

Williams, Ray

From: Williams, Ray
Sent: Tuesday, March 04, 2008 3:25 PM
To: 'Brown, Larry (ENRD)'; Fredric_Price@blm.gov; Sherman_Beazer@blm.gov; casey_o'brien@blm.gov
Cc: Courtney, Andrea; Baxter, Garrick
Subject: RE: 01-10440, 01-10445, and 01-10448; Claimant: Roland Walker

The signed SF5s are ready for the BLM to pick up at the IDWR reception area.

Thanks,

Ray

-----Original Message-----

From: Brown, Larry (ENRD) [mailto:Larry.Brown@usdoj.gov]
Sent: Monday, March 03, 2008 2:48 PM
To: Fredric_Price@blm.gov; Sherman_Beazer@blm.gov; casey_o'brien@blm.gov
Cc: Courtney, Andrea; Williams, Ray; Baxter, Garrick
Subject: FW: 01-10440, 01-10445, and 01-10448; Claimant: Roland Walker

Send the SF-5s to his physical address: 393 N 3400 E, Lewisville, ID 83431

>
> **From:** Brown, Larry (ENRD)
> **Sent:** Monday, March 03, 2008 11:52 AM
> **To:** 'Baxter, Garrick'; 'Courtney, Andrea'; 'Williams, Ray'
> **Cc:** Fredric_Price@blm.gov; Sherman_Beazer@blm.gov;
> casey_o'brien@blm.gov
> **Subject:** 01-10440, 01-10445, and 01-10448; Claimant: Roland Walker
>
> I just spoke with Roland Walker. He is ill. He is a heart transplant
> patient. He is going into the hospital on March 12 for "a little more
> heart work." We agreed to resolve BLM's objections to the
> above-referenced claims by adding the "no fed land" remark to the
> place of use element. I am asking for special dispensation in this
> three subcases. Please try to get these SF-5s done today so that Fred
> can get them sent out to Mr. Walker today or tomorrow along with
> instructions for signing and a postage paid addressed U.S. Mail
> envelope for return to the BLM.
>
> Fred: Make sure it's U.S. Mail and not FedEx! That way he can drop
> them in his mail box for return to us. Also, make sure my name and
> phone number are in your letter of transmittal/instruction so he, or
> his designee, can call me to discuss further, if necessary.
>
> Thanks in advance,
>
> Larry

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. 01-10440
	)	
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:

United States of America
Bureau of Land Management

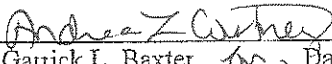
Roland L. Walker Date

Larry A. Brown, USDOJ Date
Attorney for Objector

IDWR Concurrence:

 3/4/2008

Michael Holliday Date
Senior Water Resource Agent

 3/4/00

Garrick L. Baxter for Date
Deputy Attorney General
Attorney for IDWR

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

RIGHT NUMBER: 1-10440

NAME AND ADDRESS:

ROLAND I. WALKER
PO BOX 129
MERIDIAN ID 83434-0129

SOURCE:

Source:
SNAKE RIVER

tributary:

COLUMBIA RIVER

QUANTITY:

0.910 CFS

PRIORITY DATE:

10/11/1901

POINT OF DIVERSION:

T05N R38E S20 Lot 3 SWNEW
Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

04/01 10/31

0.910 CFS

PLACE OF USE:

IRRIGATION within JEFFERSON County

T05N R37E S13 NESW 5.5

T05N R37E S13 NWSW 14.0

T05N R37E S13 SWSW 31.0

T05N R37E S14 SESW 3.9

T05N R37E S14 Lot 5 SESW 15.0

T05N R37E S14 NESE 1.5

T05N R37E S14 Lot 7 NESE 14.0

T05N R37E S14 NWSE 15.7

T05N R37E S14 Lot 6 NWSE 5.3

T05N R37E S14 SWSE 2.7

T05N R37E S14 Lot 6 SWSE 37.0

T05N R37E S14 SESE 40.0

185.6 ACRES TOTAL

~~T05N R37E S14 NESE 0.7~~

~~T05N R37E S14 Lot 16 NESE 0.7~~

~~T05N R37E S14 NWSE 15.0~~

~~T05N R37E S14 Lot 17 NWSE 0.2~~

Use of the rights listed below is limited to the irrigation of a combined total of 185.6 acres in a single irrigation season. Combined Right Nos: 1-10440, 1-10445, and 1-10448

Place of use does not include federal public lands.

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

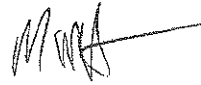
IDAHO DEPARTMENT OF WATER RESOURCES RECOMMENDED
WATER RIGHTS ACQUIRED UNDER STATE LAW

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a split from former right 25-249.

Water is delivered through Bear Trap Canal

Use of this right is combined with water from Long Island Irrigation Co

A handwritten signature in dark ink, appearing to be 'M. J. ...' with a long horizontal stroke extending to the right.Handwritten initials 'B. H.' in dark ink, written in a cursive style.

CERTIFICATE OF MAILING

I certify that on _____, 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 & NATURAL RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

ROLAND L. WALKER
ATTN: DAVID JENSEN
P O BOX 129
MENAN, ID 83434-0129

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

Signature of person or attorney mailing form