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DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho APR - 4 2008 By _____ Clerk _____ Deputy Clerk

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DEPARTMENT OF
WATER RESOURCES

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IDWR/North

**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. 75-04418
)
)
)
)
)
)

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

Harry Hansen

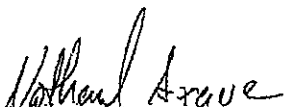
CLAIMANT

Joanne Hansen

Harry Hansen 3/18/08
Harry Hansen Date
Pro Se

Joanne Hansen 3/18/08
Joanne Hansen Date
Pro Se

IDWR Concurrence:

 3/12/08

Nathaniel Arave Date
Senior Water Resource Agent

 4/1/08

Garrick L. Baxter Date
Deputy Attorney General
Attorney for IDWR

LB
J.H.
J.H.
04/18/2007

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

RIGHI NUMBER: 75-4418

NAME AND ADDRESS: JOANNE P HANSEN
6810 BIRDS LANDING RD
BIRDS LANDING CA 94512

HARRY V HANSEN
6810 BIRDS LANDING RD
BIRDS LANDING CA 94512

SOURCE: STATE CREEK

IRIBUIARY: NORTH FORK SALMON RIVER

QUANTIIY: 2.300 CFS

PRIORIIY DAIE: 11/13/1908

The appropriator shall exercise this right in a manner that recognizes the historic practice that the use of water for power generation is incidental to the rights of others to the use of water for other purposes. The appropriator shall not make a delivery call for hydropower generation except as against junior hydropower rights

POINT OF DIVERSION:

T27N R21E S34 NWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
POWER	1/01 12/31	2 300 CFS

PLACE OF USE: POWER in LEMHI County

T27N R21E S34 NESW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Property is within Homestead Entry Survey No 49 94

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 April 2, 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

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

HARRY V HANSEN
JOANNE P HANSEN
6810 BIRDS LANDING RD
BIRDS LANDING, CA 94512



Signature of person or attorney mailing form