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

DEC - 8 2011

By \_\_\_\_\_

Clerk

**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. 37-21262

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:**

~~Cynthia Cramer Jesinger~~

*Christie Haugh*

*Fritz Haemmerle*

Fritz Haemmerle, Attorney

*12/3/11*  
Date

**OBJECTOR:**  
Big Wood Canal Company

Craig Hobdey 12-5-11  
Craig Hobdey, Attorney Date

**OBJECTOR:**  
Water Users

Albert P. Barker 12-2-11  
Albert P. Barker, Attorney Date

**IDWR Concurrence:**

Carter Futch 12-6-11  
IDWR Agent Date

Wick Spencer 12-6-11  
Deputy Attorney General, IDWR Date

### CERTIFICATE OF MAILING

I certify that on December 7, 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:

BILL MOLYNEUX  
GERALD BASHAW  
GRACE EAKIN  
JOHN F STEVENSON  
PEPIN CORSO-HARRIS  
PETE VAN DER MEULEN  
ROCKY SHERBINE  
TOM O GARA

Represented by:  
ALBERT P BARKER  
1010 W JEFFERSON, STE 102  
PO BOX 2139  
BOISE, ID 83701-2139

BIG WOOD CANAL COMPANY  
Represented by:  
CRAIG D. HOBDEY  
125 5TH AVE  
PO BOX 176  
GOODING, ID 83330

CHRISTIE A HAUGH  
Represented by:  
HAEMMERLE, FRITZ X.  
PO BOX 1800  
HAILEY, ID 83333

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

A handwritten signature in cursive script, appearing to read "Lori Harris", is written over a horizontal line.

Signature of person or attorney mailing the form

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

RIGHT NUMBER: 37-21262

NAME AND ADDRESS:

CHRISTIE A HAUGH  
113 TOWNSEND GULCH RD  
BELLEVUE ID 83313

SOURCE:

Source:  
CLEAR CREEK

Tributary:

BIG WOOD RIVER

QUANTITY:

0.040 CFS

The rights listed below are limited to a total combined diversion rate of 0.12 cfs.  
Combined Right Nos.: 37-21258, 37-21260, and 37-21262.

This right when combined with all other rights listed herein shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands in the place of use whenever sprinkler methods of irrigation are used.

PRIORITY DATE:

04/01/1971

POINT OF DIVERSION:

T04N R18E S31 NWSE

Within BLAINE County

PURPOSE AND  
PERIOD OF USE:

| Purpose of use | Period of use: | Quantity: |
|----------------|----------------|-----------|
| IRRIGATION     | 04/15 10/31    | 0.040 CFS |

PLACE OF USE:

IRRIGATION within BLAINE County  
T03N R18E S06 SWNE 0-60 2.50

0-60 2.50 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 2.5 acres in a single irrigation season. Combined Right Nos.: 37-21258, 37-21260, and 37-21262.

This right is limited to the irrigation of 0.60 acres within the place of use described above in a single irrigation season.

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

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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

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

Property is also known as Lot 19A, Block 2, Aspen Hollow Subdivision.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.

(F&H)

CH  
OPS

(F&H)

NBS

CT