

**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. 77-04056

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 the facts, date, expert opinions and law supporting the issuance of a partial decree for the water right.

The parties agree that the Snake River 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:

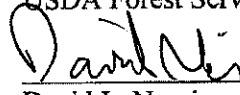
Yellow Pine Water Users Assn Inc


David A McClintock

Date 3-16-07

OBJECTOR:

United States on behalf of the
USDA Forest Service

 3/21/07
David L. Negri Date

IDWR CONCURRENCE:

 3/15/07
Kenneth Knoblock Date

ATTORNEY FOR IDWR:

 3/21/07
Chris M Bromley Date

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

Right Number: 77-04056

Name and Address: YELLOW PINE WATER USERS ASSN I
C/O DAVID A MC CLINTOCK CH
PO BOX 6
YELLOW PINE, ID 83677

Source: BOULDER CREEK Tributary: EAST FORK SOUTH FORK
SALMON RIVER

Quantity: 2.68 CFS

Priority Date: 01-01-1962

Diversion Point: T19N R08E S21 SENW Within Valley County

Purpose and Period of Use:	Purpose of Use	Period of Use	Quantity
	Domestic	01-01 TO 12-31	2.68 CFS

Place of Use: Domestic Within Valley County
T19N R08E S21

NENE	NWNE
SWNE	SENE
NENW	NWNW
SWNW	SENW
NESW	NWSW
SWSW	SESW
NESE	NWSE
SWSE	SESE
NENW	NWNW
SWNW	SENW

S28

Other Provisions Necessary for Definition / Administration of this
Water Right:

This water right includes National Forest System land in
Section 28 pursuant to a Special Use Permit.

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

CERTIFICATE OF MAILING

I certify that on March 21, 2007, I mailed the original and copies of this form, including all attachments, 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, ID 83303-2707

Hand Delivered

2. Copy to:

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

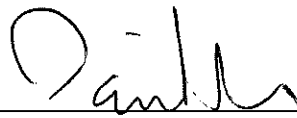
Hand Delivered

United States Department of Justice
Environment and Natural Resources Division
550 W. Fort Street, MSC 033
Boise, ID 83724

Hand Delivered

3. Copies to all parties to the subcase (insert names and addresses here):

Yellow Pine Water Users Assn Inc
C/O David A McClintock
PO Box 6
Yellow Pine, ID 83677



Signature of person mailing documents