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DEPARTMENT OF
WATER RESOURCES

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.: 74-934

Case No. 39576

STANDARD FORM 5

STIPULATED ELEMENTS OF A
WATER RIGHT

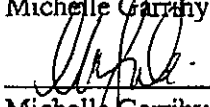
This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary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

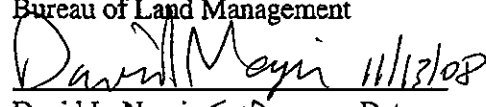
242 Remuda Ranch LLC
Michelle Garrity Drake


Michelle Garrity Drake
242 Remuda Ranch LLC

10.30.08
Date

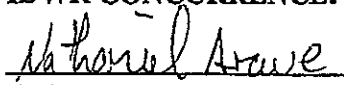
OBJECTOR:

United States on behalf of the
Bureau of Land Management


David L. Negri FWP
Attorney, U.S. Department of Justice
Environment and Natural Resources

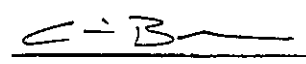
11/13/08
Date

IDWR CONCURRENCE:


Nathaniel Arave
Sr. Water Resource Agent

10/21/08
Date

IDWR CONCURRENCE:


Christopher M. Bromley
Deputy Attorney General
Attorney for IDWR

10/21/08
Date

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

RIGHT NUMBER: 74-934

NAME AND ADDRESS: 242 REMUDA RANCH LLC
MICHELLE GARRIHY DRAKE
413 EIGHTEEN MILE RD
LEADORE ID 83464

SOURCE: EIGHTEENMILE CREEK

TRIBUTARY: LEMHI RIVER

QUANTITY: 1.560 CFS

PRIORITY DATE: 04/01/1910

POINT OF
DIVERSION:

T15N R27E S20 SWSW Within LEMHI County
T15N R27E S29 SENW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	3/15 11/15	1.560 CFS
PLACE OF USE:	<u>IRRIGATION in LEMHI County</u>		
	T15N R27E S19 NENE 18.00	T15N R27E S19 NENE 16.00	
	T15N R27E S19 SWNE 9.00	T15N R27E S20 NWSW 10.00	
	T15N R27E S20 SWSW 24.60	~~T15N R27E S29 NWSW 3.00~~	

77.6 ~~77.0~~ ACRES TOTAL

Place of use does not include federal public lands.

~~This right authorizes the irrigation of 77.6 acres.~~

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.

CERTIFICATE OF SERVICE

I certify that on 11/13, 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

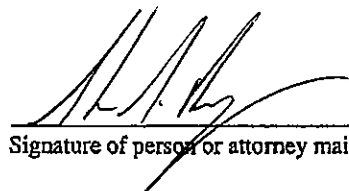
☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

242 Remuda Ranch LLC
Michelle Garrihy Drake
413 Eighteen Mile Rd.
Leadore, ID 83464

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

U.S. Department of Justice
Environment & Nat'l Resources Div.
550 W. Fort St., MSC 033
Boise, ID 83724

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



Signature of person or attorney mailing the form



"No warranty is made by the Bureau of Land Management, U.S. Department of the Interior, for the accuracy or completeness of these data for individual use or aggregate use with other data is not guaranteed."



0.09507 0.14 0.21 0.28 Miles

