

RECEIVED

SEP 19 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. 63-25076 |
|                | ) |                      |
| Case No. 39576 | ) | Standard Form 5      |
|                | ) |                      |
|                | ) | STIPULATED ELEMENTS  |
|                | ) | OF A WATER RIGHT     |
|                | ) |                      |

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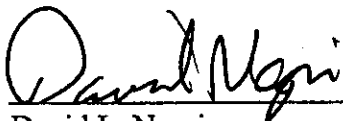
This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary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

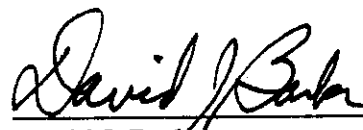
**CLAIMANT:**

United States on behalf of the  
USDA Forest Service

 9/18/03  
David L. Negri Date

**OBJECTOR:**

State of Idaho

 9/15/2003  
David J. Barber Date

**IDWR CONCURRENCE:**

 9/18/03  
Roxanne Brown Date

## CERTIFICATE OF MAILING

I certify that on 9/18, 2003, I mailed the original and copies of this form, including all attachments, postage prepaid and addressed as follows:

Original to:

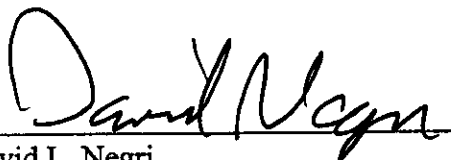
Clerk of the District Court  
Snake River Basin Adjudication  
253 Third Avenue North  
P.O. Box 2707  
Twin Falls, ID 83303-2707

Copy to:

David J. Barber  
Deputy Attorney General  
Office of the Attorney General  
State of Idaho  
P.O. Box 44449  
Boise, ID 83711-4449

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

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

Right Number: 63-25076

Name and Address: UNITED STATES OF AMERICA ACTING THROUGH THE  
USDA FOREST SERVICE  
550 W FORT ST MSC 033  
BOISE, ID 83724

Source: BOARDMAN CREEK Tributary: SOUTH FORK BOISE RIVER

Quantity: .02 CFS

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

Priority Date: ~~06-01-1887~~ 05-29-1905

*2/23 RB ON*

Diversion Point: T02N R12E S10  
T03N R13E S08

SENW (Instream Beginning) Boise  
SENW (Instream Ending) Boise

Purpose and  
Period of Use: Purpose of Use Period of Use Quantity  
Stockwater 06-01 TO 09-30 .02 CFS

| Place of Use: | Stockwater | Within Boise County |
|---------------|------------|---------------------|
| T02N R12E S01 | NENE       | SWNE                |
|               | SENE       | SENW                |
|               | NESW       | NWSW                |
|               | SWSW       |                     |
| S02           | SWSE       | SESE                |
| S10           | SWNE       | SENE                |
|               | SENW       | NWSE                |
| S11           | NWNE       | NENW                |
|               | SWNW       | SENW                |
| R13E S06      | NWNW       |                     |
| T03N R13E S08 | SWNW       | SENW                |
|               | NESW       | NWSW                |
|               | SWSW       | SESW                |
| S17           | SWNE       | NENW                |
|               | SENW       | NESW                |
|               | NWSE       | SWSE                |
| S20           | NWNE       | NENW                |
|               | SENW       | NESW                |
|               | SESW       |                     |
| S29           | NENW       | NWNW                |
|               | SWNW       | SENW                |
|               | NWSW       | SWSW                |
| S30           | SESE       |                     |
| S31           | NENE       | SWNE                |
|               | SENE       | NESW                |
|               | SWSW       | SESW                |
|               | NWSE       |                     |

Other Provisions Necessary for Definition / Administration of this Water Right:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A

DETERMINATION OF HISTORICAL BENEFICIAL USE.

Explanatory Material: Basis of Claim - Beneficial Use

*RB DN*

FOREST SERVICE RECORD ID = 0414 17050113 42 0018