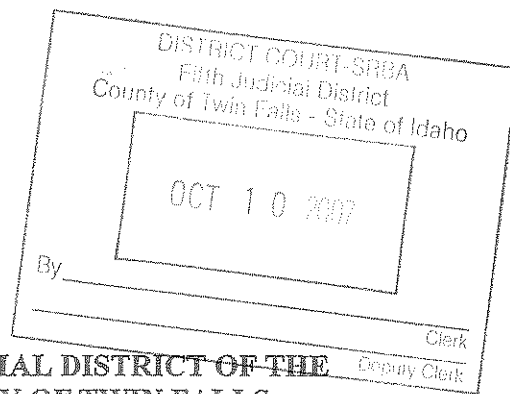


COPY

RECEIVED

OCT 16 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

) Subcase No. 03-10192
)
)
)
)
)
)

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.

CLAIMANT(s)/OBJECTOR(s):

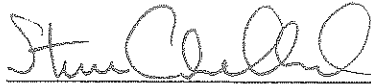
George & Cheryl Colwell


Dana Hofstetter
attorney

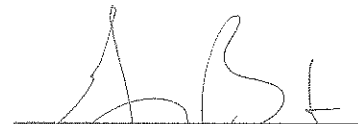
Date

10/4/07

IDWR Concurrence:

 10/5/07

Steve Clelland Date
IDWR Senior Water Resource Agent

 10/9/07

Garrick L. Baxter Date
Deputy Attorney General

CERTIFICATE OF MAILING

I certify that on 10/10, 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:

Dana L. Hofstetter
608 West Franklin Street
Boise, ID 83702

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



Signature of person mailing the form

05/02/2007

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

RIGHT NUMBER: 3-10192

NAME AND ADDRESS: GEORGE E COLWELL
3990 HWY 52
PAYETTE ID 83661

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.050 CFS

PRIORITY DATE: 06/01/1954

POINT OF
DIVERSION: T09N R05W S32 NWSW Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	03/01 11/15	0.050 CFS

PLACE OF USE: STOCKWATER in PAYETTE County

T09N R05W S29	SWNE	T09N R05W S29 Lot 2	SWNE
T09N R05W S29	SENE	T09N R05W S29	SENE
T09N R05W S29 Lot 3	SENE	T09N R05W S29	NESW
T09N R05W S29 Lot 3	NESW	T09N R05W S29 Lot 4	SENE
T09N R05W S29	NESE	T09N R05W S29 Lot 1	NESE
T09N R05W S29	NWSE	T09N R05W S29 Lot 2	NWSE
T09N R05W S29	SWSE	T09N R05W S29	SESE
T09N R05W S29 Lot 1	SESE	T09N R05W S32	NWNE
T09N R05W S32	NENW	T09N R05W S32 Lot 3	NENW
T09N R05W S32	NWNW	T09N R05W S32	SNNW
T09N R05W S32 Lot 4	SNNW	T09N R05W S32	SENE
T09N R05W S32 Lot 4	SENE	T09N R05W S32	NESW
T09N R05W S32	NWSW	T09N R05W S32 Lot 5	NWSW

T09N, R05W S29 SWNE, SENE, SESE, NESW, NESE, NWSE, SESE; S32
NENW, NWNW, SNNW, SENW, & NWSW is unsurveyed, nonfederal land
except where noted by GCDB lot number.

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

The following rights are also diverted through point of diversion described
above: 3-4008A, & 3-4008B.