



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: [www.idwr.idaho.gov](http://www.idwr.idaho.gov)

C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTHILL, JR.  
Director

12  
December 8, 2007

Grays Creek Meadows Ditch Company  
Kathleen A Davis, Secretary/Treasurer  
2251 N Grays Creek Rd  
Indian Valley ID 83632

RE: Standard Form 5s in subcase 67-103

Dear Mrs. Davis:

Enclosed you will find Standard Form 5 (SF5) for water rights 67-103 signed by IDWR. These documents are standard settlement agreement forms used by the SRBA Court. Attached to the SF5s are the updated descriptions (recommendations) of your water rights prepared by water agent Craig Saxton. The recommendations reflect changes made to your water right descriptions following your discussions with Craig.

Although you are aware of the changes, please review the recommendations carefully. If the revised recommendations meet with your approval, please initial the recommendation pages as indicated and sign page one of the SF5s. After you have signed and initialed all of these documents, please have an officer of the Ditch Company also sign and initial. Then return the forms to me in the envelope provided and I will file them with the SRBA Court. You will receive copies of the SF5 once it is filed. Should you have any questions concerning the recommendation, please contact Craig Saxton at our office in Boise at 208-287-4918.

Should you require any further assistance or have other questions, please contact me at 208-287-4910. Thank you. We appreciate your patience in this matter.

Sincerely,

Danni M. Smith  
Office Services Supervisor

Enclosures

CC: GRAYS CREEK MEADOWS DITCH COMPANY  
PO BOX 88  
INDIAN VALLEY ID 83632

**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. 67-103              |
|                | ) |                                 |
| Case No. 39576 | ) |                                 |
|                | ) | <b>STANDARD FORM 5</b>          |
|                | ) |                                 |
|                | ) | <b>STIPULATED ELEMENTS OF A</b> |
|                | ) | <b>WATER RIGHT</b>              |

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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.**

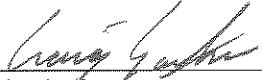
**CLAIMANT(s):**  
Grays Creek Meadows Ditch Company

**OBJECTOR(s):**  
Grays Creek Meadows Ditch Company

\_\_\_\_\_  
Kathleen A Davis, Sec/Treasurer      Date

\_\_\_\_\_  
Authorized Signature      Date

**IDWR Concurrence:**

 12-4-07  
Craig Saxton                      Date  
Adjudication Section

 12/11/07  
Chris Bromley                      Date  
Deputy Attorney General  
Attorney for IDWR

## CERTIFICATE OF MAILING

I certify that on \_\_\_\_\_, 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  
PO Box 2707  
Twin Falls, Idaho 83303-2707

2. Copies to:

Grays Creek Meadow Ditch Company  
Kathleen A Davis, Secretary/Treasurer  
2251 N Grays Creek Rd  
Indian Valley, ID 83632

Grays Creek Meadow Ditch Company  
PO Box 88  
Indian Valley, ID 83632

IDWR Repository  
PO Box 83720  
Boise, ID 83720

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Signature of person mailing the form

11/28/2007

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

RIGHT NUMBER: 67-103

NAME AND ADDRESS: GRAYS CREEK MEADOWS DITCH CO  
PO BOX 11  
INDIAN VALLEY ID 83632

LS CB

SOURCE: UNNAMED STREAM

TRIBUTARY: FALL CREEK

QUANTITY: 1.860 CFS

PRIORITY DATE: 06/01/1883

POINT OF DIVERSION:

T15N R01E S30 NWSWNW Lot 2 Rediversion Within ADAMS County

T15N R01E S35 NWNESE Injection Within ADAMS County

T15N R01E S36 NWNWSW Within ADAMS County

T15N R01W S26 NWNWNW Injection Within ADAMS County

T15N R01W S27 SESWNE Rediversion Within ADAMS County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 03/15 10/31          | 1.860 CFS       |

PLACE OF USE:

122.3 ACRES TOTAL

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

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