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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.: 37-21653
)
)
)
)
)
)
)

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.

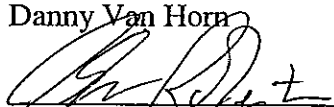
The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions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

Date

Attorney for Valerie & Danny Van Horn

OBJECTOR:

United States on behalf of the

Bureau of Land Management


Larry A. Brown

Date

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

IDWR CONCURRENCE:

Steve Clelland 5/20/08
Steve Clelland Date
Sr. Water Resource Agent

IDWR CONCURRENCE:

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

04/15/2008

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

RIGHT NUMBER: 37-21653

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

VALERIE VAN HORN
PO BOX 345
FAIRFIELD ID 83327-0345

SOURCE: EAST FORK CORRAL CREEK
LANSING CREEK
ROUGH CREEK
UNNAMED STREAM
UNNAMED STREAM
UNNAMED STREAM
UNNAMED STREAM
UNNAMED STREAM
UNNAMED STREAM
WEST FORK THREEMILE CREEK

TRIBUTARY: CORRAL CREEK
TRIBUTARY: CAMAS CREEK
TRIBUTARY: EAST FORK CORRAL CREEK
TRIBUTARY: EAST FORK CORRAL CREEK
TRIBUTARY: LANSING CREEK
TRIBUTARY: MCMAHAN CREEK
TRIBUTARY: ROUGH CREEK
~~TRIBUTARY: WEST FORK CORRAL CREEK~~
~~TRIBUTARY: WEST FORK THREEMILE CREEK~~
~~TRIBUTARY: CAMAS CREEK~~

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 12/31/1880

POINT OF
DIVERSION:

T01N R13E S4 NESWNE Begin of Stream Flow Within CAMAS County
T01N R13E S4 NESENE Begin of Stream Flow Within CAMAS County
T01N R13E S4 NWSWNE Begin of Stream Flow Within CAMAS County
T01N R13E S4 SWSWNE End of Stream Flow Within CAMAS County
T01N R13E S4 NWNESW Begin of Stream Flow Within CAMAS County
T01N R13E S4 NWSWSW Begin of Stream Flow Within CAMAS County
T01N R13E S4 SESENE End of Stream Flow Within CAMAS County
T01N R13E S4 NESESE End of Stream Flow Within CAMAS County
T01N R13E S4 NESESE Begin of Stream Flow Within CAMAS County
~~T01N R13E S5 SWNESE Begin of Stream Flow Within CAMAS County~~
~~T01N R13E S5 SESESE Begin of Stream Flow Within CAMAS County~~
~~T01N R13E S5 SESESE Begin of Stream Flow Within CAMAS County~~
~~T01N R13E S5 NWSWNE Begin of Stream Flow Within CAMAS County~~
T01N R13E S8 NWNENE Begin of Stream Flow Within CAMAS County
T01N R13E S8 NWSWNE Begin of Stream Flow Within CAMAS County
T01N R13E S8 SESENE Begin of Stream Flow Within CAMAS County
T01N R13E S8 NENENE Begin of Stream Flow Within CAMAS County
~~T01N R13E S8 NESWNE End of Stream Flow Within CAMAS County~~
~~T01N R13E S8 SWSWNE End of Stream Flow Within CAMAS County~~
T01N R13E S8 NWNWSW Begin of Stream Flow Within CAMAS County
T01N R13E S9 NENENE End of Stream Flow Within CAMAS County
T01N R13E S9 NWNENE Begin of Stream Flow Within CAMAS County
T01N R13E S9 SWNESE Begin of Stream Flow Within CAMAS County
T01N R13E S9 NESWNE Begin of Stream Flow Within CAMAS County
T01N R13E S9 SWSWNE Begin of Stream Flow Within CAMAS County
T01N R13E S9 NESENE End of Stream Flow Within CAMAS County
T01N R13E S9 SWSENE Begin of Stream Flow Within CAMAS County
T01N R13E S9 NESENE Begin of Stream Flow Within CAMAS County
T01N R13E S9 SESESE Begin of Stream Flow Within CAMAS County

