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JUN 15 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

Case No. 39576

) Subcase No. 63-21520
)
)
)
)
)
)
)

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.

CLAIMANTS

John & Irene Redmon

John Redmon 5-1-09
Date
Irene Redmon 5-1-09
Date

OBJECTOR

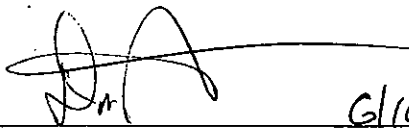
Wilder Irrigation District

By Albert P. Barker 4/9/09
Albert P. Barker, Attorney Date

RESPONDENT

STANDARD FORM 5 - 63-21520

United States on behalf of
Bureau of Reclamation



6/10/09

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

Date

IDWR Concurrence:

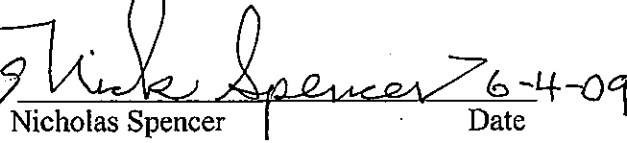


IDWR Agent

Date

Nicholas Spencer

Deputy Attorney General



Date

6-4-09

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

RIGHT NUMBER: 63-21520

NAME AND ADDRESS: IRENE REDMON
21988 TUCKER RD
GREENLEAF ID 83626JOHN REDMON
21988 TUCKER RD
GREENLEAF ID 83626SOURCE: SPRING
WASTE WATERTRIBUTARY: BOISE RIVER
TRIBUTARY: BOISE RIVER

QUANTITY: 1.200 CFS

Rights 63-21521 and 63-21520 when combined shall not exceed a total
diversion rate of 1.74 cfs.

PRIORITY DATE: 12/31/1904

POINT OF DIVERSION:

T04N R04W S16 SWSE Within CANYON County

T04N R04W S16 SWSWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	1.200 CFS

PLACE OF USE:

IRRIGATION in CANYON County

T04N R04W S16	NWSE	37.00	T04N R04W S16	SWSE	23.00
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60 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.

The source of this water right includes waste water. The right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right when combined with all other rights shall not exceed 0.02 cfs per acre.

Use of this right is combined with water from Wilder Irrigation District.

Right No. 63-21521 is also diverted through points of diversion described above.

CERTIFICATE OF MAILING

I certify that on JUNE 10, 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:

WILDER IRRIGATION DISTRICT

Represented by:
ALBERT P BARKER
1010 W JEFFERSON, STE 102
PO BOX 2139
BOISE, ID 83701-2139

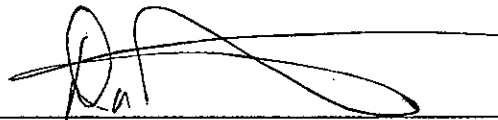
USDI BUREAU OF RECLAMATION

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

DIRECTOR OF IDWR

PO BOX 83720
BOISE, ID 83720-0098

IRENE REDMON
JOHN REDMON
21988 TUCKER RD
GREENLEAF, ID 83626



Signature of person or attorney mailing the form



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DEPARTMENT OF
WATER RESOURCES

U.S. Department of Justice

Environment and Natural Resources Division

DWG:DAJ

90-6-2-63c

David A. Jarvis
Labat-Anderson, Inc.
1961 Stout Street, 8th Floor
Denver, Colorado 80294

Telephone (303) 844-1485
Facsimile (303) 844-1350
E-mail: David.Jarvis2@usdoj.gov

June 10, 2008

via FedEx Mail

Diana R. Delaney, Chief Deputy Clerk
Snake River Basin Adjudication
DISTRICT COURT
253 Third Ave., North
Twin Falls, Idaho 83303-2707

Re: SRBA Case No. 39576
Subcase Nos. 63-02249A, 63-02249B, 63-02249C, 63-03080, 63-03088, 63-
21520, & 63-21521

Dear Ms. Delaney:

Enclosed for filing are Standard Forms 5 for the above listed subcases.

Sincerely,

David A. Jarvis
Paralegal

Enclosures