

**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. 51-2002**
)
)
) **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.

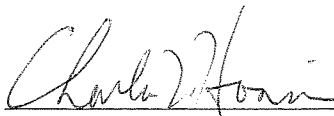
The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT(s)

Riddle Ranches Inc

OBJECTOR(s):

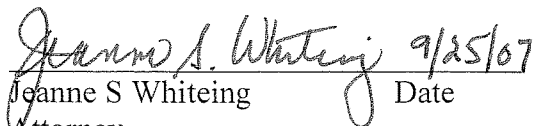
Shoshone-Paiute Tribes of the USA



Charles L. Honsinger
Attorney

9/26/07

Date



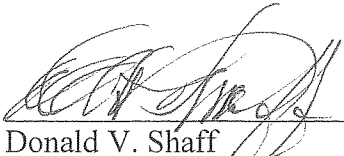
Jeanne S Whiteing
Attorney

9/25/07
Date

STANDARD FORM 5 – 51-2002

COPY

IDWR Concurrence:


Donald V. Shaff
Adjudication Bureau Chief

9/11/07
Date


Chris M. Bromley
Deputy Attorney General
Attorney for IDWR

9/11/07
Date

09/10/2007

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

RIGHT NUMBER: 51-2002

NAME AND ADDRESS: RIDDLE RANCHES INC
RIDDLE ID 83625

SOURCE: MARYS CREEK
OTTER SPRINGS

TRIBUTARY: SHEEP CREEK
TRIBUTARY: MARYS CREEK

POINTS OF INJECTION INTO AND POINTS OF REDIVERSION FROM SQUAW
CREEK AND PAYNE CREEK.

QUANTITY: 26.800 CFS

PRIORITY DATE: 03/11/1913

POINT OF
DIVERSION:

T14S R03E S8 NWSE Injection Within OWYHEE County
T14S R03E S8 NWSE Rediversion Within OWYHEE County
T14S R03E S17 SESW Rediversion Within OWYHEE County
T14S R03E S19 NENE Rediversion Within OWYHEE County
T14S R03E S19 SENE Rediversion Within OWYHEE County
T14S R03E S20 NENW Rediversion Within OWYHEE County
T14S R03E S20 NWNW Rediversion Within OWYHEE County
T14S R03E S21 SENW Rediversion Within OWYHEE County
T14S R03E S22 SWNW Rediversion Within OWYHEE County
T14S R03E S22 SENW Rediversion Within OWYHEE County
T14S R03E S30 NENW Rediversion Within OWYHEE County
T14S R03E S30 NWNW Rediversion Within OWYHEE County
T14S R04E S32 SWSE Rediversion Within OWYHEE County
T15S R04E S5 NESE Injection Within OWYHEE County
T15S R04E S7 SENE Within OWYHEE County
T15S R04E S8 SESE Within OWYHEE County

CB
gnd
C2.7.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	4/01 10/31	26.800 CFS

PLACE OF USE:

PLACE OF USE:		QUANTITY
IRRIGATION in OWYHEE County		26.800 CFS
T14S R02E S25	NENE 37.00	T14S R02E S25 NWNE 22.00
T14S R02E S25	SWNE 33.00	T14S R02E S25 SENE 40.00
T14S R02E S25	SENE 3.00	T14S R02E S25 NESW 33.00
T14S R02E S25	SWSW 40.00	T14S R02E S25 SESW 40.00
T14S R02E S25	NESE 40.00	T14S R02E S25 NWSE 40.00
T14S R02E S25	SWSE 40.00	T14S R02E S25 SESE 34.00
T14S R02E S36	NENE 3.00	T14S R02E S36 NWNE 36.00
T14S R02E S36	SWNE 32.00	T14S R02E S36 SENE 1.00
T14S R02E S36	NENW 40.00	T14S R02E S36 NWNW 4.00
T14S R02E S36	SWNW 2.00	T14S R02E S36 SENW 31.00
T14S R02E S36	NESW 29.00	T14S R02E S36 NWSW 3.00
T14S R02E S36	SWSW 19.00	T14S R02E S36 SESW 40.00
T14S R02E S36	NESE 1.00	T14S R02E S36 NWSE 28.00

