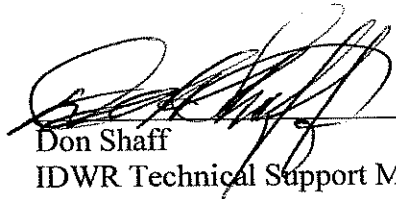
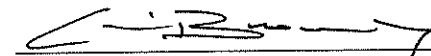


STIPULATED ELEMENTS OF A WATER RIGHT

1

IDWR Concurrence:

 4-27-05
Don Shaff Date
IDWR Technical Support Manager

 4/27/05
Chris Bromley Date
Deputy Attorney General

CERTIFICATE OF MAILING

I certify that on May 3, 2005, 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:

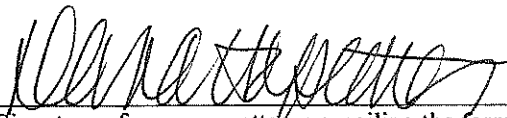
Clerk of the District Court (facsimile)
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

Dana L. Hofstetter
608 West Franklin Street
Boise, ID 83702

George and Cheryl Colwell
3990 Hiway 52
Payette, ID 83661

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



Signature of person or attorney mailing the form

04/26/2005

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

RIGHT NUMBER: 65-22762

NAME AND ADDRESS: CHERYL F COLWELL
3990 HWY 52
PAYETTE ID 83661

GEORGE E COLWELL
3990 HWY 52
PAYETTE ID 83661

SOURCE: BIG WILLOW CREEK

TRIBUTARY: PAYETTE RIVER

QUANTITY: ~~-020.440 CFS~~

~~The quantity of water under this right shall not exceed 12,000 gallons per day.~~

PRIORITY DATE: 04/01/1890

POINT OF DIVERSION:

T08N R04W S19 NENE End of Stream Flow Within PAYETTE County
T08N R04W S22 SESW Lot 7 Begin of Stream Flow Within PAYETTE County
Ending point of diversion is in unsurveyed accretion land.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

01/01 12/31

-02 0.440 CFS

PLACE OF USE: STOCKWATER Within PAYETTE County

T08N R04W S17 SWSW
T08N R04W S17 SWSE
T08N R04W S19 Lot 8 NENE
T08N R04W S20 Lot 7 NENE
T08N R04W S20 Lot 6 NWNW
T08N R04W S21 NWNW
T08N R04W S21 SENW
T08N R04W S21 NWSE
T08N R04W S22 Lot 6 SWSW

T08N R04W S17 Lot 2 SESW
T08N R04W S19 NENE
T08N R04W S20 Lot 1 ~~NENE~~ ~~SENE~~
T08N R04W S20 Lot 7 NWNE
T08N R04W S21 SWNE
T08N R04W S21 Lot 5 SWNW
T08N R04W S21 NESE
T08N R04W S22 NWSW
T08N R04W S22 Lot 7 SESW

Place of use includes unsurveyed accretion land.

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: Beneficial Use