

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. 63-04631E

Standard Form 5

STIPULATED ELEMENTS
OF A WATER RIGHT

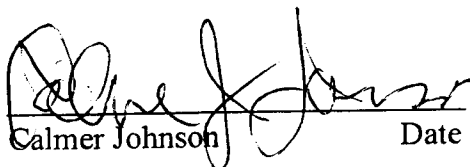
This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary 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.

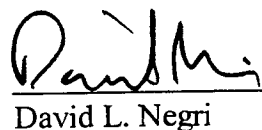
CLAIMANT:

South Fork Ranch Subdivision

 7/25/03
Calmer Johnson Date

OBJECTOR:

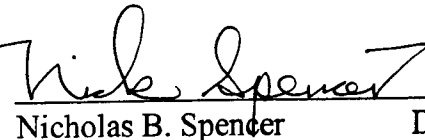
United States on behalf of the
USDA Forest Service

 7/25/03
David L. Negri Date

IDWR CONCURRENCE:

 7-25-03
Ian Shurte Date

ATTORNEY FOR IDWR:

 7-25-03
Nicholas B. Spencer Date

CERTIFICATE OF MAILING

I certify that on July 25, 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

Fax Filed

Copy to:

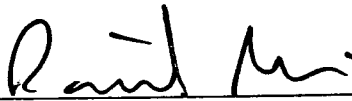
IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

hand delivered

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):

South Fork Ranch Subdivision
C/O Calmer or Enide Johnson
1782 N. Haskett St.
Mountain Home, ID 83647-1674



David L. Negri

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

RIGHT NUMBER: 63-4631E

NAME AND ADDRESS:

SOUTH FORK RANCH SUBDIVISION
C/O CALMER OR ENIDE JOHNSON
1782 N HASKETT ST
MOUNTAIN HOME ID 83647-1674

SOURCE:

<u>BIG WATER GULCH</u>	Tributary: <u>BOISE RIVER SOUTH FORK</u>
<u>BIG WATER GULCH CREEK</u>	<u>SOUTH FORK BOISE RIVER</u>
<u>LITTLE WATER GULCH CREEK</u>	<u>SOUTH FORK BOISE RIVER</u>
<u>LITTLE WATER GULCH</u>	<u>BOISE RIVER SOUTH FORK</u>
<u>VAN GULCH CREEK</u>	<u>SOUTH FORK BOISE RIVER</u>
<u>VAN GULCH</u>	<u>BOISE RIVER SOUTH FORK</u>

QUANTITY:

1.400 CFS

USE OF THIS RIGHT WITH RIGHT NO. 63-31358 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF .02 CFS PER ACRE AT FIELD HEADGATE.

PRIORITY DATE:

10/05/1899

POINT OF DIVERSION:

T03N R11E S11 NESE
Within ELMORE CountyT03N R11E S12 NWNE
Within ELMORE CountyT03N R11E S12 NESW
Within ELMORE County~~T03N R11E S12 SESE~~
~~Within ELMORE County~~T03N R11E S12 SESE Lot 7
Within ELMORE CountyPURPOSE AND
PERIOD OF USE:

Purpose of use	Period of use:	Quantity:
IRRIGATION	04/15 10/31	1.400 CFS

PLACE OF USE:

IRRIGATION within ELMORE County

T03N R11E S11 NESW 1.0

T03N R11E S11 SWSW 1.0

T03N R11E S11 NESE 3.0

T03N R11E S11 NWSE 4.0

T03N R11E S11 SESE 4.5

T03N R11E S12 SWSW 1.0

14.5 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 63-31358 IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 14.5 ACRES IN A SINGLE IRRIGATION SEASON.

PN
J
CJH
NBS

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

All places of use are on private land within Homestead Entry Survey
(HES) 149.

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

PROPERTY IS ALSO KNOWN AS LOTS 1-2, 4-6, BLK 2, LOTS 1-20, BLK 3, LOTS 1-3, BLK 4, SOUTH FORK RANCH SUBDIVISION.

W
G

aff