

Filed 11/16/06
jc

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

Subcase No. 21-02110B

Case No. 39576

Standard Form 5

STIPULATED ELEMENTS
OF A WATER RIGHT

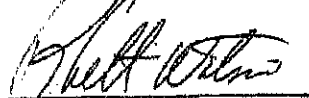
This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine 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 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:

Rhett Watson



Rhett Watson

11-13-06

Date

OBJECTOR:

United States on behalf of the
Bureau of Land Management



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

11/16/06

Date

IDWR CONCURRENCE:



Ernest Carlsen

Water Resource Program Manager

11-14-06

Date

IDWR CONCURRENCE:



Nicholas B. Spender (as to form)
Deputy Attorney General

11-15-06

Date

01/11/2006

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

RIGHT NUMBER: 21-2110B
NAME AND ADDRESS: BHEIT WATSON
PO BOX 12
MERWIN ID 83434

SOURCE: GROUND WATER
QUANTITY: 2.530 CFS
721.00 AFT
PRIORITY DATE: 01/10/1957

TRIBUTARY:

POINT OF DIVERSION: T06N R38E S3 NE1/4 Sec 8 Within MADISON County
PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	2.530 CFS 721.00 AFT

PLACE OF USE: IRRIGATION Within MADISON County

T06N R38E S35	SWNE	9.00	T06N R38E S35	SWNW	15.00
T06N R38E S35	SENE	15.00	T06N R38E S35	NESW	40.00
T06N R38E S35	NWSW	40.00	T06N R38E S35	SWSW	32.00
T06N R38E S35	SESE	20.00	T06N R38E S35	NWSE	23.00
T06N R38E S35	SWSE	4.00			

206 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 42-1412(5), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

The following rights are also diverted through point of diversion described above: 21-2110A

FWP
RW
EMC
NBS
DN

CERTIFICATE OF MAILING

I certify that on Nov. 16, 2006, I mailed the original and copies of this form, including all attachments, postage prepaid and addressed as follows:

1. Original to:

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

2. Copy to:

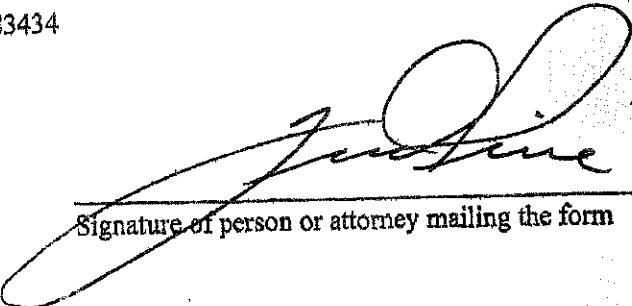
Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

IDWR Document Depository
P. O. Box 83720 *hand delivered*
Boise, Idaho 83720-0098

3. Copies to all parties to the subcase (insert names and addresses):

U.S., Department of Justice
Environment and Natural Resources Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

Rhett Watson
608 N 3500 E
Menan, Idaho 83434



Signature of person or attorney mailing the form