T14S R02E S36	SWSE	28.00	T14S R03E S08	SESW	9.00
T14S R03E S08	NESE	3.00	T14S R03E S08	NWSE	25.00
T14S R03E S08	SWSE	40.00	T14S R03E S08	SESE	17.00
T14S R03E S16	NESW	35.00	T14S R03E S16	NWSW	25.00
T14S R03E S16	SWSW	38.00	T14S R03E S16	SESW	40.00
T14S R03E S17	NENE	27.00	T14S R03E S17	NWNE	40.00
T14S R03E S17	SWNE	40.00	T14S R03E S17	SENE	19.00
T14S R03E S17	NENW	39.00	T14S R03E S17	NWNW	8.00
T14S R03E S17	SWNW	25.00	T14S R03E S17	SENW	40.00
T14S R03E S17	NESW	40.00	T14S R03E S17	NWSW	6.00
T14S R03E S17	SWSW	35.00	T14S R03E S17	SESW	40.00
T14S R03E S17	NESE	5.00	T14S R03E S17	NWSE	40.00
T14S R03E S17	SWSE	21.00	T14S R03E S17	SESE	7.00
T14S R03E S18	SESE	11.00	T14S R03E S19	NENE	40.00
T14S R03E S19	NWNE	13.00	T14S R03E S19	SWNE	34.00
T14S R03E S19	SENE	40.00	T14S R03E S19	NESW	21.00
T14S R03E S19 Lot 4	SWSW	10.00	T14S R03E S19	SESW	38.00
T14S R03E S19	NESE	40.00	T14S R03E S19	NWSE	40.00
T14S R03E S19	SWSE	40.00	T14S R03E S19	SESE	33.00
T14S R03E S20	NENE	6.00	T14S R03E S20	NWNE	40.00
T14S R03E S20	SWNE	40.00	T14S R03E S20	SENE	33.00
T14S R03E S20	NENW	40 <u>34.66</u>	T14S R03E S20	NWNW	40.00
T14S R03E S20	SWNW	40 <u>33.14</u>	T14S R03E S20	SENW	40 <u>35.35</u>
T14S R03E S20	NESW	40.00	T14S R03E S20	NWSW	40 <u>39.16</u>
T14S R03E S20	SWSW	40.00	T14S R03E S20	SESW	40.00
T14S R03E S20	NESE	40.00	T14S R03E S20	NWSE	40.00
T14S R03E S20	SWSE	40.00	T14S R03E S20	SESE	40.00
T14S R03E S21	SWNE	35.00	T14S R03E S21	SENE	17.00
T14S R03E S21	NENW	38.00	T14S R03E S21	NWNW	34.00
T14S R03E S21	SWNW	40.00	T14S R03E S21	SENW	36.00
T14S R03E S21	NESW	40.00	T14S R03E S21	NWSW	40.00
T14S R03E S21	SWSW	40.00	T14S R03E S21	SESW	37.00
T14S R03E S21	NWSE	10.00	T14S R03E S21	SWSE	1.00
T14S R03E S29	NENE	28.00	T14S R03E S29	NWNE	39.00
T14S R03E S29	SWNE	1.00	T14S R03E S29	NENW	35.00
T14S R03E S29	NWNW	19.00	T14S R03E S29	SENW	7.00
T14S R03E S30	NENE	5.00	T14S R03E S30	NWNE	31.00
T14S R03E S30	SWNE	2.00	T14S R03E S30	NENW	40.00
T14S R03E S30 Lot 1	NWNW	40.00	T14S R03E S30 Lot 2	SWNW	22.00
T14S R03E S30	SENW	7.00			

CB

 gnu
 C27H

~~2966~~ 2948.31 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF ~~3090~~ 3080.31 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 51-10293, 55-02032, 55-02063, 55-02129, 55-02169, 55-02175, 55-02181, 55-02210 AND 55-13479 - THESE ARE OTTER SPRINGS, MARYS CREEK, PAYNE CREEK AND SQUAW CREEK RIGHTS.

USE OF THIS RIGHT WITH RIGHT NO. 51-10293 IS LIMITED TO THE IRRIGATION OF 2,465 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE 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.

~~THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 51 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 51:~~
WATER RIGHT NO. _____ SOURCE _____
NONE _____ NONE _____

~~THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 51 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN:~~
WATER RIGHT NO. _____ SOURCE _____
NONE _____ NONE _____
~~ALL WATER RIGHTS WITHIN BASIN 51 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

OTTER SPRINGS SOURCE ALSO KNOWN AS ALDER SPRINGS.

C27.
JB
gm

CERTIFICATE OF MAILING

I certify that on 9/26, 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:

Riddle Ranches Inc
Represented by:
Charles L. Honsinger
455 S Third St
PO Box 2773
Boise ID 83701-2773

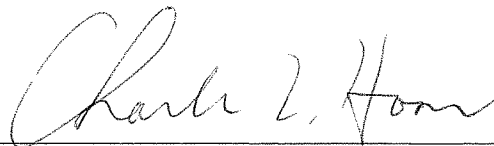
Shoshone-Paiute Tribes
Represented by
Jeanette Wolfley, Special Counsel
Shoshone-Bannock Tribe
202 N Arthur
Pocatello ID 83202

courtesy copy

Shoshone-Paiute Tribes
Jeanne S Whiteing
Whiteing & Smith
1136 Pearl Street, Suite 203
Boulder, CO 80302

U.S. Dept. of Justice
Environment & Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724

IDWR Repository
P.O. Box 83720
Boise, ID 83720



Signature of person mailing the form