

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 No. 23-11285

) Standard Form 5

) **STIPULATED ELEMENTS**  
) **OF A WATER RIGHT**

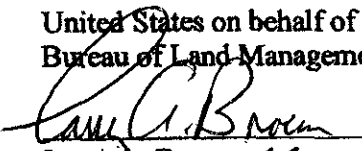
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This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge 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. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

**CLAIMANT /OBJECTOR:**

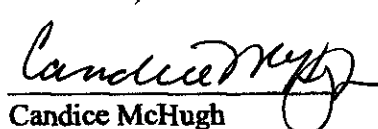
United States on behalf of the  
Bureau of Land Management

  
Larry A. Brown *LS*  
Attorney, U.S. Department of Justice  
Environment and Natural Resources Div.

9/13/04  
Date

**IDWR CONCURRENCE:**

  
Date 9/09/04

  
Candice McHugh  
Deputy Attorney General  
Idaho Department of Water Resources  
Date 9/10/04

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

RIGHT NUMBER: 23-11285

NAME AND ADDRESS:

UNITED STATES OF AMERICA ACTING  
THROUGH  
USDI BUREAU OF LAND MANAGEMENT  
IDAHO STATE OFFICE  
1387 S VINNELL WAY  
BOISE ID 83709-1657

SOURCE:

Source:  
PRITCHARD CREEK

Tributary:

SNAKE RIVER

QUANTITY:

0.290 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL  
COMBINED DIVERSION RATE OF 0.29 CFS. COMBINED RIGHT NOS.: 23-11285,  
23-11287, 23-11293, 23-11303.

PRIORITY DATE:

04/07/1890

POINT OF DIVERSION:

T02N R43E S31 NWSESE  
Within BONNEVILLE County

PURPOSE AND  
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

04/15 10/31

0.290 CFS

PLACE OF USE:

IRRIGATION

within BONNEVILLE County

T02N R43E S30 SWSE 5.7

T02N R43E S30 Lot 9 (SWSE) 4.8

T02N R43E S30 Lot 11 (SWSE) 0.9

T02N R43E S31 Lot 2 (SWNW) 0.3

T02N R43E S31 NWSE 8.3

14.3 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A  
COMBINED TOTAL OF 14.3 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED  
RIGHT NOS.: 23-11285, 23-11287, 23-11289, 23-11293, 23-11303.

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 - Decreed

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF  
DIVERSION DESCRIBED ABOVE: 23-11285, 23-11287, 23-11289.  
THIS RIGHT IS A SPLIT FROM FORMER RIGHT 23-00052.

### CERTIFICATE OF MAILING

I certify that on Sept. 13, 2004, I mailed the original and copies of this form, including all attachments, 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

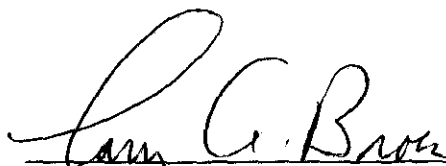
2. Copy to:

Chief, Natural Resources Division  
Office of the Attorney General  
State of Idaho  
P. O. Box 44449  
Boise, Idaho 83711-4449

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

3. Copies to all parties to the subcase (insert names and addresses):

U.S., Department of Justice  
Environment and Natural Resources Division  
General Litigation Section  
550 West Fort Street, MSC 033  
Boise, Idaho 83724

  
Signature of person or attorney mailing the form