

RECEIVED

MAR 15 2007

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

Case No. 39576

) Subcase No.: 45-487A
)
)
)
)
)
)
)

STANDARD FORM 5

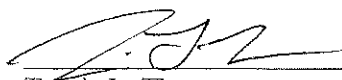
STIPULATED ELEMENTS OF A
WATER RIGHT

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.

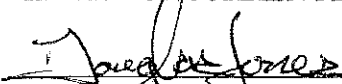
The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

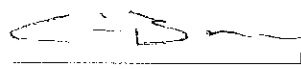
The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT / OBJECTOR:

 3/14/07
Travis L. Thompson, Date
Attorney for Tugaw Ranch

IDWR CONCURRENCE:

 3/13/07
Douglas Jones Date
Technical Engineer I

 3/13/07
Chris Bromley Date
Deputy Attorney General
Attorney for IDWR

03/13/2007

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

RIGHT NUMBER: 45-487A

NAME AND ADDRESS: TUGAW RANCH
C/O JOE TUGAW
3277 WOODBRIDGE DR
TWIN FALLS ID 83301

SOURCE: DRY CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.560 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 8.05 CFS. COMBINED RIGHT NOS.: 45-487A, 45-487B,
45-491, 45-492, 45-493, 45-495, 45-496B, 45-2449, 45-2486, 45-13622.

PRIORITY DATE: 03/01/1879

POINT OF
DIVERSION: T12S R19E S24 NWNW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	03/15 11/15	0.560 CFS
PLACE OF USE:	IRRIGATION in CASSIA County		
	T12S R19E S01 Lot 2 NWNE	34.00	T12S R19E S01 SWNE 38.00
	T12S R19E S01 Lot 3 NENW	38.00	T12S R19E S01 SENW 38.00
	T12S R19E S01 NESW	38.00	T12S R19E S01 SESW 36.00
	T12S R19E S01 NWSE	24.00	T12S R19E S01 SWSE 6.50
	T12S R19E S12 NWNE	5.20	T12S R19E S12 SWNE 6.10
	T12S R19E S12 NENW	36.00	T12S R19E S12 SENW 34.00
	T12S R19E S12 NESW	38.00	T12S R19E S12 SESW 31.00

402.8 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 201 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH RIGHT NOS. 45-487B & 45-13622 IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 201 ACRES IN A SINGLE
IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 402.8 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-487A, 45-487B, 45-491, 45-492, 45-493, 45-495,
45-496B, 45-2449, 45-2486, 45-13622.

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 - Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

CERTIFICATE OF SERVICE

I certify that on March 14, 2007, 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

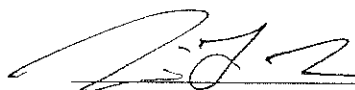
✓ 2. Copies to:

IDWR Document Repository
P.O. Box 83720
Boise, ID 83720-0098

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Travis L. Thompson
Barker, Rosholt & Simpson LLP
113 Main Ave W., Ste. 303
P.O. Box 485
Twin Falls, ID 83303-0485

☐ Overnight Mail
☐ Regular Mail
☒ Hand-Delivered
☐ Facsimile



Signature of person or attorney mailing the form