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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.: 47-10704

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:

Kirk Loomis 3-7-05
Kirk Loomis Date

CLAIMANT:

April Loomis 3-7-05
April Loomis Date

IDWR CONCURRENCE:

Roxanne Brown 2/25/05
Roxanne Brown Date
Sr. Water Resource Agent

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

WATER RIGHT NUMBER: 47-10704

NAME AND ADDRESS:

KIRK LOOMIS
3669 N 1500 E
BUHL, ID 83316

APRIL LOOMIS
3669 N 1500 E
BUHL, ID 83316

SOURCE:

Source:
GROUND WATER

Tributary:

RB
K.L. A.L.

QUANTITY:

0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE:

03/01/1977

POINT OF DIVERSION:

T10S R14E S25 NENESE SENE
Within TWIN FALLS County

**PURPOSE AND
PERIOD OF USE:**

Purpose of use:	Period of use:	Quantity:
DOMESTIC	1/01 to 12/31	0.04 CFS

PLACE OF USE:

DOMESTIC	within TWIN FALLS County
T10S R14E S25	NESE SENE

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

CERTIFICATE OF SERVICE

I certify that on March 7, 2005, 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:

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

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

Kirk Loomis
April Loomis
3669 N. 1500 E.
Buhl, ID 83316

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

April Loomis
Signature of person or attorney mailing the form