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DEC 01 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

Case No. 39576

) Subcase No. 47-17326

) 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 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 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:**

W. J. & T. A. Williams Family Trust

  
Tom Williams      11/23/09  
Date

**OBJECTOR:**

United States on behalf of the  
Bureau of Land Management

  
David L. Negri      11/23/09  
Date  
Attorney, U.S. Department of Justice  
Environment and Natural Resources Div.

**IDWR CONCURRENCE:**

  
Steve Clelland      11/23/09  
Date  
Senior Water Resource Agent

**IDWR CONCURRENCE:**

  
Nicholas B. Spencer      11-23-09  
Date  
Deputy Attorney General, Attorney for IDWR

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

RIGHT NUMBER: 47-17326

NAME AND ADDRESS: W J & T A WILLIAMS FAMILY PART  
C/O TOM WILLIAMS  
2941 E 2600 N  
TWIN FALLS ID 83301

SOURCE: SPRINGS

TRIBUTARY: SINKS

QUANTITY: 0.020 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED  
13,000 GALLONS PER DAY.

PRIORITY DATE: 12/31/1935

POINT OF  
DIVERSION:

|                          |                   |                                     |
|--------------------------|-------------------|-------------------------------------|
| <del>T13S R17E S29</del> | <del>SWNWNE</del> | <del>Within TWIN FALLS County</del> |
| T13S R17E S29            | NESENW            | Within TWIN FALLS County            |
| <del>T13S R17E S29</del> | <del>NWNESE</del> | <del>Within TWIN FALLS County</del> |
| T13S R17E S32            | SESENE            | Within TWIN FALLS County            |
| T13S R17E S32            | NWNESE            | Within TWIN FALLS County            |
| T13S R17E S32            | NWNESE            | Within TWIN FALLS County            |
| T13S R17E S32            | NWNESE            | Within TWIN FALLS County            |

PURPOSE AND  
PERIOD OF USE:

| PURPOSE OF USE | PERIOD OF USE | QUANTITY  |
|----------------|---------------|-----------|
| STOCKWATER     | 01/01 12/31   | 0.020 CFS |

PLACE OF USE: STOCKWATER in TWIN FALLS County

|                          |                 |
|--------------------------|-----------------|
| <del>T13S R17E S29</del> | <del>NWNE</del> |
| T13S R17E S29            | SENW            |
| <del>T13S R17E S29</del> | <del>NESE</del> |
| T13S R17E S32            | SENE            |
| T13S R17E S32            | NESE            |

T.W.

SCC  
NBS  
DN

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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use  
Stockwater use is for 250 range cattle.  
This right is a split from former right 47-12167.

## CERTIFICATE OF MAILING

I certify that on 11/23, 2009 mailed the original and copies of this form, including all attachments, 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. Copy to:

Chief, Natural Resources Division  
Office of the Attorney General  
State of Idaho  
P. O. Box 44449  
Boise, Idaho 83711-4449

IDWR Document Depository  
P. O. Box 83720  
Boise, Idaho 83720-0098

3. Copies to all parties to the subcase (insert names and addresses):

U.S., Department of Justice  
Environment and Natural Resources Division  
General Litigation Section  
550 West Fort Street, MSC 033  
Boise, Idaho 83724

W.J. & T.A. Williams Family Trust  
c/o Tom Williams  
2941 E 2600 N  
Twin Falls, Idaho 83301



Signature of person or attorney mailing the form