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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. 21-12959

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):
MADISON COUNTY

Marilyn X. Rasmussen 11/14/2006
authorized signature Date
Ray W. Lighty 11-10-06
authorized signature Date

OBJECTOR(s):
USDI-BLM

Larry Brown 11/18/06
Date
Larry Brown
Attorney
United States Dept of Justice

STANDARD FORM 5 - 21-12959

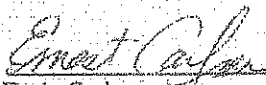
OBJECTOR:
USDI-BOR



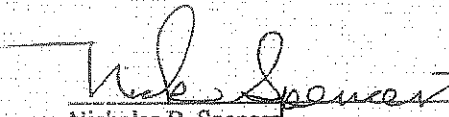
David W. Gehlert
Attorney
United States Dept of Justice

11/15/06

IDWR Concurrence:

 7-21-06

Ernie Carlsen Date
IDWR Adjudication Supervisor

 11-13-06

Nicholas B. Spencer Date
Deputy Attorney General

CERTIFICATE OF MAILING

I certify that on November 14, 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- BLM
USDI- BOR
US Department of Justice
Environment & Natural Resources
550 West Fort Street, MSC 033
Boise, ID 83724

Madison County
PO Box 396
Rexburg, ID 83440

Jerry Rigby
25 N 2nd E
PO Box 250
Rexburg, ID 83440-0250

(courtesy copy)

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



Signature of person mailing the form

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

RIGHT NUMBER: 21-12959

NAME AND ADDRESS:

MADISON COUNTY
PO BOX 396
REXBURG ID 83440

SOURCE:

Source:
HENRYS FORK

Tributary:

SNARE RIVER

QUANTITY:

0.060 CFS

PRIORITY DATE: 03/22/1978

POINT OF DIVERSION:

T06N R39E S30 NWNE
Within MADISON County

T06N R39E S30 Lot 14 NWNE
Within MADISON County

PURPOSE AND
PERIOD OF USE:

Purpose of use:

Period of use:

Quantity:

IRRIGATION

04/01 11/01

0.060 CFS

PLACE OF USE:

IRRIGATION

within MADISON County

T06N R39E S30 NWNE 3.9

T06N R39E S30 Lot 14 NWNE 0.7

T06N R39E S30 Lot 8 NWNE 2.3

3 ACRES TOTAL

Place of use does not include federal public lands

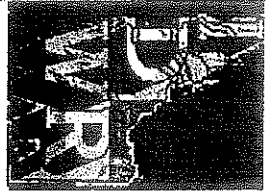
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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 12-1412(6) Idaho
Code

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RENUMBERED FROM 22-7272

EMC
OK
NBS



Idaho Department of Water Resources

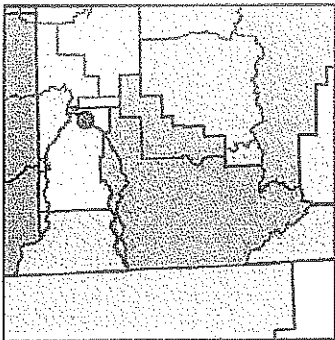
2/12/06

SRBA Recommendation:

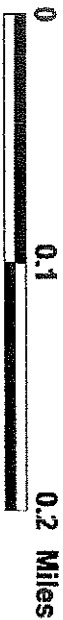
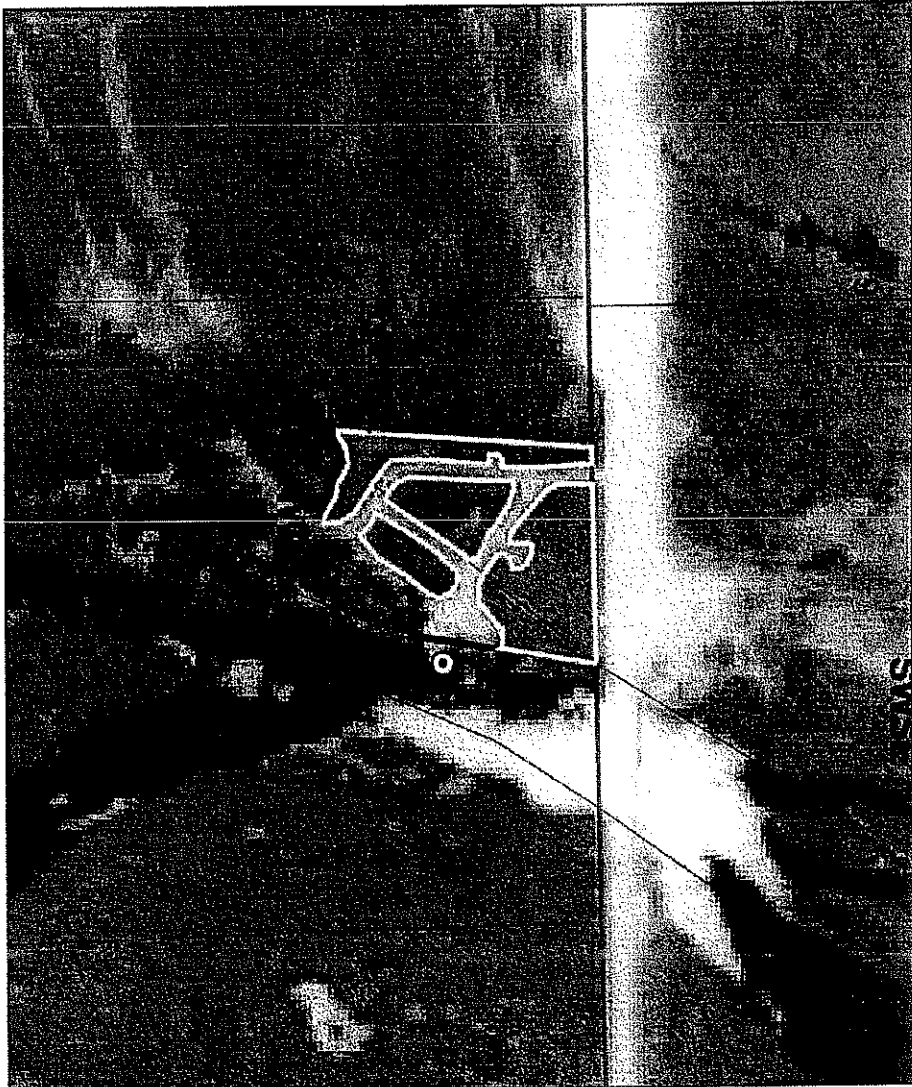
21-12959
(Irrigation)

Legend

- Point of Diversion Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Madison County
IDWR Basin 21



Prepared by E. Carlsen
On Friday, July 21, 2006
1987/88 Aerial Photography

Owner: MADISON COUNTY
NOTE: Only one owner is listed. There may or may not be more than this in the IDWR database.