

**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. 75-10706

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

Leonard Hendricks

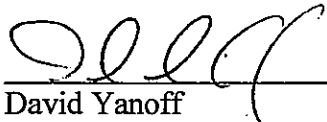
CLAIMANT

Marcella Hendricks

Leonard Hendricks 9-9-08
Leonard Hendricks Date
Pro Se

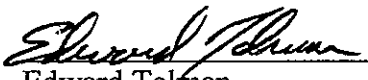
Marcella Hendricks 9-9-08
Marcella Hendricks Date
Pro Se

OBJECTOR
David Yanoff


David Yanoff
Pro Se

9/9/08
Date

OBJECTOR
Edward Tolman

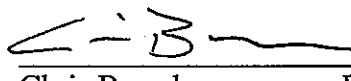

Edward Tolman
Pro Se

9/10/08
Date

IDWR Concurrence:


Monica Van Bussum
Senior Water Resource Agent

9/9/2008
Date


Chris Bromley
Deputy Attorney General
Attorney for IDWR

9/9/08
Date

09/09/2008

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

RIGHT NUMBER: 75-10706

NAME AND ADDRESS: LEONARD HENDRICKS
87 SHAMROCK LANE
SALMON ID 83467

MARCELLA HENDRICKS
87 SHAMROCK LN
SALMON ID 83467

SOURCE: PERREAU CREEK
QUANTITY: 0.080 ~~0-120~~ CFS
PRIORITY DATE: 04/01/1951

TRIBUTARY: SALMON RIVER

POINT OF
DIVERSION: T20N R21E S1 SENWNW Lot 4 Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
4/01 11/01

QUANTITY
0.080 ~~0-120~~ CFS

PLACE OF USE: IRRIGATION in LEMHI County

T20N R21E S01 Lot 3 NENW 2.00

T20N R21E S01 Lot 4 NWNW 2.00

4 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 - Beneficial Use

CERTIFICATE OF MAILING

I certify that on September 10, 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

via hand delivery

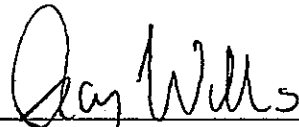
DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

DAVID YANOFF
343 DIAMOND CREEK RD
SALMON, ID 83467

EDWARD R TOLMAN
41 CORBETT LN
SALMON, ID 83467

LEONARD HENDRICKS
87 SHAMROCK LANE
SALMON, ID 83467

MARCELLA HENDRICKS
87 SHAMROCK LN
SALMON, ID 83467



Signature of person or attorney mailing form