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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA
Fifth Judicial District

County of Twin Falls State of Idaho

MAR - 7 2008

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. 67-4149

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):

Larry L. Boehm 3-1-08
Larry L. Boehm Date

IDWR Concurrence:

Craig Saxton 2-20-08
Craig Saxton Date
Adjudication Section

Chris Bromley 2/20/08
Chris Bromley Date
Deputy Attorney General
Attorney for IDWR

STANDARD FORM 5 - 67-4149

11/23/2007

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

RIGHT NUMBER: 67-4149
NAME AND ADDRESS: LARRY L BOEHM
2203 BEN ROSS
INDIAN VALLEY ID 83632

SOURCE: ANDERSON CREEK TRIBUTARY: LITTLE WEISER RIVER

QUANTITY: 50.000 AFY

PRIORITY DATE: ~~09/01/1945~~ 06/01/1928

POINT OF DIVERSION:

T14N R01W S27 NWSW Rediversion Within ADAMS County
T14N R01W S27 SESWSW Within ADAMS County
T14N R01W S28 SENE Rediversion Within ADAMS County
T14N R01W S28 SENE Rediversion Within ADAMS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION FROM STORAGE	03/15 10/31	0.330 CFS 50.00 AFY
IRRIGATION STORAGE	03/15 10/31	50.00 AFY
STOCKWATER STORAGE	01/01 12/31	50.00 AFY
STOCKWATER FROM STORAGE	01/01 12/31	50.00 AFY

PLACE OF USE: IRRIGATION STORAGE in ADAMS County

T14N R01W S28 NENE T14N R01W S28 SENE

IRRIGATION FROM STORAGE in ADAMS County

T14N R01W S28 NENE * 17.00 T14N R01W S28 SENE * 16.00

STOCKWATER STORAGE in ADAMS County

T14N R01W S27 SWNW T14N R01W S27 NWSW

T14N R01W S28 SENE

STOCKWATER FROM STORAGE in ADAMS County

T14N R01W S27 SWNW T14N R01W S27 NWSW

T14N R01W S28 SENE

33 ACRES TOTAL

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 - Beneficial Use

CERTIFICATE OF MAILING

I certify that on March 5, 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:

Larry L Boehm
2203 Ben Ross
Indian Valley ID 83632

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

Ag2 Lew

Signature of person mailing the form