

**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.: 37-22051

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:

James R. Laski

Date

Attorney for Sun Valley Ranch LLC

IDWR CONCURRENCE:

Carter Fritschle

Date

Manager, Adjudication Section

IDWR CONCURRENCE:

Christopher M. Bromley

Date

Deputy Attorney General

Attorney for IDWR

06/01/2010

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

RIGHT NUMBER: 37-22051

NAME AND ADDRESS: SUN VALLEY RANCH, LLC
PO BOX 4380
KETCHUM ID 83340

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: ~~0-04~~ 2.75 CFS

Right Nos. 37-2492 and 37-22051 are limited to a total combined diversion rate of ~~2-37~~ 2.75 cfs.

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: ~~04/15/1950~~ 09/16/1948

The wildlife and aesthetic uses described for this water right are subordinated to all existing and future consumptive use water rights from surface and ground water sources in Basin 37.

POINT OF DIVERSION:

T01S R18E S14 NENE Within BLAINE County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.040 CFS
<u>WILDLIFE</u>	<u>01/01 12/31</u>	<u>2.750 CFS</u>
<u>AEETHETIC</u>	<u>01/01 12/31</u>	<u>2.750 CFS</u>

PLACE OF USE: STOCKWATER in BLAINE County

T01S R18E S14	NENE	T01S R18E S14	NWNE
T01S R18E S14	SWNE	T01S R18E S14	SENE
T01S R18E S14	NENW	T01S R18E S14	SENW

WILDLIFE same as STOCKWATERAEETHETIC same as STOCKWATER

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

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

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 June 11, 2010, 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

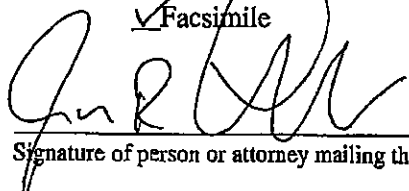
2. Copies to:

IDWR Document Repository
P.O. Box 83720
Boise, ID 83720-0098

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

Christopher M. Bromley
Deputy Attorney General
P.O. Box 83720
Boise, ID 83720-0098

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☐ Regular Mail
☐ Hand-Delivered
☒ Facsimile



Signature of person or attorney mailing the form