

APR 22 2004

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

29-13557

(Insert Water Right Number)

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; 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:

Debbie Sluder 4-22-04
DEBBIE SLUDER Date

CLAIMANT:

Harrison Moon 4/22/04
HARRISON MOON DATE

CONCURRENCE:

Allen Ruberry 4/22/04
Allen Ruberry Date
Idaho Dept. of Water Resources

OBJECTOR:

John M. Marshall 4-22-04
John M. Marshall Date
Attorney for objectors

Candice M. McHugh 4/22/04
Candice M. McHugh (As to form) Date
Deputy Attorney General, State of Idaho

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

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls, State of Idaho	
APR 22 2004	
By <i>[Signature]</i>	Clerk
	Deputy Clerk

RIGHT NUMBER: 29-13557
NAME AND ADDRESS: HARRISON MOON
1750 N INKOM RD
INKOM ID 83245

DEBBIE SLUDER
1750 N INKOM RD
INKOM ID 83245

SOURCE: UNNAMED STREAM TRIBUTARY: SINKS

QUANTITY: 0.030 CFS
THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE:

~~06/20/1916~~

06/21/1916

HM
Ad
jun

Smc

POINT OF
DIVERSION:

T07S R36E S26 NENWNW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.030 CFS
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE:

IRRIGATION Within BANNOCK County

T07S R36E S26	NWNW	0.8	T07S R36E S26	SWNW	0.2
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STOCKWATER Within BANNOCK County

T07S R36E S26	NWNW	T07S R36E S26	SWNW
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1 ACRES TOTAL

07/10/2003

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

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: BASIS OF CLAIM - Beneficial Use

smc

DS *Z/M*

mm
SSC

CERTIFICATE OF MAILING

I certify that on 4-22, 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:

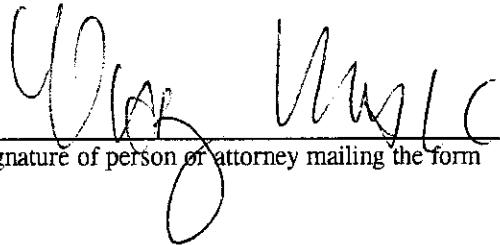
Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 83720
Boise, ID 83720-0098

HARRY MOON
DEBBIE SLUDER
1750 N. INKOM RD.
INKOM, ID 83245

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

John M. Marshall
607 W. Barnock St
Boise, ID 83702

United States Department of Justice
Adjudication Team
550 W Fort St., MSC 033
Boise, ID 83724



Signature of person or attorney mailing the form