

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. 27- 12140

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(s): Objectors

Blackfoot Urban Renewal

Christopher H. Meyer 7-25-2006
Christopher H. Meyer Date
Attorney

Date

STANDARD FORM 5

OBJECTOR(s):

Date

Date

RESPONDENT(s):

Date

Date

IDWR Concurrence:

Ernie Carlsen, 7-25-06
Ernie Carlsen Date
IDWR Adjudication Supervisor

Candice McHugh 7/25/06
Candice McHugh Date
Deputy Attorney General
Attorney for IDWR

02/09/2006

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

RIGHT NUMBER: 27-12140

NAME AND ADDRESS: BLACKFOOT URBAN RENEWAL AGENCY
157 N BROADWAY
BLACKFOOT ID 83221

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.530 CFS
92.00 AFY

am *8m²* *mc*
This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than ~~3.0~~ 3.5 afa per acre for irrigation of the lands above.

PRIORITY DATE: 02/24/1977

POINT OF

DIVERSION: T02S R35E S33 SESWSW Within BINGHAM County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 11/01

0.530 CFS

92.00 AFY

PLACE OF USE: IRRIGATION Within BINGHAM County

T02S R35E S33 Lot 4 SESW 2.30

T03S R35E S04 Lot 3 NENW 8.20

T03S R35E S04 Lot 4 NWNW 16.00

26.5 ACRES TOTAL

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

This right is a split from former right 27-7074.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

CERTIFICATE OF MAILING

I certify that on July 29, 2006, 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

2. Copies to:

Claimants- Blackfoot Urban Renewal

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

K. M. Lew

Signature of person or attorney mailing the form