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IDWR Concurrence:

Sandy Egbert 8-29-07
Sandy Egbert Date
GIS Specialist, Adjudication Bureau

Nicholas B. Spencer 8-30-07
Nicholas B. Spencer Date
Deputy Attorney General
Attorney for IDWR

08/28/2007

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

RIGHT NUMBER: 63-5340

NAME AND ADDRESS: WESTERN PACIFIC TIMBER LLC
101 S CAPITOL BLVD STE 1601
BOISE ID 83702

SOURCE: DEADHORSE GULCH CREEK
HAHN GULCH CREEK
RATTLESNAKE CREEK
NORTH FORK RATTLESNAKE CREEK
SOUTH FORK RATTLESNAKE CREEK
WILD GOAT CREEK

TRIBUTARY: GRIMES CREEK
TRIBUTARY: SINKS
TRIBUTARY: GRIMES CREEK
TRIBUTARY: RATTLESNAKE CREEK
TRIBUTARY: RATTLESNAKE CREEK
TRIBUTARY: GRIMES CREEK

QUANTITY: 0.200 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 05/01/1923

POINT OF
DIVERSION:

T06N R04E S10 SWSWSE Begin of Stream Flow Within BOISE County
T06N R04E S15 NESESE End of Stream Flow Within BOISE County
T06N R04E S21 NWNENE Begin of Stream Flow Within BOISE County
T06N R04E S22 SWNESE End of Stream Flow Within BOISE County
T06N R04E S29 NENENW Begin of Stream Flow Within BOISE County
T06N R04E S30 NWNESE Begin of Stream Flow Within BOISE County
T06N R04E S33 NWNENW End of Stream Flow Within BOISE County
T06N R04E S33 NWNENW End of Stream Flow Within BOISE County
T06N R04E S33 NWNENW Begin of Stream Flow Within BOISE County
T06N R04E S33 NWNESE End of Stream Flow Within BOISE County
T06N R05E S19 NESENE Begin of Stream Flow Within BOISE County
T06N R05E S19 SWSWSW End of Stream Flow Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
COMMERCIAL	05/01 11/30	0.200 CFS
STOCKWATER	05/01 11/30	0.020 CFS
FIRE PROTECTION	05/01 11/30	0.200 CFS
<u>COMMERCIAL USE IS FOR DUST ABATEMENT</u>		

sk
NBS
By

PLACE OF USE: STOCKWATER in BOISE County

T06N R04E S10	SWSE	T06N R04E S15	NWNE
T06N R04E S15	SWNE	T06N R04E S15	SENE
T06N R04E S15	NENW	T06N R04E S15	NWNW
T06N R04E S15	SWNW	T06N R04E S15	SENW
T06N R04E S15	NESW	T06N R04E S15	NWSW

T06N R04E S15	SWSW	T06N R04E S15	NESE
T06N R04E S15	SESE	T06N R04E S20	SWSE
T06N R04E S20	SESE	T06N R04E S21	NENE
T06N R04E S21	SWNW	T06N R04E S21	SENW
T06N R04E S21	NESW	T06N R04E S21	NWSW
T06N R04E S21	NESE	T06N R04E S21	NWSE
T06N R04E S22	SWNE	T06N R04E S22	NWNW
T06N R04E S22	SWNW	T06N R04E S22	NWSW
T06N R04E S22	SWSW	T06N R04E S22	SESW
T06N R04E S22	NWSE	T06N R04E S22	SWSE
T06N R04E S23	NWSW	T06N R04E S23	SWSW
T06N R04E S23	SESW	T06N R04E S28	NWNW
T06N R04E S28	SWNW	T06N R04E S28	NWSW
T06N R04E S28	SWSW	T06N R04E S28	SESW
T06N R04E S29	NENE	T06N R04E S29	NWNE
T06N R04E S29	SWNE	T06N R04E S29	NENW
T06N R04E S29	SENW	T06N R04E S29	NWSW
T06N R04E S29	SWSW	T06N R04E S29	NWSE
T06N R04E S29	SWSE	T06N R04E S30	NESE
T06N R04E S33	NENE	T06N R04E S33	NWNE
T06N R04E S33	SENE	T06N R04E S33	NENW
T06N R04E S33	NWNW	T06N R04E S33	SWNW
T06N R04E S33	SESW	T06N R04E S33	NESE
T06N R04E S33	NWSE	T06N R04E S33	SWSE
T06N R04E S33	SESE	T06N R05E S19	SWNE
T06N R05E S19	SENE	T06N R05E S19	SENW
T06N R05E S19	NESW	T06N R05E S19 Lot 7	SWSW
T06N R05E S19	SESW		

COMMERCIAL same as STOCKWATER
FIRE PROTECTION same as STOCKWATER

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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

AK
NBS
Bmy

CERTIFICATE OF MAILING

I certify that on May 1, 2007, 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

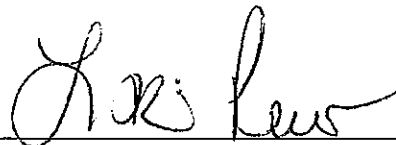
2. Copies to:

United States of America
US Dept of Justice
Environment and Natural Resources
550 West Fort Street, MSC 033
Boise, ID 83724

Western Pacific Timber LLC
101 S Capitol Blvd Ste 1601
Boise ID 83702

Bruce M. Smith
Moore Smith Buxton & Turcke, Chartered
225 N 9th St Ste 420
Boise ID 83702

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



Signature of person mailing the form