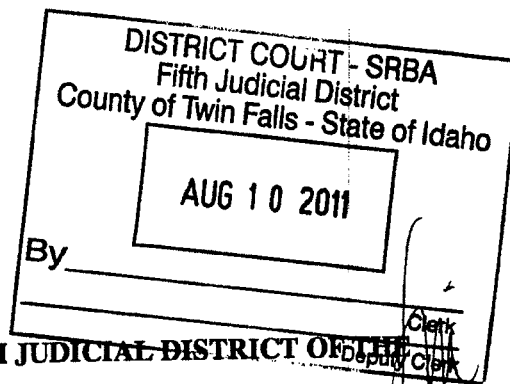




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

Subcase No.: 37-387D

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.

CLAIMANTS:

Karen Barshick _____
Karen Barshick Date
Ray Barshick 10-14-10 _____
Ray Barshick Date

OBJECTORS:

Craig D. Hobdey 8-4-11
Craig D. Hobdey Date
Attorney for Big Wood Canal Company
Albert P. Barker 8-5-11
Albert P. Barker Date
Attorney for Tom O'Gara, John F.
Stevenson, Bill Molyneux, Pete Van Der
Meulen, Grace Eakin, Rocky Sherbine,
Gerald Bashaw, and Pepin Corso-Harris

IDWR CONCURRENCE:

Kelly K. Christensen

Kelly K. Christensen

Sr. Water Resource Agent

9-24-10

Date

IDWR CONCURRENCE:

Nicholas B. Spencer

Nicholas B. Spencer

Deputy Attorney General

Attorney for IDWR

9-26-10

Date

06/28/2010

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

RIGHT NUMBER: 37-387D
NAME AND ADDRESS: KAREN BARSHICK
PO BOX 2312
RANCHO SANTA FE CA 92067
RAY BARSHICK
PO BOX 2312
RANCHO SANTA FE CA 92067

RB
K/KC
NBS
K/B

SOURCE: EAST FORK WOOD RIVER TRIBUTARY: BIG WOOD RIVER
QUANTITY: 0.500 CFS
47.25 AFY

To mitigate for the depletion of water resulting from the diversion and use of water under this right and to prevent injury to other water right holders, the right holder shall cease diverting and using 0.01 cfs of this right, which shall remain undiverted in the East Fork Wood River.

This right when combined with all other rights shall provide no more than 3.5 cfs per acre at the field headgate for irrigation of the lands above.

CH
CPS

PRIORITY DATE: 06/01/1888
POINT OF DIVERSION: T04N R18E S35 SEWE Within BLAINE County
PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
MITIGATION	04/15 10/31	0.010 CFS
IRRIGATION	04/15 10/31	0.490 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T04N R18E S35	SEWE	2.00	T04N R18E S35	SEWE	11.50
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MITIGATION same as IRRIGATION

13.5 ACRES TOTAL

This right authorizes the irrigation of 13.5 total acres.

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

A lockable measuring device of a type acceptable to idwr shall be permanently installed and maintained as part of the diverting works.

CERTIFICATE OF SERVICE

I certify that on August 9, ^{2011 Ver}~~2010~~, 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

Karen Barshick
Ray Barshick
P.O. Box 2312
Rancho Santa Fe, CA 92067

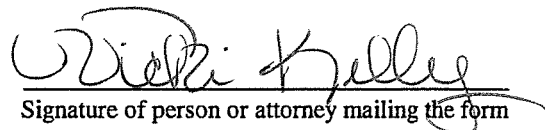
☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Craig D. Hobdey
Hobdey & Hobdey
P.O. Box 176
Gooding, ID 83330

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

Albert P. Barker
Shelley M. Davis
Barker, Rosholt & Simpson LLP
P.O. Box 2139
Boise, ID 83701-2139

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


Signature of person or attorney mailing the form