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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) Subcase No. 78-04140
)
) Standard Form 5
Case No. 39576)
) 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 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 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:

Eric Hook



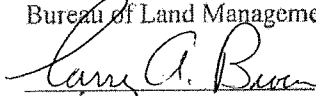
Eric Hook

9/10/07

Date

OBJECTOR:

United States on behalf of the
Bureau of Land Management



Larry A. Brown
Attorney, U.S. Department of Justice
Environment and Natural Resources Div.

9/10/2007

Date

IDWR CONCURRENCE:



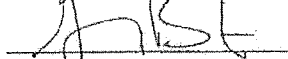
Carter Fritschle

Section Manager, Adjudication Bureau

9-6-07

Date

IDWR CONCURRENCE:



Garrick L. Baxter

Deputy Attorney General

9/16/07

Date

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

RIGHT NUMBER: 78-4140

NAME AND ADDRESS: ERIC HOOK
HC 69 BOX 24
RIGGINS ID 83549

SOURCE: PAPOOSE CREEK TRIBUTARY: SQUAW CREEK

QUANTITY: 0.120 CFS

PRIORITY DATE: 12/31/1938

POINT OF DIVERSION: T24N R01E S19 SNNW Lot 5 Within IDAHO County
T24N R01W S24 SESENE Within IDAHO County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	01/01 12/31	0.020 CFS
IRRIGATION	04/01 10/31	0.100 CFS

PLACE OF USE: IRRIGATION in IDAHO County

T24N R01E S19	<u>LOT 5 (SNNW)</u>	3.00
T24N R01W S24	SENE	2.00

STOCKWATER in IDAHO County

T24N R01E S19	<u>LOT 5 (SNNW)</u>	
T24N R01W S24	SENE	

5 ACRES TOTAL

Right Numbers 78-4140 and 78-12285 are limited to the irrigation of a combined total of 5 acres in a single irrigation season.

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 - Beneficial Use

CERTIFICATE OF SERVICE

I certify that on Sept. 10, 2007, I served a true and correct copy of the foregoing **STANDARD FORM 5, STIPULATED ELEMENTS OF A WATER RIGHT; SUBCASE NUMBER: 78-04140** by placing the documents in the United States Mail in Washington D.C., postage paid, and addressed as follows:

Original to:

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

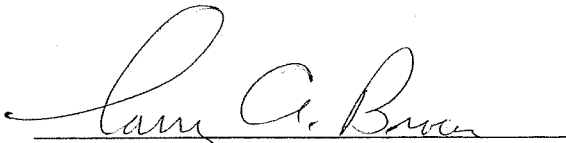
Copy to:

U.S. Department of Justice
General Litigation Section
Environment and Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83720-0098

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

Eric Hook
HC 69 Box 24
Riggins, ID 83459


Signature of Attorney Serving Documents