

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

JUN 20 2008

By _____

Clerk

Deputy Clerk

**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. 63-32553

Case 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.

CLAIMANT:

OBJECTORS:

USDA Forest Service

Terry N Platts

Date

David L Negri

Date

Attorney for the United States

IDWR Concurrence:

Jan Shurte

Water Right Supervisor

Date

Nicholas B. Spencer

Deputy Attorney General

Date

SF5 Right No. 63-32553

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

RIGHT NUMBER: 63-32553

NAME AND ADDRESS: TERRY N PLATTS
1313 IDAHO ST
GOODING ID 83330

SOURCE: SPRINGS

TRIBUTARY: WEST FORK SKELETON CREEK

QUANTITY: 0.040 CFS

Right Nos. 63-5323 and 63-32553 are limited to a total combined diversion rate of .15 cfs.

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

PRIORITY DATE: 05/01/1934

POINT OF DIVERSION:

T04N R12E S15 NWSWSW Within CAMAS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

05/01 12/01

0.040 CFS

Domestic use is for 1 mining cabin.

PLACE OF USE: DOMESTIC in CAMAS County

T04N R12E S15 SWSW

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

The point of diversion and place of use for this water right are on National Forest System land, an unpatented mining claim known as the Remington Lode, IMC 26932.

This water right is only for domestic use on the Remington Lode mining claim for ~~mining purposes~~ authorized under state and federal law.

as
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 is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

SF5 Right No. 63-32553

CERTIFICATE OF MAILING

I certify that on June 19, 2008, I mailed the original and copies of this form, including all attachments, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls, ID 83303-2707

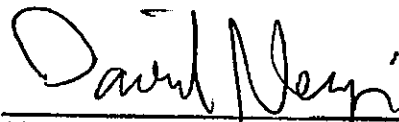
2. Copies to:

Terry N Platts
1313 Idaho Street
Gooding, ID 83330

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

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P O Box 44449
Boise, ID 83711-4449

US Department of Justice
Environment and Natural Resources Section
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of person mailing the form