

RECEIVED

OCT 24 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

Case No. 39576

) Subcase No. 55-2039
)
)
)
)
)
)
)

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.

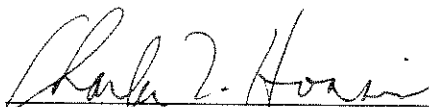
The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT(s)

Riddle Ranches Inc

OBJECTOR(s):

Shoshone-Paiute Tribes of the USA


Charles L. Honsinger
Attorney

10/24/07
Date


Jeanne S Whiteing
Attorney

10/24/07
Date

STANDARD FORM 5 – 55-2039

COPY

IDWR Concurrence:


Donald V. Shaff
Adjudication Bureau Chief

10/10/07
Date


Chris M. Bromley
Deputy Attorney General
Attorney for IDWR

10/16/07
Date

CERTIFICATE OF MAILING

I certify that on Oct. 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

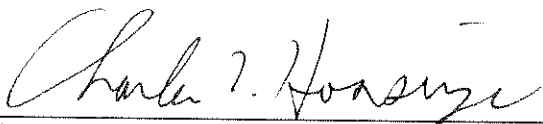
Shoshone-Paiute Tribes
Represented by
Jeanette Wolfley, Special Counsel
Shoshone-Bannock Tribe
202 N Arthur
Pocatello ID 83202

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

10/09/2007

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

RIGHT NUMBER: 55-2039

NAME AND ADDRESS: RIDDLE RANCHES INC
RIDDLE ID 83625

SOURCE: BLUE CREEK

TRIBUTARY: OWYHEE RIVER

QUANTITY: 19.500 CFS
950.00 AFY

PRIORITY DATE: 07/02/1917

POINT OF
DIVERSION:

T13S R02E S11 NESE Within OWYHEE County
T13S R02E S13 NENW Rediversion Within OWYHEE County
T13S R03E S19 SENW Rediversion Within OWYHEE County
T13S R03E S30 NESW Rediversion Within OWYHEE County
T13S R03E S32 SWSW Rediversion Within OWYHEE County
T14S R02E S12 SENE Rediversion Within OWYHEE County
T14S R02E S12 SWSE Rediversion Within OWYHEE County
T14S R02E S13 SWNE Rediversion Within OWYHEE County
T14S R02E S24 NWNW Rediversion Within OWYHEE County
T14S R02E S26 NENE Rediversion Within OWYHEE County
T14S R02E S26 SWSE Rediversion Within OWYHEE County
T14S R03E S6 SWSW Lot 7 Rediversion Within OWYHEE County
T14S R03E S6 NWSE Rediversion Within OWYHEE County

[Handwritten signatures and initials: JF, CB, jmw, C.2.H.]

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 10/31	19.500 CFS
IRRIGATION STORAGE	1/01 12/31	950.00 AFY
IRRIGATION FROM STORAGE	4/01 10/31	950.00 AFY

PLACE OF USE:

IRRIGATION in OWYHEE County

~~T13S R03E S18 Lot 3~~	~~NWSW~~	~~19.00~~	~~T13S R03E S18 Lot 4~~	~~SWSW~~	~~30.00~~
T13S R03E S19	NENW	7.00	T13S R03E S19	SESW	15.00
T13S R03E S19	NESW	20.00	T13S R03E S19	SESW	6.00
T13S R03E S19	NWSE	9.00	T13S R03E S19	SWSE	7.00
T13S R03E S29	SWSW	30.00	T13S R03E S29	SESW	4.00
T13S R03E S30	NESW	4.00	T13S R03E S30 Lot 3	NWSW	4.00
T13S R03E S30	NWSE	4.00	T13S R03E S30	SWSE	6.00
T13S R03E S30	SESE	25.00	T13S R03E S31	NENE	26.00
T13S R03E S31	NWNE	12.00	T13S R03E S31	SWNE	38.00
T13S R03E S31	SENE	40.00	T13S R03E S31	SESW	6.00
T13S R03E S31	NESW	22.00	T13S R03E S31 Lot 4	SWSW	9.00
T13S R03E S31	SESW	35.00	T13S R03E S31	NESE	40.00
T13S R03E S31	NWSE	40.00	T13S R03E S31	SWSE	40.00
T13S R03E S31	SESE	40.00	T13S R03E S32	NENW	15.00
T13S R03E S32	NWNW	40.00	T13S R03E S32	SWNW	40.00
T13S R03E S32	SESW	23.00	T13S R03E S32	NESW	33.00

