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DEPARTMENT OF  
WATER RESOURCES

COPY

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.: 37-2726

STANDARD FORM 5

STIPULATED ELEMENTS OF A  
WATER RIGHT

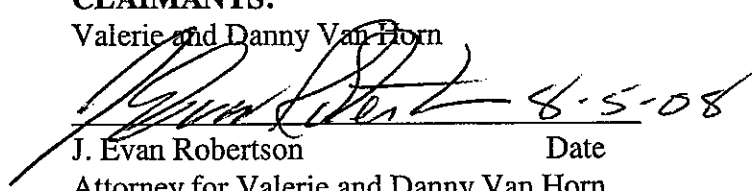
This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary 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 and Danny Van Horn

  
J. Evan Robertson

Date

Attorney for Valerie and Danny Van Horn

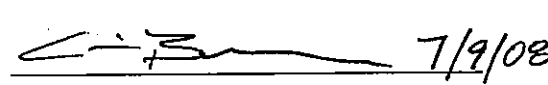
**IDWR CONCURRENCE:**

  
Steve Clelland

Date

Sr. Water Resource Agent

**IDWR CONCURRENCE:**

  
Christopher M. Bromley

Date

Deputy Attorney General

Attorney for IDWR

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

RIGHT NUMBER: 37-2726

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

SOURCE: SPRINGS

Tributary: CORRAL CREEK

QUANTITY: 0.200 CFS  
32.700 AFY

PRIORITY DATE: 04/08/1966

POINT OF DIVERSION:  
T01N R13E S32 NWNE  
Within CAMAS County

| PURPOSE AND PERIOD OF USE: | Purpose of use | Period of use: | Quantity:           |
|----------------------------|----------------|----------------|---------------------|
|                            | IRRIGATION     | 4/15 10/15     | 0.060 CFS 9.00 AFY  |
|                            | STOCKWATER     | 1/01 12/31     | 0.060 CFS 20.10 AFY |
|                            | DOMESTIC       | 1/01 12/31     | 0.080 CFS 3.60 AFY  |

Domestic use is for one home, a guest house, a shop, a swimming pool and may include the use of the water for heating.

The use of water for irrigation under this right may begin as early as April 15 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION within CAMAS County  
T01N R13E S32 NWNE 3.0  
STOCKWATER within CAMAS County  
T01N R13E S32 NWNE  
DOMESTIC within CAMAS County  
T01N R13E S32 NWNE

3 ACRES TOTAL

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

SCC  
CB  
BHL

## CERTIFICATE OF SERVICE

I certify that on August 6, 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

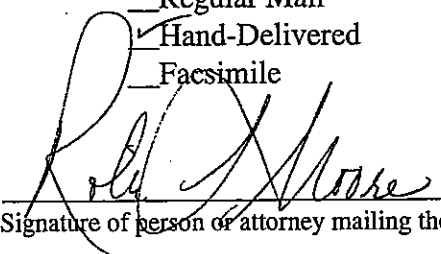
2. Copies to:

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

  
Signature of person or attorney mailing the form