

RECEIVED
OCT 29 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. 55-2435
	)	
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)
Riddle Ranches Inc

OBJECTOR(s):
Shoshone-Paiute Tribes of the USA

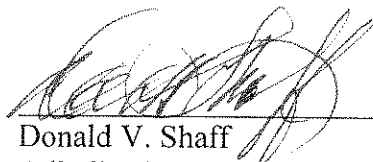
Charles L. Honsinger 10/24/07
Charles L. Honsinger Date
Attorney

Jeanne S. Whiteing 10/24/07
Jeanne S Whiteing Date
Attorney

STANDARD FORM 5 – 55-2435

COPY

IDWR Concurrence:


Donald V. Shaff
Adjudication Bureau Chief

10/2/07
Date


Chris M. Bromley
Deputy Attorney General
Attorney for IDWR

10/16/07
Date

CERTIFICATE OF MAILING

I certify that on 10/26, 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

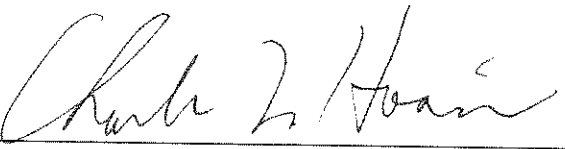
Shoshone-Paiute Tribes
Represented by
Jeanette Wolfley, Special Counsel
Shoshone-Bannock Tribe
202 N Arthur
Pocatello ID 83202

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

10/11/2007

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

RIGHT NUMBER: 55-2435

NAME AND ADDRESS: RIDDLE RANCHES INC
RIDDLE ID 83625

SOURCE: WEST FORK SHOOFLY CREEK TRIBUTARY: SHOOFLY CREEK
POINT OF INJECTION INTO SHOOFLY CREEK.
POINT OF INJECTION INTO AND POINTS OF REDIVERSION FROM BLUE CREEK.

QUANTITY: 1.100 CFS

PRIORITY DATE: 11/24/1917

POINT OF
DIVERSION:

T13S R01E S25 NWSW Within OWYHEE County
T13S R01E S26 NESW Within OWYHEE County
T13S R01E S26 SWSE Within OWYHEE County
T13S R01E S26 SESE Within OWYHEE County
T14S R01E S1 NWSE Within OWYHEE County
T14S R01E S1 SESE Within OWYHEE County
T14S R01E S12 SENE Injection Within OWYHEE County
T14S R02E S15 NWSE Rediversion Within OWYHEE County
T14S R02E S23 SENE Injection Within OWYHEE County
T14S R02E S26 NENE Rediversion Within OWYHEE County
T14S R02E S26 SWSE Rediversion Within OWYHEE County

Handwritten signatures and initials:
CB
JW
C-LH

PURPOSE AND
PERIOD OF USE:

	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	4/01 10/31	1.100 CFS
PLACE OF USE:	IRRIGATION in OWYHEE County		
	T13S R01E S25 NESW 7.00	T13S R01E S25 NWSW 1.00	
	T13S R01E S25 SWSW 31.00	T13S R01E S25 SESW 33.00	
	T13S R01E S25 NWSE 2.00	T13S R01E S25 SWSE 21.00	
	T13S R01E S26 SESE 10.00	~~T13S R01E S36 NWNE 18.00~~	
	~~T13S R01E S36 SWNE 6.00~~	~~T13S R01E S36 NENW 4.00~~	
	T13S R01E S36 NWNW 9.00	T14S R01E S01 NESE 3.00	
	T14S R01E S01 SESE 10.00	T14S R01E S12 NENE 34.00	
	T14S R01E S12 SENE 17.00	T14S R02E S14 NWSW 20.00	
	T14S R02E S14 SWSW 20.00	T14S R02E S23 SWNE 28.00	
	T14S R02E S23 SENE 40.00	T14S R02E S23 NENW 13.00	
	T14S R02E S23 NWNW 29.00	T14S R02E S23 SWNW 33.00	
	T14S R02E S23 SENW 36.00	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 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

~~1222~~ 1174.73 ACRES TOTAL

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, 55-02039, 55-02064, 55-02174, 55-02211, 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 55 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.

~~IN THE NEAR FUTURE IDWR WILL RECOMMEND A GENERAL PROVISION FOR THIS SUB-BASIN REGARDING THE INTERCONNECTION OF WATER RESOURCES WITHIN THE SNAKE RIVER BASIN. AN OPPORTUNITY WILL BE PROVIDED AT THAT TIME TO FILE AND OBJECTION WITH THE DISTRICT COURT TO THAT PROVISION. THIS WATER RIGHT WILL BE SUBJECT TO SUCH GENERAL PROVISIONS AS THE DISTRICT COURT DETERMINES NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF WATER RIGHTS.~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

SOURCE AKA SHOOFLY RESERVOIR.

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