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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

Case No. 39576

) Subcase No. 78-137
)
)
)
)
)
)
)

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.

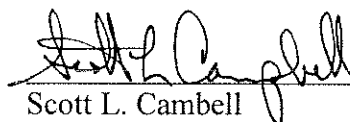
The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions 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.

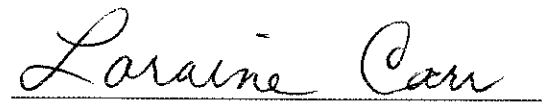
CLAIMANT(s)/OBJECTOR(s):

Loraine Carr

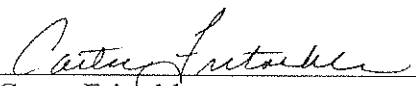
CLAIMANT(s)/OBJECTOR(s):


Scott L. Cambell
Attorney

10/16/07
Date


Loraine Carr

IDWR Concurrence:


Carter Fritschle
Adjudication Section Manager

10-4-07
Date


Andrea L. Courtney
Deputy Attorney General
Attorney for IDWR

10/4/07
Date

CERTIFICATE OF MAILING

I certify that on November 5, 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

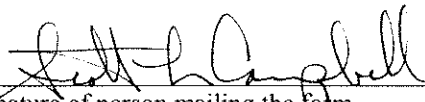
2. Copies to:

Loraine Carr
PO Box 67
Weiser, ID 83672

Scott L. Campbell
PO Box 829
Boise, ID 83701-0829

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

09/28/2007

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

RIGHT NUMBER: 78-137

NAME AND ADDRESS: LORAIN CARR
PO BOX 67
WEISER ID 83672

SOURCE: LITTLE SALMON RIVER
SPRING CREEK

TRIBUTARY: SALMON RIVER
TRIBUTARY: LITTLE SALMON RIVER

Water diverted from Spring Creek is injected into the Little Salmon River and rediverted along with water from the Little Salmon River through the points of diversion from the Little Salmon River. Water from Spring Creek and the Little Salmon River is also injected into and rediverted from Mill Creek.

QUANTITY: 1.760 CFS

PRIORITY DATE: 06/01/1888

POINT OF DIVERSION:

T18N R01E S2 SWNE Within ADAMS County
T18N R01E S2 NWSE Within ADAMS County
T18N R01E S11 SENE Within ADAMS County
T18N R01E S12 SWNW Within ADAMS County
T18N R01E S12 SWNW Injection Within ADAMS County
T19N R01E S35 SWSW Injection Within ADAMS County
T19N R01E S35 SWSW Rediversion Within ADAMS County
T19N R01E S35 SESW Within ADAMS County

ARC

LC

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	1.760 CFS

PLACE OF USE:

IRRIGATION in ADAMS County					
T18N R01E S01 Lot 4 NWNW	13.00	T18N R01E S01	SWNW	8.10	
T18N R01E S02 Lot 1 NENE	25.00	T18N R01E S02 Lot 2 NWNE		39.00	
T18N R01E S02	SWNE	39.00	T18N R01E S02	SENE	40.00
T19N R01E S35	NESW	40.00	T19N R01E S35	NWSW	~~1.70~~ 2.10
T19N R01E S35	SESW	36.00	T19N R01E S35	NWSE	6.00
T19N R01E S35	SWSE	24.00	T19N R01E S35	SESE	1.80

CF

~~273.6~~ 274 ACRES TOTAL

Right Nos. 78-137, 78-151, 78-152 and 78-10160 are limited to the irrigation of a combined total of ~~273.6~~ 274 acres in a single irrigation season.

Right Nos. 78-137, 78-151, 78-152, 78-10160 and 78-10161 are limited to the irrigation of a combined total of ~~282.2~~ 282.6 acres 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 - Decreed

Sc

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