



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

July 1, 2010

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2720
Twin Falls, ID 83303-2707

RE: Standard Form 5 for water right 37-7147

Dear Clerk:

Enclosed for filing is a Standard Form 5 (SF5) for water right 37-7147, claimed by Sun Valley Water & Sewer District (SV Water). You will notice that I have lined through the signature line for David L Negri, who represents the U. S. Forest Service (USFS) in this subcase. At the last telephone status conference held in the SV Water subcases on May 26, 2010, Mr. Negri noted the U.S.F. S. was no longer an objector in this subcase. That was later confirmed in a follow-up telephone conversation with Steve Spencer, Water Use Specialist with the USFS.

The next hearing on this subcase is set for September 1, 2010. With the filing of this SF5, IDWR is hoping the court will vacate that hearing and move this right forward to Special Master's Report. Should you have any further questions, please feel free to contact me at 208-287-4816. Thank you!

Sincerely,

A handwritten signature in black ink, appearing to read "Vicki Kelly".

Vicki Kelly,
Paralegal

Enc.
CC: J. Evan Robertson
Steve Spencer

**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.: 37-7147

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:~~

J. Evan Robertson

Date _____

Attorney for Sun Valley Water & Sewer District

OBJECTOR:

United States on behalf of the
USDA Forest Service

David L. Negri

Date _____

Attorney, U.S. Department of Justice
Environment and Natural Resources

04/06/2010

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

RIGHT NUMBER: 37-7147

NAME AND ADDRESS: SUN VALLEY WATER & SEWER DIST
PO BOX 416
SUN VALLEY ID 83353

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.150 CFS
108.00 AFY

PRIORITY DATE: 05/23/1972

POINT OF
DIVERSION:

T04N R17E S24 NENE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
DOMESTIC

PERIOD OF USE

QUANTITY

MUNICIPAL

01/01 12/31

0.150 CFS
108.00 AFY

PLACE OF USE:

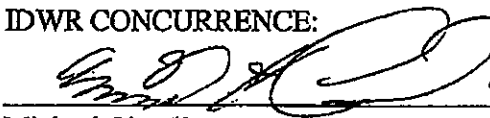
Place of use is within the service area of the Sun Valley Water and Sewer District municipal water supply system as provided for under Idaho Law.

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 - License

IDWR CONCURRENCE:


Michael Ciscell
Senior GIS Analyst

5/19/10
Date

IDWR CONCURRENCE:


Christopher M. Bromley
Deputy Attorney General
Attorney for IDWR

5/19/10
Date

CERTIFICATE OF SERVICE

I certify that on July 1, 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

J. Evan Robertson
Robertson Slette
P.O. Box 1906
Twin Falls, ID 83303-1906

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

~~U.S. Department of Justice
Environment & Nat'l Resources Div.
550 W. Fort St., MSC 033
Boise, ID 83724~~

VBK
~~☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile~~

Signature of person or attorney mailing the form