

**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

Subcase No.: 43-2532A

Case No. 39576

STANDARD FORM 5

**STIPULATED ELEMENTS OF A
WATER RIGHT**

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 IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:

[Signature]
Attorney for Douglas Ward

8-13-02
Date

OBJECTOR:

Brent Jones
Tammy Jones
Brent Jones Tammy Jones

8-13-02
Date

IDWR CONCURRENCE:

[Signature]
Sr. Water Resource Agent

8-13-02
Date

Candice McHy
Approved as to form
Attorney for IDWR

8/13/02
Date

CERTIFICATE OF SERVICE

I certify that on _____, 2002, I caused to be served true and correct copies of this Standard Form 5, to the following persons, in the manner indicated 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, ID 83303-2707

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

2. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Roger Ling
P.O. Box 396
Rupert, ID 83350

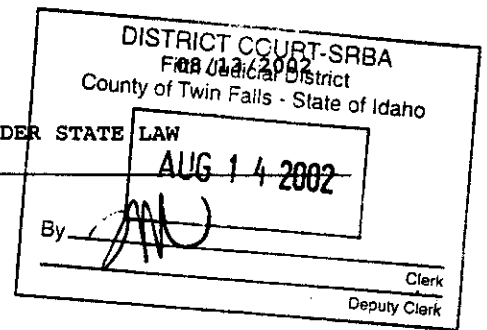
☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Brent Jones
P.O. Box 151
Almo, ID 83312

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Signature of person or attorney mailing the form

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



RIGHT NUMBER: 43-2532A
NAME AND ADDRESS: DOUGLAS WARD
PO BOX 102
ALMO ID 83312

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.04 CFS
29.2 AFY

PRIORITY DATE: 06/15/1961

POINT OF DIVERSION:

T15S R24E S22 NWSESE Within CASSIA County

T15S R24E S26 NENENE Rediversion Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	0.040 CFS 16.80 AFY
STOCKWATER	01/01 12/31	0.040 CFS

PLACE OF USE:

IRRIGATION Within CASSIA County

T15S R24E S25	NENE	40.0	T15S R24E S25	NWNE	40.0
T15S R24E S25	SWNE	40.0	T15S R24E S25	SENE	40.0
T15S R24E S25	NENW	40.0	T15S R24E S25	NWNW	40.0
T15S R24E S25	SWNW	38.0	T15S R24E S25	SENE	40.0

STOCKWATER Within CASSIA County

T15S R24E S25	NENE	T15S R24E S25	NWNE
T15S R24E S25	SWNE	T15S R24E S25	SENE
T15S R24E S25	NENW	T15S R24E S25	NWNW
T15S R24E S25	SWNW	T15S R24E S25	SENE
T15S R24E S25	NWSW	T15S R24E S26	SENE

316.6 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 32 ACRES WITHIN THE PLACE OF USE
DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 43D.
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.

A LOCKABLE CONTROLLING WORKS OF A TYPE ACCEPTABLE TO IDWR SHALL BE INSTALLED
AND MAINTAINED AS PART OF THE DIVERTING WORKS.

EXPLANATORY MATERIAL: License

STOCKWATER 400 CATTLE
RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.
USE OF THIS RIGHT IS COMBINED WITH WATER FROM ALMO WATER
COMPANY.