



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

July 20, 2009

Idaho Department of Water Resources
Attn: Michael Holliday
900 N. Skyline Drive, Suite A
Idaho Falls, ID 83402-1718

RE: 01-15 (Anderson)

Dear Michael:

I am enclosing an SF5 for the above-referenced water right. Please sign, initial and return the original SF5 to me. I'll obtain the remaining signature and file it with the SRBA Court.

Thanks.

Sincerely,

A handwritten signature in cursive script that reads "Ray".

Ray Williams
Paralegal

Enclosure

RECEIVED

MAY 22 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	)	Subcase No. 01-15
	)	
Case No. 39576	)	
	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

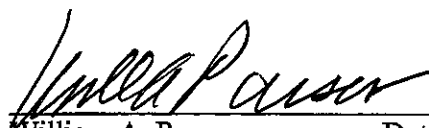
This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary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

CLAIMANT(s)/RESPONDENT(s):

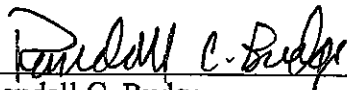
Bret Andersen & Robyn Anderson



William A. Parsons Date 4/29/09
Attorney for Claimants/Objectors

OBJECTOR(s):

Aberdeen-American Falls Ground Water District
Bingham Ground Water District
Bonnevillie-Jefferson Ground Water District
Carey-Valley Ground Water District
Jefferson Clark Ground Water District
Madison Ground Water District
Magic Valley Ground Water District
North Snake Ground Water District

 5-19-09

Randall C. Budge Date

RESPONDENT:

Bureau of Reclamation

 5/1/09

David W Gehlert Date

DWR Concurrence:

Michael Holliday Date
Senior Water Resource Agent

Garrick L. Baxter Date
Deputy Attorney General
Attorney for IDWR

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

RIGHT NUMBER: 1-15

NAME AND ADDRESS: BRET ANDERSEN
322 E MAIN
BURLEY ID 83318

ROBYN ANDERSEN
322 E MAIN
BURLEY ID 83318

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 4.000 CFS

PRIORITY DATE: 04/01/1939

POINT OF
DIVERSION:

T10S R22E S21 NWNE Within CASSIA County
T10S R22E S21 NWNW Lot 4 Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	4.000 CFS

PLACE OF USE: IRRIGATION in CASSIA County

T10S R22E S20 Lot 1 NENE	0.50	T10S R22E S20	SENE	32.00	
T10S R22E S21 Lot 1 NENE	14.00	T10S R22E S21 Lot 2 NWNE		30.00	
T10S R22E S21 Lot 3 NENW	28.00	T10S R22E S21 Lot 4 NWNW		21.00	
T10S R22E S21	SWNW	40.00	T10S R22E S21	SENW	14.00

179.5 ACRES TOTAL

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

This water right is not entitled to call on ground water rights.

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 delivery of water to this right may be subject to procedures described in the United States Bureau of Reclamation "space holder" contracts and the Burley Irrigation Dist. v. Eagle, Supplemental Decree (Idaho 5th Jud. Dist., July 10, 1968) and Aberdeen-Springfield Canal Co. v. Eagle, Supplemental Decree (Idaho 7th Jud. Dist., March 12, 1969) together with the natural-flow and storage deliveries as calculated by the Idaho Department of Water Resources.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Use of this right is combined with water from Burley Irrigation Dist.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

CERTIFICATE OF MAILING

I certify that on _____, 2008, 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:

ABERDEEN AMERICAN FALLS GROUND
BINGHAM GROUND WATER DISTRICT
BONNEVILLE JEFFERSON GROUND
CAREY VALLEY GROUND WATER DIST
JEFFERSON CLARK GROUND WATER
MADISON GROUND WATER DISTRICT
MAGIC VALLEY GROUND WATER DIST
NORTH SNAKE GROUND WATER DIST

Represented by:
RANDALL .C BUDGE
201 E. CENTER, STE. A2
P.O. BOX 1391
POCATELLO, ID 83204-1391

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

BRET ANDERSEN
ROBYN ANDERSEN
Represented by:
WILLIAM A. PARSONS
137 W 13TH ST.
P.O. BOX 910
BURLEY, ID 83318

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

BRET ANDERSEN
ROBYN ANDERSEN
322 E MAIN
BURLEY, ID 83318

Signature of person or attorney