

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. 21-5
)
)
)
)
)
)

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):

Trude Ranch Limited Partnership



Kent Foster
Attorney for claimant

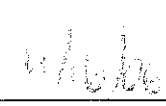
Date

OBJECTOR(s):

United States of America on behalf of the
Forest Service



David L. Negri
Attorney, U.S. Department of Justice
Environment and Natural Resources Div.


Date

IDWR Concurrence:

Ernest Carlsen 11-16-06
Ernest Carlsen Date
Water Resource Program Manager

Nicholas Spencer 11-16-06
Nicholas Spencer Date
Deputy Attorney General

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

RIGHT NUMBER: 21-5
NAME AND ADDRESS: TRUDE RANCH LIMITED PARTNERSHIP
1630 SHERIDAN RD #9G
WILMETTE IL 60091
SOURCE: ICEHOUSE CREEK TRIBUTARY: HENRYS FORK
QUANTITY: 2.000 CFS
PRIORITY DATE: 10/01/1890
POINT OF
DIVERSION: T13N R41E S26 NENW Within FREMONT County
PURPOSE AND
PERIOD OF USE:

NBS
EMC
PA

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	05/01 10/31	2.000 CFS
IRRIGATION	05/01 10/31	2.000 CFS

PLACE OF USE: IRRIGATION Within FREMONT County

T13N R42E S30	SWSW	13.00	T13N R42E S30 Lot 4 SWSW	16.00	
T13N R42E S30	SESW	14.00	T13N R42E S30	SWSE	11.00
T13N R42E S31	NWNE	38.00	T13N R42E S31	SWNE	25.00
T13N R42E S31	NENW	37.00	T13N R42E S31	NWNW	37.00
T13N R42E S31	SWNW	29.00	T13N R42E S31	SENW	35.00
T13N R42E S31	NENE	38.00	T13N R42E S31	SENE	25.00
T13N R42E S31	NWNE	37.00	T13N R42E S31	NENW	37.00
T13N R42E S31	SWNW	29.00	T13N R42E S31	SWNE	35.00
T13N R42E S32	NWNW	40.00	T13N R42E S32	SWNW	7.70

302.7 273.7 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 302.7 273.7 acres in a single irrigation season. Combined Right Nos.: 21-3, 21-4, 21-5, 21-2023

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 - Decreed

CERTIFICATE OF MAILING

I certify that on Nov 18, 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:

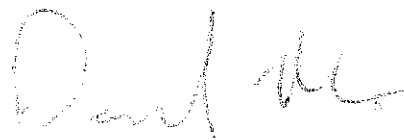
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

USDA - USFS
US Department of Justice
Environment & Natural Resources
550 West Fort Street, MSC 033
Boise, ID 83724

Kent Foster
PO Box 50130
Idaho Falls, ID 83405

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



Signature of person mailing the form