

**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. 75-10046

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:
Edgar Edwards

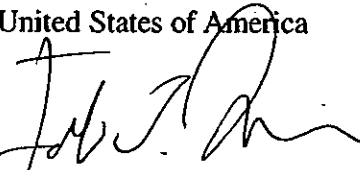
CLAIMANT:
Myrtle Edwards

Edgar S. Edwards 5-2-08
Edgar Edwards Date
Pro Se

Myrtle Edwards 5/2/08
Myrtle Edwards Date
Pro Se

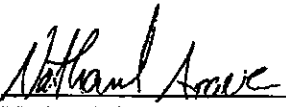
OBJECTOR

United States of America



f. Larry Brown, Attorney FWP Date 05/03/2008
Bureau of Land Management

IDWR Concurrence:



Nathaniel Arave Date 4/18/08
Senior Water Resource Agent



Garrick L. Baxter Date 4/18/08
Deputy Attorney General
Attorney for IDWR

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

RIGHT NUMBER: 75-10046
NAME AND ADDRESS: MYRTLE EDWARDS
PO BOX 299
SALMON ID 83467
EDGAR S EDWARDS
PO BOX 299
SALMON ID 83467

SOURCE: CHIPPS CREEK
QUANTITY: 4.320 CFS

TRIBUTARY: POLLARD CANYON

The rights listed below are limited to a total combined diversion rate of 28.88 cfs.
Combined Right Nos.: 75-2, 75-2162, 75-10046, 75-2034, 75-2035, 75-14254 and 75-10047.

PRIORITY DATE: 09/14/1914

POINT OF DIVERSION: T21N R21E S10 NWSE Within LEMHI County

PURPOSE AND PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	4.320 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T21N R21E S12 SWNW	4.40	T21N R21E S12 SENW 5.60
	T21N R21E S12 NESW	40.00	T21N R21E S12 NWSW 36.00
	T21N R21E S12 SWSW	7.80	T21N R21E S12 SESW 32.00
	T21N R21E S13 SESE	6.00	T21N R21E S13 SWSE 10.00
	T21N R21E S14 SESE	28.00	T21N R21E S23 NENE 18.00
	T21N R21E S23 SENE	22.00	T21N R21E S23 NESE 38.00
	T21N R21E S23 SESE	5.50 5.2	T21N R21E S24 NWNE 39.00
	T21N R21E S24 SWNE	26.00	T21N R21E S24 NENW 14.00
	T21N R21E S24 SWNW	40.00	T21N R21E S24 SENW 40.00
	T21N R21E S24 NESW	40.00	T21N R21E S24 NWSW 40.00
	T21N R21E S24 SWSW	35.00	T21N R21E S24 SESW 40.00
	T21N R21E S24 NWSE	27.00	T21N R21E S24 SWSE 28.00
	T21N R21E S25 NWNE	30.00	T21N R21E S25 SWNE 33.00
	T21N R21E S25 NENW	40.00	T21N R21E S25 NWNW 24.00
	T21N R21E S25 SWNW	21.00	T21N R21E S25 SENW 40.00
	T21N R21E S25 NESW	36.00	T21N R21E S25 NWSW 1.50
	T21N R21E S25 SESW	40.00	T21N R21E S25 NWSE 31.00
	T21N R21E S25 SWSE	32.00	T21N R21E S36 NWNE 12.00
	T21N R21E S14 NESE	0.20	T21N R21E S24 NWNW 0.10
	962.8 ACRES TOTAL		

This right is limited to the irrigation of 320 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 962.8 acres in a single irrigation season. Combined Right Nos.: 75-2, 75-2162, 75-10046, 75-2034, 75-2035, 75-14254 and 75-10047.

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.

NLA
JS
FWP

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

ED

TM

ME

CERTIFICATE OF MAILING

I certify that on MAY 8TH, 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:

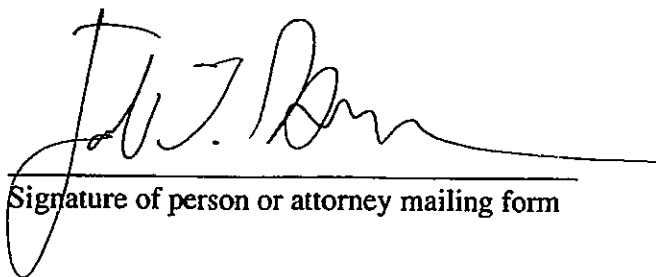
1. Original to:

CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

EDGAR S EDWARDS
MYRTLE EDWARDS
PO BOX 299
SALMON, ID 83467

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



Signature of person or attorney mailing form