

DISTRICT COURT-SRBA  
Fifth Judicial District  
County of Twin Falls - State of Idaho

OCT 16 2008

By \_\_\_\_\_ Clerk  
\_\_\_\_\_ Deputy Clerk

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DEPARTMENT OF  
WATER RESOURCES

**COPY**

**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. 22-11867     |
|                | ) |                          |
| 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:**

Hatchet River Ranch, LLC.

**OBJECTOR:**

Ann Buxton 9/29/08  
By: \_\_\_\_\_ Date  
Title: Manager

Ann Buxton 9/29/08  
Ann Buxton \_\_\_\_\_ Date

DWR Concurrence:

Ernest Carlsen 9-23-08  
Ernest Carlsen Date  
Water Resource Program Manager

Andrea L. Courtney 9/23/08  
Andrea L. Courtney Date  
Deputy Attorney General  
Attorney for IDWR

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

RIGHT NUMBER: 22-11867

NAME AND ADDRESS:

HATCHET RIVER RANCH LLC  
C/O ANNIE BUXTON  
370 N EAST CAMANO DR #5-47  
CAMANO ISLAND WA 98282

SOURCE:

Source:  
UNNAMED SLOUGHS

Tributary:  
TWIN CREEK

QUANTITY:

0.020 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE:

06/01/1890

POINT OF DIVERSION:

T05N R44E S36 SWSE  
Within TETON County.

~~T05N R44E S36 SWSE Begin of Stream Flow~~  
~~Within TETON County~~

~~T05N R44E S36 SWSE End of Stream Flow~~  
~~Within TETON County~~

~~T05N R44E S36 SWSE End of Stream Flow~~  
~~Within TETON County~~

~~T05N R44E S36 SWSE Begin of Stream Flow~~  
~~Within TETON County~~

~~T05N R44E S36 SWSE End of Stream Flow~~  
~~Within TETON County~~

~~T05N R44E S36 SWSE End of Stream Flow~~  
~~Within TETON County~~

PURPOSE AND  
PERIOD OF USE:

Purpose of use

Period of use.

Quantity:

STOCKWATER

04/15 10/31

0.020 CFS

PLACE OF USE:

STOCKWATER

within TETON County

T05N R44E S36 SWSE

~~T05N R44E S36 NWSE~~

~~T05N R44E S36 SESE~~

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.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

## CERTIFICATE OF MAILING

I certify that on Oct. 14, 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:

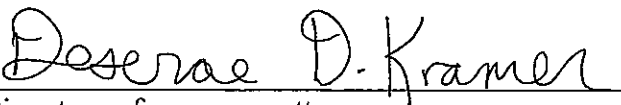
CLERK OF THE DISTRICT COURT  
SNAKE RIVER BASIN ADJUDICATION  
253 THIRD AVENUE NORTH  
P. O. BOX 2707  
TWIN FALLS, IDAHO 83303-2707

2. Copies to:

HATCHET RIVER RANCH, LLC  
C/O ANNIE BUXTON  
370 N. EAST CAMANO DR. #5-47  
CAMANO ISLAND, WA 98282

ANN BUXTON  
370 N. EAST CAMANO DR. #5-47  
CAMANO ISLAND, WA 98282

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

  
\_\_\_\_\_  
Signature of person or attorney