

1147
DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

APR 18 2011

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

Clerk
Deputy Clerk

In Re SRBA

Subcase No.: 37-13371

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:

J. P. Speck
James P. Speck

3-25-11
Date

Attorney for Barrie Family Partners

IDWR CONCURRENCE:

Kelly K. Christensen
Kelly K. Christensen

3-17-11
Date

Sr. Water Resource Agent

IDWR CONCURRENCE:

C. M. Bromley
Christopher M. Bromley

3-22-11
Date

Deputy Attorney General
Attorney for IDWR

01/20/2011

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

RIGHT NUMBER: 37-13371

NAME AND ADDRESS: BARRIE FAMILY PARTNERS
PO BOX 793
BELLEVUE ID 83313

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: ~~0.15~~ 0.160 CFS
~~26.4~~ 28.00 AFY

Handwritten: MKC
JPS

The rights listed below are limited to a total combined diversion rate of ~~0.15~~ 0.180 cfs and to a total combined annual diversion volume of ~~26.4~~ 31.2 AF. Combined Right Nos.: 37-2639D, & 37-13371.

PRIORITY DATE: ~~12/21/1975~~ 04/01/1938

POINT OF
DIVERSION:

T02N R18E S26 SESWSE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	~~0.15~~ 0.160 CFS ~~26.4~~ 28.00 AFY

PLACE OF USE: IRRIGATION in BLAINE County

T02N R18E S26	SWSE	~~4.70~~ 6.10	T02N R18E S35	NENE	0.20
T02N R18E S35	NWNE	1.70	~~2.70~~		

7.4 8 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of ~~2.2~~ 15.9 acres in a single irrigation season. Combined Right Nos.: 37-332, 37-2639D, & 37-13371.

The rights listed below are limited to the irrigation of a combined total of ~~7.4~~ 8.9 acres in a single irrigation season. Combined Right Nos.: 37-2639D, & 37-13371.

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

CERTIFICATE OF SERVICE

I certify that on April 15, 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

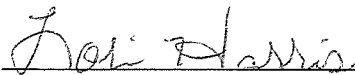
2. Copies to:

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

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

James P. Speck
Speck & Aanestad
P.O. Box 987
Ketchum, ID 83340

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


Signature of person or attorney mailing the form