

**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.: 36-15538
	)	
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 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.

C. Nicholas Krema 4/124/02
C. Nicholas Krema Date
Deputy Attorney General, State of Idaho
Attorney for Idaho State Building Authority

John M. Marshall 4/30/02
John M. Marshall Date
Givens Pursley, LLP
Attorney for Cranney Bros.

Deborah E. Nelson 4/22/02
Deborah E. Nelson Date
Beeman & Associates, PC
Attorney for North Snake Ground Water Dist.

 4/2/02
IDWR Concurrence
Steve Clelland
Sr. Water Resource Agent

 4-2-02
Approved as to form
Nicholas B. Spencer
Deputy Attorney General, State of Idaho
Attorney for IDWR

03/08/2002

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

RIGHT NUMBER: 36-15538

NAME AND ADDRESS: IDAHO STATE BUILDING AUTHORITY
PO BOX 2802
BOISE ID 83701

SOURCE: FLORENCE LIVESTOCK SPRING

TRIBUTARY: BILLINGSLEY CREEK

QUANTITY: 0.500 CFS

THE 0.50 QUANTITY UNDER THIS RIGHT IS SUBORDINATED TO ALL GROUND
WATER AND SURFACE WATER RIGHTS WITH PRIORITY DATES PRIOR TO
DECEMBER 31, 2001.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 7.68 CFS. COMBINED RIGHT NOS.: 36-00048A &
36-00049.

PRIORITY DATE: 04/01/1964

POINT OF
DIVERSION:

T07S R13E S12 SESENW Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	2/15 11/30	0.500 CFS

THE IRRIGATION PURPOSE OF USE UNDER THIS RIGHT IS SUBORDINATED TO ALL
GROUND WATER AND SURFACE WATER RIGHTS WITH PRIORITY DATES PRIOR TO
DECEMBER 31, 2001.

PLACE OF USE: IRRIGATION Within GOODING County

T07S R13E S11	SENE	6.0	T07S R13E S11	NESE	36.5
T07S R13E S11	SESE	40.0	T07S R13E S12	NWSW	1.0
T07S R13E S12	SWSW	18.0	T07S R13E S12	SESW	1.0
T07S R13E S13	NENW	36.0	T07S R13E S13	NWNW	40.0

178.5 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NOS. 36-00048A & 36-00049 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 178.5 ACRES IN THE ABOVE-DESCRIBED
PLACE OF USE IN A SINGLE IRRIGATION SEASON.

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

THIS RIGHT IS SUBORDINATED TO ALL GROUND WATER AND SURFACE WATER
RIGHTS WITH PRIORITY DATES PRIOR TO DECEMBER 31, 2001.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

See
NBS
Del
at
Jum

CERTIFICATE OF SERVICE

I certify that on May 6,, 2002, I caused to be served true and correct copies of this Standard Form 5, to the following persons, in the manner indicated 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, ID 83303-2707

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

2. Copies to:

Office of the Attorney General
C. Nicholas Krema
P.O. Box 83720, Rm 207
Boise, ID 83720-0010

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IDWR Document Repository
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Cathy Howard
Signature of person or attorney mailing the form