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DEPARTMENT OF
WATER RESOURCES

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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.: 74-591

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.

CLAIMANTS:

Ruby M. Nelson

Clyde S. Nelson

Ruby M. Nelson 5/12/07
Ruby M. Nelson Date

Clyde S. Nelson 5-10-07
Clyde S. Nelson Date

OBJECTOR:

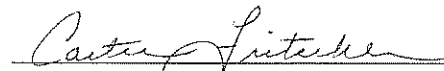
United States on behalf of the

Bureau of Land Management

Larry A. Brown 5/21/2005
Larry A. Brown FWD Date

Attorney, U.S. Department of Justice
Environment and Natural Resources

IDWR CONCURRENCE:

 4-2-07
Carter Fritschle Date
Section Manager Adjudication Bureau

IDWR CONCURRENCE:

 5/22/07
Christopher M. Bromley Date
Deputy Attorney General
Attorney for IDWR

04/02/2007

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

RIGHT NUMBER: 74-591
NAME AND ADDRESS: RUBY M NELSON
152 LEMHI RD
SALMON ID 83467
CLYDE S NELSON
152 LEMHI RD
SALMON ID 83467

SOURCE: LEMHI RIVER TRIBUTARY: SALMON RIVER
QUANTITY: 0.320 CFS
PRIORITY DATE: 04/01/1900

POINT OF DIVERSION:
T21N R22E S10 NWSE 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	0.320 CFS	CR
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>			
	T21N R23E <u>R22E</u> S04	SWSW 4.00	T21N R23E <u>R22E</u> S04	SESW 2.00
	T21N R23E <u>R22E</u> S09	NENW 3.00	T21N R23E <u>R22E</u> S09	NWNW 1.00

10 ACRES TOTAL

This right authorizes the irrigation of 10.7 total acres.

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 May 23rd, 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

Ruby M Nelson
Clyde S. Nelson
152 Lemhi Rd
Salmon, ID 83467

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

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


Signature of person or attorney mailing the form