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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 No.: 37-22044
	)	
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:

J. P. Speck 5-14-09
James P. Speck Date
Attorney for William and Debra Gordon

OBJECTORS:

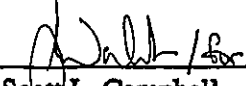
Craig D. Hobdey 5-18-09
Craig D. Hobdey Date
Attorney for Big Wood Canal Company

OBJECTOR:

United States on behalf of the
USDA Forest Service
David L. Negri 8/5/09
David L. Negri Date
Attorney for USFS

Albert P. Barker 6-6-09
Albert P. Barker Date
Attorney for Tom O'Gara, John F.
Stevenson, Bill Molyneux, Pete Van
Der Meulen, Grace Eakin, Gerald B
Bashaw and Pepin Corso-Harris

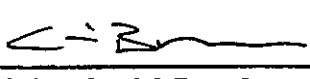
RESPONDENTS:

 7/6/09
Scott L. Campbell Date
Attorney for Sinclair Oil Corp. and Newfoundland Partners

IDWR CONCURRENCE:

 5-4-09
Kelly K. Christensen Date
Sr. Water Resource Agent

IDWR CONCURRENCE:

 5/4/09
Christopher M. Bromley Date
Deputy Attorney General
Attorney for IDWR

04/28/2009

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

RIGHT NUMBER: 37-22044

NAME AND ADDRESS: WILLIAM B GORDON
179 ALBION AVE
WOODSIDE CA 94062

DEBRA GORDON
179 ALBION AVE
WOODSIDE CA 94062

SOURCE: SPRINGS

TRIBUTARY: WARM SPRINGS CREEK

QUANTITY: 2.40 APY

PRIORITY DATE: 12/31/1955

POINT OF
DIVERSION:

T04N R17E S15 NWSWNE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
WILDLIFE STORAGE	01/01 12/31	2.40 APY

PLACE OF USE: WILDLIFE STORAGE in BLAINE County

T04N R17E S15 S14 SWNE T04N R17E S15 S14 SENW

Place of use does not include federal public lands.

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

The pond established under this right shall not exceed a total capacity of 2.4 acre-feet or a total surface area of 0.8 acres.

This right is subject to regulation by the watermaster of Water District 37.

Property is also known as Homestead Entry Survey No. 293

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 8-6-09, 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

U.S. Dept. of Justice
Environment & Natural Resource Div.
550 W. Fort St., MSC 033
Boise, ID 83724

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

James P. Speck
Speck & Aanestad
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☐ Hand-Delivered
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Hobdey & Hobdey
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Gooding, ID 83330

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Albert P. Barker
Shelley M. Davis
Barker, Rosholt & Simpson LLP
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☐ Hand-Delivered
☐ Facsimile



Signature of person or attorney mailing the form