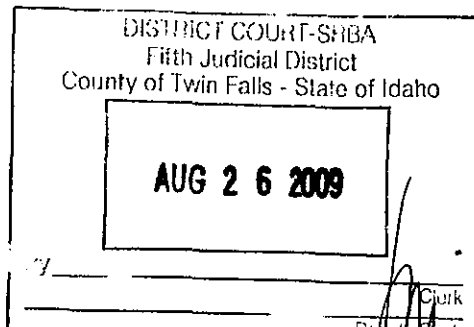




**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

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)  
)  
)  
)  
)  
)

**Subcase No. 63-30175**

**Case No. 39576**

**STANDARD FORM 5**

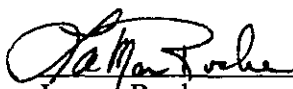
**STIPULATED ELEMENTS OF A  
WATER RIGHT**

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/OBJECTOR:**

 8/13/09  
Lamak Roche Date

**DWR Concurrence:**

Kelly Christensen 7-15-09  
Kelly Christensen                      Date  
Senior Water Resource Agent

Nick Spencer 7-14-09  
Nicholas B. Spencer                      Date  
Deputy Attorney General  
Attorney for IDWR

07/07/2009

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

RIGHT NUMBER: 63-30175

NAME AND ADDRESS: LAMAR ROCHE  
23019 HWY 20-26  
PARMA ID 83660

JR

SOURCE: SAND HOLLOW CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: ~~2.350~~ 4.250 CFS

PRIORITY DATE: 03/01/1895

POINT OF  
DIVERSION:

T05N R04W S30 SWNE Within CANYON County

KKC

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

NBS

IRRIGATION

03/01 11/15

~~2.350~~ 4.250 CFS

PLACE OF USE: IRRIGATION in CANYON County

|                          |       |                          |       |
|--------------------------|-------|--------------------------|-------|
| T05N R04W S30 Lot 6 SWNW | 5.80  | T05N R04W S30 Lot 3 NESW | 31.00 |
| T05N R04W S30 Lot 5 NWSW | 32.00 | T05N R04W S30 SWSW       | 3.80  |
| T05N R04W S30 Lot 4 SWSW | 20.00 | T05N R04W S30 SESW       | 2.40  |
| T05N R04W S30 Lot 9 SESW | 22.00 | T05N R04W S31 NENW       | 0.10  |
| T05N R04W S31 NWNW       | 0.30  |                          |       |

117.4 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 - Beneficial Use

## CERTIFICATE OF MAILING

I certify that on 8/25, 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:

LORI GRAVES  
SPF WATER ENGINEERING  
300 E. MALLARD, STE. 350  
BOISE, ID 83706

LAMAR ROCHE  
23019 HWY. 20/26  
PARMA, ID 83660

DIRECTOR OF IDWR  
P.O. BOX 83720  
BOISE, ID 83720-0098



\_\_\_\_\_  
Signature of person or attorney