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Department of Water Resources

DISTRICT COURT - SRBA
TWIN FALLS CO. IDAHO

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: 29-4020
	)	
	)	
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 indicate their concurrence by their signatures below and by initialing each of the attached pages.

CLAIMANT/ OBJECTOR:

Velma Bullock 4/21/04
Velma Bullock Date

IDWR CONCURRENCE:

Ernie Carlsen 4/21/04
Ernie Carlsen Date
Adjudication Supervisor, Eastern Region

Candice M. McHugh 4/12/04
Candice M. McHugh Date
Attorney for IDWR

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

RIGHT NUMBER: 29-4020

NAME AND ADDRESS:

VELMA BULLOCK
5394 S MARSH CREEK RD
MC CAMMON ID 83250

SOURCE:

Source:
BELL MARSH CREEK

Tributary:

MARSH CREEK

QUANTITY:

0.830 CFS ~~0.360 CFS~~ 0.000 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 3.51 CFS. COMBINED RIGHT NOS.: 29-00591,
29-00593B, 29-04020, 29-02279, 29-10716

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

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 3.00 CFS. COMBINED RIGHT NOS.: 29-00591,
29-00593B, 29-04020, 29-02279, 29-10716

PRIORITY DATE: 06/12/1924

POINT OF DIVERSION:

T08S R36E S33 SENENE	Within BANNOCK County
T08S R36E S34 NENW	Within BANNOCK County
T08S R36E S34 SNNWNW	Within BANNOCK County
T08S R36E S34 SNNWNW	Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

Purpose of use	Period of use:	Quantity:
IRRIGATION	04/01 10/31	<u>0.830 CFS</u> ~~0.320 CFS~~
STOCKWATER	01/01 12/31	0.040 CFS

PLACE OF USE:

IRRIGATION	within BANNOCK County
<u>T08S R36E S27 SESW 18.0</u>	<u>T08S R36E S27 SESW 13.0</u>
<u>T08S R36E S27 SWSE 5.2</u>	<u>T08S R36E S27 SWSE 4.0</u>
T08S R36E S34 NWNE 20.0	
T08S R36E S34 NENW 37.0	
T08S R36E S34 NWNW 10.0	
T08S R36E S34 SENW 12.0	
STOCKWATER Same As IRRIGATION	
<u>102.2 ACRES TOTAL</u>	<u>96 ACRES TOTAL</u>

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 102.2 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 29-00591, 29-00593B, 29-04020

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

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 135 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 29-00591, 29-00593B, 29-02279, 29-04020,
29-10716

~~USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 96 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 29-00591, 29-00593B, 29-04020~~

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.

SM = gac 2/B.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

CERTIFICATE OF MAILING

I certify that on April 27, 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:

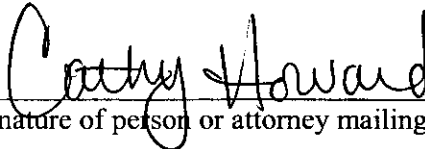
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

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

Velma Bullock.
5394 S Marsh Creek Rd.
McCammon, ID 83250



Signature of person or attorney mailing the form