

COPY

DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS
FILED: _____

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DEC 19 2007
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. 67-4253 (Disallowed)
	)	Split to 67-14866 and 67-14867
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.

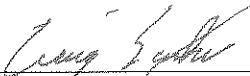
The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

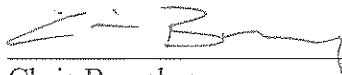
CLAIMANT(s)/OBJECTOR(s):
WALTER J & BARBARA A WATKINS

Walter J. Watkins 12-17-07
Walter J Watkins Date

Barbara A. Watkins 12-17-07
Barbara A Watkins Date

IDWR Concurrence:

 12-4-07
Date
Craig Saxton
Adjudication Section

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

CERTIFICATE OF MAILING

I certify that on December 22, 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:

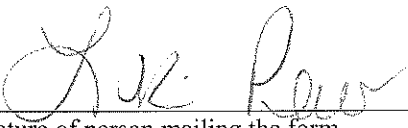
1. Original to:

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:

Walter J & Barbara A Watkins
1330 Hwy 95
Weiser, ID 83672

IDWR Repository
P.O. Box 83720
Boise, ID 83720



Signature of person mailing the form

11/23/2007

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
67-4253	BARBARA A WATKINS 1330 HWY 95 WEISER ID 83672	Disallowed	Recommended as 67-14866 and 67-14867.
	WALTER J WATKINS 1330 HWY 95 WEISER ID 83672		

CS
CB
B.W.
W.W.

11/23/2007

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

RIGHT NUMBER: 67-14866

NAME AND ADDRESS: BARBARA A WATKINS
1330 HWY 95
WEISER ID 83672

WALTER J WATKINS
1330 HWY 95
WEISER ID 83672

CS
CB
BW
www.

SOURCE: MANN CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.560 CFS

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

PRIORITY DATE: 03/15/1969

POINT OF DIVERSION:

T12N R05W S12 SWSWSE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.560 CFS
STOCKWATER	01/01 12/31	0.030 CFS

PLACE OF USE: IRRIGATION in WASHINGTON County

T12N R05W S25	SWNE	36.00	T12N R05W S25	NWSE	38.00
T12N R05W S25	SWSE	34.00			

STOCKWATER same as IRRIGATION

108 ACRES TOTAL

This right is limited to the irrigation of 22.0 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 108.0 acres in a single irrigation season. Combined Right Nos.: 67-582, 67-587, & 67-14866

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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Stockwater use is less than 100 head.

This right is a split from former right 67-4253.

11/23/2007

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

RIGHT NUMBER: 67-14867

NAME AND ADDRESS: BARBARA A WATKINS
1330 HWY 95
WEISER ID 83672

WALTER J WATKINS
1330 HWY 95
WEISER ID 83672

CS
CS
B.W.
W.W.

SOURCE: MANN CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 0.440 CFS

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

PRIORITY DATE: 03/15/1968

POINT OF DIVERSION:

T12N R05W S25 NWNENE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.440 CFS
STOCKWATER	01/01 12/31	0.030 CFS

PLACE OF USE: IRRIGATION in WASHINGTON County

T12N R05W S25	SESE	35.00	T12N R05W S36	NENE	34.00
T12N R05W S36	SENE	13.00			

STOCKWATER same as IRRIGATION

82 ACRES TOTAL

This right is limited to the irrigation of 22.0 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 82.0 acres in a single irrigation season. Combined Right Nos.: 67-594 & 67-14867.

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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is a split from former right 67-4253.

Stockwater use is for less than 100 head.