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

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MAY 11 2007

DEPARTMENT OF
WATER RESOURCES

2007 MAY 17 AM 10 40

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.: 74-1117

STANDARD FORM 5

STIPULATED ELEMENTS OF A
WATER RIGHT

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MAY 21 2007

DEPARTMENT OF
WATER RESOURCES

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:

Bruce Whitson

Chase Slavin 5/10/07
Chase Slavin, Date
Attorney for Bruce Whitson

OBJECTOR:

United States on behalf of the
Bureau of Land Management

David L. Negri 5/10/07
David L. Negri Date
Attorney, U.S. Department of Justice

IDWR CONCURRENCE:

Ernest Carlsen 5-10-07
Ernest Carlsen Date
Water Resource Program Manager

IDWR CONCURRENCE:

C. M. Bromley 5/10/07
Christopher M. Bromley Date
Deputy Attorney General
Attorney for IDWR

01/19/2006

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

RIGHT NUMBER: 74-1117

NAME AND ADDRESS: ~~ISABEL WHITSON~~ Bruce Whitson
PO BOX 22
LEMHI ID 83465

SOURCE: WASTE WATER TRIBUTARY: HAYDEN CREEK

QUANTITY: 0.020 CFS

PRIORITY DATE: 04/01/1908

POINT OF
DIVERSION: T18N R24E S29 SENE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	0.020 CFS

PLACE OF USE: IRRIGATION Within LEMHI County
T18N R24E S29 SENE 1.00

1 ACRES TOTAL

Place of use does not include federal land.

EMC
DN ES
M.C.S.

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 1 May 15th, 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

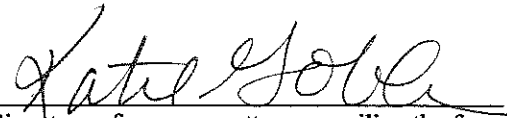
☐ Overnight Mail
☐ Regular Mail
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U.S. Department of Justice
Environment & Nat'l Resources Div.
550 W. Fort St., MSC 033
Boise, ID 83724

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

Chase Slavin
401 Main St. 2
Salmon, ID 83467

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


Signature of person or attorney mailing the form