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SEP 07 2007

DEPARTMENT OF
WATER RESOURCES

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. 21-11035

) AMENDED
) 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.

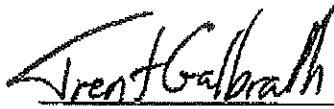
CLAIMANT(s)/OBJECTOR(s):

Steve & Joette Lookabaugh

 9-5-07
Jerry Rigby Date
attorney for claimants/objectors

AMENDED STANDARD FORM 5 – 21-11035

IDWR Concurrence:



Trent Galbraith
IDWR Water Resource Agent

9-5-07

Date



Nicholas B. Spencer
Deputy Attorney General

9-5-07

Date

CERTIFICATE OF MAILING

I certify that on September 5, 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:

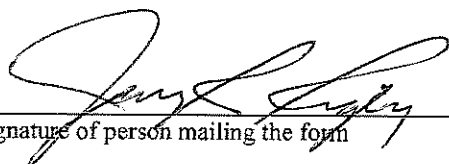
1 Original to:

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:

Jerry R. Rigby
25 N 2nd E
PO Box 250
Rexburg, ID 83440-0250

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: 21-11035

NAME AND ADDRESS:

Steve and Joette Lookabaugh
PO BOX 179
CHESTER ID 83421

SOURCE:

Source:
FALL RIVER

Tributary:

HENRYS FORK

QUANTITY:

0.200 CFS~~0.030 CFS~~

PRIORITY DATE: 06/01/1888

POINT OF DIVERSION:

~~T08N R42E S20 SWNW~~
~~Within FREMONT County~~T08N R42E S20 Lot 5 SWNW
Within FREMONT CountyPURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

04/01 10/31

0.200 CFS

PLACE OF USE:

IRRIGATION

within FREMONT County

T08N R4E S22 SESE 2.0

2 ACRES TOTAL


NBS


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

Amended SF5: 21-11035