

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. 51-10348

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 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(s):
Deadwood Creek Ranch, LLC

OBJECTOR(s):
Cedar Mesa Reservoir & Canal Co.

Linda Bunch 6/14/02
Linda Bunch Date

John R. Coleman Date
Attorney

**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. 51-10348

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 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(s):

Deadwood Creek Ranch, LLC

OBJECTOR(s):

Cedar Mesa Reservoir & Canal Co.

Linda Bunch

Date


 John R. Coleman
 Attorney
6-11-02
Date

STANDARD FORM 5 -51-10348

IDWR Concurrence:

Jan Shurte 6-19-02
Jan Shurte Date
IDWR Adjudication Supervisor



Garrick L. Baxter
Deputy Attorney General

6/20/02

Date

CERTIFICATE OF MAILING

I certify that on June 20, 2002, 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:

John Coleman
Box 525
Twin Falls, ID 83303

Deadwood Ranch, LLC
c/o Linda Bunch
HC 32, Box 110
Tuscarora, NV 89834

IDWR Repository
P.O. Box 83720
Boise, ID 83720



Signature of person or attorney mailing the form

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

RIGHT NUMBER: 51-10348

NAME AND ADDRESS: DEADWOOD RANCH LLC
C/O LINDA BUNCH
HC 32 BOX 110
TUSCARORA NV 89734

SOURCE: DEADWOOD CREEK TRIBUTARY: CLOVER CREEK

QUANTITY: 0.80 CFS
USE OF THIS RIGHT WITH RIGHT NO. 51-00131 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.74 CFS.

PRIORITY DATE: 01/21/1911

POINT OF DIVERSION:
T15S R12E S29 NENENE Within Owyhee County
T15S R12E S33 SNNW Within Owyhee County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/23 10/01	0.800 CFS

PLACE OF USE: IRRIGATION WITHIN Owyhee County

RIGHT NO.	SOURCE	QUANTITY	RIGHT NO.	SOURCE	QUANTITY
T15S R12E S20	SWSE	17.9	T15S R12E S20	SESE	17.0
T15S R12E S20	NNNW	9.8	T15S R12E S20	SWNW	34.0
T15S R12E S20	NESW	1.6	T15S R12E S20	NWSW	27.0
T15S R12E S20	SWSW	14.0	T15S R12E S29	NENE	35.0
T15S R12E S29	SENE	2.9	T15S R12E S33	NNNW	1.4

160.6 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 51-00131 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 160.6 ACRES IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN S1 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN S1:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN S1 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN S1 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

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: Decreed

SF5 Water Right 51-10348

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

RIGHT NUMBER: 51-10348
NAME AND ADDRESS: DEADWOOD RANCH LLC
C/O LINDA BUNCH
HC 32 BOX 110
TUSCARORA NV 86934
SOURCE: DEADWOOD CREEK TRIAUTARY: CLOVER CREEK
QUANTITY: 0.80 CFS
USE OF THIS RIGHT WITH RIGHT NO. 51-00131 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 1.74 CFS.
PRIORITY DATE: 01/21/1911
POINT OF DIVERSION:
T15S R12E S29 NENENE Within Owyhee County
T15S R12E S33 SWNW Within Owyhee County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/23 10/01	0.800 CFS

PLACE OF USE: IRRIGATION Within Owyhee County

T15S R12E S20	SWSE	17.0	T15S R12E S20	SESE	17.0
T15S R12E S28	NWNW	5.3	T15S R12E S28	SWNW	34.0
T15S R12E S28	NESW	1.6	T15S R12E S28	NWSW	37.0
T15S R12E S28	SWSW	14.0	T15S R12E S29	NENE	35.0
T15S R12E S29	SENE	2.9	T15S R12E S33	NWNW	1.4

160.6 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 51-00131 IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 160.6 ACRES IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF
WATER IN BASIN 51 SHALL BE ADMINISTERED SEPARATELY FROM ALL
OTHER WATER RIGHTS IN BASIN 51:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES
OF WATER IN BASIN 51 SHALL BE ADMINISTERED SEPARATELY FROM
ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 51 ARE FROM CONNECTED SOURCES OF
WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

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 42-1422(6), IDAHO CODE.

EXPLANATORY MATERIAL: Decreed

SF5 Water Right 51-10348

RIGHT NO. 51-00131 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 51-00123 AND 51-00142.

SF5 Water Right 51-10348

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

RIGHT NUMBER: 51-10348

NAME AND ADDRESS: DEADWOOD RANCH LLC
C/O LINDA BUNCH
HC 32 BOX 110
TUSCARORA NV 88834

SOURCE: DEADWOOD CREEK

TRIBUTARY: CLOVER CREEK

QUANTITY: 0.80 CFS

USE OF THIS RIGHT WITH RIGHT NO. 51-00131 IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 1.74 CFS.

PRIORITY DATE: 01/21/1911

POINT OF DIVERSION:

T15S R12E S29 NENENE Within OWYHEE County

T15S R12E S33 SWNW Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/23 10/01	0.800 CFS

PLACE OF USE: IRRIGATION Within OWYHEE County

T15S R12E S20	SWSE	17.9	T15S R12E S20	SESE	17.0
T15S R12E S28	NWNW	9.8	T15S R12E S28	SWNW	34.0
T15S R12E S28	NESW	1.6	T15S R12E S28	NWSW	27.0
T15S R12E S28	SWSW	14.0	T15S R12E S29	NENE	35.0
T15S R12E S29	SENE	2.9	T15S R12E S33	NWNW	1.4

160.6 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 51-00131 IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 160.6 ACRES IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF
WATER IN BASIN 51 SHALL BE ADMINISTERED SEPARATELY FROM ALL
OTHER WATER RIGHTS IN BASIN 51:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES
OF WATER IN BASIN 51 SHALL BE ADMINISTERED SEPARATELY FROM
ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 51 ARE FROM CONNECTED SOURCES OF
WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

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: Decreed

SF5 Water Right 51-10348

RIGHT NO. 51-00131 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 51-00133 AND
51-00142.