

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

2003 JUN 25 PM 4 59

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

Case No. 39576

Subcase No.: 43-4132

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/OBJECTOR:

Roger D. Ling 6/25/03
Date

Attorney for Arlo and Bonita Lloyd

IDWR CONCURRENCE:

Kelly Christensen 6-25-03
Date

Sr. Water Resource Agent

Candace [Signature] 6/24/03
Date

Approved as to form
Attorney for IDWR

STANDARD FORM 5

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED 11

2003 JUN 25 PM 4 59

06/25/2003

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

RIGHT NUMBER: 43-4132
NAME AND ADDRESS: BONITA T LLOYD
ARLO F LLOYD
RC 61 BOX 1508
ELBA ID 83326

SOURCE: BLACK SAND HOLLOW CREEK TRIBUTARY: SINKS
QUANTITY: ~~0.540 CFS~~ 0.770 CFS
THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.
PRIORITY DATE: 10/19/1928

POINT OF DIVERSION:
T146 R25E S16 SESESW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	~~0.540 CFS~~ 0.770 CFS
STOCKWATER	01/01 12/31	0.030 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T146 R25E S17	SWSE	1.8	T146 R25E S17	NWSE	2.3
T146 R25E S17	NWSE	7.7	T146 R25E S17	SWSE	0.4
<u>STOCKWATER Within CASSIA County</u>					
T146 R25E S17	SWSE		T146 R25E S17	NWSE	
T146 R25E S17	NWSE		T146 R25E S17	SWSE	

43-4 13.2 ACRES TOTAL

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 FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL
BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

THE FLOW RATE QUANTITY RECOMMENDED ABOVE INCLUDES ~~0.31~~ 0.31 CFS
FOR CONVEYANCE LOSS BETWEEN THE POINT OF DIVERSION AND THE
FIELD HEADGATE.

9F - 43-4132 1

CERTIFICATE OF SERVICE

I certify that on _____, 2003, 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 Repository
P.O. Box 83720
Boise, ID 83720-0098

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

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

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

Signature of person or attorney mailing the form

STANDARD FORM 5