

833

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

FEB 28 2012

By _____
Clerk
Deputy 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. 47-2137
)
)
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.

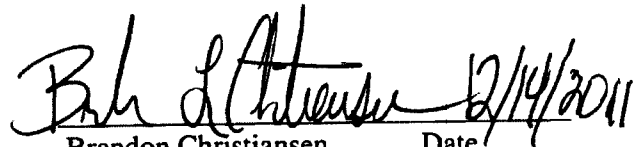
The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions 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.

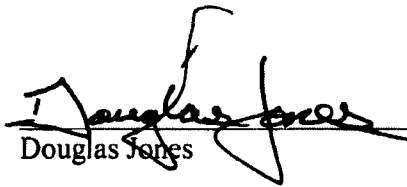
CLAIMANT:
Robert & Kathi Meyers

INTERVENOR:

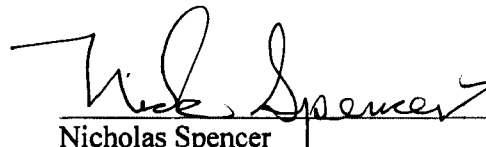

Michael Creamer, Attorney Date


Brandon Christiansen Date

IDWR Concurrence:

 12/27/12

Douglas Jones Date

 2-23-12

Nicholas Spencer Date
Deputy Attorney General

11/22/2011

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

RIGHT NUMBER: 47-2137

NAME AND ADDRESS: ~~KEN MULBERRY ENTERPRISES~~
PO BOX H
KIMBERLY ID 83341

ROBERT J MEYERS
KATHI L MEYERS
3024 WOODRIDGE DR
TWIN FALLS ID 83301

SOURCE: UNNAMED STREAM

TRIBUTARY: ROCK CREEK

QUANTITY: 0.560 CFS

PRIORITY DATE: 04/29/1918

POINT OF
DIVERSION:

T11S R18E S23 SWSWSW Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.560 CFS

PLACE OF USE:

IRRIGATION in TWIN FALLS County

T11S R18E S22

SWNW 28.00

28 ACRES TOTAL

Right Nos. 47-2137 and 47-15262 are limited to the irrigation of a combined total of 64 acres in a single irrigation season.

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

The source of this right may include waste water originally diverted by Twin Falls Canal Co.

B.C.

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MCC
NBS

CERTIFICATE OF MAILING

I certify that on February 27, 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:

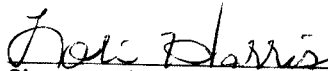
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

ROBERT & KATHI MEYERS LTD
Represented by:
MICHAEL C CREAMER
601 W BANNOCK ST
PO BOX 2720
BOISE, ID 83701-2720
Phone: 208-388-1200

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

BRANDON L CHRISTIANSEN
323 CRESTVIEW DR
TWIN FALLS, ID 83301



Signature of person or attorney mailing the form