

**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.: 74-2047G

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 / OBJECTOR:

Paula Guth 5-7-07
Paula Guth Date

CLAIMANT / OBJECTOR:

Bill Guth 5/9/07
Bill Guth Date

IDWR CONCURRENCE:

Carter Fritschle 5-7-07
Carter Fritschle Date
Section Manager Adjudication Bureau

IDWR CONCURRENCE:

Christopher M. Bromley 5/9/07
Christopher M. Bromley Date
Deputy Attorney General
Attorney for IDWR

04/26/2007

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

RIGHT NUMBER: 74-2047G
NAME AND ADDRESS: PAULA GUTH
25 COUNTRY LIVING LN
SALMON ID 83467
BILL GUTH
25 COUNTRY LIVING LN
SALMON ID 83467

SOURCE: LEMHI RIVER TRIBUTARY: SALMON RIVER
QUANTITY: 0.160 CFS
PRIORITY DATE: 09/19/1909
POINT OF DIVERSION:

T21N R23E S33 NWNW 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	0.160 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T21N R22E S11	SWSE	4.60	T21N R22E S11	SESE	0.60
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5.2 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed
Water is delivered through the L-9 Diversion.

Pg CF
Bd
CB

CERTIFICATE OF SERVICE

I certify that on May 9, 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

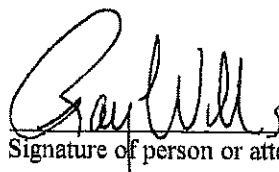
2. Copies to:

IDWR Document Repository
P.O. Box 83720
Boise, ID 83720-0098

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

Paula & Bill Guth
25 Country Living Lane
Salmon, ID 83467

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



Signature of person or attorney mailing the form