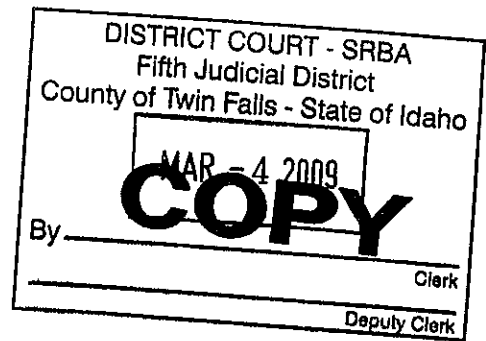


RECEIVED

MAR 05 2009

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. 22-2195B
	)	
Case No. 39576	)	
	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

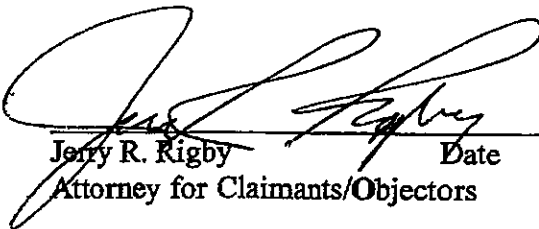
This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary 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 this water right should be described as originally recommended by IDWR. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

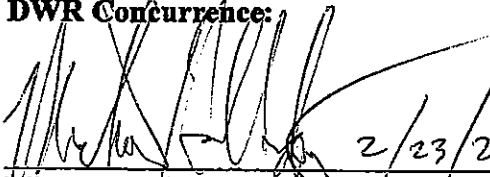
CLAIMANT(s)/OBJECTOR(s):

W. Jeffrey Walters
Mona Walters
Shawn J. Walters
Patrice Walters

 2-18-09

Jerry R. Rigby Date
Attorney for Claimants/Objectors

DWR Concurrence:



Michael Holiday Date
Senior Water Resource Agent

 3/1/09

Garrick L. Baxter Date
Deputy Attorney General
Attorney for IDWR

12/20/2006

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

RIGHT NUMBER: 22-2195B

NAME AND ADDRESS: MONA WALTERS
W JEFFERY WALTERS
SHAWN WALTERS
PATRICE WALTERS
PO BOX 156
NEWDALE ID 83436

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.490 CFS
539.00 AFY

PRIORITY DATE: 12/11/1960

POINT OF
DIVERSION: T06N R41E S14 SESENW Within MADISON County
T06N R41E S22 SWSWNE Within MADISON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 10/31	1.490 CFS 539.00 AFY
PLACE OF USE:	<u>IRRIGATION in MADISON County</u>		
	T06N R41E S13 NENW 40.00	T06N R41E S13 NWNW 40.00	
	T06N R41E S13 SWNW 39.00	T06N R41E S13 SENW 39.00	
	T06N R41E S14 NENE 40.00	T06N R41E S14 NWNE 40.00	
	T06N R41E S14 SWNE 39.00	T06N R41E S14 SENE 39.00	
	T06N R41E S14 NENW 40.00	T06N R41E S14 NWNW 39.00	
	T06N R41E S14 SWNW 39.00	T06N R41E S14 SENW 40.00	
	T06N R41E S15 NESE 40.00	T06N R41E S15 NWSE 40.00	
	T06N R41E S15 SWSW 40.00	T06N R41E S15 SESE 40.00	
	T06N R41E S22 NENE 40.00	T06N R41E S22 NWNE 40.00	
	T06N R41E S22 SWNE 40.00	T06N R41E S22 SENE 40.00	
	T06N R41E S22 NESE 40.00	T06N R41E S22 NWSE 40.00	
	T06N R41E S22 SWSW 40.00	T06N R41E S22 SESE 40.00	

954 ACRES TOTAL

This right is limited to the irrigation of 154 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 954 acres in a single irrigation season. Combined Right Nos.: 22-2195B, 22-7010, 22-7048, 22-7050, 22-13516.

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 - License

Right Nos. 22-2195B, 22-7010, and 22-7050 are also diverted through point of diversion described above.

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

CERTIFICATE OF MAILING

I certify that on March 3, 2009, 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:

MONA WALTERS
PATRICE WALTERS
SHAWN J. WALTERS
W. JEFFREY WALTERS

Represented by:
JERRY R. RIGBY
25 N. 2ND. E.
P.O. BOX 250
REXBURG, ID 83440-0250

MONA WALTERS
PATRICE WALTERS
SHAWN J. WALTERS
W. JEFFREY WALTERS
P.O. BOX 156
NEWDALE, ID 83436

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

Dorese Kramer
Signature of person or attorney