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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

Case No. 39576

Subcase No.: 37-593B

STANDARD FORM 5

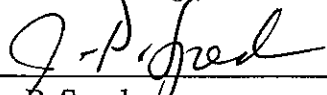
STIPULATED ELEMENTS OF A
WATER RIGHT

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:

 4.23.08
James P. Speck Date
Attorney for South Cove Ventures, LLC

IDWR CONCURRENCE:

 4/17/08
Steve Clelland Date
Sr. Water Resource Agent

IDWR CONCURRENCE:

 4/17/08
Christopher M. Bromley Date
Deputy Attorney General
Attorney for IDWR

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

RIGHT NUMBER: 37-593B

NAME AND ADDRESS:

SOUTH COVE VENTURES LLC
C/O GREGORY VIK
PO BOX 1607
BELLEVUE WA 98009

SOURCE: SPRING CREEK

Tributary: CAMAS CREEK

QUANTITY: 0.500 CFS

~~0.220 CFS~~

PRIORITY DATE: 06/01/1897

POINT OF DIVERSION:

T01S R15E S32 NWSENE Within CAMAS County

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

04/15 10/31

0.500 CFS

~~0.220 CFS~~

PLACE OF USE:

IRRIGATION

within CAMAS County

T01S R15E S33 NENW 21.0

T01S R15E S33 NWNW 15.0

T01S R15E S33 SWNW 25.0

~~T01S R15E S33 SWNW 2.3~~

T01S R15E S33 SENW 19.0

~~T01S R15E S33 SENW 8.7~~

80 ACRES TOTAL

~~11 ACRES TOTAL~~

The rights listed below are limited to the irrigation of a combined total of 124 acres in a single irrigation season. Combined Right Nos.: 37-591B, 37-592B, 37-593B, 37-594B & 37-595B.

~~The rights listed below are limited to the irrigation of a combined total of 55 acres in a single irrigation season. Combined Right Nos.: 37-591B, 37-592B, & 37-594B.~~

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.

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

CERTIFICATE OF SERVICE

I certify that on April 24, 2008, I caused to be served true and correct copies of this Standard Form 5, to the following persons, in the manner indicated 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, ID 83303-2707

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

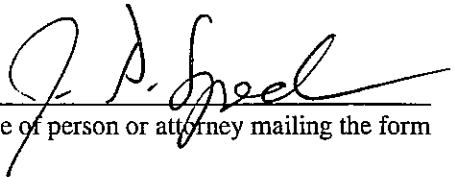
2. Copies to:

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

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

James P. Speck
Speck & Aanestad
P.O. Box 987
Ketchum, ID 83340

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile


Signature of person or attorney mailing the form