

DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
STATE OF IDAHO(208) 736-3011
FAX (208) 736-2121SRBA CHAMBERS
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

TO:

RAY Williams

Telephone:

FAX:

287-6700

FROM:

SNAKE RIVER BASIN ADJUDICATION

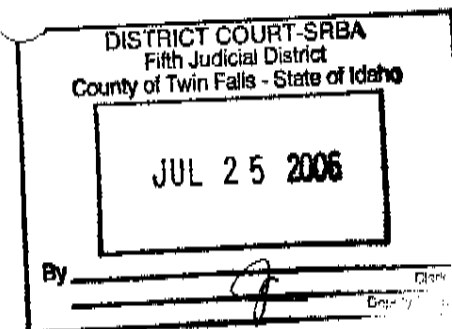
Telephone: 208-736-3011

FAX: 208-736-2121

NO. OF PAGES INCLUDING COVER SHEET

5Per Request

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**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- 7112**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):

*Church of Jesus Christ
of the Latter Day Saints*

[Signature] 7/25/06
Date

Date

STANDARD FORM 5

OBJECTOR(s):

Church of Jesus Christ of
the Latter Day Saints

Scott A. White 7/25/06
Date

Shoshone-Bannock Tribes

Granita Wolfley 7/25/06
Jeanette Wolfley Date

RESPONDENT(s):

State of Idaho

David J. Barber 7/25/2006
Date
David J. Barber

Date

IDWR Concurrence:

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

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

CERTIFICATE OF MAILING

I certify that on _____, 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:

Claimant

State of Idaho

Shoshone Bannock Tribes

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

Signature of person or attorney mailing the form

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

RIGHT NUMBER: 27-7112
NAME AND ADDRESS: CHURCH OF JESUS CHRIST OF THE LATTER DAY SAINTS
REAL ESTATE DIVISION/NRS
50 E NORTH TEMPLE ST
12 TH FLOOR
SALT LAKE CITY UT 84150-6320

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.060 CFS 7.0 AFY
~~This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.~~

PRIORITY DATE: 10/02/1977

POINT OF DIVERSION: T01S R37E S19 NWSESE Within BINGHAM County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

3/15 11/15

0.060 CFS 7.0 AFY

PLACE OF USE: IRRIGATION within BINGHAM County
T01S R37E S19 SESE ~~1.2~~ 2.0

ACRES TOTAL ~~1.2~~ 2.0

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