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DEPARTMENT OF
WATER RESOURCES

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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.: 74-15792

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:

Jerry G. Blackburn

OBJECTOR:United States on behalf of the
Bureau of Land Management

Jerry G. Blackburn 11-12-07
Jerry G. Blackburn Date

Larry A. Brown 11/19/07
Larry A. Brown Date
Attorney, U.S. Department of Justice
Environment and Natural Resources

IDWR CONCURRENCE:

Nathaniel Arave 11/5/07
Nathaniel Arave Date
Water Resource Agent

IDWR CONCURRENCE:

Andrea L. Courtney 11/5/07
Andrea L. Courtney Date
Deputy Attorney General
Attorney for IDWR

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

RIGHT NUMBER: 74-15792

NAME AND ADDRESS: JERRY G BLACKBURN
PO BOX 41
LEADORE ID 83464

SOURCE: PETERSON CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 1.13 CFS

PRIORITY DATE: 11/01/1913

POINT OF
DIVERSION: I17N R25E S8 SESE Within LEMHI County
I17N R25E S9 NWSW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.130 CFS

PLACE OF USE: IRRIGATION in LEMHI County

I17N R25E S17	NENE	2.20	I17N R25E S17	NWNE	30.00
I17N R25E S17	SWNE	12.70	I17N R25E S17	SENE	33.50
I17N R25E S17	NESW	2.10	~~I17N R25E S08~~	~~SWSE~~	~~2.10~~
~~I17N R25E S17~~	~~NENW~~	~~1.50~~	~~I17N R25E S17~~	~~SWNW~~	~~0.80~~

80.5 85.9 ACRES TOTAL

Place of use does not include federal public lands

The rights listed below are limited to the irrigation of a combined total of 80.5-84.9 acres in a single irrigation season. Combined Right Nos.: 74-15790, 74-15792.

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

This right is a split from former right 74-15679 that was a split of former right 74-303.

CERTIFICATE OF SERVICE

I certify that on 11/19, 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

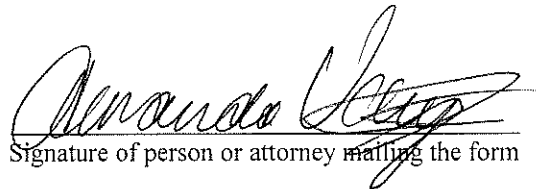
☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Jerry G. Blackburn
P.O. Box 65
Trenton, MO 64683

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

U.S. Department of Justice
Environment & Nat'l Resources Div.
550 W. Fort St., MSC 033
Boise, ID 83724

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


Signature of person or attorney mailing the form