

**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.: 45-13550  
) (Uncontested Overlap)  
)

) 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:

Mike Cranney 11-2-05  
for Cranney Land Company, LLC Date

OBJECTOR:

Rogers. Ling 9/25/05  
Roger D. Ling Date  
Attorney for Howard R. Adams & Sons, Inc.

IDWR CONCURRENCE:

Douglas Jones 9/9/05  
Douglas Jones Date  
Engineer, Technical 1

IDWR CONCURRENCE:

Chris Bromley 9/8/05  
Chris Bromley Date  
Attorney for IDWR

08/17/2005

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

RIGHT NUMBER: 45-13550

NAME AND ADDRESS: CRANNEY LAND COMPANY LLC  
1310 S 600 W  
OAKLEY ID 83346

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 8.140 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED  
DIVERSION RATE OF ~~30.13~~ 29.29 CFS AND TO A TOTAL COMBINED ANNUAL  
DIVERSION VOLUME OF 10,018.4 AF. COMBINED RIGHT NOS.: 45-2413,  
45-2431, 45-2432, 45-2594B, 45-4045, 45-4107, 45-7055, 45-7064,  
45-7150, 45-7242, 45-7307, & 45-13550.

PRIORITY DATE: 06/30/1985

POINT OF  
DIVERSION:

T12S R21E S36 SENESE Within CASSIA County  
T12S R22E S19 SWNNW Lot 1 Within CASSIA County  
T12S R22E S20 SENWNW Within CASSIA County  
T12S R22E S32 SESWNE Within CASSIA County  
T12S R22E S32 NWNWSW Within CASSIA County  
T12S R22E S32 NWNWSW Within CASSIA County  
T13S R21E S1 NENENE Lot 1 Within CASSIA County

CB  
JL  
me

TWO POINTS OF DIVERSION LOCATED IN T12S, R22E, S32, NWNWSW.

PURPOSE AND  
PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY  |
|----------------|---------------|-----------|
| IRRIGATION     | 03/15 11/15   | 8.140 CFS |

PLACE OF USE:

| IRRIGATION Within CASSIA County |      |      |               |      |      |
|---------------------------------|------|------|---------------|------|------|
| T12S R21E S36                   | NESW | 34.0 | T12S R21E S36 | NWSW | 32.0 |
| T12S R21E S36                   | SWSW | 32.0 | T12S R21E S36 | SESW | 34.0 |
| T12S R21E S36                   | NESE | 38.0 | T12S R21E S36 | NWSE | 34.0 |
| T12S R21E S36                   | SWSE | 32.0 | T12S R21E S36 | SESE | 36.0 |
| T12S R22E S17                   | NENE | 39.0 | T12S R22E S17 | NWNE | 39.0 |
| T12S R22E S17                   | SWNE | 40.0 | T12S R22E S17 | SENE | 40.0 |
| T12S R22E S17                   | NENW | 39.0 | T12S R22E S17 | NWNW | 38.0 |
| T12S R22E S17                   | SWNW | 39.0 | T12S R22E S17 | SENW | 40.0 |
| T12S R22E S17                   | NESW | 40.0 | T12S R22E S17 | NWSW | 39.0 |
| T12S R22E S17                   | SWSW | 39.0 | T12S R22E S17 | SESW | 40.0 |

