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JUN 25 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.: 65-22322

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.

OBJECTOR:

Larry A. Brown 6/24/02
Larry A. Brown *Fup* date
Attorney, U.S. Dept. of Justice
Environment & Natural Resources Div.

CLAIMANT:

Bill VanDeGrift 6/20/02
Bill VanDeGrift date

MARSHA VANDEGRIFT 6-20-02
Marsha VanDeGrift date

IDWR CONCURRENCE:

Roxanne Brown 6/20/02
Roxanne Brown date
Sr. Water Resource Agent

IDWR CONCURRENCE:

Garrick L. Baxter 6/20/02
Garrick L. Baxter date
Deputy Attorney General
State of Idaho

06/20/2002

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

RIGHT NUMBER: 65-22322

NAME AND ADDRESS: BILL VANDEGRIFT
MARSHA VANDEGRIFT
9520 W MALAD
BOISE ID 83709

JOAN C HUNSAKER
THELMA C RUMSEY
PO BOX 109
SWEET, ID 83670

SOURCE: UNNAMED STREAM

TRIBUTARY: LITTLE SQUAW CREEK

QUANTITY: 0.06 CFS
1.5 AFY

FUP

THIS RIGHT WHEN COMBINED WITH OTHER RIGHTS SHALL PROVIDE NO MORE
THAN .02 CFS PER ACRE NOR MORE THAN 3.5 AFA PER ACRE.

PRIORITY DATE: 08/21/1968

POINT OF DIVERSION:

T10N R03E S5 SWNW Lot 12 Within VALLEY County

RB JS
JS *30 MW*

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.06 CFS
IRRIGATION STORAGE	01/01 12/31	1.5 AFY
IRRIGATION FROM STORAGE	04/01 11/01	1.5 AFY

PLACE OF USE: IRRIGATION Within VALLEY County

T10N R03E S06 ~~LOT 9~~ SENW 3.0

IRRIGATION STORAGE Within VALLEY County

T10N R03E S06 ~~LOT 9~~ SENW

IRRIGATION FROM STORAGE Within VALLEY County

T10N R03E S06 ~~LOT 9~~ SENW

3 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 65-22320 IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 3.0 ACRES IN A SINGLE IRRIGATION SEASON.

PLACE OF USE DOES NOT INCLUDE FEDERAL PUBLIC LANDS

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

SOURCE IS ALSO KNOWN AS ABENY CREEK.
RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO
SECTION 42-1425, IDAHO CODE.

CERTIFICATE OF MAILING

I certify that on June 24, 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

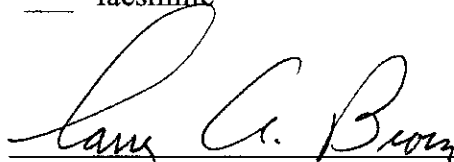
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☐ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document