

10-20

DEPARTMENT OF
WATER RESOURCES

In Re SRBA	)	Subcase No. 73-12056
	)	
Case No. 39576	)	
	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

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IDWR Concurrence:

Carla Fritaker 10-5-10
IDWR Agent Date

Chris Bromley 10/6/10
Deputy Attorney General Date

10/05/2010

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

RIGHT NUMBER: 73-12056

NAME AND ADDRESS: NORTHWEST FIDELITY TRUST
PO BOX 133
MAY ID 83253

SOURCE: BIG CREEK

TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 4.900 CFS

PRIORITY DATE: 06/01/1895

POINT OF
DIVERSION:

T13N R24E S18 SESESW Within CUSTER County
T13N R24E S18 SWSESE Within LEMHI County
T13N R24E S18 SESESE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04/01 10/31	4.900 CFS
PLACE OF USE:	<u>IRRIGATION in CUSTER County and LEMHI County</u>		
	T13N R23E S12 SWSE ~~28.0~~ <u>23.0</u>	T13N R23E S13	NENE ~~16.0~~ <u>19.0</u>
	T13N R23E S13 NWNE ~~34.0~~ <u>41.0</u>	T13N R23E S13	SWNE ~~21.0~~ <u>34.0</u>
	T13N R23E S13 SENE ~~35.0~~ <u>40.0</u>	T13N R23E S13	NESE ~~6.30~~ <u>34.0</u>
	~~T13N R23E S13~~ NWSE ~~0.70~~	~~T13N R23E S13~~	SESE <u>3.90</u>
	T13N R24E S18 Lot 2 SWNW ~~10.0~~ <u>13.0</u>	T13N R24E S18 Lot 3 NWSW ~~11.0~~ <u>19.0</u>	

162 226.9 ACRES TOTAL

Right Nos. 73-12050, 73-12056, and 73-12059 and 73-12089 are limited to the irrigation of a combined total of 162 226.9 acres in a single irrigation season.

Right Nos. 73-12050, 73-12053, 73-12056, 73-12059 and 73-12089 are limited to the irrigation of a combined total of 228 acres 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 - Decreed

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

This right is a split from former right 73-195.

CERTIFICATE OF MAILING

I certify that on 10 / 19, 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

2. Copies to:

NORTHWEST FIDELITY TRUST

Represented by:
JAMES P. SPECK
SPECK & AANESTAD
120 EAST AVENUE
PO BOX 987
KETCHUM, ID 83340
Phone: 208-726-4421

UNITED STATES OF AMERICA

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098



Signature of person or attorney mailing the form