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|                                                                                                                |                                                                       |
|----------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------|
| <b>DISTRICT COURT - SRBA</b><br><b>Fifth Judicial District</b><br><b>County of Twin Falls - State of Idaho</b> |                                                                       |
| <div style="border: 1px solid black; width: 150px; margin: 0 auto; padding: 5px;"> <b>JAN 24 2012</b> </div>   |                                                                       |
| By _____                                                                                                       | _____<br><small>Clerk</small><br>_____<br><small>Deputy Clerk</small> |

**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<br><br>Case No. 39576<br><br>_____ | )<br>)<br>)<br>)<br>)<br>)<br>) | Subcase No. 27-12142<br><br><b>STANDARD FORM 5</b><br><br><b>STIPULATED ELEMENTS OF A<br/>WATER RIGHT</b> |
|-----------------------------------------------|---------------------------------|-----------------------------------------------------------------------------------------------------------|

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.

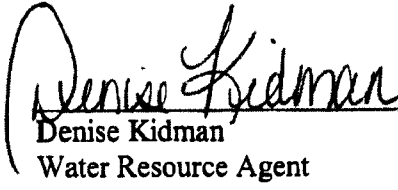
**The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.**

**CLAIMANT/OBJECTOR:**

Dennis M. Lake

|                                |         |
|--------------------------------|---------|
|                                | 1-10-12 |
| Dwight E. Baker                | Date    |
| Attorney for Claimant/Objector |         |

**IDWR Concurrence:**

 1-20-12  
Denise Kidman Date  
Water Resource Agent

 1/4/12  
Andrea L. Courtney Date  
Deputy Attorney General  
Attorney for IDWR

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

RIGHT NUMBER: 27-12142  
NAME AND ADDRESS: DENNIS M LAKE  
830 TABER RD  
BLACKFOOT ID 83221

SOURCE: Source: LITTLE BLACKFOOT RIVER  
Tributary: BLACKFOOT RIVER

QUANTITY: 0.580 CFS ~~0.650 CFS~~

PRIORITY DATE: 04/15/1954

POINT OF DIVERSION: T06S R42E S10 NWSW Within CARIBOU County ~~Within Bingham County~~

| PURPOSE AND PERIOD OF USE: | Purpose of use | Period of use: | Quantity:            |
|----------------------------|----------------|----------------|----------------------|
| IRRIGATION                 |                | 4/15 07/01     | 0.580 CFS            |
|                            |                |                | <del>0.650 CFS</del> |

PLACE OF USE: IRRIGATION within CARIBOU County ~~within Bingham County~~

|                                   |                             |
|-----------------------------------|-----------------------------|
| <del>T06S R42E S09 NESE 2-2</del> | T06S R42E S09 SESE 29.0     |
| <del>T06S R42E S16 NENE 1-6</del> |                             |
| 29 ACRES TOTAL                    | <del>32.8 ACRES TOTAL</del> |

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

## CERTIFICATE OF MAILING

I certify that on January 23, 2012, 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:

DENNIS M. LAKE  
Represented by:  
DWIGHT E. BAKER  
266 WEST BRIDGE  
BLACKFOOT, ID 83221

SHOSHONE-BANNOCK TRIBES  
Represented by:  
JEANETTE WOLFLEY  
SPECIAL COUNSEL  
SHOSHONE-BANNOCK TRIBE  
202 N. ARTHUR  
POCATELLO, ID 83202

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

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

  
\_\_\_\_\_  
Signature of person or attorney