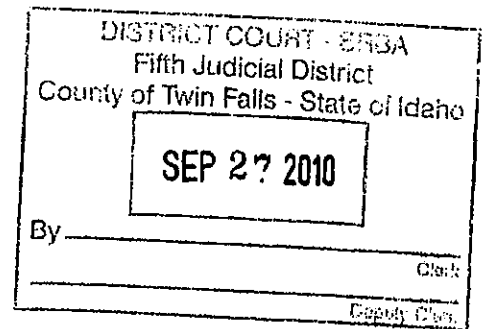




**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA	)	Subcase No. 63-31053
	)	
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:
T-7, LLC

OBJECTOR:
The Terteling Company, Inc.

Charles L. Honsinger 09/27/10

Charles L. Honsinger Date
Attorney for Claimant

Charles L. Honsinger 09/27/10

Charles L. Honsinger Date
Attorney for Objector

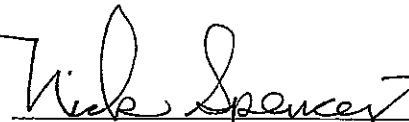
OBJECTOR/RESPONDENT:

Edwards Family, LLC

 9/27/10
By: _____ Date
Title:

IDWR Concurrence:

 9-23-10
Vicky L. Music _____ Date
Senior Water Resource Agent

 9-24-10
Nicholas B. Spencer _____ Date
Deputy Attorney General
Attorney for IDWR

09/7/2010

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

RIGHT NUMBER: 63-31053

NAME AND ADDRESS: T-7 LLC
3858 GARDEN CENTER WY STE 300
BOISE ID 83703

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS 0.080
4.50 AFY

VWM
NBS
C.2.H
GKE

The annual diversion volume refers to the irrigation use only.

This right when combined with all other rights shall provide no more than .02 cfs per acre.

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

PRIORITY DATE: 01/01/1938

POINT OF
DIVERSION:

T04N R02E S22 SWNW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.020 CFS 0.060
IRRIGATION	03/01 11/15	0.020 CFS 4.50 AFY

Domestic use is for internal use in 1 home 2 homes (including the caretaker's house), a milkhouse, barn, shop and other outbuildings.

PLACE OF USE: IRRIGATION in ADA County

T04N R02E S22 SWNW 1.00

DOMESTIC in ADA County

T04N R02E S22 SWNW

1 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of ~~171~~ 178 acres in a single irrigation season. Combined Right Nos.: 63-12, 63-13, 63-15, 63-308, 63-3603, 63-7595, 63-27649, 63-27671, 63-31050, 63-31052, 63-31053, 63-31054, 63-31055, ~~63-61054~~, 63-31056.

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

The quantity of water decreed for this water right for domestic 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

Property is also known as 5100 N Cartwright Rd., Boise, Idaho.

The point of diversion is also known as the Waterworks Well located in the SESWNW, S 22.

~~Right No. 63-31050 is also diverted through point of diversion described above. Right Nos. 63-3603, 63-7595 and 63-31052 are also diverted through the point of diversion described above but the source for these rights is a geothermal aquifer.~~

VWM
C.2-H
GKE
NBS

CERTIFICATE OF MAILING

I certify that on Sept. 27, 2010, 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

VIA HAND DELIVERY

2. Copies to:

THE TERTELING COMPANY, INC.
T-7, LLC
Represented by:
CHARLES L. HONSINGER
455 S. THIRD STREET
P.O. BOX 2773
BOISE, ID 83701-2773

// //

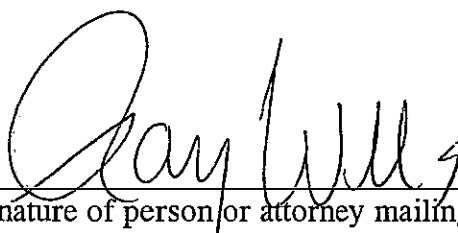
DIRECTOR OF IDWR
P.O. BOX 83720
BOISE, ID 83720-0098

// //

EDWARDS FAMILY, LLC
Represented by:
DANA L. HOFSTETTER
608 WEST FRANKLIN STREET
BOISE, ID 83702

// //

EDWARDS FAMILY, LLC
Represented by:
DEBRA K. ELLERS
P.O. BOX 1030
MCCALL, ID 83638



Signature of person or attorney mailing the form