

DEPARTMENT OF
WATER RESOURCES

**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.: 37-11383

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

IDWR CONCURRENCE:

J. Evan Robertson

Date _____

Attorney for J. Faye and Leslie R.
Hinzman

Douglas Jones

Date _____

Engineer, Technical 1

IDWR CONCURRENCE:

Nicholas B. Spencer

Date _____

Deputy Attorney General

Attorney for IDWR

12/07/2010

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

RIGHT NUMBER: 37-11383

NAME AND ADDRESS: J FAYE HINZMAN
101 RIVERVIEW
BELLEVUE ID 83313

LESLIE R HINZMAN
101 RIVERVIEW
BELLEVUE ID 83313

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.100 CFS ~~0.080 CFS~~
14.00 AFY ~~5.50 AFY~~

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

PRIORITY DATE: 03/09/1955

POINT OF
DIVERSION:

T01N R18E S1 SWNWNE Lot 2 Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS 0.60 AFY
IRRIGATION	04/15 10/31	~~0.040~~ <u>0.100 CFS</u> ~~4.90~~ <u>14.00 AFY</u>

Domestic use is for 1 home and does not include lawn irrigation.

PLACE OF USE: IRRIGATION in BLAINE County

T01N R18E S01 Lot 2 NWNE 3.10 ~~0.50~~ T01N R18E S01 Lot 3 NENW 0.90

DOMESTIC in BLAINE County

T01N R18E S01 Lot 2 NWNE

T01N R18E S01 Lot 3 NENW

3.10 ~~4~~ ACRES TOTAL

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.

The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.

~~The remainder of this right was forfeited for non-use from 1970 to 1987.~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Parcel No. RP001400000010A.

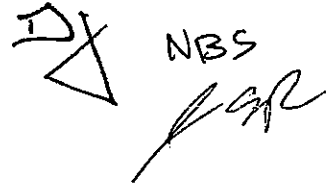
Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Place of use is located within Lot 1, Driftwood Ranch Subdivision.

~~Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.~~

~~Point of diversion is located within Lot 1, Driftwood Ranch Subdivision.~~

~~Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.~~

A handwritten signature, possibly 'D. X.', is written over the word 'NBS'. Below this, the letters 'NBS' are written in a bold, sans-serif font. To the right of 'NBS' is a large, stylized handwritten signature that appears to be 'JGR'.

CERTIFICATE OF SERVICE

I certify that on January 5, 2011, 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

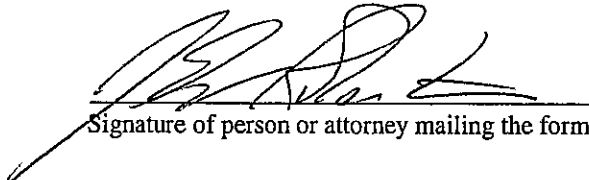
2. Copies to:

IDWR Document Repository
P.O. Box 83720
Boise, ID 83720-0098

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

J. Evan Robertson
Robertson & Slette, PLLC
P.O. Box 1906
Twin Falls, ID 83303-1906

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


Signature of person or attorney mailing the form