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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	)	Subcase No.: 37-13314
	)	
Case No. 39576	)	
	)	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.

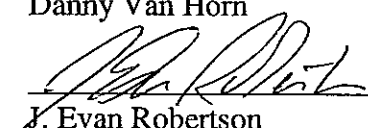
The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions 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.

CLAIMANTS:

Valerie Van Horn

Danny Van Horn


J. Evan Robertson

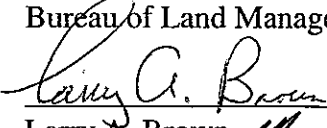
5-28-08
Date

Attorney for Valerie & Danny Van Horn

OBJECTOR:

United States on behalf of the

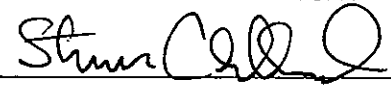
Bureau of Land Management


Larry A. Brown

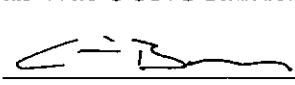
6/2/2008
Date

Attorney, U.S. Department of Justice
Environment and Natural Resources

IDWR CONCURRENCE:

 5/16/08
Steve Clelland Date
Sr. Water Resource Agent

IDWR CONCURRENCE:

 5/20/08
Christopher M. Bromley Date
Deputy Attorney General
Attorney for IDWR

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

RIGHT NUMBER: 37-13314

NAME AND ADDRESS: VAN HORN GROUP INC
PO BOX 345
FAIRFIELD ID 83327-0345

SOURCE: MC HAN CREEK
UNNAMED STREAM

Tributary: THREEMILE CREEK
Tributary: MC HAN CREEK

QUANTITY: 0.020 CFS
The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 12/31/1900

POINT OF DIVERSION:

~~T01N R13E S10 NENSW Begin of Stream Flow~~	~~Within CAMAS County~~
~~T01N R13E S10 NEESW End of Stream Flow~~	~~Within CAMAS County~~
T01N R13E S15 NWNENW Begin of Stream Flow	Within CAMAS County
~~T01N R13E S15 SWNENW Begin of Stream Flow~~	~~Within CAMAS County~~
T01N R13E S15 NWSNENW Begin of Stream Flow	Within CAMAS County
<u>T01N R13E S15 SESENW End of Stream Flow</u>	<u>Within CAMAS County</u>
<u>T01N R13E S15 NWNWE Begin of Stream Flow</u>	<u>Within CAMAS County</u>
T01N R13E S15 SESWSE End of Stream Flow	Within CAMAS County
<u>T01N R13E S22 NENENW Begin of Stream Flow</u>	<u>Within CAMAS County</u>
T01N R13E S22 SWNENW Begin of Stream Flow	Within CAMAS County
T01N R13E S22 SWNENW End of Stream Flow	Within CAMAS County
T01N R13E S22 NWSNENW End of Stream Flow	Within CAMAS County
T01N R13E S22 NWSNENW Begin of Stream Flow	Within CAMAS County
T01N R13E S22 NESENW End of Stream Flow	Within CAMAS County
T01N R13E S22 NESESW Begin of Stream Flow	Within CAMAS County
T01N R13E S27 SENENW End of Stream Flow	Within CAMAS County

PURPOSE AND
PERIOD OF USE:

Purpose of use
STOCKWATER

Period of use:
03/15 11/15

Quantity:
0.020 CFS

PLACE OF USE: STOCKWATER within CAMAS County

~~T01N R13E S10 NWSW~~
~~T01N R13E S10 SWSW~~

T01N R13E S15 NWNE
T01N R13E S15 SWNE
T01N R13E S15 NENW
T01N R13E S15 SENW
T01N R13E S15 NWSE
T01N R13E S15 SWSE
T01N R13E S22 NENW
T01N R13E S22 NWNW
T01N R13E S22 SWNW
T01N R13E S22 SENW
T01N R13E S22 SESW

T01N R13E S27 NENW

~~T01N R13E S10 NWSW~~
~~T01N R13E S10 SWSW~~

~~T01N R13E S15 NWNW~~
~~T01N R13E S15 SWNW~~

~~T01N R13E S15 NESEW~~
~~T01N R13E S15 NWSW~~
~~T01N R13E S15 SWSW~~
~~T01N R13E S15 SESEW~~

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

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

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

5CL
CB

[Handwritten signature]
[Handwritten signature]

CERTIFICATE OF SERVICE

I certify that on June 2, 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

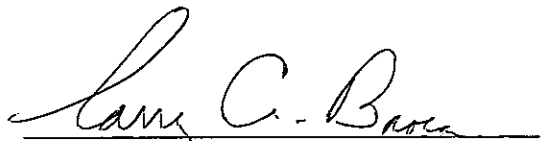
☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

J. Evan Robertson
Robertson Slette
P.O. Box 1906
Twin Falls, ID 83303-1906

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

U.S. Department of Justice
Environment & Nat'l Resources Div.
550 W. Fort St., MSC 033
Boise, ID 83724

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


Signature of person or attorney mailing the form