



Subcase No. 73-12089

STANDARD FORM 5

STIPULATED ELEMENTS OF A WATER RIGHT

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.

Northwest Fidelity Trust

10.8.11
Date

IDWR Concurrence:

Carter Futerker 10-5-10
IDWR Agent Date

Chris Bromley 10/6/10
Deputy Attorney General Date

CERTIFICATE OF MAILING

I certify that on October 20, 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:

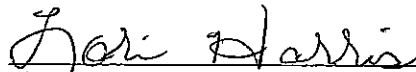
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

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

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



Signature of person or attorney mailing the form

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

RIGHT NUMBER: 73-12089

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

SOURCE: BIG CREEK

TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 2.590 CFS

PRIORITY DATE: 06/04/1921

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:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	2.590 CFS
PLACE OF USE: <u>IRRIGATION in CUSTER County and LEMHI County</u>		
T13N R23E S12 SWSE 23.00	T13N R23E S13 NENE	19.00
T13N R23E S13 NWNE 41.00	T13N R23E S13 SWNE	34.00
T13N R23E S13 SENE 40.00	T13N R23E S13 NESE	34.00
T13N R23E S13 SESE 3.90	T13N R24E S18 Lot 2 SWNW	13.00
T13N R24E S18 Lot 3 NWSW 19.00		

226.9 ACRES TOTAL

Right Nos. 73-12050, 73-12056, 73-12059 and 73-12089 are limited to the irrigation of a combined total of 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 - Beneficial Use