

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. 85-7571
)
)
)
)
)
)

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. *which shows no change to the original directors report.*

CLAIMANT/OBJECTOR

Winchester Property Owners Assn

Thomas Hawkins 10-12-05
Thomas Hawkins Date
President

[Signature] 10/12/05

STANDARD FORM 5 - 85-7571

KENNETH KNOBLOAK

IDWR Concurrence:



Date

Senior Water Resource Agent



Candice M. McHugh
Deputy Attorney General
Attorney for IDWR

10/12/05

Date

CERTIFICATE OF MAILING

I certify that on 10-12, 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
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

Hand-delivered

2. Copies to:

Winchester Property Owners Assn
HC 1 Box 8
Winchester, ID 83555-0440

Hand-delivered

Thomas Hawkins
Winchester Property Owners Assn
673 Granite Rd
Winchester, ID 83555

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

Bucky Hawkey
Signature of person mailing the form

01/14/2005

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

RIGHT NUMBER: 85-7571

NAME AND ADDRESS: WINCHESTER PROPERTY OWNERS ASSN
~~HC 1 BOX 8~~ 673 Aranka Rd
WINCHESTER ID 83555-0440

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.140 CFS
5.40 AFY

PRIORITY DATE: 08/02/1992

POINT OF
DIVERSION: T33N R02W S8 NENW Lot 5 Within LEWIS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.140 CFS
5.40 AFY

Domestic use is for 9 homes and does not include lawn, garden,
landscape, or other types of irrigation.

PLACE OF USE: DOMESTIC Within LEWIS County

T33N R02W S08 Lot 3 NWNE

T33N R02W S08 Lot 13 SWNE

T33N R02W S08 Lot 5 NENW

T33N R02W S08 Lot 11 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: BASIS OF CLAIM - License