

RECEIVED

MAR 27 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.: 37-4041

) (Uncontested Overlap to

) Water Rights 37-810 & 37-811)

) 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.

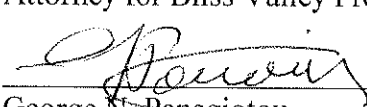
The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:


Robert E. Williams

3/8/07
Date

Attorney for Bliss Valley Properties

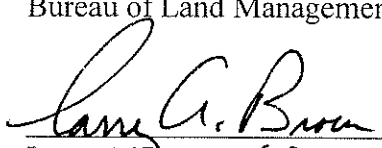

George N. Panagiotou

3-13-07
Date

For Bliss Valley Properties

OBJECTOR:

United States on behalf of the
Bureau of Land Management


Larry A. Brown FWP

3/23/07
Date

Attorney, U.S. Department of Justice
Environment and Natural Resources

IDWR CONCURRENCE:

Carter Fritschle 3-5-07
Carter Fritschle Date
Section Manager Adjudication Bureau

Nicholas B. Spencer 3-5-07
Nicholas B. Spencer Date
Deputy Attorney General
Attorney for IDWR

10/03/2006

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

RIGHT NUMBER: 37-4041

NAME AND ADDRESS: BLISS VALLEY PROPERTIES LLC
756 LYNNMERE DR
THOUSAND OAKS CA 91360

SOURCE: UNNAMED STREAM TRIBUTARY: CLOVER CREEK
Point of injection into and point of redirection from unnamed stream.

QUANTITY: 300.00 AFY *FWP*
The capacity of the storage reservoir is 49.9 AF. The reservoir may be refilled multiple times up to the total diversion volume in a single year.

PRIORITY DATE: 07/26/1963

POINT OF DIVERSION:
T04S R13E S29 SWSW Within GOODING County
T04S R13E S29 SWSW Injection Within GOODING County
T04S R13E S31 NENE Rediversion Within GOODING County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
FISH PROPAGATION STORAGE	01/01 12/31	300.00 AFY
~~FISH PROPAGATION FROM STORAGE~~	~~01/01 12/31~~	~~300.00 AFY~~
IRRIGATION FROM STORAGE	03/15 11/15	300.00 AFY
IRRIGATION STORAGE	01/01 12/31	300.00 AFY

PLACE OF USE: IRRIGATION FROM STORAGE Within GOODING County

T04S R13E S30	SWSE	18.00	T04S R13E S30	SESE	15.00
T04S R13E S31	NENE	24.00	T04S R13E S31	NWNE	23.00

FISH PROPAGATION FROM STORAGE same as IRRIGATION FROM STORAGE

80 ACRES TOTAL

Right nos. 37-4040 and 37-4041 are limited to the irrigation of a combined total of 80 acres in a single irrigation season.

Right nos. 37-810, 37-811, 37-4040 and 37-4041 are limited to the irrigation of a combined total of ~~141.9~~ 133 acres in a single irrigation season.

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 - Beneficial Use

CERTIFICATE OF SERVICE

I certify that on Mar. 23, 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

Robert E. Williams
Fredericksen Williams
P.O. Box 168
Jerome, ID 83338

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

U.S. Department of Justice
Environment & Nat'l Resources Div.
550 W. Fort St., MSC 033
Boise, ID 83724

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

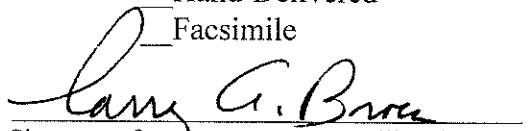
George N. Panagiotou
Bliss Valley Properties
756 Lynnmere Dr.
Thousand Oaks, CA 91360

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

3. Courtesy Copy to:

John F. Magnuson
P.O. Box 2350
1250 Northwood Center Court, Suite A
Coeur d'Alene, ID 83814

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


Signature of person or attorney mailing the form