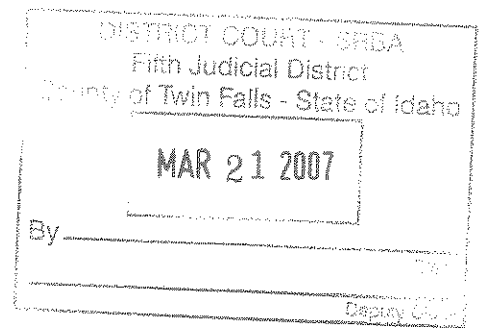




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Subcase No. 77-4007

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)/OBJECTOR(s):

Catherine M Gillihan 3/21/07
Catherine M. Gillihan Date

Robert J Gillihan Jr 3/21/07
Robert J. Gillihan Jr. Date

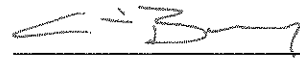
by Catherine Gillihan
(mother)

STANDARD FORM 5 – 77-4007

IDWR Concurrence:



Kenneth Knoblock Date
Water Rights Supervisor

 3/21/07

Chris Bromley Date
Deputy Attorney General
Attorney for IDWR

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

RIGHT NUMBER: 77-4007

NAME AND ADDRESS: CATHERINE M GILLIHAN
C/O ROBERT JAMES GILLIHAN JR
10064 GLEN ELLEN ST
BOISE ID 83704

ROBERT J GILLIHAN JR
10064 GLEN ELLEN ST
BOISE ID 83704

SOURCE: LOGAN CREEK

TRIBUTARY: BIG CREEK

QUANTITY: ~~0.220 CFS~~ 0.32 CFS

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

PRIORITY DATE: 05/07/1925

POINT OF DIVERSION:

T21N R09E S34 NWNWSE Within VALLEY County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	05/01 10/31	~~0.140 CFS~~ <u>0.24 CFS</u>
DOMESTIC	01/01 12/31	0.080 CFS

PLACE OF USE: IRRIGATION in VALLEY County

T21N R09E S35 SENW 3.00 T21N R09E S35 NESW 3.60

DOMESTIC in VALLEY County

T21N R09E S35 SENW

6.6 ACRES TOTAL

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

The quantity of water decreed for this water right for domestic use 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

CERTIFICATE OF MAILING

I certify that on 3/21, 2004⁷, 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. Copies to:

Hand Delivered

CATHERINE M GILLIHAN
C/O ROBERT JAMES GILLIHAN JR
10064 GLEN ELLEN ST
BOISE, ID 83704

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

ROBERT J GILLIHAN JR
10064 GLEN ELLYN ST
BOISE, ID 83704



Signature of person or attorney mailing the form