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MAR 21 2008  
DEPARTMENT OF  
WATER RESOURCES

DISTRICT COURT - SRBA  
TWIN FALLS CO., IDAHO  
FILED \_\_\_\_\_

2008 MAR 20 AM 9 56

**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 Nos. 67-00079H  
)  
)  
)  
)  
)  
)

**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.

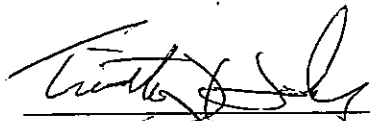
**The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.**

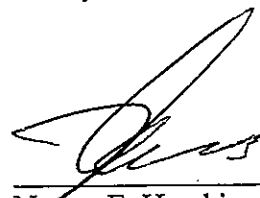
**CLAIMANT/OBJECTOR**

Timothy J. Hohs

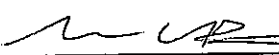
**OBJECTOR**

Nancy E. Hawkins

 3/9/08  
\_\_\_\_\_  
Timothy J. Hohs Date  
Claimant/*Pro Se*

 03/03/08  
\_\_\_\_\_  
Nancy E. Hawkins Date  
Objector/*Pro Se*

IDWR Concurrence:

 3/17/08  
~~Craig Saxton~~ Monica Van Bussan Date  
IDWR Agent

 2/26/08  
Chris M. Bromley Date  
Deputy Attorney General

## CERTIFICATE OF MAILING

I certify that on March 18, 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:

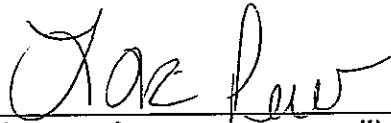
Clerk of the District Court  
Snake River Basin Adjudication  
253 Third Avenue North  
P. O. Box 2707  
Twin Falls, Idaho 83303-2707

2. Copies to:

Nancy E. Hawkins  
P.O. Box 624  
Pine Valley, CA 92062

Timothy Hohs  
3060 Fruitvale-Glendale Rd.  
Fruitvale, ID 83621

IDWR Repository  
P.O. Box 83720  
Boise, ID 83720-0098



Signature of person or attorney mailing the form

11/23/2007

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

RIGHT NUMBER: 67-79H

NAME AND ADDRESS: TIMOTHY J HOHS  
3060 FRUITVALE-GLENDALE RD  
FRUITVALE ID 83621

SOURCE: WEISER RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: ~~0.035~~ 0.053 CFS

This right shall provide no more than 0.0125 cfs per acre in accordance with the Muir v. Allison decree.

PRIORITY DATE: 06/01/1890

POINT OF DIVERSION:

~~T17N R01W S1 NESESW Within ADAMS County~~  
~~T17N R01W S1 NWSE Within ADAMS County~~

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

~~0.035~~ 0.053 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T17N R01W S02 SWSE ~~2.80~~ 4.20

~~2.8~~ 4.2 ACRES TOTAL

~~This right is limited to the irrigation of 2.8 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 - Decreed

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