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APR 18 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

) Subcase No. 21-12527

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.

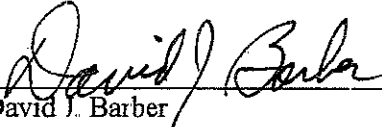
The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions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

State of Idaho

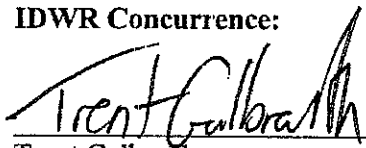
Department of Lands


David J. Barber
Deputy Attorney General

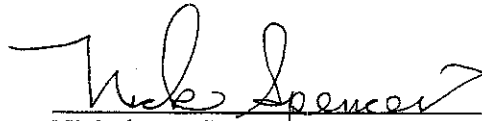
4/17/2007
Date

STANDARD FORM 5 – 21-12527

IDWR Concurrence:


Trent Galbraith
Water Resource Agent

4-16-07
Date


Nicholas B. Spencer
Deputy Attorney General

4-16-07
Date

CERTIFICATE OF MAILING

I certify that on April 17, 2007, I mailed the original and copies of this form, including all attachments, to the following persons by mailing in the United States Mail, postage prepaid, or by the other method designated, the original and/or copies, 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

U.S. MAIL

2. Copies to:

State of Idaho, Dept. of Lands
954 W. Jefferson
PO Box 83720
Boise, ID 83720-0050

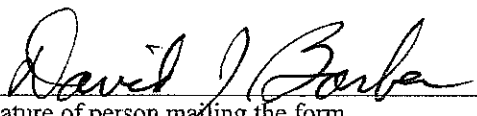
STATEHOUSE MAIL

IDWR Document Depository
PO Box 83720
Boise, ID 83720

STATEHOUSE MAIL

Chief of Natural Resource Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

(not applicable)



Signature of person mailing the form

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

RIGHT NUMBER: 21-12527

NAME AND ADDRESS: STATE OF IDAHO
DEPT OF LANDS
700 W JEFFERSON, ROOM 210
PO BOX 44449
BOISE ID 83711-4449

SOURCE: GROUND WATER

TRIBUINARY:

QUANTITY: 0.230 CFS

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

PRIORITY DATE: 10/15/1996

POINT OF DIVERSION:

T15N R43E S22 SENWSE Within FREMONT County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

1/01 12/31

0.230 CFS

PLACE OF USE: STOCKWATER in FREMONT County

T15N R43E S22 NWSE

T15N R43E S23

SWNE

I15N R43E S23 NWSW

T15N R43E S24

SESW

T15N R43E S25 SENW

~~T15N R43E S26~~

~~SENE~~

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use
STOCKWATER 1000 CATTLE

SF5: 21-12527