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DISTRICT COURT OF IDAHO
TWIN FALLS COUNTY, IDAHO
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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

Subcase No.: 73-79

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 / OBJECTOR:

Scott M. Hayes

Date

12/10/2007

IDWR CONCURRENCE:

Donald V. Shaff

Adjudication Bureau Chief

Date

12/10/07

IDWR CONCURRENCE:

Garrick L. Baxter

Deputy Attorney General
Attorney for IDWR

Date

12/13/07

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

RIGHT NUMBER: 73-79

NAME AND ADDRESS: SCOTT M HAYES
9417 N WINTERWOOD LN
BOISE ID 83714

SOURCE: LAWSON CREEK

TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 3.200 CFS

This quantity of this right is all of the flow of Lawson Creek.

PRIORITY DATE: 06/20/1917

POINT OF
DIVERSION:

T15N R21E S33 NENSW Within CUSTER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	3.200 CFS

PLACE OF USE: IRRIGATION in CUSTER County

T15N R21E S27	SWNW	33.00	T15N R21E S27	SENW	5.20
T15N R21E S27	NESW	23 22.00	T15N R21E S27	NWSW	40.00
T15N R21E S27	SWSW	40.00	T15N R21E S27	SESW	39 40.00
T15N R21E S27	SWSE	3.80			
T15N R21E S34	NENW	40.00	T15N R21E S34	NWNW	35.00
T15N R21E S34	SWNW	25.00	T15N R21E S34	SENW	40.00

184 282 ACRES TOTAL

~~The rights listed below are limited to the irrigation of a combined total of 160 acres in a single irrigation season. Combined Right Nos.: 73-78, 73-79, 73-116, 73-10028.~~

This right is limited to the irrigation of 160 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

CERTIFICATE OF SERVICE

I certify that on Dec 13th, 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

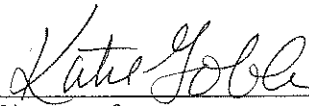
2. Copies to:

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

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

Scott M. Hayes
9417 N. Winterwood Ln
Boise, ID 83714

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



Signature of person or attorney mailing the form