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DEPARTMENT OF
WATER RESOURCES

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David Hammerquist
Charles L. Honsinger **
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James G. Reid *
Daniel V. Steenson

April 13, 2009

Fred Price
Bureau of Land Management
Idaho State Office
1387 S. Vinnell Way
Boise, ID 83709-1657

Re: SRBA Subcase No. 37-4392

Dear Fred:

Per the request in your note, please find enclosed a Standard Form 5 settling the elements of the above-referenced subcase needing only the signature of David Negri for completion and filing. Please obtain Mr. Negri's signature and serve this office with a copy of the completely executed document at the time of filing.

Please contact me with any questions or concerns.

Sincerely,


Charles L. Honsinger

cc: Mike Stevens
Nick Spencer

IDWR CONCURRENCE:

Kelly K. Christensen 4-9-09

Kelly K. Christensen
Sr. Water Resource Agent

Date

IDWR CONCURRENCE:

Nicholas B. Spencer 4/10/09

for Nicholas B. Spencer
Deputy Attorney General
Attorney for IDWR

Date

03/31/2009

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

RIGHT NUMBER: 37-4392

NAME AND ADDRESS: LAVA LAKE LAND & LIVESTOCK LLC
PO BOX 2249
HAILEY ID 83333

SOURCE: FISH CREEK

TRIBUTARY: LITTLE WOOD RIVER

QUANTITY: ~~80~~ 0.750 CFS

PRIORITY DATE: 06/01/1913 ~~12-31-1926~~

POINT OF
DIVERSION:

T03N R23E S33 SWSNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

~~80~~ 0.750 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T03N R23E S32	SENE	2.60 ~~2-80~~	T03N R23E S32	NESE	31.00 ~~32~~
T03N R23E S32	NWSE	1.10 ~~2~~	T03N R23E S32	SESE	1.50 ~~2~~
T03N R23E S33	SWNW	1.50 ~~2-2~~			

37.7 40 ACRES TOTAL

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 _____, 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

Charles L. Honsinger
Ringert Law Chartered
P.O. Box 2773
Boise, ID 83701-2773

☐ 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