

OBJECTOR:

Jeanette Wolfley 10/20/06
Jeanette Wolfley Date
Attorney for Shoshone-Bannock Tribes

RESPONDENT:

David J. Barber 12/12/06
David J. Barber Date
Attorney for State of Idaho

IDWR Concurrence:

Ernest Carlsen 12-13-06
Ernest Carlsen Date
IDWR Adjudication Supervisor

Candice M. McHugh 12/13/06
Candice M. McHugh Date
Deputy Attorney General
Attorney for IDWR

EJD 10/3/06

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

RIGHT NUMBER: 27-4107

NAME AND ADDRESS: CITY OF SHELLEY
101 S EMERSON AVE
SHELLEY ID 83274

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.330 CFS
238.9 AFY

PRIORITY DATE: 07/30/1910

POINT OF
DIVERSION: 101N R37E S33 NWNW Lot 8 Within BINGHAM County
Two (2) points of diversion located in 101N, R37E, S33, NWNW.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
MUNICIPAL

PERIOD OF USE
01/01 12/31

QUANTITY
0.330 CFS
238.9 AFY

PLACE OF USE:

Place of use is within the service area of the City of Shelley
municipal water supply system as provided for under Idaho Law.

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 - Beneficial Use

Point of diversion is known locally as Well #1.

Right includes accomplished change in point of diversion pursuant to
Section 42-1425, Idaho Code.

Right No. 27-12077 is also diverted through point of diversion
described above.

CERTIFICATE OF MAILING

I certify that on December 13, 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

CITY OF SHELLEY

Represented by:
B J DRISCOLL
PO BOX 50731
IDAHO FALLS, ID 83405

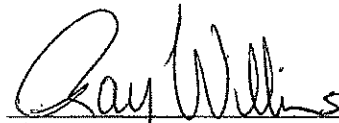
SHOSHONE-BANNOCK TRIBES

Represented by:
JEANETTE WOLFLEY
SPECIAL COUNSEL
SHOSHONE-BANNOCK TRIBE
202 N ARTHUR
POCATELLO, ID 83202

STATE OF IDAHO

Represented by:
NATURAL RESOURCES DIV CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
PO BOX 44449
BOISE, ID 83711-4449

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098



Signature of person or attorney mailing form