

**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. 75-10046

**AMENDED
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.

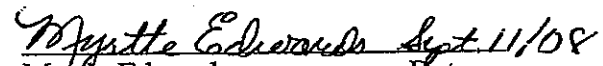
CLAIMANT:

Edgar Edwards

CLAIMANT:

Myrtle Edwards


Edgar Edwards Date
Pro Se


Myrtle Edwards Date
Pro Se

OBJECTOR

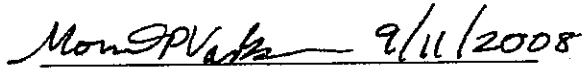
United States of America

 9/11/08

David Negri, Attorney
Bureau of Land Management

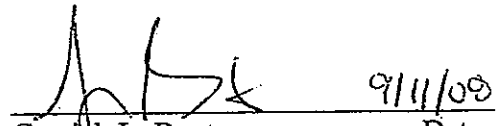
Date

IDWR Concurrence:

 9/11/2008

Monica Van Bussum
Senior Water Resource Agent

Date

 9/11/09

Garrick L. Baxter
Deputy Attorney General
Attorney for IDWR

Date

CERTIFICATE OF MAILING

I certify that on Sept. 11, 2008, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, 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

HAND DELIVERED

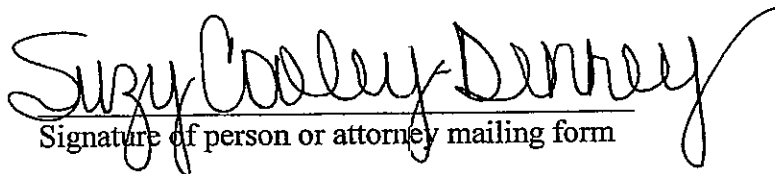
UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

HAND DELIVERED

EDGAR S EDWARDS
MYRTLE EDWARDS
PO BOX 299
SALMON, ID 83467

HAND DELIVERED

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098


Signature of person or attorney mailing form

09/11/2008

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

RIGHT NUMBER: 75-10046
NAME AND ADDRESS: MYRTLE EDWARDS
PO BOX 299
SALMON ID 83467

EDGAR S EDWARDS
PO BOX 299
SALMON ID 83467

[Handwritten signatures: ME, MVB]

SOURCE: CHIPPS CREEK

TRIBUTARY: POLLARD CANYON

QUANTITY: 4.230 4-320 CFS

The rights listed below are limited to a total combined diversion rate of 28.88 cfs. Combined Right Nos.: 75-2, 75-2162, 75-10046, 75-2034, 75-2035, 75-14254 and 75-10047.

[Handwritten initials: JB, DN]

PRIORITY DATE: 09/14/1914

POINT OF DIVERSION: T21N R21E S10 NWSE Within LEMHI County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	4.230 4-320 CFS

PLACE OF USE: IRRIGATION in LEMHI County

T21N R21E S12	SWNW	4.40	T21N R21E S12	SENW	5.60
T21N R21E S12	NESW	40.00	T21N R21E S12	NWSW	36.00
T21N R21E S12	SWSW	7.80	T21N R21E S12	SESW	32.00
T21N R21E S13	SESW	6.00	T21N R21E S13	SWSE	10.00
T21N R21E S14	NESE	0.20	T21N R21E S14	SESE	28.00
T21N R21E S23	NENE	18.00	T21N R21E S23	SENE	22.00
T21N R21E S23	NESE	38.00	T21N R21E S23	SESE	5.50 5-20
T21N R21E S24	NWNE	39.00	T21N R21E S24	SWNE	26.00
T21N R21E S24	NENW	14.00	T21N R21E S2	NWNW	0.10
T21N R21E S24	SWNW	40.00	T21N R21E S24	SENW	40.00
T21N R21E S24	NESW	40.00	T21N R21E S24	NWSW	40.00
T21N R21E S24	SWSW	35.00	T21N R21E S24	SESW	40.00
T21N R21E S24	NWSE	27.00	T21N R21E S24	SWSE	28.00
T21N R21E S25	NWNE	30.00	T21N R21E S25	SWNE	33.00
T21N R21E S25	NENW	40.00	T21N R21E S25	NWNW	24.00
T21N R21E S25	SWNW	21.00	T21N R21E S25	SENW	40.00
T21N R21E S25	NESW	36.00	T21N R21E S25	NWSW	1.50
T21N R21E S25	SESW	40.00	T21N R21E S25	NWSE	31.00
T21N R21E S25	SWSE	32.00	T21N R21E S36	NWNE	12.00
T21N R21E S14	NESE	0.20	T21N R21E S24	NWNW	0.10

962.8 ACRES TOTAL

This right is limited to the irrigation of 320 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 962.8 acres in a single irrigation season. Combined Right Nos.: 75-2, 75-2162, 75-10046, 75-2034, 75-2035, 75-14254 and 75-10047.

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

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

EB *mic*
MVB *AS*
ON