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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

Case No. 39576

SUBCASE NO: 37-107

(SPLIT INTO 37-21838 & 37-21839)

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. 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; and 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.

To resolve the objection, the whole of water right 37-107 was split into two water rights and renumbered as 37-21838 and 37-21839. The parties and IDWR agree and stipulate that water right 37-107 should be disallowed. Water rights 37-21838 and 37-21839 now supersede right 37-107. The parties and IDWR have further have indicated their concurrence to these renumbered water rights by signing below and initialing the attached page.

CLAIMANT:

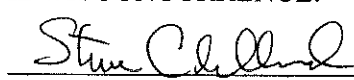

for T5 Ranch
Date 10-26-06

OBJECTOR:

United States on behalf of the
Bureau of Land Management


Larry A. Brown FWP
Attorney, U.S. Department of Justice
Environment and Natural Resources
Date 10/31/06

IDWR CONCURRENCE:


Steve Clelland
Senior Water Resource Agent
Date 9/12/06


Deputy Attorney General
Attorney for IDWR
Date 9-13-06

08/22/2006

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
37-107	T5 RANCH LLC PO BOX 751 BELLEVUE ID 83313	Disallowed	Recommended as rights 37-21838 & 37-21839

FWP SCC
NBS
MT
LAS

CERTIFICATE OF SERVICE

I certify that on Oct. 31, 2006, 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

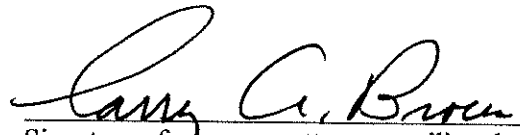
☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

T5 Ranch
PO Box 751
Bellevue, ID 83313

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

U.S. Department of Justice
Environment & Nat'l Resources Div.
550 W. Fort St., MSC 033
Boise, ID 83724

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


Signature of person or attorney mailing the form