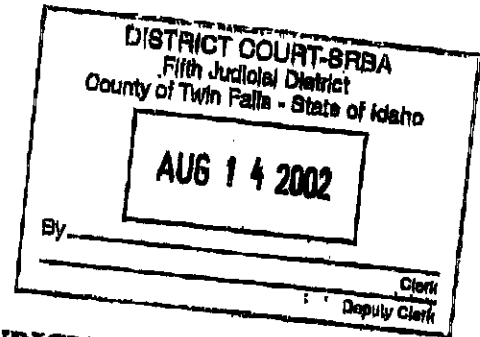


RECEIVED

AUG 16 2002

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

Case No. 39576

SUBCASE NO.: 43-13063

STANDARD FORM 5

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 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/OBJECTOR:

Larry A. Brown 8/14/02
date
Larry A. Brown
Attorney, U.S. Dept. of Justice
Environment & Natural Resources Div.

Jeff B. Webb 8/14/02
date
for Webb Bros. LLC

IDWR CONCURRENCE:

Roxanne Brown 8/12/02
date
Roxanne Brown
Sr. Water Resource Agent

Candice M. McHugh 8/14/02
date
Approved as to form
Candice M. McHugh
Attorney for IDWR

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

AUG 14 2002

By

Clerk
Deputy Clerk

RIGHT NUMBER: 43-13063

NAME AND ADDRESS:

WEBB BROTHERS LAND & LIVESTOCK LLC
22 N YALE RD
DECLO ID 83322

SOURCE:

GROUND WATER

Tributary:

QUANTITY:

1.62 CFS

323.0 AFY

4-666-APY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 6.69 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1335 AF. COMBINED RIGHT NOS. 43-13071, 43-
13073, 43-13063, AND 43-10087.

WHEN COMBINED THE FOLLOWING RIGHTS SHALL PROVIDE NO MORE THAN
.02 CFS PER ACRE. COMBINED RIGHT NOS. 43-13071, 43-13073, 43-13063,
43-10087, 43-2084, 43-2180, AND 43-2264.

PRIORITY DATE:

03/15/1967

POINT OF DIVERSION:

T10S R27E S24 SESESW Within CASSIA County

T10S R28E S12 SEWSW Lot 3 Within CASSIA County

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

03/15 11/15

1.62 CFS 323.0 AFY

PLACE OF USE:

IRRIGATION

within CASSIA County

~~T10S R27E S23 SESE 23.0~~

T10S R27E S23 NESE 23.0

T10S R27E S23 SESE 38.0

T10S R27E S24 SESE 30.0

T10S R27E S24 SESE 40.0

T10S R27E S24 SESE 29.0

T10S R27E S24 SESE 23.0

T10S R27E S24 NESE 40.0

T10S R27E S24 NESE 40.0

T10S R27E S24 SESE 40.0

T10S R27E S24 SESE 40.0

T10S R27E S24 NESE 36.0

T10S R27E S24 NESE 40.0

T10S R27E S24 SESE 30.0

T10S R27E S24 SESE 23.0

T10S R27E S25 NESE 31.0

T10S R27E S25 NESE 34.0

T10S R27E S25 SESE 23.0

T10S R27E S25 SESE 32.0

T10S R27E S25 SESE 4.3

TLOS RATE S2S NWNW 39.0
TLOS RATE S2S NENE 15.0
TLOS RATE S1P SWNW Lot 2 10.0
TLOS RATE S1P NWSW Lot 3 33.0
TLOS RATE S1P SWSW Lot 4 11.0
734.3 ACRES TOTAL

734.3 ACRES TOTAL

RA 26
JMS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 734.3 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS. 43-13071, 43-13073, 43-13063, 43-13087, 43-
2084, 43-2180,
AND 43-2284.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 80.8 ACRES WITHIN THE
PLACE
OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

8m

~~USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 734.3 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS. 43-13071, 43-13073, 43-13063, 43-13087, 43-
2084, 43-2180, AND 43-2284.~~

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. 43-13087 IS AN EXPANSION OF THIS RIGHT, 43-13071, AND 43-
13073 PURSUANT TO SECTION 42-1416B, IDAHO CODE.

CERTIFICATE OF MAILING

I certify that on Aug. 18 2002, I delivered the original and copies of this form to the following persons, postage prepaid if required, and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☒ regular mail
☒ hand-delivered
☐ facsimile

2. Copies to:

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

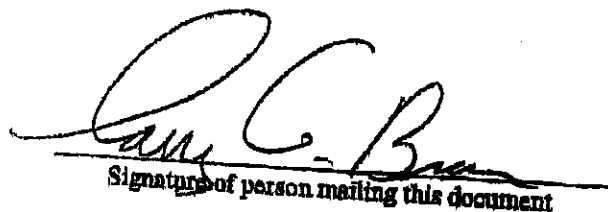
☐ overnight mail
☒ regular mail
☒ hand-delivered
☐ facsimile

U.S. Dept. of Justice
Environment & Natural Resource Div.
General Litigation Section
550 W. Fort St., MSC 033
Boise, ID 83724

☐ overnight mail
☒ regular mail
☒ hand-delivered
☐ facsimile

Webb Brothers Land & Livestock, LLC
22 N. Yale Rd.
Declo, ID 83323

☐ overnight mail
☒ regular mail
☒ hand-delivered
☐ facsimile


Signature of person mailing this document