

RIGHT 21-07145



**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. 21-7145
	)	
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):

State of Idaho
Department of Parks and Recreation

Mary Lucachick	Date
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David J. Barber	Date
Deputy Attorney General	

STANDARD FORM 5 – 21-7145

IDWR Concurrence:

Ernest Carlsen 3-29-07
Ernest Carlsen Date
Water Resource Program Manager

Nicholas B. Spencer 3-30-07
Nicholas B. Spencer Date
Deputy Attorney General

CERTIFICATE OF MAILING

I certify that on _____, 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:

State of Idaho
Department of Parks and Recreation
5657 Warm Springs Avenue
Boise, ID 83716

Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

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: 21-7145

NAME AND ADDRESS:

STATE OF IDAHO
DEPT OF PARKS & RECREATION
STATEHOUSE MAIL
PO BOX 83720
BOISE ID 83720-0065

SOURCE:

Source:
THURMON CREEK

Tributary:

HENRYS FORK

QUANTITY:

618.000 AFY

PRIORITY DATE:

05/20/1979

POINT OF DIVERSION:

T12N R42E S35 SWNE
Within FREMONT County

EMC
TG
NBS

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

AESTHETIC STORAGE

01/01 12/31

618.00 AFY

PLACE OF USE: AESTHETIC STORAGE

within FREMONT County

T12N R42E S26

T12N R42E S26 SWNW

T12N R42E S26 NWSW

T12N R42E S26 SWSW

T12N R42E S26 SE SW

T12N R42E S27

T12N R42E S27 SENE

T12N R42E S27 NESE

T12N R42E S27 SWSE

T12N R42E S27 SESE

T12N R42E S34

T12N R42E S34 NENE

T12N R42E S35

T12N R42E S35 NENW

T12N R42E S35 NWNW

T12N R42E S35 SENW

T12N R42E S35 SWNW

T12N R42E S35 SWNE

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 - License

Water stored in Silver Lake

RECEIVED

MAY 03 2005

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

A. Subcase Number: 21-7145

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: State of Idaho, Department of Parks and Recreation
Address: c/o Mary Lucachick
5657 Warm Springs Avenue
Boise, Idaho 83716

Daytime Phone: (208) 334-4180 x307

Name and Address of Attorney, if any:

Attorney Name:

Attorney Address:

Attorney Phone No:

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: State of Idaho, Department of Parks and Recreation
Address: Statehouse Mail
PO Box 83720
Boise, Idaho 83720-0065

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Points of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: The IDPR lands need to be further described as quarter-quarter tracts
for place of use.