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DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED RA RA

2002 NOV 22 AM 10 28

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.: 36-194

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.

Timothy J. Schneider 11/21/02
Date
Attorney for Salmon Falls Land
& Livestock

Steve Clelland 11/18/02
Date
IDWR Concurrence
Steve Clelland
Sr. Water Resource Agent

Nicholas B. Spencer 11-15-02
Date
Approved as to form
Nicholas B. Spencer
Attorney for IDWR

STANDARD FORM 5

08/29/2002

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

RIGHT NUMBER: 36-194

NAME AND ADDRESS: SALMON FALLS LAND & LIVESTOCK CO INC
123 BELL RAPIDS RD
HAGERMAN ID 83332

SOURCE: UPPER TUCKER SPRINGS

TRIBUTARY: RILEY CREEK

QUANTITY: 0.50 CFS

PRIORITY DATE: 04/01/1901

POINT OF DIVERSION:

T07S R13E S36 NWSESE Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.100 CFS
STOCKWATER	11/01 04/01	0.500 CFS

PLACE OF USE:

DOMESTIC Within GOODING County
T08S R13E S01 SWNW

STOCKWATER Within GOODING County
T08S R13E S01 NWNW

DOMESTIC Within TWIN FALLS County

T08S R13E S02 SWNE
T08S R13E S02 SENE

STOCKWATER Within TWIN FALLS County

T08S R13E S02 SWNE
T08S R13E S02 SENE
T08S R13E S02 SENW

T08S R13E S02 Lot 4 NWNW
T08S R13E S02 SENW

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: Decreed

WATER IS DELIVERED THROUGH PIPELINE DITCH.

RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

OTHER RIGHT NOS.: 36-00028, 36-00136, 36-2478 & 36-08325.
STOCKWATER, 2000 RANGE CATTLE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

CERTIFICATE OF SERVICE

I certify that on _____, 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:

Timothy J. Schneider
Ling, Nielsen & Robinson
P.O. Box 396
Rupert, ID 83350

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

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

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

Signature of person or attorney mailing the form