

RECEIVED

JUL 05 2006

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

Subcase No. 69-10424

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 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 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 / OBJECTOR:

United States on behalf of the
Bureau of Land Management

Larry A. Brown 6/22/06
Larry A. Brown *FWP* Date
Attorney, U.S. Department of Justice
Environment and Natural Resources Div.

IDWR CONCURRENCE:

[Signature] 6/22/06
Date

IDWR CONCURRENCE:

[Signature] 6/22/06
Chris M. Bromley (as to form) Date
Deputy Attorney General

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

RIGHT NUMBER: 69-10424

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

SOURCE: UNNAMED STREAM TRIBUTARY: WILDHORSE RIVER
UNNAMED STREAMS TRIBUTARY: WILDHORSE RIVER
WILDHORSE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 06/28/1934

FWP JAS CMB u/c

POINT OF DIVERSION: Within ADAMS County

T17N	R04W	S6	NENWNE Lot 2	Begin of Stream Flow
T17N	R04W	S6	NENWNE Lot 2	End of Stream Flow
T17N	R04W	S6	NWNWNE Lot 2	End of Stream Flow
<u>(T17N)</u>	<u>T18N</u>	R04W S6	SWSWNE	Begin of Stream Flow
<u>(T17N)</u>	<u>T18N</u>	R04W S6	SESWNE	Begin of Stream Flow
<u>(T17N)</u>	<u>T18N</u>	R04W S6	SESWNW Lot 5	Begin of Stream Flow
T18N	R04W	S31	SESENW	Begin of Stream Flow
T18N	R04W	S31	SWNWSW Lot 3	End of Stream Flow
T18N	R04W	S31	NWSESW	End of Stream Flow
T18N	R04W	S31	SWSESW	End of Stream Flow

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	1/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER Within ADAMS County

T17N	R04W	S06	Lot 2 NWNE
T17N	R04W	S06	SWNE
T17N	R04W	S06	Lot 3 NENW
T17N	R04W	S06	Lot 4 NWNW
T17N	R04W	S06	Lot 5 SWNW
T18N	R04W	S31	SESW
T18N	R04W	S31	NESW
T18N	R04W	S31	Lot 3 NWSW
T18N	R04W	S31	Lot 4 SWSW
T18N	R04W	S31	SESW
T18N	R04W	S31	SWSE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

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 - Beneficial Use

Stockwater use is for 415 range cattle.

BLM RECORD ID = 6901480013

FWP CMB KFC

JK

CERTIFICATE OF MAILING

I certify that on June 22, 2006 mailed the original and copies of this form, including all attachments, 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

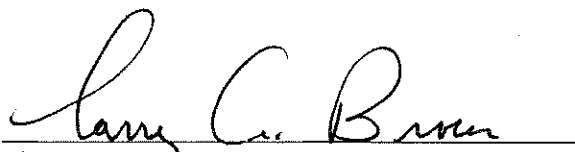
2. Copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

IDWR Document Depository
P. O. Box 83720
Boise, Idaho 83720-0098

3. Copies to all parties to the subcase (insert names and addresses):

U.S., Department of Justice
Environment and Natural Resources Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724


Signature of person or attorney mailing the form

POD
POU

