

Jan 15, 2007 2:05PM
Jan 11, 2007 3:41PM

Baker Harris
Idaho Dept. of Water Resources

No 6541 P 2/5
REV. 2302

**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. 27-7007C

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/OBJECTOR:

J. Blaine Shoemaker



Dwight E. Baker

Attorney for Claimant/Objector

1/13/07
Date

Jan. 15, 2007, 2:05PM
Jan. 11, 2007, 3:41PM

Baker Harris
IDWR Dept. of Water Resources

No. 6541 P. 3/5
No. 2502

IDWR Concurrence:

Ernest Carlsen 1-11-07
Ernest Carlsen Date
Water Resources Program Manager

Garlick L. Baxter 1/12/07
Garlick L. Baxter Date
Deputy Attorney General
Attorney for IDWR

Jan. 15, 2007 2:05PM

Baker Harris of Water Resources

No. 6541 P. 4/5

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

RIGHT NUMBER: 27-7007C
NAME AND ADDRESS: J SYLVIE SHOEMAKER
24 S 200 E
BLACKFOOT ID 83221

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.130 CFS
836.50 AFY

PRIORITY DATE: 03/18/1969

POINT OF
DIVERSION: T03S R36E S4 SE6SWNE within BINGHAM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
3/01 10/31

QUANTITY
3.130 CFS
836.50 AFY

PLACE OF USE: IRRIGATION within BINGHAM County

T03S R36E S04	NESE	34.80	T03S R36E S04	NWNE	33.60
T03S R36E S04	SWNE	39.70	T03S R36E S04	SENE	36.70
T03S R36E S04	SWNW	1.00	T03S R36E S04	SENN	18.40
T03S R36E S04	NESW	34.60	T03S R36E S04	NWSW	9.10
T03S R36E S04	SESW	0.60	T03S R36E S04	SESW	7.50
T03S R36E S04	NESE	0.50	T03S R36E S04	NWSE	22.60

239.1 ACRES TOTAL

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

RIGHT NO. 27-7007B IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

This right is a split from former right 27-7007A.

CERTIFICATE OF MAILING

I certify that on January 17, 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:

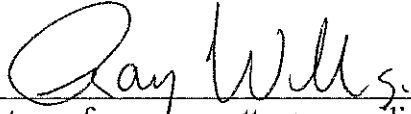
1. Original to:

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

Via facsimile & mail

J BLAINE SHOEMAKER
Represented by:
DWIGHT E. BAKER
266 WEST BRIDGE
BLACKFOOT, ID 83221

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



Signature of person or attorney mailing form