

COPY

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho
JUL 16 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. <u>02-10102</u>
	)	
	)	Standard Form 5
Case No. 39576	)	
	)	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 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 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/OBJECTOR:

United States on behalf of the
Bureau of Land Management

Jacob T. Haseman *JB* Date
Attorney, U.S. Department of Justice
Environment and Natural Resources Div.

IDWR CONCURRENCE:

[Signature] 7-09-08
Donald V. Shaff Date
Adjudication Bureau Chief

IDWR CONCURRENCE:

[Signature] 7/10/08
Garrick L. Baxter Date
Deputy Attorney General, Attorney for IDWR

T05S	R08E	S31	Lot 1 NESE
T05S	R08E	S31	Lot 2 NWSE
T05S	R08E	S31	Lot 2 SWSE
T05S	R08E	S31	Lot 1 SESE

<u>T05S</u>	<u>R08E</u>	<u>S32</u>	<u>Lot 1 SESE</u>
T05S	R08E	S32	Lot 3 NESW
T05S	R08E	S32	Lot 4 NWSW
T05S	R08E	S32	Lot 2 NWSE
T05S	R08E	S32	Lot 2 SWSE

T05S	R08E	S33	Lot 1 SWSW
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T06S	R07E	S01	Lot 1 NENE
T06S	R07E	S01	Lot 2 NWNE
T06S	R07E	S01	Lot 3 NENW
T06S	R07E	S01	Lot 4 NWNW

T06S	R08E	S06	Lot 5 NWNW
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MB
DL
JB

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 is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use
BLM RECORD ID = 6101680333 INDIAN COVE F8-07

CERTIFICATE OF MAILING

I certify that on July 14, 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
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

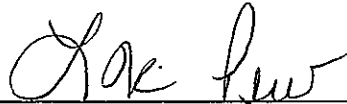
2. Copy to:

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

IDWR Document Depository
P. O. Box 83720
Boise, Idaho 83720-0098

3. Copies to all parties to the subcase (insert names and addresses):

U.S., Department of Justice
Environment and Natural Resources Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724



Signature of person or attorney mailing the form