T13S R03E S32	NWSW	40.00	T13S R03E S32	SWSW	40.00
T13S R03E S32	SESW	34.00	T14S R02E S12	NENE	37.00
T14S R02E S12	SENE	40.00	T14S R02E S12	NESW	17.00
T14S R02E S12	SESW	35.00	T14S R02E S12	NESE	39.00
T14S R02E S12	NWSE	40.00	T14S R02E S12	SWSE	40.00
T14S R02E S12	SESE	15.00	T14S R02E S13	NWNE	31.00
T14S R02E S13	SWNE	8.00	T14S R02E S13	NENW	40.00
T14S R02E S13	SWNW	40.00	T14S R02E S13	SENW	40.00
T14S R02E S13	NESW	26.00	T14S R02E S13	NWSW	40.00
T14S R02E S13	SWSW	40.00	T14S R02E S13	SESW	2.00
T14S R02E S14	SENE	13.00	T14S R02E S14	NESE	35.00
T14S R02E S14	SWSE	19.00	T14S R02E S14	SESE	40.00
T14S R02E S23	NENE	40.00	T14S R02E S23	NWNE	30.00
T14S R02E S23	SWNE	28.00	T14S R02E S23	SENE	40.00
T14S R02E S23	NESE	40.00	T14S R02E S23	NWSE	40.00
T14S R02E S23	SWSE	40.00	T14S R02E S23	SESE	38.00
T14S R02E S24	NWNW	21.00	T14S R02E S24	SWNW	17.00
T14S R02E S24	NWSW	13.00	T14S R02E S24	SWSW	1.00
T14S R02E S26	NENE	29.00	T14S R02E S26	NWNE	40.00
T14S R02E S26	SWNE	40.00	T14S R02E S26	SENE	24.00
T14S R02E S26	NENW	~~15~~ 4.50	T14S R02E S26	SENW	~~24~~ 16.85
T14S R02E S26	NESW	~~28~~ 26.38	T14S R02E S26	SESW	32.00
T14S R02E S26	NESE	34.00	T14S R02E S26	NWSE	40.00
T14S R02E S26	SWSE	40.00	T14S R02E S35	NWNE	40.00
T14S R02E S35	SWNE	40.00	T14S R02E S35	NENW	34.00
T14S R02E S35	SENW	34.00	T14S R02E S35	NESW	40.00
T14S R02E S35	SESW	40.00	T14S R02E S35	NWSE	40.00
T14S R02E S35	SWSE	25.00	T14S R03E S05 Lot 3	NENW	27.00
T14S R03E S05 Lot 4	NWNW	41.00	T14S R03E S05	SWNW	38.00
T14S R03E S05	SENW	3.00	T14S R03E S05	NWSW	9.00
T14S R03E S06 Lot 1	NENE	41.00	T14S R03E S06 Lot 2	NWNE	41.00
T14S R03E S06	SWNE	40.00	T14S R03E S06	SENE	40.00
T14S R03E S06 Lot 3	NENW	41.00	T14S R03E S06	SENW	40.00
T14S R03E S06	NESW	40.00	T14S R03E S06 Lot 6	NWSW	23.00
T14S R03E S06 Lot 7	SWSW	31.00	T14S R03E S06	SESW	40.00
T14S R03E S06	NESE	36.00	T14S R03E S06	NWSE	40.00
T14S R03E S06	SWSE	31.00	T14S R03E S06	SESE	3.00
T14S R03E S07 Lot 1	NWNW	37.00	T14S R03E S07 Lot 3	NWSW	10.00

IRRIGATION FROM STORAGE same as IRRIGATION

~~3146~~ 3010.73 ACRES TOTAL

Handwritten notes:
 CB
 gaw
 C.L.H.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF ~~3676~~ 3512.73 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 55-02009, 55-02016, 55-02035, 55-02064, 55-02174, 55-02211, 55-02435, 55-07002, 55-07009 & 55-13480. THESE ARE BYBEE RESERVOIR, SHOOFLY RESERVOIR, LITTLE BLUE & BLUE CREEK RIGHTS.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 975 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

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

[Handwritten signatures and initials]
CB
jar
C2H.