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JUN 22 2009

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

2009 JUN 19 AM 10 01

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 Nos. 47-16794
)
)
)
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)

STANDARD FORM 5

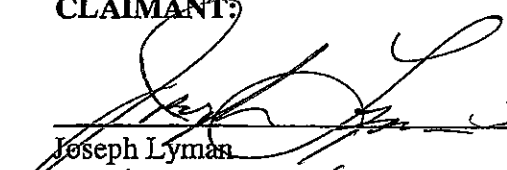
STIPULATED ELEMENTS OF A
WATER RIGHT

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:


Joseph Lyman

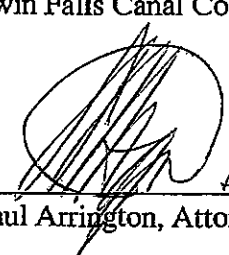
5-18-09
Date


Sylvia Lyman

5-18-09
Date

OBJECTORS:

Twin Falls Canal Company


Paul Arrington, Attorney

For Paul Arrington 6/15/2009
Date

STANDARD FORM 5 - 47-16794

RESPONDENT:

IGWA, Inc.

Randall C. Budge, Attorney Date

IDWR Concurrence:

for *Donald V. Shaff* *6/15/09*
Donald V. Shaff Date
Adjudication Bureau Chief

Garrick Baxter *6/16/09*
Garrick Baxter Date
Deputy Attorney General

05/04/2009

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

RIGHT NUMBER: 47-16794

NAME AND ADDRESS: JOSEPH H LYMAN
4027 N CANYON RIDGE DR
TWIN FALLS ID 83301

SYLVIA LYMAN
4027 N CANYON RIDGE DR
TWIN FALLS ID 83301

SOURCE: UNNAMED DRAIN

TRIBUTARY: ROCK CREEK

QUANTITY: 0.440 CFS

PRIORITY DATE: 12/31/1935

POINT OF
DIVERSION:

T11S R18E S33 SENWNE Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.440 CFS

PLACE OF USE: IRRIGATION in TWIN FALLS County

T11S R18E S33 NWNE 22.00

22 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The source of this water right is waste water. The wasting of water
may be discontinued at any time.

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

This right is a portion of right 47-13238.

Use of this right is combined with water from Twin Falls Canal Co.

CERTIFICATE OF MAILING

I certify that on June 18, 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

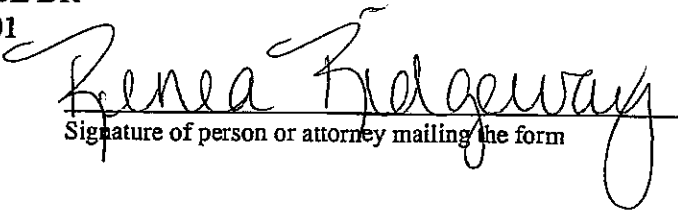
2. Copies to:

TWIN FALLS CANAL COMPANY
Represented by:
BARKER, ROSHOLT & SIMPSON LLP
113 MAIN AVE W, STE 303
PO BOX 485
TWIN FALLS, ID 83303-0485

~~IGWA INC~~
~~Represented by:~~
~~RANDALL C BUDGE~~
~~201 E CENTER, STE A2~~
~~PO BOX 1391~~
~~POCATELLO, ID 83204-1391~~

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

JOSEPH H LYMAN
SYLVIA LYMAN
4027 N CANYON RIDGE DR
TWIN FALLS, ID 83301


Signature of person or attorney mailing the form