

**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. 22-594
	)	
Case No. 39576	)	
	)	
	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

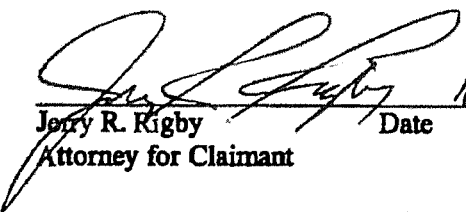
This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary 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:
Woodmansee Johnson Canal Company

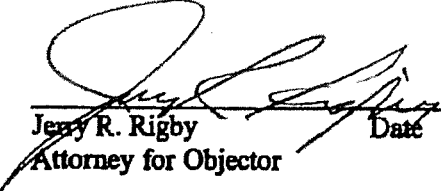
OBJECTOR:
DKJ Farms, LLC



Jerry R. Rigby
Attorney for Claimant

Date

10-24-11

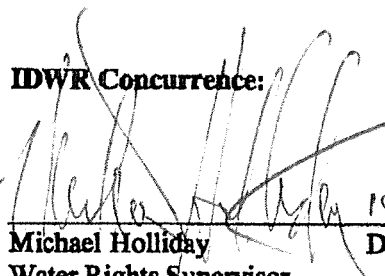


Jerry R. Rigby
Attorney for Objector

Date

10-24-11

IDWR Concurrence:


Michael Holliday
Water Rights Supervisor

10/24/2011
Date


Andrea L. Courtney
Deputy Attorney General
Attorney for IDWR

10/24/11
Date

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

RIGHT NUMBER: 22-594

NAME AND ADDRESS: WOODMANSEE JOHNSON CANAL CO
C/O O RUSSELL WILDING
3560 E 3000 N
SUGAR CITY ID 83448

SOURCE: MOODY CREEK

TRIBUTARY: TETON RIVER

QUANTITY: 6.400 CFS

The amount of water diverted under the rights listed below at the point of diversion in T5N, R41E, Sec. 21 SENW may not exceed 8.00 cfs. Right Nos.: 22-594, 22-4195, 22-13479, 22-13987, and 22-13988.

The amount of water diverted under this water right at the point of diversion in T5N, R41E, Sec. 21 SENW may not exceed 2.00 cfs.

PRIORITY DATE: 03/15/1881

POINT OF
DIVERSION:

T05N R41E S21 SENW Within MADISON County
T06N R40E S11 NESE Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 06/20	6.400 CFS
	06/21 10/31	3.200 CFS

PLACE OF USE:

1982.2 ACRES TOTAL

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

Place of use is within the area served by Woodmansee Johnson Canal Company.

The rights listed below are limited to the irrigation of a combined total of 720 acres in a single irrigation season. Combined Right Nos.: 22-591, 22-592, 22-593, and 22-594.

The rights listed below are limited to the irrigation of a combined total of 1841.7 acres in a single irrigation season. Combined Right Nos.: 22-354, 22-421, 22-476, 22-591, 22-592, 22-593, and 22-594.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

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.

AN
JLL

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

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

Water is delivered through Woodmansee Johnson Canal and Jeppesen Pump.

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

Mick

CERTIFICATE OF MAILING

I certify that on October 24, 2011, 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

VIA FAX & MAIL

2. Copies to:

MILNER IRRIGATION DISTRICT
Represented by:
BARKER, ROSHOLT & SIMPSON LLP
113 MAIN AVE. W., STE. 303
P.O. BOX 485
TWIN FALLS, ID 83303-0485

AMERICAN FALLS RESERVOIR DIST. #2
Represented by:
C. THOMAS ARKOOSH
CAPITOL LAW GROUP, PLLC
301 MAIN ST.
P.O. BOX 32
GOODING, ID 83330

DKJ FARMS, LLC
WOODMANSEE JOHNSON CANAL CO.
Represented by:
JERRY R. RIGBY
25 N. 2ND E.
P.O. BOX 250
REXBURG, ID 83440-0250

GEORGE BROWN
JAMES WOOD
Represented by:
JOSEPH F. BROWN
4094 S. FEDERAL WAY, STE. K102
BOISE, ID 83716

IGWA, INC.

Represented by:
RANDALL C. BUDGE
201 E. CENTER, STE. A2
P.O. BOX 1391
POCATELLO, ID 83204-1391

A & B IRRIGATION DISTRICT
BURLEY IRRIGATION DISTRICT

Represented by:
ROGER D. LING
615 H ST.
P.O. BOX 396
RUPERT, ID 83350-0396

NORTH SIDE CANAL CO., LTD
TWIN FALLS CANAL COMPANY

Represented by:
TRAVIS L. THOMPSON
113 MAIN AVE W., ST.E 303
P.O. BOX 485
TWIN FALLS, ID 83303-0485

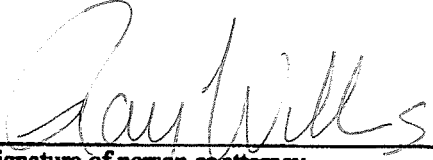
UNITED STATES OF AMERICA
USDI BUREAU OF RECLAMATION

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATURAL RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

MINIDOKA IRRIGATION DISTRICT

Represented by:
W. KENT FLETCHER
1200 OVERLAND AVE.
P.O. BOX 248
BURLEY, ID 83318

DIRECTOR OF IDWR
P.O. BOX 83720
BOISE, ID 83720-0098



Signature of person or attorney