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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 Nos. 02-2318B

Case No. 39576

STANDARD FORM 5

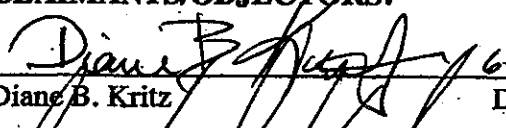
STIPULATED ELEMENTS OF A
WATER RIGHT

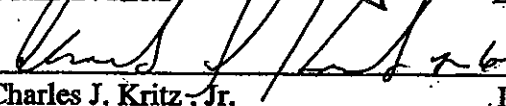
This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary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

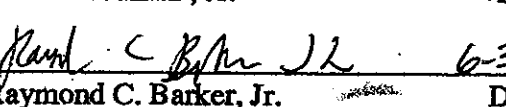
The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that 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/OBJECTORS:

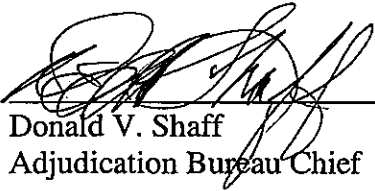
 6-30-09
Diane B. Kritz Date

 6-30-09
Charles J. Kritz, Jr. Date

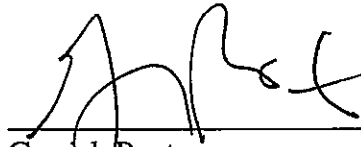
 6-30-09
Raymond C. Barker, Jr. Date

STANDARD FORM 5 - 02-2318B

IDWR Concurrence:


Donald V. Shaff
Adjudication Bureau Chief

5-13-09
Date


Garrick Baxter
Deputy Attorney General

5/13/09
Date

CERTIFICATE OF SERVICE

I hereby certify that on the 8th day of July, 2009, I mailed the original and caused to be served copies of the foregoing, including all attachments, on the following by the pre-paid methods indicated below:

Original to:

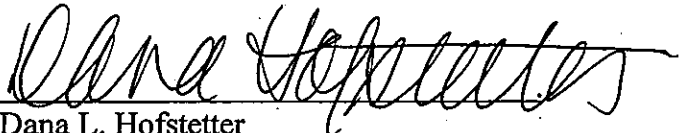
Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707
× U.S. Mail ☐ Fed Ex ☐ Hand ☐ Fax

Copies to:

Idaho Department of Water Resources
Document Depository
P. O. Box 83720
Boise, Idaho 83720-0098
× U.S. Mail ☐ Fed Ex ☐ Hand ☐ Fax

Jon C. Gould
Ringert Clark
P.O. Box 2773
Boise, Idaho 83701-2773
× U.S. Mail ☐ Fed Ex ☐ Hand ☐ Fax

Diane B. Kritz
Charles J. Kritz, Jr.
Raymond C. Barker, Jr.
415 Volpi Ysabel Road
Paso Robles, California 93446
× U.S. Mail ☐ Fed Ex ☐ Hand ☐ Fax


Dana L. Hofstetter

05/06/2009

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

RIGHT NUMBER: 2-2318B

NAME AND ADDRESS: DIANE B KRITZ
415 VOLPI YSABEL RD
PASO ROBLES CA 93446

CHARLES J KRITZ JR
415 VOLPI YSABEL RD
PASO ROBLES CA 93446

RAYMOND C BARKER JR
415 VOLPI YSABEL RD
PASO ROBLES CA 93446

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.730 CFS

PRIORITY DATE: 06/05/1964

POINT OF
DIVERSION:

T03N R05W S14 Lot 6 ~~NW~~ Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

3/15 11/15

0.730 CFS

The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in OWYHEE County

T03N R05W S14 Lot 6 ~~SW~~ 3.00 T03N R05W S14 Lot 5 ~~SE~~ 33.70

36.7 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 - License

~~Place of use is within the area served by Gem Irrigation District.~~

~~The following rights are also diverted through point of diversion described above: 2-2318A.~~