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Deputy Clerk

STANDARD FORM 5

IDWR CONCURRENCE:

For *Carter Fritschle* *5-3-11*
Douglas Jones Date
Technical Engineer 1

IDWR CONCURRENCE:

Nicholas B. Spencer *5-3-11*
Nicholas B. Spencer Date
Deputy Attorney General
Attorney for IDWR

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

RIGHT NUMBER: 37-19736

NAME AND ADDRESS:

QUIGLEY GREEN OWNER LLC
C/O GREENFIELD PARTNERS
ATTN: BARRY P MARCUS
50 NORTH WATER ST
SOUTH NORWALK CT 06854

SOURCE: QUIGLEY CREEK

Tributary: SINKS

QUANTITY: 2.280 CFS

Rights 37-2784A, 37-7693 and 37-19736 when combined shall not exceed a total diversion rate of 5.53 cfs, and a total annual maximum diversion volume of 967.7 af at the field headgate.

Rights 37-2784A, 37-7693, 37-19736, 37-20902, 37-21348 and 37-21349 when combined shall not exceed a total annual maximum diversion volume of 967.7 af at the field headgate.

This right is for the entire flow of Quigley Creek, originally determined to be 2.28 cfs.

~~Rights 37-7693 and 37-19736 when combined shall not exceed a total diversion rate of 5.27 cfs, and a total annual maximum diversion volume of 888.3 af at the field headgate.~~

~~Rights 37-2784A, 37-7693, 37-19736 and 37-20902 when combined shall not exceed a total annual maximum diversion volume of 888.3 af at the field headgate.~~

PRIORITY DATE: 04/15/1880

POINT OF DIVERSION:

T02N R18E S2 Lot 2 SENWNE Within BLAINE County

T02N R18E S10 SESWNE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

04/15 10/31

2.280 CFS

PLACE OF USE:

IRRIGATION within BLAINE County

T02N R18E S02 Lot 1 NENE 3.8

~~T02N R18E S02 Lot 1 NENE 2.0~~

T02N R18E S02 Lot 2 NWNE 4.8

~~T02N R18E S02 Lot 2 NWNE 4.4~~

T02N R18E S02 SWNE 31.0

~~T02N R18E S02 SWNE 23.0~~

T02N R18E S02 SENE 19.0

~~T02N R18E S02 SENE 17.0~~

T02N R18E S02 NESW 8.7

~~T02N R18E S02 NESW 7.0~~

T02N R18E S02 SWSW 7.4

~~T02N R18E S02 SWSW 5.7~~

T02N R18E S02 SESW 31.0

~~T02N R18E S02 SESW 30.0~~

T02N R18E S02 NWSE 21.0

T02N R18E S02 SWSE 3.5

~~T02N R18E S02 SWSE 4.3~~

T02N R18E S10 NENE 24.0

~~T02N R18E S10 NENE 22.0~~

T02N R18E S10 NWNE 3.9

~~T02N R18E S10 NWNE 3.3~~

T02N R18E S10 SWNE 37.0

~~T02N R18E S10 SWNE 36.0~~

T02N R18E S10 SENE 24.0

~~T02N R18E S10 SENE 25.0~~

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

T02N R18E S10 NWSE 5.6

T02N R18E S11 NENW 5.8

T02N R18E S11 NWNW 33.0

T02N R18E S11 SWNW 13.0

~~T02N R18E S10 NESE 0.2~~

~~T02N R18E S10 NWSE 6.0~~

~~T02N R18E S11 NENW 5.9~~

~~T02N R18E S11 NWNW 31.0~~

~~T02N R18E S11 SWNW 10.0~~

276.5 ACRES TOTAL

~~253.8 ACRES TOTAL~~

Right Nos. 37-2784A, 37-7693, 37-19736, 37-20902, 37-21348 and 37-21349 are limited to the irrigation of a combined total of 276.5 acres in a single irrigation season.

~~Right Nos. 37-2784A, 37-7693, 37-19736 and 37-20902 are limited to the irrigation of a combined total of 253.8 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 place of use pursuant to Section 42-1425, Idaho Code.

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

This right is a combination of former rights 37-1209, 37-1210 and 37-1211.

cf
NBS
JMR
CWS
cf

CERTIFICATE OF SERVICE

I certify that on June 1, 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
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Boise, ID 83720-0098

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☐ Facsimile

Joli Harris

Signature of person or attorney mailing the form