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DEPARTMENT OF
WATER RESOURCES

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

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2009 MAR 14 By [Signature] 10:10
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

Case No. 39576

Subcase No.: 37-21972

STANDARD FORM 5

STIPULATED ELEMENTS OF A
WATER RIGHT

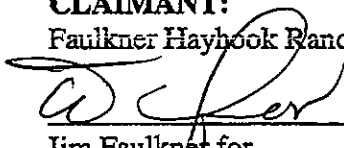
This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary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

Faulkner Hayhook Ranches Inc.

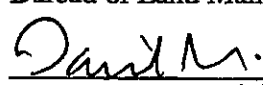

Jim Faulkner for

Date

Faulkner Hayhook Ranches Inc.

OBJECTOR:

United States on behalf of the
Bureau of Land Management

 4/1/09
David L. Negri Date

Attorney, U.S. Department of Justice
Environment and Natural Resources

IDWR CONCURRENCE:



Steve Clelland
Sr. Water Resource Agent

2/20/09
Date

IDWR CONCURRENCE:



Christopher M. Bromley
Deputy Attorney General
Attorney for IDWR

2/20/09
Date

09/09/2008

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

RIGHT NUMBER: 37-21972

NAME AND ADDRESS: FAULKNER HAYHOOK RANCHES INC
C/O JIM FAULKNER
755 US HWY 30
BLISS ID 83314

SOURCE: UNNAMED STREAM

TRIBUTARY: CALF CREEK

QUANTITY: 13.000 AFY

PRIORITY DATE: 03/15/1956

POINT OF DIVERSION:

T04S R12E S27 NENESE Within GOODING County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION STORAGE	01/01 12/31	13.00 AFY
IRRIGATION FROM STORAGE	03/15 11/15	13.00 AFY

PLACE OF USE: IRRIGATION STORAGE in GOODING County

T04S R12E S27 NESE

IRRIGATION FROM STORAGE in GOODING County

~~T04S R12E S26~~	~~SWNW~~	~~1.50~~		
T04S R12E S26	NESW	5.00	T04S R12E S26	NWSW 18.00
T04S R12E S26	SWSW	5.00	T04S R12E S26	SESW 1.00
T04S R12E S27	NESE	3.00	T04S R12E S27	SWSE 9.00
T04S R12E S27	SESE	8.00	T04S R12E S34	NENE 14.00
T04S R12E S34	NWNE	35.00	T04S R12E S34	SWNE 10.00
T04S R12E S34	SENE	24.00		

133 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 133 acres in a single irrigation season. Combined Right Nos.: 37-817 and 37-21972.

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 - Beneficial Use

CERTIFICATE OF SERVICE

I certify that on 4-1, 2009, 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

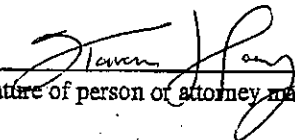
☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Faulkner Hayhook Ranches Inc.
c/o Jim Faulkner
755 US Hwy 30
Bliss, ID 83314

☐ 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