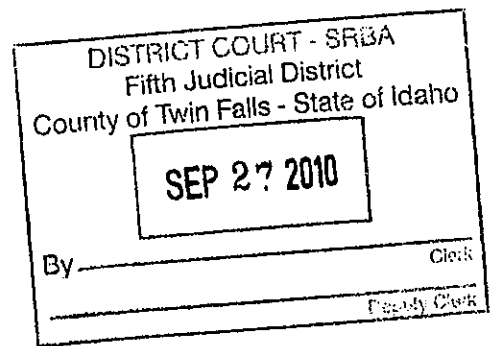




**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA	)	Subcase No. 63-31056
	)	
Case No. 39576	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

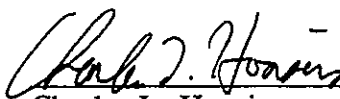
This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary 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.

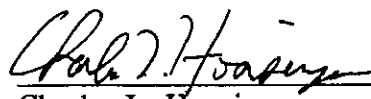
The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:
T-7, LLC

OBJECTOR:
The Terteling Company, Inc.

 09/27/10

Charles L. Honsinger Date
Attorney for Claimant

 09/27/10

Charles L. Honsinger Date
Attorney for Objector

OBJECTOR/RESPONDENT:

Edwards Family, LLC

Garnette K. Edwards 9/27/10
By: _____ Date

Title:

IDWR Concurrence:

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

Nicholas B. Spencer 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: 63-31056

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS
9.00 AFY

VLM
NBS
C.2. X
GKE

The annual diversion volume refers to the irrigation use only.

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

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

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>
IRRIGATION	03/01 11/15	0.040 CFS 9.00 AFY
STOCKWATER	01/01 12/31	0.040 CFS
DOMESTIC	01/01 12/31	0.020 CFS

Domestic use is for internal use in 1 home.

PLACE OF USE: IRRIGATION in ADA County

T04N R02E S22 SWNW 2.00

STOCKWATER in ADA County

T04N R02E S22 SWNW

DOMESTIC in ADA County

T04N R02E S22 SWNW

2 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 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, and 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 and 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

Property is also known as 5120 Cartwright Rd., Boise, Idaho.

Point of diversion known as the 5120 Cartright Rd Cold Water Well, (T04N R02E S22 NWSWNW).

Stockwater use is for 300 range cattle.

PLM
NBS
C.2 H.
GKE

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

HAND-DELIVERED

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

11 11

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

11 11

EDWARDS FAMILY, LLC

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

11 11

EDWARDS FAMILY, LLC

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



Signature of person or attorney mailing the form