

**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. 63-8118
)
)
)
)
)
)
)

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.

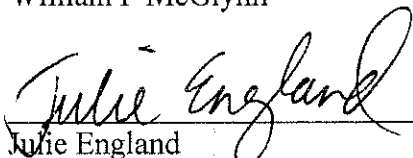
The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

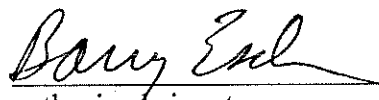
CLAIMANT(s):

Julie England
William P McGlynn

OBJECTOR(s):

South Boise Water Company

 April 2, 2007
Julie England Date

 4-18-07
authorized signature Date

 April 2, 2007
William P McGlynn Date

STANDARD FORM 5 – 63-8118

IDWR Concurrence:

Sandy Egbert 4-5-07
Sandy Egbert Date
GIS Specialist

Nicholas B. Spencer
Nicholas B. Spencer Date
Deputy Attorney General

STANDARD FORM 5-63-8118

RECEIVED

APR 23 2007

DEPARTMENT OF
WATER RESOURCES

CERTIFICATE OF MAILING

I certify that on April 18, 2007, 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:

South Boise Water Co
PO Box 6005
Boise, ID 83707

~~Ringert Clark Chartered~~
~~PO Box 2773~~
~~455 S 3rd~~
~~Boise, ID 83701-2773~~

Julie England
William McGlynn
3058 Selkirk Dr
Boise, ID 83702

✓ IDWR Repository
P.O. Box 83720
Boise, ID 83720

Barry Esche
Signature of person mailing the form

SF5 Right No. 63-8118

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

RIGHT NUMBER: 63-8118

NAME AND ADDRESS: JULIE ENGLAND
3058 SELKIRK DR
BOISE ID 83702

WILLIAM P MC GLYNN
3058 SELKIRK DR
BOISE ID 83702

BONNIE SCHAFFER
KEVIN M ROGERS
140 PARKWAY DR
BOISE ID 83706

SOURCE: UNNAMED SLOUGH

TRIBUTARY: BOISE RIVER

QUANTITY: 0.060 CFS
2.250 AFY

PRIORITY DATE: 04/24/1975

This right may be diverted only during flood control releases from
reservoirs up stream.

POINT OF DIVERSION:

T03N R02E S14 SWSE Rediversion Within ADA County

T03N R02E S14 SWSE Rediversion Within ADA County

T03N R02E S14 SWSE Injection Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

4/01 10/31

0.060 CFS
2.25 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 1 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15,
PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE
OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS
REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO
SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE
EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION in ADA County

T03N R02E S14 SWSE 0.50

0.5 ACRES TOTAL

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.

SF5 Right No. 63-8118

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EXPLANATORY MATERIAL: BASIS OF CLAIM - License

PROPERTY IS ALSO KNOWN AS LOT 5, BLK 2, NELSONS RIVER PARKWAY
SUBDIVISION NUMBER 2.

Source is locally known as Loggers Creek

NBS
RL

SF5 Right No. 63-8118