

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: 29-13087
	)	
	)	
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. 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; and 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:

Sidney C. Kent
Sidney C. Kent

CLAIMANT:

Melanie F. Kent
Melanie F. Kent

OBJECTOR:

Bron M. Rasmell
Bron M. Rasmell

Attorney for Merle Tippetts, et al.

IDWR CONCURRENCE:

Ernest Carlson
Allen Ruberry Ernest Carlson
Senior Water Resource Agent, IDWR

Candice M. McHugh
Candice M. McHugh
Attorney for IDWR

07/10/2003

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

RIGHT NUMBER: 29-13087
NAME AND ADDRESS: SIDNEY C KENT
PO BOX 143
ARIMO ID 83214

MELANIE F KENT
PO BOX 143
ARIMO ID 83214

SOURCE: SPRING

TRIBUTARY:

QUANTITY: ^{1.02}
~~0.022~~ CFS

PRIORITY DATE: ⁴⁻²⁶⁻¹⁹²¹
~~12/31/1919~~

POINT OF
DIVERSION: T10S R37E S17 SENWNW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>
IRRIGATION	04/15 10/15
STOCKWATER	01/01 12/31

QUANTITY ^{1.02}
~~0.022~~ CFS
~~3.50~~ CFS
0.020 CFS

emo

PLACE OF USE: IRRIGATION Within BANNOCK County
T10S R37E S17 SWNW 1.0
STOCKWATER same as IRRIGATION

1 ACRES TOTAL

Sm^s

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

RIGHT NO. 29-13085 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

CERTIFICATE OF MAILING

I certify that on 4-32, 2004 I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid 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, Idaho 83303-2707

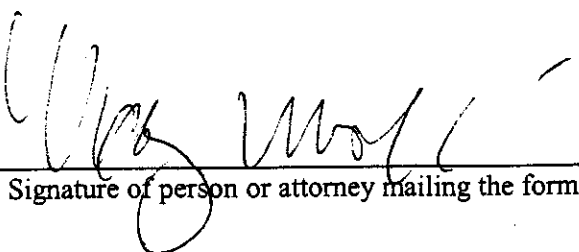
2. Copies to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 83720
Boise, ID 83720-0098

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

Sidney and Melanie Kent
P.O. box 143
Arimo, ID 83214

Bron M. Rammell
Attorney for Merle C. Tippetts, et al.
P.O. Box 370
Pocatello, ID 84204



Signature of person or attorney mailing the form