

SEP 18 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

Case No. 39576

Subcase No.: 37-21285

(Formerly Disallowed)

STANDARD FORM 5

STIPULATED ELEMENTS OF A
WATER RIGHT

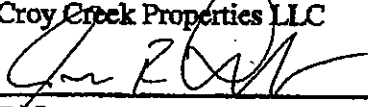
This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary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

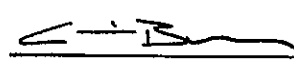
Croy Creek Properties LLC


~~Ed Lawson~~ James R. Laski Date 9/18/2008
Attorney for Croy Creek Properties LLC

IDWR CONCURRENCE:


Kelly Christensen Date 7-3-08
Sr. Water Resource Agent

IDWR CONCURRENCE:


Chris Bromley Date 9/18/08
Deputy Attorney General
Attorney for IDWR

03/21/2008

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

RIGHT NUMBER: 37-21285

NAME AND ADDRESS: CROY CREEK PROPERTIES LLC
PO BOX 1330
HAILEY ID 83333

SOURCE: MULLION CREEK

TRIBUTARY: CROY CREEK

QUANTITY: 1.940 CFS

Storage capacity 5.2 AF.

The rights listed below are limited to a total combined diversion rate of 1.94 cfs. Combined Right Nos.: 37-21285 and 37-22067

PRIORITY DATE: 07/02/1964

POINT OF
DIVERSION:

T02N R17E S25 NESESW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
DIVERSION TO STORAGE	03/15 11/30	1.940 CFS
IRRIGATION STORAGE	01/01 12/31	5.20 AFY
IRRIGATION FROM STORAGE	04/15 10/31	~~26.00~~ AFY

PLACE OF USE: IRRIGATION STORAGE in BLAINE County

T02N R17E S25	SESW	T02N R17E S25	SWSE
IRRIGATION FROM STORAGE in BLAINE County			
T02N R17E S25	SESW	7.20	T02N R17E S25 NWSE 0.80
T02N R17E S25	SWSE	24.00	T02N R17E S36 NWNE 5.70
T02N R17E S36	NENW	17.00	
54.7 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 SERVICE

I certify that on Sept 18, 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

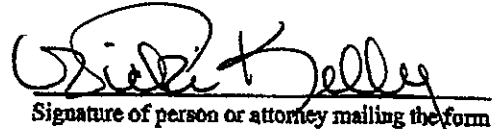
2. Copies to:

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

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

~~Ed Lawson~~ James Laski
P.O. Box 3310
Ketchum, ID 83340

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


Signature of person or attorney mailing the form