T01N R13E S9 SWNWSE Begin of Stream Flow Within CAMAS County
 T01N R13E S16 SWNENE Begin of Stream Flow Within CAMAS County
 T01N R13E S16 SWSWNW Begin of Stream Flow Within CAMAS County
 T01N R13E S16 SESENW Begin of Stream Flow Within CAMAS County
 T01N R13E S16 NESWSW Begin of Stream Flow Within CAMAS County
 T01N R13E S16 SWSWSW End of Stream Flow Within CAMAS County
 T01N R13E S16 SWSESW End of Stream Flow Within CAMAS County
 T01N R13E S16 SWSWSE End of Stream Flow Within CAMAS County
~~T01N R13E S16 SWSESE Begin of Stream Flow Within CAMAS County~~
T01N R13E S16 SESE Begin of Stream Flow Within CAMAS County
 T01N R13E S16 SESESE End of Stream Flow Within CAMAS County
~~T01N R13E S17 NWSENE End of Stream Flow Within CAMAS County~~
~~T01N R13E S17 SWNESE Begin of Stream Flow Within CAMAS County~~
~~T01N R13E S17 SEOWSE Begin of Stream Flow Within CAMAS County~~
T01N R13E S17 NESENW Begin of Stream Flow Within CAMAS County
T01N R13E S17 NESWSE Begin of Stream Flow Within CAMAS County
T01N R13E S17 SWSWSE Begin of Stream Flow Within CAMAS County
~~T01N R13E S20 SENENE End of Stream Flow Within CAMAS County~~
T01N R13E S20 SWSENE End of Stream Flow Within CAMAS County
T01N R13E S20 NENW End of Stream Flow Within CAMAS County
~~T02N R13E S32 NENENE Begin of Stream Flow Within CAMAS County~~
~~T02N R13E S32 NENWNE Begin of Stream Flow Within CAMAS County~~
~~T02N R13E S32 NWNWNE Begin of Stream Flow Within CAMAS County~~
~~T02N R13E S32 SENENW Begin of Stream Flow Within CAMAS County~~
~~T02N R13E S32 NENWSE Begin of Stream Flow Within CAMAS County~~
~~T02N R13E S32 SWNWSE Begin of Stream Flow Within CAMAS County~~
~~T02N R13E S33 NENENE Begin of Stream Flow Within CAMAS County~~
~~T02N R13E S33 SENENE End of Stream Flow Within CAMAS County~~
~~T02N R13E S33 NENWNE Begin of Stream Flow Within CAMAS County~~
~~T02N R13E S33 NWNENW Begin of Stream Flow Within CAMAS County~~
~~T02N R13E S33 SENENW Begin of Stream Flow Within CAMAS County~~
~~T02N R13E S33 NENESE End of Stream Flow Within CAMAS County~~
~~T02N R13E S33 NENWSE Begin of Stream Flow Within CAMAS County~~
~~T02N R13E S33 NWNWSE Begin of Stream Flow Within CAMAS County~~
~~T02N R13E S33 SESWSE Lot 2 Begin of Stream Flow Within CAMAS County~~

5cc

CB

MB

John JAS

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE:

