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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. 22-7322

STANDARD FORM 5

STIPULATED ELEMENTS OF A
WATER RIGHT

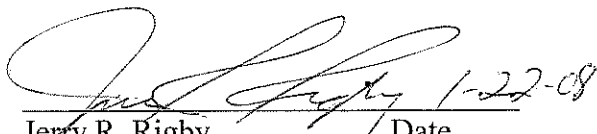
This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary 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:

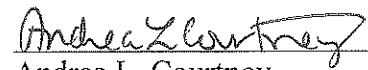
Madison School District #321


Jerry R. Rigby / Date
Attorney for Claimant/Objector

STANDARD FORM 5 – 22-7322

IDWR Concurrence:

 1-14-08
Ernest Carlsen Date
Water Resource Program Manager

 1/9/08
Andrea L. Courtney Date
Deputy Attorney General
Attorney for IDWR

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

RIGHT NUMBER: 22-7322

NAME AND ADDRESS:

MADISON SCHOOL DISTRICT # 321
PO BOX 830
REXBURG ID 83440-1520

SOURCE: Source:
GROUND WATER

Tributary:

QUANTITY: 0.090 CFS
10.500 AFY

Right Nos. 22-7322 and 22-13523 are limited to a total combined diversion rate of .09 cfs.

PRIORITY DATE: 03/25/1980

POINT OF DIVERSION:

T05N R39E S23 SWNWNE
Within MADISON County

*EMC
AR JAL*

PURPOSE AND
PERIOD OF USE:

Purpose of use	Period of use:	Quantity:
IRRIGATION	04/01 11/01	0.090 CFS 10.50 AFY

PLACE OF USE:

IRRIGATION within MADISON County
T05N R39E S23 NWNE 4.6

~~T05N R39E S23 NWNE 3.0~~

4.6 ACRES TOTAL

~~3 ACRES TOTAL~~

Right Nos. 22-7322 and 22-13523 are limited to the irrigation of a combined total of 4.6 acres in a single irrigation season.

This right is limited to the irrigation of 3 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 - License

Right No. 22-13523 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

CERTIFICATE OF MAILING

I certify that on January 22, 2008, 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:

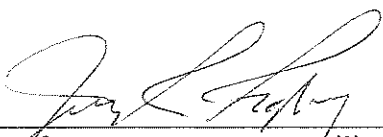
CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

2. Copies to:

MADISON SCHOOL DISTRICT #321

Represented by:
JERRY R. RIGBY
25 N. 2nd. E.
P.O. BOX 250
REXBURG, ID 83440-0250

IDWR REPOSITORY
P.O. BOX 83720
BOISE, ID 83720-0098



Signature of person or attorney mailing the form