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DEPARTMENT OF
WATER RESOURCES

COPY

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

DEC 31 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

Subcase Nos. 67-309

Case No. 39576

STANDARD FORM 5

STIPULATED ELEMENTS OF A
WATER RIGHT

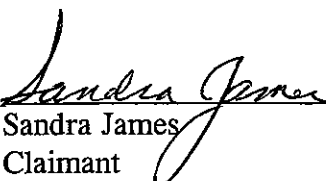
This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary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

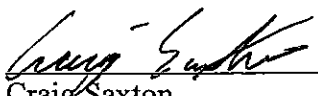
CLAIMANT

Sandra James

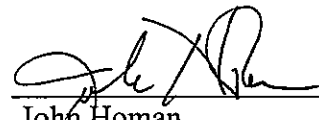
 12/15/2008
Sandra James Date
Claimant

STANDARD FORM 5 67-309

IDWR Concurrence:

 12/16/08

Date
Craig Saxton
IDWR Agent

 12/29/08

Date
John Homan
Deputy Attorney General

CERTIFICATE OF MAILING

I certify that on Dec. 30, 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:

SANDRA J JAMES
PO BOX 413
COUNCIL, ID 83612
Phone: 208-253-4729

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

Deserue D. Kramer
Signature of person or attorney mailing the form

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DEC 24 2008

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

RIGHT NUMBER: 67-309

NAME AND ADDRESS: SANDRA J JAMES
PO BOX 413
COUNCIL ID 83612

SOURCE: COTTONWOOD CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 1.160 CFS

PRIORITY DATE: 06/01/1882

POINT OF
DIVERSION:T16N R01W S26 SWSWSW Within ADAMS County
T16N R01W S34 NWNENE Within ADAMS County
T16N R01W S36 NENWNW Within ADAMS CountyPURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/15 11/15	1.160 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T16N R01W S27	SWSE	37.00	T16N R01W S27	SESE	38.00
T16N R01W S34	NENE	17.00	T16N R01W S34	NWNE	37.00

129 ACRES TOTAL

This right is limited to the irrigation of 92.0 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 140.0 acres in a single irrigation season. Combined Right Nos.: 67-309, 67-4148, & 67-14959

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.

CS *[Signature]**Sandra J James*
12/22/08