

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: 37-2478

STANDARD FORM 5

Case No. 39576

STIPULATED ELEMENTS OF A WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law. Submission of this form will not automatically result in 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 decreed as described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANTS:

Travis Williams

OBJECTOR:

State of Idaho – Department of Lands

Traavis T. Williams 10/15/07 David J. Barber 11/3/07
Date Date Date

David J. Barber
Deputy Attorney General
State of Idaho – Department of Lands

~~IDWR CONCURRENCE.~~

Steve Challen 10/30/07
Steve Challen Date

Steve Clelland
Senior Water Resources Agent
IDWP

EB 10/19/07
Christopher M. Bramble Date

Christopher M. Bramley
Deputy Attorney General
EDWR

10/23/2006 10/11/2007

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

RIGHT NUMBER: 37-2478

NAME AND ADDRESS: ~~GARY N NELSON~~
5422 N. 400 E
~~HAGERMAN ID 83332~~

TRAVIS WILLIAMS
1173 S. 1700 EAST
GOODING ID 83330

T.W.

See

CB

SOURCE: BLACK CANYON CREEK

TRIBUTARY: DRY CREEK

QUANTITY: 2.420 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 04/29/1947

POINT OF
DIVERSION: T04S R14E S36 NWNENW Within GOODING County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	03/15 11/15	0.190 CFS
IRRIGATION	03/15 11/15	2.420 CFS

PLACE OF USE: IRRIGATION in GOODING County

T04S R14E S35	NESE	13.00	T04S R14E S35	SWSE	6.30
T04S R14E S35	SESE	35.00	T04S R14E S36	SWNW	30.00
T04S R14E S36	SENW	17.00	T04S R14E S36	NWSW	36.00
~~T04S R14E S36~~	~~SWSW~~	~~31.00~~	T05S R14E S01 Lot 4	NWNW	39.00
T05S R14E S02 Lot 1	NENE	39.00	T05S R14E S02 Lot 2	NWNE	10.00
T05S R14E S02	SWNE	9.70	T05S R14E S02	SENE	30.00
T05S R14E S02	NESE	20.00			

STOCKWATER same as IRRIGATION

316 285 ACRES TOTAL

T.W.

T.W.

2/13

This right is limited to the irrigation of 121 acres within the place of use described above in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for stockwater is not a determination of historical beneficial use.

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 42-1416(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of this right is combined with water from American Falls Reservoir Dist. No. 2.

CERTIFICATE OF SERVICE

I certify that on Nov 6th, 2007, I caused to be served true and correct copies of this Standard Form 5, to the following persons, in the manner indicated 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, ID 83303-2707

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☒ Facsimile

2. Copies to:

IDWR Document Repository
P.O. Box 83720
Boise, ID 83720-0098

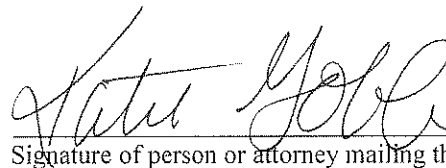
☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Travis Williams
1173 S. 1700 E.
Gooding, ID 83330

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

David J. Barber
State of Idaho
700 W. Jefferson Room 210
P.O. Box 44449
Boise, ID 83720-0098

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile


Signature of person or attorney mailing the form