

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

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Subcase No. 69-10565

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.

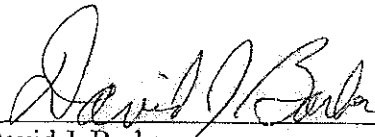
The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT(s):

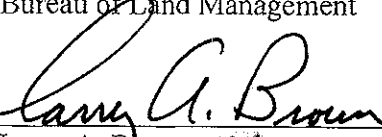
State of Idaho – Dept of Lands

OBJECTOR(s):

United States of America on behalf of the
Bureau of Land Management

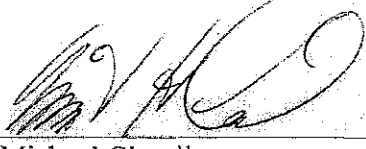

David J. Barber
Attorney for the State of Idaho

Date

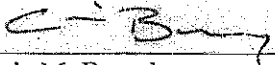

Larry A. Brown
Attorney, U S Department of Justice
Environment and Natural Resources Div.

Date

IDWR Concurrence:



Michael Ciscell 8/24/06
Date



Chris M. Bromley 8/29/06
Deputy Attorney General Date

08/25/2006

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

RIGHT NUMBER: 69-10565

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~~

STATE OF IDAHO
DEPT OF LANDS
954 W JEFFERSON
PO BOX 83720
BOISE ID 83720-0050

SOURCE: POND

IRIBUIARY: SINKS

QUANTITY: 0.070 CFS
0.10 AFY

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

PRIORITY DATE: 01/01/1887

POINT OF
DIVERSION:

116N R05W S9 NESEW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER STORAGE	1/01 12/31	0.10 AFY
STOCKWATER FROM STORAGE	1/01 12/31	0.10 AFY
STOCKWATER	1/01 12/31	0.070 CFS

PLACE OF USE: STOCKWATER Within WASHINGTON County

116N R05W S09 SESW

STOCKWATER STORAGE Within WASHINGTON County

116N R05W S09 SESW

STOCKWATER FROM STORAGE Within WASHINGTON County

116N R05W S09 SESW

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

CERTIFICATE OF MAILING

I certify that on Oct. 24, 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:

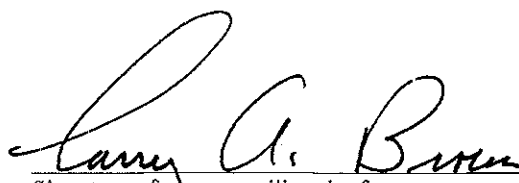
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

USDI Bureau of Land Management
US Department of Justice
Environment & Natural Resources
550 West Fort Street, MSC 033
Boise, ID 83724

State of Idaho
Office of the Attorney General
700 W Jefferson, Room 210
PO Box 44449
Boise, ID 83711-4449
Attn: David J. Barber

IDWR Repository
P O. Box 83720
Boise, ID 83720


Signature of person mailing the form