PAYETTE RIVER

QUANTITY: 0.02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 01/01/1870

POINT OF DIVERSION:

T07N R01E S13 SESE End of Stream Flow Within BOISE County
T07N R02E S18 NWNE Begin of Stream Flow Within BOISE County
T07N R02E S18 NWNE End of Stream Flow Within BOISE County
T07N R02E S18 NESW Begin of Stream Flow Within BOISE County
~~T07N R02E S18 SWNE Within BOISE County~~
~~T07N R02E S18 NESW Within BOISE County~~
~~T07N R02E S18 NWSW Within BOISE County~~
~~T07N R02E S18 SWSW Within BOISE County~~

Beck
JB
LB
SI

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within BOISE County

T07N R02E S18	NWNE	~~T07N R02E S18~~	~~SWNE~~
T07N R02E S18	NESW	T07N R02E S18	NWSW
T07N R02E S18	SWSW	T07N R01E S13	SESE

SSS

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.
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

SF5 Water Right 65-22544