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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.: 37-538B
	)	
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.

CLAIMANT / OBJECTOR:

Big Wood Ranch LLC

J-P Speck *8-28-08*
James P. Speck Date
Attorney for Big Wood Ranch LLC

IDWR CONCURRENCE:

Kelly Christensen *8-26-08*
Kelly Christensen Date
Sr. Water Resource Agent

IDWR CONCURRENCE:

C-M Bromley *8/26/08*
Christopher M. Bromley Date
Deputy Attorney General
Attorney for IDWR

08/21/2008

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

RIGHT NUMBER: 37-538B

NAME AND ADDRESS: BIG WOOD RANCH LLC
1300 DEXTER AVE #140
SEATTLE WA 98109

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 3.490 CFS

The rights listed below are limited to a total combined diversion rate of 3.87 cfs. Combined Right Nos.: 37-537B, 37-538B, and 37-7312C.

PRIORITY DATE: 05/15/1891

POINT OF
DIVERSION:

~~T02N R18E S22 NWSW Within BLAINE County~~
T02N R18E S27 ~~SENECA~~ Rediversion Within BLAINE County

Water is delivered through the Rockwell Bypass from the Broadford Slough to the point of diversion described above.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	3.490 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T02N R18E S26	SNNW	7.90	T02N R18E S26	NESW	3.60
T02N R18E S26	NWSW	16.70			

28.2 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 28.2 acres in a single irrigation season. Combined Right Nos.: 37-537B, 37-538B, and 37-7312C.

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 - Decreed

CERTIFICATE OF SERVICE

I certify that on _____, 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

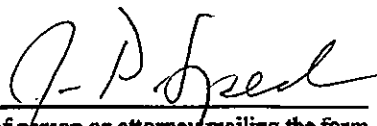
2. Copies to:

IDWR Document Repository
P.O. Box 83720
Boise, ID 83720-0098

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

James P. Speck
Speck & Aanestad
P.O. Box 987
Ketchum, ID 83340

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



Signature of person or attorney mailing the form