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Melody Taft

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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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. 21-95B
)
)
)
)
)
)

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)/OBJECTION(s):

John Taft Corp

John E Taft 1990 Trust

John Taft for:

John Taft Corporation

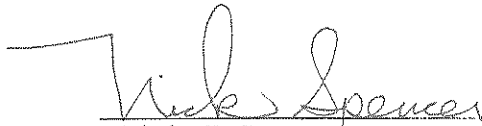
and John E Taft 1990 Trust

Date

STANDARD FORM 5 --21-95B

IDWR Concurrence:

 5-7-07
Ernest Carlsen Date
Water Resource Program Manager

 5-7-07
Nicholas B. Spencer Date
Deputy Attorney General

CERTIFICATE OF MAILING

I certify that on May 8, 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:

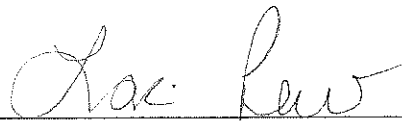
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

John Taft Corporation
John E Taft 1990 Trust
PO Box 3403
Ventura, CA 93006

John E. Taft
2158 Baldwin Road
Ojai, CA 93023

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



Signature of person mailing the form

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

RIGHT NUMBER: 21-95B

NAME AND ADDRESS:

JOHN TAFT CORP
C/O JOHN TAFT
2158 BALDWIN RD
OJAI CA 93023THE JOHN E TAFT 1990 TRUST
2158 BALDWIN RD
OJAI CA 93023

SOURCE:

Source:

DUCK CREEK

Tributary:

HENRYS FORK

QUANTITY:

1.600 CFS

PRIORITY DATE:

06/01/1889

POINT OF DIVERSION:

T15N R42E S13 NESENE
Within FREMONT County~~T15N R42E S13 NESENE~~ Ejection
~~Within FREMONT County~~PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

05/01 10/31

1.600 CFS

PLACE OF USE:

IRRIGATION

within FREMONT County

T15N R43E S07 Lot 7 SWSW 39.0

T15N R43E S07 SESW 15.0

T15N R43E S18 NENE 4.7

T15N R43E S18 Lot 1 NWNW 23.0

81.7 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 83.8 acres in a single irrigation season Combined Right Nos.: 21-94B, 21-95B, 21-96B

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(5), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.