

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

JUL 20 2010

By _____ Clerk

**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.: 37-7284

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 P. Speck 7-9-10
Date
James P. Speck
Attorney for Chaney Creek Ranch LLC

RESPONDENT:

Craig D. Hobday 7-14-10
Date
Craig D. Hobday
Attorney for Big Wood Canal Company

IDWR CONCURRENCE:

Kelly K. Christensen 6-28-10
Date
Kelly K. Christensen
Sr. Water Resource Agent

IDWR CONCURRENCE:

Christopher M. Bromley 6/28/10
Date
Christopher M. Bromley
Deputy Attorney General
Attorney for IDWR

04/09/2010

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

RIGHT NUMBER: 37-7284

NAME AND ADDRESS: CHANEY CREEK RANCH LLC
C/O ELIZABETH K GRAY
PO BOX 3175
KETCHUM ID 83340

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.980 CFS
429.00 APY

The rights listed below are limited to a total combined annual diversion volume of 1,487.5 ~~1,317.75~~ af. Combined Right Nos.: 37-7284, 37-2685, and 37-2608.

PRIORITY DATE: 09/25/1973

POINT OF
DIVERSION:

T01S R19E S22 NENWNE Within BLAINE County
~~T01S R19E S22 SENWNE Infection Within BLAINE County~~
~~T01S R19E S22 SWSENE Rediversion Within BLAINE County~~
T01S R19E S22 NWNWNW Within BLAINE County
T01S R19E S22 NENESW Within BLAINE County

KKC
CB
JP
CH

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 - 10/31 04/01 11/01	1.980 CFS 429.00 APY

PLACE OF USE: IRRIGATION in BLAINE County

T01S R19E S22	NENE	38.00 34	T01S R19E S22	NWNE	23.00 16
T01S R19E S22	SWNE	37.00 29	T01S R19E S22	SENE	37.00 33
T01S R19E S22	NENW	38.00	T01S R19E S22	NWNW	38.00 35
T01S R19E S22	SWNW	19.00 41	T01S R19E S22	SENW	40.00
T01S R19E S22	NESW	38.00 31	T01S R19E S22	SESW	8.00 2-5
T01S R19E S22	NESE	32.00 23	T01S R19E S22	NWSE	40.00 37
T01S R19E S22	SWSE	39.00 22	T01S R19E S22	SESE	27.00 20

454 376.5 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 425 acres in a single irrigation season. Combined Right Nos.: 37-7284, 37-2685, and 37-2608.

The rights listed below are limited to the irrigation of a combined total of 431 ~~376.5~~ acres in a single irrigation season. Combined Right Nos.: 37-2607, 37-7284, 37-2685, and 37-2608.

This right is limited to the irrigation of 143 acres within the place of use described above in a single irrigation season.

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

Standard Form 5

37-7284

CERTIFICATE OF SERVICE

I certify that on July 19, 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

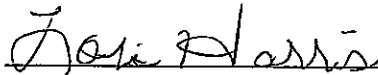
☐ Overnight Mail
☐ Regular Mail
☒ Hand-Delivered
☐ Facsimile

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Speck & Aanestad
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☐ Hand-Delivered
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Craig D. Hobdey
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☐ Hand-Delivered
☐ Facsimile



Signature of person or attorney mailing the form