

11-22

**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. 73-12179)

STANDARD FORM 5)

STIPULATED ELEMENTS OF A
WATER RIGHT)

RECEIVED

NOV 23 2011

**DEPARTMENT OF
WATER RESOURCES**

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.

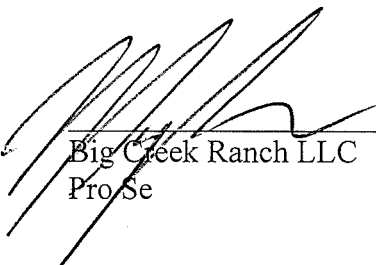
The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:

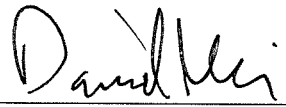
Big Creek Ranch LLC

OBJECTOR:

United States of America

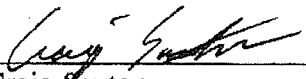

Big Creek Ranch LLC
Pro Se

11/4/11
Date

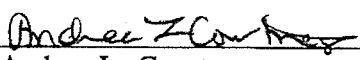

David Negri, Attorney
Bureau of Land Management

11/17/11
Date

IDWR Concurrence:



Craig Saxton 7-19-11
Senior Water Resource Agent Date



Andrea L. Courtney 7/19/11
Deputy Attorney General Date
Attorney for IDWR

06/27/2011

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

RIGHT NUMBER: 73-12179

NAME AND ADDRESS: BIG CREEK RANCH LLC
280 CRANBROOK RD
HAILEY ID 83333

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 5.600 CFS
1,304.000 AFY

A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.

PRIORITY DATE: 08/01/1955

POINT OF DIVERSION:

T14N R22E S21 NESW Within CUSTER County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	5.600 CFS 1,304.00 AFY

PLACE OF USE: IRRIGATION in CUSTER County

T14N R22E S16	SWSW	4.00	T14N R22E S17	SWSE	6.10
T14N R22E S17	SESE	16.00	T14N R22E S20	NENE	40.00
T14N R22E S20	NWNE	29.00	T14N R22E S20	SENE	39.00
T14N R22E S21	NENW	9.40	T14N R22E S21	NWNW	35.00
T14N R22E S21	SWNW	40.00	T14N R22E S21	SENW	40.00
T14N R22E S21	NESW	39.00	T14N R22E S21	NWSW	39.00
T14N R22E S21	NWSE	36.00			

372.5 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This right is a split from former right 73-2145.

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

CERTIFICATE OF MAILING

I certify that on 11-21-11, 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:

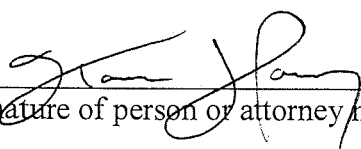
CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

2. Copies to:

UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

BIG CREEK RANCH LLC
280 CRANBROOK RD
HAILEY, ID 83333



Signature of person or attorney mailing form