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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

Subcase No. 31-11616

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.

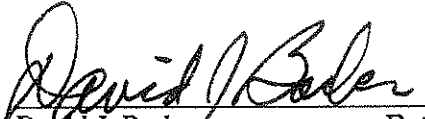
CLAIMANT(s):

Glenn W. Dalling
Glenn W. Dalling Date

Dorothy H. Dalling
Dorothy H. Dalling Date

STANDARD FORM 5 – Water Right No. 31-11616

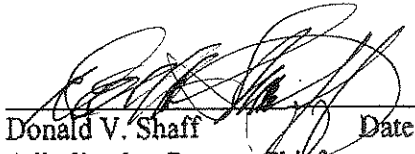
OBJECTOR:

 1/10/2007

Date

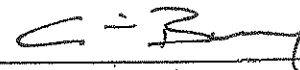
David J. Barber
Attorney for State of Idaho, Department of Lands

IDWR Concurrence:

 1-12-07

Date

Donald V. Shaff
Adjudication Bureau Chief

 1/12/07

Date

~~Candice McHugh~~
Deputy Attorney General
Attorney for IDWR

Chris M. Bromley

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

RIGHT NUMBER: 31-11616

NAME AND ADDRESS: ~~GLENN W DALLING~~
~~500 W 1ST S~~
~~SUGAR CITY ID 83448~~~~BOROTHY H DALLING~~
~~500 W 1ST S~~
~~SUGAR CITY ID 83448~~STATE OF IDAHO
DEPT OF LANDS
954 W JEFFERSON
PO BOX 83720
BOISE ID 83720-0050D/B
AL CB

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 10/04/1994

POINT OF
DIVERSION:

T09N R37E S36 SESESW Within CLARK County

PURPOSE AND
PERIOD OF USE:PURPOSE OF USEPERIOD OF USEQUANTITY

STOCKWATER

01/01 12/31

0.040 CFS

PLACE OF USE:

STOCKWATER in CLARK County

T09N R37E S36

SESW

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

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

Stockwater use is for 600 cow/calf pairs.

CERTIFICATE OF MAILING

I certify that on January 12, 2007, 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:

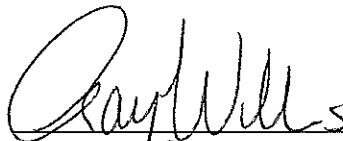
CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P. O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

2. STATE OF IDAHO DEPT OF LANDS

Represented by:
STATE OF IDAHO
700 W JEFFERSON, ROOM 210
PO BOX 44449
BOISE, ID 83711-4449

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

DOROTHY H DALLING
GLENN W DALLING
590 W 1ST S
SUGAR CITY, ID 83448



Signature of person or attorney mailing the form