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DEPARTMENT OF
WATER RESOURCESDEPARTMENT 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

Subcase No.: 74-7

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.

CLAIMANTS/RESPONDENTS:

Romaldo Martin

Janice Martin

Romaldo Martin 3-26-07
Romaldo Martin Date

Janice Martin 3-26-07
Janice Martin Date

OBJECTOR:United States on behalf of the
Bureau of Land Management

Larry A. Brown 4/05/07
Larry A. Brown Date
Attorney, U.S. Department of Justice
Environment and Natural Resources

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

RIGHT NUMBER: 74-7

NAME AND ADDRESS: ROMALDO MARTIN
1192 FALLON RD
HOLLISTER CA 95023

JANICE MARTIN
1192 FALLON RD
HOLLISTER CA 95023

SOURCE: GEERTSON CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 1.000 CFS

PRIORITY DATE: 06/01/1884

POINT OF
DIVERSION: T22N R23E S34 SWSW Lot 5 Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.000 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T21N R23E S03 Lot 4 NWNW	10.00	T21N R23E S03	SWNW	15.00	
T21N R23E S03	NWSW	12.00	T21N R23E S03	SWSW	4.00
T21N R23E S04	SENE	20.00	T21N R23E S04	NESE	33.00
T21N R23E S04	NWSE	13.00	T21N R23E S04	SWSE	30.00
T21N R23E S04	SESE	33.00	T21N R23E S09	NENE	22.00
T21N R23E S09	NWNE	34.00	T21N R23E S09	SWNE	30.00
T21N R23E S09	SENE	13.00	T21N R23E S09	NENW	4.00
T21N R23E S09	SENW	23.00	T21N R23E S09	NESE	1.00
T21N R23E S09	NWSE	27.00	T22N R23E S34 Lot 5 SWSW		2.00

326 ACRES TOTAL

Place of use does not include federal public lands

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 112.2 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE 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 - Decreed

CERTIFICATE OF SERVICE

I certify that on April 5, 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

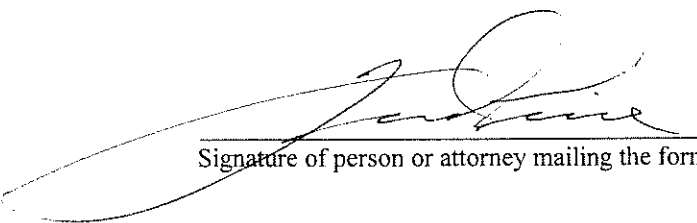
☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Ronald Martin
Janice Martin
1192 Fallon Rd.
Hollister, CA 95023

☐ 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



Signature of person or attorney mailing the form



Fredric
Price/IDSO/ID/BLM/DOI
04/05/2007 04:06 PM

To larry.brown@usdoj.gov, david.negri@usdoj.gov
cc Sherman Beazer/IDSO/ID/BLM/DOI
bcc

Subject SF-5s FedEx'd to Court Today

Larry, David,

Thank you very much David for signing off on a pile of SF-5s (14) while Larry is on vacation! I completed Certificate of Mailing and FedEx'd the originals to the court.

Fred

SUBCASES	CLAIMANT
27-11960	Circle Two Bar Ranch, Inc. (Burch)
74-00006	Martin
74-00007	Martin
74-00619	Martin
74-00630A	Barrett
74-00630D	McAfee (Shane)
74-00918	Martin
74-01593	McKinney (Sam & Barbara)
74-01599	McKinney (Sam & Barbara)
74-01832	McNellis (Terry & Jessica)
74-02057	McNellis (Terry & Jessica)
74-07101	Weiss
74-15021	Andrews (Melvin & Martha)
74-15603	Kossler