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SEP 13 2004

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. 29-11409
)
)
)

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 water right no. 29-11409 should be described per the attached. The parties and IDWR have further indicated their concurrence by their signatures below and by initialing the attached page.

CLAIMANT:

Barbara Mickelson
Barbara Mickelson 9-10-04 Date

CLAIMANT:

Lorna Christopherson 9-10-04
Lorna Christopherson Date

OBJECTOR:

Randall C. Budge 9/8/04
Randall C. Budge Date
Attorney for Dennis O. Thompson

IDWR CONCURRENCE:

Ernie Carlsen 8/31/04
Ernie Carlsen Date
Adjudication Supervisor, IDWR

Chris Bromley 8/31/04
Chris Bromley Date
Attorney for IDWR

CERTIFICATE OF MAILING

I certify that on 9-10, 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

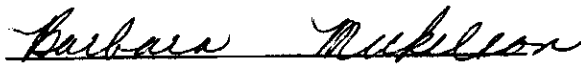
2. Copies to:

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

Randall C. Budge
Attorney for Dennis O. Thompson
P.O. Box 1391
Pocatello, ID 84204-1391

Barbara Mickelson
Lorna Christopherson
2071 Superview Dr
Grace Id 83241


Signature of person or attorney mailing the form

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

RIGHT NUMBER: 29-11409

NAME AND ADDRESS:

BARBARA MICKELSON
2071 SUPERVIEW DR
GRACE ID 83241

LORNA CHRISTOPHERSON
2071 SUPERVIEW DR
GRACE ID 83241

SOURCE: Source: Tributary:
BRUSH CREEK SINKS

QUANTITY: 0.150 CFS 0.900 CFS

~~The amount of time water is diverted under the rights listed below is limited to a combined total of 64 hours out of a 204 hour rotation as provided for in the decree of C. D. Hancock v. Heber Blomham (Fifth Judicial Dist. Ct., Bannock County, May 11, 1909). Combined rights: 29-3399 and 29-11409.~~

PRIORITY DATE: 08/01/1960

POINT OF DIVERSION:

T11S R37E S14 SESWNE Within BANNOCK County

GA: C
CB

PURPOSE AND
PERIOD OF USE:

Purpose of use	Period of use:	Quantity:
IRRIGATION	04/01 10/31	0.150 CFS
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE:

IRRIGATION within BANNOCK County
T11S R37E S14 SWNE 5.2

STOCKWATER within BANNOCK County
T11S R37E S14 SWNE

5.2 ACRES TOTAL

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