STOCKWATER in CAMAS County

~~T01N R13E S04 Lot 2 NWNE~~

T01N R13E S04 SWNE

T01N R13E S04 SENE

~~T01N R13E S04 Lot 3 NENW~~

~~T01N R13E S04 Lot 4 NWNW~~

~~T01N R13E S04 Lot 5 SWNW~~

T01N R13E S04 SENW

T01N R13E S04 NESW
 T01N R13E S04 Lot 7 SWSW
 T01N R13E S04 SESW
 T01N R13E S04 NWSE
~~T01N R13E S05 Lot 3 NENW~~
~~T01N R13E S05 NESW~~
~~T01N R13E S05 SESW~~
~~T01N R13E S05 SWSE~~
 T01N R13E S08 NENE
 T01N R13E S08 SENE
~~T01 R13E S08 NWNW~~
 T01N R13E S08 SENW
 T01N R13E S08 NWSW
 T01N R13E S08 SESW
 T01N R13E S08 NWSE
 T01N R13E S08 SESE
 T01N R13E S09 SWNE
 T01N R13E S09 NENW
 T01N R13E S09 Lot 2 SWNW
 T01N R13E S09 NESW
 T01N R13E S09 Lot 4 SWSW
 T01N R13E S09 NESE
 T01N R13E S09 SWSE
 T01N R13E S16 NWNE
 T01N R13E S16 SENE
 T01N R13E S16 NWNW
 T01N R13E S16 SENW
 T01N R13E S16 NWSW
 T01N R13E S16 SESW
 T01N R13E S16 SWSE
 T01N R13E S17 NENE
~~T01N R13E S17 SWNE~~
 T01N R13E S17 SENE
~~T01N R13E S17 NENW~~
~~T01N R13E S17 NESW~~
 T01N R13E S17 NESE
 T01N R13E S17 SESE
 T01N R13E S20 NWNE
~~T01N R13E S20 NENW~~
~~T02N R13E S32 NWNE~~
~~T02 R13E S32 SENW~~
~~T02N R13E S32 Lot 3 SESW~~
~~T02 R13E S32 NWSE~~

~~T01N R13E S04 Lot 6 NWSW~~
 T01N R13E S04 NESE
 T01N R13E S04 SESE
~~T01N R13E S05 SENW~~
~~T01N R13E S05 SWSW~~
~~T01N R13E S05 NESE~~
~~T01N R13E S05 SESE~~
 T01N R13E S08 SWNE
 T01N R13E S08 NENW
 T01N R13E S08 NESW
 T01N R13E S08 SWSW
 T01N R13E S08 NESE
 T01N R13E S08 SWSE
 T01N R13E S09 NENE
 T01N R13E S09 SENE
 T01N R13E S09 Lot 1 NWNW
 T01N R13E S09 SENW
 T01N R13E S09 Lot 3 NWSW
 T01N R13E S09 SESW
 T01N R13E S09 NWSE
 T01N R13E S16 NENE
 T01N R13E S16 SWNE
 T01N R13E S16 NENW
 T01N R13E S16 SWNW
 T01N R13E S16 NESW
 T01N R13E S16 SWSW
 T01N R13E S16 NWSE
 T01N R13E S16 SESE
~~T01N R13E S17 NWNE~~
 T01N R13E S17 SENW
~~T01N R13E S17 SESW~~
 T01N R13E S17 SWSE
 T01N R13E S20 NENE
~~T01N R13E S20 SENE~~
~~T02N R13E S32 NENE~~
~~T02N R13E S32 SENE~~
~~T02N R13E S32 NESW~~
~~T02N R13E S32 NESE~~
~~T02N R13E S32 Lot 1 SESE~~

SCC
 CB
 MB
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T02N R13E S33 ——— NENE
T02N R13E S33 ——— SENE
T02N R13E S33 ——— NWNW
T02N R13E S33 ——— SENW
T02N R13E S33 ——— NWSW
T02N R13E S33 Lot 3 SESW
T02N R13E S33 ——— NWSE

T02N R13E S33 ——— NWNW
T02N R13E S33 ——— NENW
T02N R13E S33 ——— SWNW
T02N R13E S33 ——— NESW
T02N R13E S33 Lot 4 SWSW
T02N R13E S33 ——— NESE
T02N R13E S33 Lot 2 SWSE

SCC
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MS
JOS

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

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

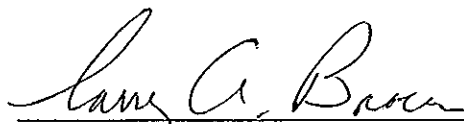
☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

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