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DEC 29 2008

DEPARTMENT OF
WATER RESOURCES

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

DEC 23 2008

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. 77-14217

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.

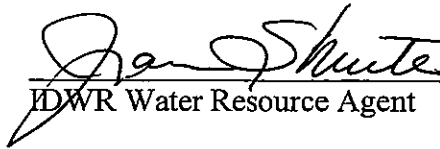
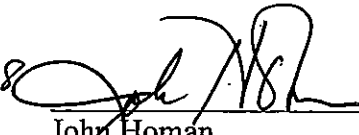
CLAIMANT/OBJECTOR:

River Holdings, Inc.

George A. Taylor
President, River Holdings, Inc.

STANDARD FORM 5 – 77-14217

IDWR Concurrence:

	12-16-08		12-18-08
IDWR Water Resource Agent	Date	John Homan Deputy Attorney General Attorney for IDWR	Date

CERTIFICATE OF MAILING

I certify that on Dec. 22nd, 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:

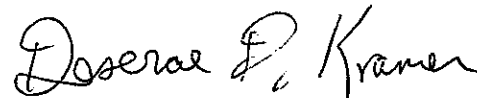
1. Original to:

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:

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

RIVER HOLDINGS INC
5906 VICTORY RD
BOISE, ID 83709



Signature of person mailing the form

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

RIGHT NUMBER: 77-14217

NAME AND ADDRESS: RIVER HOLDINGS INC
5906 VICTORY RD
BOISE ID 83709SOURCE: SPRINGTRIBUTARY: POLLY CREEKQUANTITY: 0.160 CFSThe quantity of water under this right shall not exceed 13,000 gallons per day.PRIORITY DATE: 12/31/1892

POINT OF DIVERSION:

T24N R06E S13 NWN Within IDAHO CountyPURPOSE AND
PERIOD OF USE:PURPOSE OF USEPERIOD OF USEQUANTITYDOMESTIC01/01 12/310.160 CFS

PLACE OF USE:

DOMESTIC in IDAHO CountyT24N R06E S12 Lot 9 NESWT24N R06E S12 Lot 9 SESW

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.Property is also known as Homestead Entry Survey No.817.EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use