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JUL 23 2003

Department of Water Resources

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. 63-31458

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 the facts, date, expert opinions and law supporting the issuance of a partial decree for the water right.

The parties agree that the Snake River 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 claim. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANTS:

Robert J. Hanson 7-17-03  
Robert J.. Hanson Date

Elsie V. Hanson 7-17-03  
Elsie V. Hanson Date

OBJECTOR:

United States on behalf of the  
USDA Forest Service

David L. Negri 7/22/03  
David L. Negri Date

IDWR CONCURRENCE:

Jan Shurte 7-22-03  
Jan Shurte Date

ATTORNEY FOR IDWR:

Nicholas B. Spencer 7-22-03  
Nicholas B. Spencer Date

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

RIGHT NUMBER: 63-31458

## NAME AND ADDRESS:

ELSIE V HANSON  
4151 HARTLEY RD  
EAGLE ID 83616ROBERT J HANSON  
4151 HARTLEY RD  
EAGLE ID 83616

SOURCE: CLEAR CREEK Tributary: GRIMES CREEK

QUANTITY: 0.780 CFS

PRIORITY DATE: 04/01/1862

## POINT OF DIVERSION:

T07N R05E S3 SESE  
Within BOISE CountyT07N R05E S10 NWNE  
Within BOISE CountyT07N R05E S10 NESW  
Within BOISE County

| PURPOSE AND<br>PERIOD OF USE: | Purpose of use | Period of use: | Quantity: |
|-------------------------------|----------------|----------------|-----------|
|                               | MINING         | 04/01 11/30    | 0.780 CFS |

PLACE OF USE: MINING within BOISE County

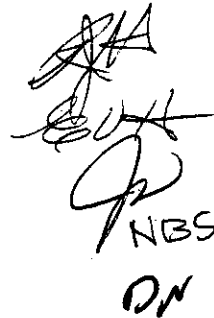
T07N R05E S10 NWNE  
T07N R05E S10 SWNE  
~~T07N R05E S10 NENW Lot 1~~  
T07N R05E S10 NENW Lot 11  
T07N R05E S10 SENW  
~~T07N R05E S10 SENW Lot 6~~  
T07N R05E S10 NESW  
T07N R05E S10 NWSW  
~~T07N R05E S10 NWSW Lot 7~~  
T07N R05E S10 SWSW  
~~T07N R05E S10 SWSW Lot 10~~

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

LAND IN THE SWSW, NWSW, SEC. 10, TWP. 7N, RGE. 5E, IS LOCATED WITHIN  
MS 2871.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



NBS  
DN

## CERTIFICATE OF MAILING

I certify that on July 22, 2003, I mailed the original and copies of this form, including all attachments, postage prepaid and addressed as follows:

Original to:

Clerk of the District Court  
Snake River Basin Adjudication  
253 Third Avenue North  
P.O. Box 2707  
Twin Falls, ID 83303-2707

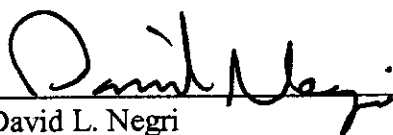
Copy to:

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

United States Department of Justice  
Environment and Natural Resources Division  
550 W. Fort Street, MSC 033  
Boise, ID 83724

Copies to all parties to the subcase (insert names and addresses here):

Robert J. Hanson  
Elsie V. Hanson  
4151 Hartley RD  
Eagle, ID 83616

  
\_\_\_\_\_  
David L. Negri