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DEC 21 2006
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	)	Subcase No.: 45-2692
	)	
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 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:
Critchfield Farms

Daren Critchfield 12-5-06
Daren Critchfield Date
Partner, Critchfield Farms

OBJECTOR:
United States on behalf of the
Bureau of Land Management

Larry A. Brown 12/11/06
Larry A. Brown Date
Attorney, U.S. Department of Justice
Environment and Natural Resources Div.

IDWR CONCURRENCE:

Jeanie Robertson 12/1/06
Jeanie Robertson Date
Sr. Water Resource Agent

Nicholas B. Spencer 12-2-06
Nicholas B. Spencer Date
Deputy Attorney General
Attorney for IDWR

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

RIGHT NUMBER: 45-2692

NAME AND ADDRESS: CRITCHFIELD FARMS
C/O DAREN CRITCHFIELD
1815 S HWY 27
OAKLEY ID 83346

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.600 CFS
673.00 AFY

Fwp

DE LAS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 9.22 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 3913.6 AF. COMBINED RIGHT NOS.: 45-
2379, 45-2692, & 45-4043.

PRIORITY DATE: 03/28/1963

POINT OF
DIVERSION:

T13S R22E S2	NWNWSW	Within CASSIA County
T13S R22E S2	SWNWSW	Within CASSIA County
T13S R22E S11	SWNWNW	Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	1.600 CFS 673.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY
BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS
NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT
EXCEEDED.

THE USE OF WATER BEFORE [APRIL 1] AND AFTER [NOVEMBER 1]
UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO
SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE
EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS
RIGHT.

PLACE OF USE:

IRRIGATION

Within CASSIA County

T12S R22E S35	NESW	41.0
T12S R22E S35	NWSW	41.0
T12S R22E S35	SWSW	36.0
T12S R22E S35	SESW	41.0
T12S R22E S35	NESE	41.0
T12S R22E S35	NWSE	40.0
T12S R22E S35	SWSE	40.0
T12S R22E S35	SESE	35.0
T13S R22E S02 Lot 1	NENE	3.3
T13S R22E S02 Lot 2	NWNE	40.0
T13S R22E S02	SWNE	40.0
T13S R22E S02	SENE	3.2
T13S R22E S02 Lot 3	NENW	41.0
T13S R22E S02 Lot 4	NWNW	41.0

K
NBS

T13S	R22E	S02	SWNW	40.0
T13S	R22E	S02	SENW	40.0
T13S	R22E	S02	NESW	40.0
T13S	R22E	S02	NWSW	40.0
T13S	R22E	S02	SWSW	40.0
T13S	R22E	S02	SESW	40.0
T13S	R22E	S02	NESE	3.0
T13S	R22E	S02	NWSE	40.0
T13S	R22E	S02	SWSE	40.0
T13S	R22E	S02	SESE	3.1
T13S	R22E	S11	NENE	2.7
T13S	R22E	S11	NWNE	38.0
T13S	R22E	S11	NENW	40.0
T13S	R22E	S11	NWNW	40.0
T13S	R22E	S11	SWNW	28.0
T13S	R22E	S11	SENW	20.0
T13S	R22E	S11	NESW	1.6
~~T13S~~	~~R22E~~	~~S11~~	~~NWSW~~	~~5.8~~

~~985.7~~ 979.9 ACRES TOTAL

FWP

JAE

DC

NBS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF ~~985.7~~ 979.9 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2379, 45-2692, & 45-4043.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 270 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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 - License

CERTIFICATE OF SERVICE

I certify that on Dec. 11, 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

Critchfield Farms
c/o Daren Critchfield
1815 S. Hwy 27
Oakley, ID 83346

☐ 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