



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

September 22, 2008

David J. Barber
Deputy Attorney General
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

Sent via Statehouse Mail

RE: Subcase No. 63-33059 (S.S. Steiner, Inc.)

Dear David:

I am enclosing an SF5 for the above-referenced subcase. Please review the SF5, and if it is acceptable to you, please sign on the indicated signature line and initial the recommendation and return the original SF5 to me. I will obtain the remaining signature and file the SF5 with the SRBA Court.

If you should have any questions or comments, please feel free to contact me at 287-4815.

Sincerely,

A handwritten signature in cursive script that reads "Ray Williams".

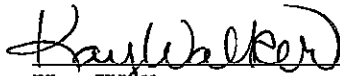
Ray Williams
Paralegal

Enclosure

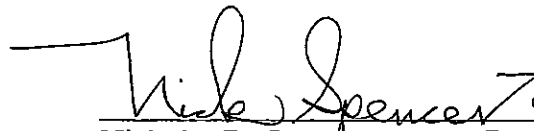
In Re SRBA	)	Subcase No. 63-33059
	)	(Split from 63-2650)
Case No. 39576	)	
	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

1

IDWR Concurrence:

 9-16-2008

Kay Walker Date
Senior Water Resource Agent

 9-15-08

Nicholas B. Spender Date
Deputy Attorney General
Attorney for IDWR

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

RIGHT NUMBER: 63-33059

NAME AND ADDRESS: S S STEINER INC
PO BOX 9174
BROOKS OR 97305SOURCE: SPRING
UNNAMED DRAINTRIBUTARY: BOISE RIVER
TRIBUTARY: BOISE RIVER

QUANTITY: 0.080 CFS

PRIORITY DATE: 11/18/1946

POINT OF DIVERSION:

T04N R04W S23 SESE Within CANYON County

T04N R04W S23 NESESE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
FIRE PROTECTION	03/01 11/15	0.080 CFS

PLACE OF USE: FIRE PROTECTION in CANYON County

T04N R04W S23 NESE

Except the 3.055 acres owned by the State of Idaho.kw
NBS

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.

This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

This right is a split from former right 63-2650 .

CERTIFICATE OF MAILING

I certify that on _____, 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

2. Copies to:

S S STEINER, INC.
P.O. BOX 9174
BROOKS, OR 97305

STATE OF IDAHO
Represented by:
NATURAL RESOURCES DIV. CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
P.O. BOX 44449
BOISE, ID 83711-4449

DIRECTOR OF IDWR
P.O. BOX 83720
BOISE, ID 83720-0098

Signature of person or attorney mailing the form