08/17/2005

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

|                     |      |      |                     |      |      |
|---------------------|------|------|---------------------|------|------|
| T12S R22E S17       | NESE | 40.0 | T12S R22E S17       | NWSE | 40.0 |
| T12S R22E S17       | SWSE | 40.0 | T12S R22E S17       | SESE | 36.0 |
| T12S R22E S19       | NENE | 40.0 | T12S R22E S19       | NWNE | 40.0 |
| T12S R22E S19       | SWNE | 40.0 | T12S R22E S19       | SENE | 39.0 |
| T12S R22E S19       | NENW | 40.0 | T12S R22E S19 Lot 1 | NWNW | 40.0 |
| T12S R22E S19       | NESE | 39.0 | T12S R22E S19       | NWSE | 40.0 |
| T12S R22E S19       | SWSE | 33.0 | T12S R22E S19       | SESE | 33.0 |
| T12S R22E S20       | NENW | 40.0 | T12S R22E S20       | NWNW | 39.0 |
| T12S R22E S20       | SWNW | 39.0 | T12S R22E S20       | SENE | 40.0 |
| T12S R22E S20       | NESW | 40.0 | T12S R22E S20       | NWSW | 39.0 |
| T12S R22E S20       | SWSW | 39.0 | T12S R22E S20       | SESW | 39.0 |
| T12S R22E S28       | NWNW | 11.0 | T12S R22E S28       | SWNW | 33.0 |
| T12S R22E S28       | NESW | 33.0 | T12S R22E S28       | NWSW | 39.0 |
| T12S R22E S28       | SWSW | 39.0 | T12S R22E S28       | SESW | 39.0 |
| T12S R22E S29       | NENE | 39.0 | T12S R22E S29       | NWNE | 27.0 |
| T12S R22E S29       | SWNE | 35.0 | T12S R22E S29       | SENE | 40.0 |
| T12S R22E S29       | NENW | 40.0 | T12S R22E S29       | NWNW | 40.0 |
| T12S R22E S29       | SWNW | 40.0 | T12S R22E S29       | SENE | 40.0 |
| T12S R22E S29       | NESW | 40.0 | T12S R22E S29       | NWSW | 40.0 |
| T12S R22E S29       | SWSW | 39.0 | T12S R22E S29       | SESW | 39.0 |
| T12S R22E S29       | NESE | 39.0 | T12S R22E S29       | NWSE | 34.0 |
| T12S R22E S29       | SWSE | 33.0 | T12S R22E S29       | SESE | 38.0 |
| T12S R22E S30       | NESE | 37.0 | T12S R22E S30       | NWSE | 39.0 |
| T12S R22E S30       | SWSE | 39.0 | T12S R22E S30       | SESE | 34.0 |
| T12S R22E S31       | NENE | 30.0 | T12S R22E S31       | NWNE | 33.0 |
| T12S R22E S31       | SWNE | 40.0 | T12S R22E S31       | SENE | 37.0 |
| T12S R22E S31       | NENW | 39.0 | T12S R22E S31       | SENE | 40.0 |
| T12S R22E S31 Lot 3 | NWSW | 41.0 | T12S R22E S31 Lot 4 | SWSW | 40.0 |
| T12S R22E S32       | NENE | 38.0 | T12S R22E S32       | NWNE | 33.0 |
| T12S R22E S32       | SWNE | 34.0 | T12S R22E S32       | SENE | 38.0 |
| T12S R22E S32       | NENW | 39.0 | T12S R22E S32       | NWNW | 31.0 |
| T12S R22E S32       | SWNW | 36.0 | T12S R22E S32       | SENE | 38.0 |
| T12S R22E S33       | NENW | 39.0 | T12S R22E S33       | NWNW | 39.0 |
| T12S R22E S33       | SWNW | 39.0 | T12S R22E S33       | SENE | 39.0 |
| T13S R21E S01 Lot 1 | NENE | 40.0 | T13S R21E S01 Lot 2 | NWNE | 40.0 |
| T13S R21E S01       | SWNE | 39.0 | T13S R21E S01       | SENE | 39.0 |
| T13S R21E S01 Lot 3 | NENW | 40.0 | T13S R21E S01 Lot 4 | NWNW | 41.0 |
| T13S R21E S01       | SWNW | 39.0 | T13S R21E S01       | SENE | 39.0 |

08/17/2005

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

---

3605 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A  
COMBINED TOTAL OF 4235 ACRES IN A SINGLE IRRIGATION SEASON.  
COMBINED RIGHT NOS.: 45-425D, 45-433, 45-514A, 45-516, 45-2413,  
45-2431, 45-2432, 45-2594B, 45-4045, 45-4107, 45-7055, 45-7064,  
45-7150, 45-7242, 45-7307, 45-7355, 45-13549, 45-13550.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A  
COMBINED TOTAL OF 3605 ACRES IN A SINGLE IRRIGATION SEASON.  
COMBINED RIGHT NOS.: 45-2413, 45-2431, 45-2432, 45-2594B, 45-4045,  
45-4107, 45-7055, 45-7064, 45-7150, 45-7242, 45-7307, & 45-13550.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 974 ACRES WITHIN THE  
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

THIS RIGHT IS AN EXPANSION OF THE FOLLOWING RIGHT NOS.  
PURSUANT TO SECTION 42-1416B, IDAHO CODE. COMBINED RIGHTS:  
45-2413, 45-2431, 45-2432, 45-2594B, 45-4045, 45-4107, 45-7055,  
45-7064, 45-7150, 45-7242, & 45-7307.

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.

Handwritten signature and initials, possibly "JL" and "MC", in dark ink.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

USE OF THIS RIGHT IS COMBINED WITH WATER FROM OAKLEY CANAL CO.

## CERTIFICATE OF SERVICE

I certify that on November 3, 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

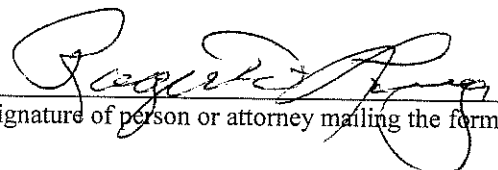
☐ Overnight Mail  
☒ Regular Mail  
☐ Hand-Delivered  
☐ Facsimile

Roger D. Ling  
Ling, Robinson & Walker  
P.O. Box 396  
Rupert, ID 83350

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

Cranney Land Co.  
1310 S 600 W  
Oakley, ID 83346

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

  
Signature of person or attorney mailing the form