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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. 01-194F
)
)
)
)
)
)
)

Case No. 39576

STANDARD FORM 5

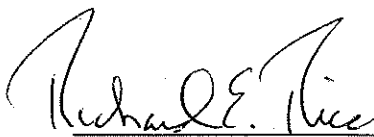
STIPULATED ELEMENTS OF A
WATER RIGHT

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):

 1/24/08
Richard E. Rice Date

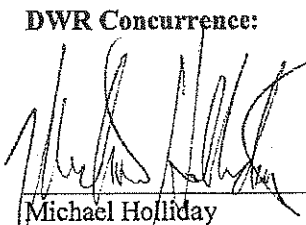
 1/24/08
Kathie L. Rice Date

OBJECTOR:

United States of America
Bureau of Land Management

 1/29/2008
Larry A. Brown, USDOJ Date
Attorney for BLM FWR

DWR Concurrence:

 1/15/08
Michael Holliday Date
Senior Water Resource Agent

 1/15/08
Garrick L. Baxter Date
Deputy Attorney General
Attorney for IDWR

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

RIGHT NUMBER: 1-194F
NAME AND ADDRESS: KATHIE L RICE
1801 W 145 N
IDAHO FALLS ID 83402

RICHARD E RICE
1801 W 145 N
IDAHO FALLS ID 83402

RR
MNR
JB

SOURCE: SNAKE RIVER TRIBUTARY: COLOMBIA RIVER

QUANTITY: 0.130 CFS

PRIORITY DATE: 06/01/1896

FWP
JAB

POINT OF
DIVERSION:

103N R37E S2 NWNE Lot 12 Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.130 CFS

PLACE OF USE: IRRIGATION in BONNEVILLE County

103N R37E S02	NWNE	0.30	103N R37E S02 Lot 7 NWNE	1.70
103N R37E S02 Lot 12 NWNE		3.00		

5 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 5.0 acres in a single irrigation season. Combined Right Nos.: 1-194F and 1-310K.

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(5), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

CERTIFICATE OF MAILING

I certify that on Jan. 29, 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:

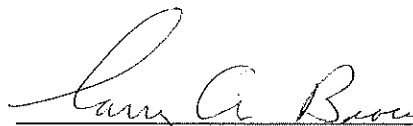
CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P. O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

2. Copies to:

UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

KATHIE L. RICE
RICHARD E. RICE
1801 W 145 N
IDAHO FALLS, ID 83402

DIRECTOR OF IDWR
P.O. BOX 83720
BOISE, ID 83720-0098



Signature of person or attorney mailing the form