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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: 74-1623
) (SPLIT INTO 74-15744 & 74-15745)
)
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. 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; and 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.

To resolve the objection filed by the BLM in subcase 74-1623, the parties agree and stipulate that the whole of water right claim 74-1623 shall be split into two new water right claims and renumbered as 74-15744 and 74-15745. Water rights 74-15744 and 74-15745 now supersede water right 74-1623, and right 74-1623 should be dismissed with prejudice. The parties and IDWR have further indicated their concurrence to these renumbered water rights by signing below and initialing the attached pages.

CLAIMANTS:

Betty Wilson Lane Trust
George A. Wilson, Jr. Estate Trust

Betty Wilson Lane Trust 9/21/07
for Betty Wilson Lane Trust Date

George A. Wilson, Jr. Estate Trust 9/21/07
for George A. Wilson, Jr. Estate Trust Date

OBJECTOR:

United States on behalf of the
Bureau of Land Management

Larry A. Brown 10/6/07
Larry A. Brown Date

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

IDWR CONCURRENCE:

Ernest Carlsen 8-30-2007
Ernest Carlsen Date
Water Resource Program Manager

Standard Form 5

IDWR CONCURRENCE:

C. M. Bromley 8/30/07
Christopher M. Bromley Date
Deputy Attorney General
Attorney for IDWR

08/30/2007

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION REASON</u>
74-1623	BETTY WILSON LANE IRISI 2795 E BIDWELL ST 100-408 FOLSOM CA 95630-6405	Disallowed - Parent right split into 74-15744 and 74-15745
	GEORGE A WILSON JR ESTATE TRUST PO BOX 35 FOLSOM CA 95763-0035	

AW

EMC

CB

FWP

MS

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

RIGHT NUMBER: 74-15744

NAME AND ADDRESS: BETTY WILSON LANE IRUSI
2795 E BIDWELL ST 100-408
FOLSOM CA 95630-6405

GEORGE A WILSON JR STATE IRUSI
PO BOX 35
FOLSOM CA 95763-0035

SOURCE: EIGHTEENMILE CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 4.910 CFS

PRIORITY DATE: 01/01/1918

POINT OF
DIVERSION: I14N R28E S33 NWSW Within LEMHI County
I14N R28E S33 SWSE Within LEMHI County
I14N R28E S33 SESE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	03/15 11/15	4.910 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	I14N R28E S32 SWNE 10.00	I14N R28E S32 NENW	5.00
	I14N R28E S32 NWNW 10.00	T14N R28E S32 SWNW	12.00
	T14N R28E S32 SENW 14.00	I14N R28E S32 NESE	3.00
	I14N R28E S32 NWSE 14.00	I14N R28E S33 NESW	15.00
	T14N R28E S33 NWSW 22.00	I14N R28E S33 SWSW	11.00
	I14N R28E S33 SESW 30.00	I14N R28E S33 NESE	25.00
	I14N R28E S33 NWSE 28.00	T14N R28E S33 SWSE	36.00
	I14N R28E S33 SESE 11.00		

246 ACRES TOTAL

Place of use does not include federal public lands

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

This right is a split from former right 74-1623 .

08/28/2007

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

RIGHT NUMBER: 74-15745

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

SOURCE: EIGHTEENMILE CREEK TRIBUTARY: LEMHI RIVER

QUANTITY: 0.820 CFS

PRIORITY DATE: 01/01/1918

POINT OF
DIVERSION: T14N R28E S33 NWSW Within LEMHI County
T14N R28E S33 SWSE Within LEMHI County
T14N R28E S33 SESE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/15 11/15	0.820 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T14N R28E S32	NESW	4.00	T14N R28E S33	SWNE	19.00
T14N R28E S33	SENE	2.00	T14N R28E S33	SENE	16.00

41 ACRES TOTAL

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

This right is a split from former right 74-1623.

CERTIFICATE OF SERVICE

I certify that on 10/6, 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

Betty Wilson Lane Trust
2795 E Bidwell St 100-408
Folsom, CA 95630-6405

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

George A. Wilson, Jr. Estate Trust
P.O. Box 35
Folsom, CA 95763-0035

☐ 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