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DEPARTMENT OF
WATER RESOURCES

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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. 01-309

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, *which removes federal public land from the digital boundary*. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:

Harrison Canal & Irrigation Co.

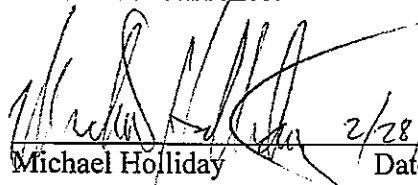
OBJECTOR:

United States of America
Bureau of Reclamation

Jack Skinner 3-24-08
By: *JACK SKINNER* Date
Title: *Harrison Canal*
& Irrigation President

David W. Gehlert 4/25/08
David W. Gehlert, USDOJ Date
Attorney for Objector

IDWR Concurrence:



Michael Holliday Date
Senior Water Resource Agent 2/28/2008



Andrea L. Courtney Date
Deputy Attorney General 2/22/08
Attorney for IDWR



Harrison Canal & Irrigation Co

SRBA Recommendations: 1-69, 1-70, 1-109B, 1-110B, 1-111B, 1-112B, 1-113B, 1-115B, 1-262, 1-309, 1-10156, 1-10157, 1-10158, 1-10159, 1-10160

Handwritten signatures and initials: "DK", "HMM", and a large signature.

Service Area Boundary
GIS Place of Use Illustration

Legend

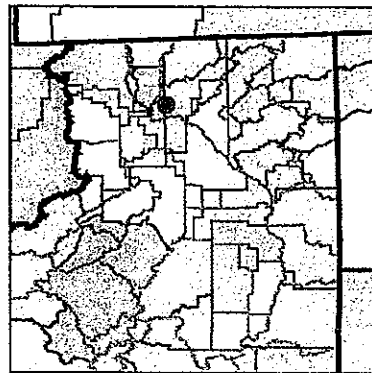
Place of Use



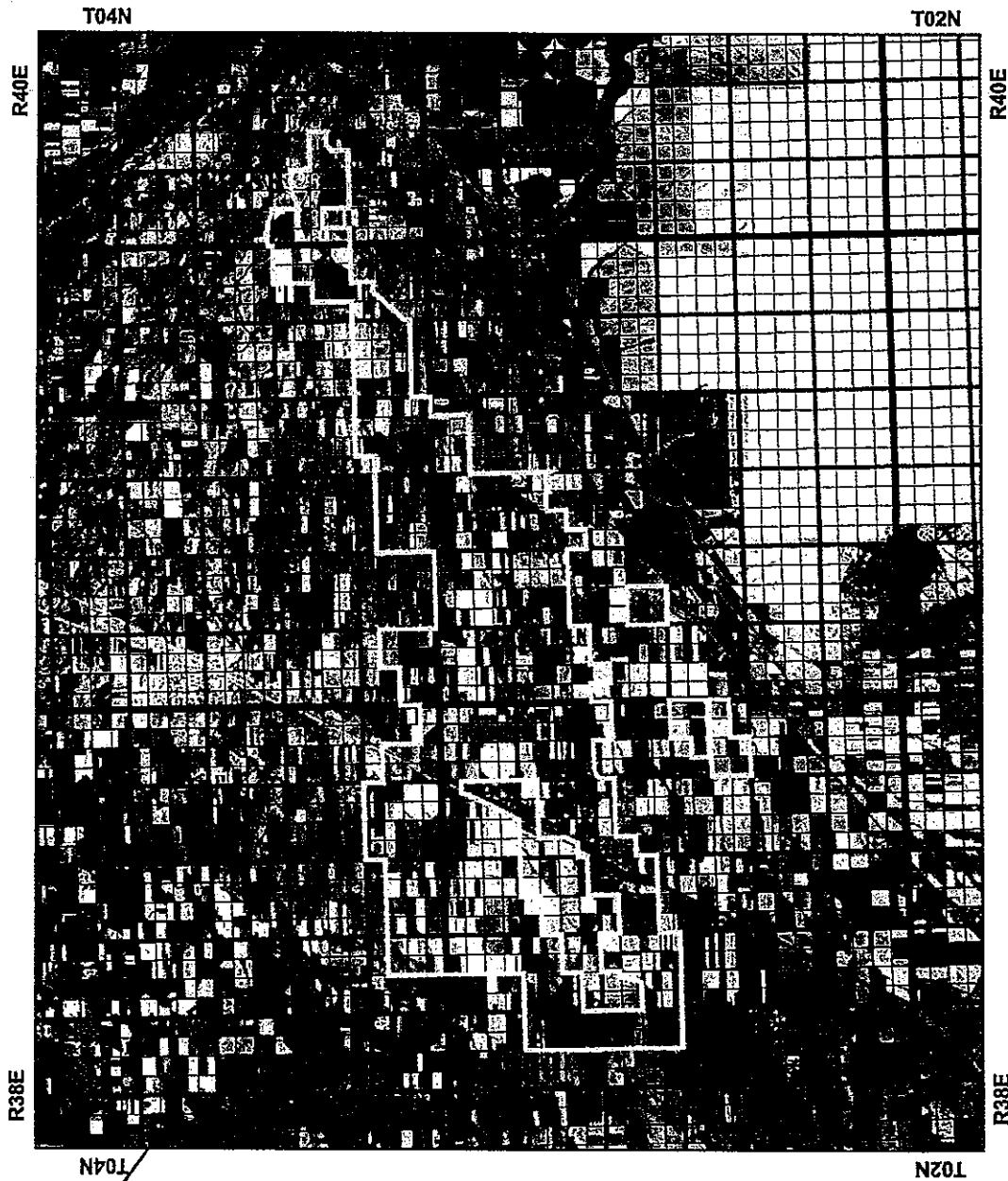
Townships

PLS Sections

Quarter Quarters



Bonneville, Jefferson Counties
IDWR Basin 1



0 5 10 Miles

Prepared by D. Favreau
On Tuesday, February 19, 2008
1987/88 Aerial Photography

CERTIFICATE OF MAILING

I certify that on this 25th day of April 2007, I mailed the original and copies of **STANDARD FORM 5 – Water Right No. 01-00309**, including all attachments, as indicated below:

via FedEx mail:

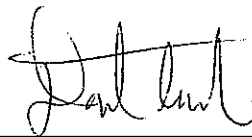
CLERK OF THE SRBA COURT (Original)
SRBA Courthouse
District Court
253 Third Ave. North
Twin Falls, Idaho 83301
Phone: (208) 736-3011

via First Class U.S. Mail, prepaid:

Harrison Canal & Irrigation Co.
Jack Skinner, President
c/o Joel Brighton
1074 E 129 N
Idaho Falls, ID 83401

United States Department of Justice
Environment and Natural Resources Div.
550 West Fort Street, MSC 033
Boise, ID 83724

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



David W. Gehlert