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DEPARTMENT OF
WATER RESOURCES

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.: 47-7221
	)	
Case No. 39576	)	AMENDED
	)	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:

Salmon Falls Land & Livestock Company

By Michael J. Henslee 4/19/12
Michael J. Henslee Director Date

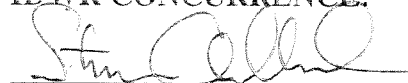
By Mark W. Henslee 4-19-12
Mark W. Henslee Director Date

OBJECTOR:

United States on behalf of the
Bureau of Land Management

David L. Negri 4/23/12
David L. Negri Date
Attorney, U.S. Department of Justice
Environment and Natural Resources Div.

IDWR CONCURRENCE:



Steve Clelland
Sr. Water Resource Agent

3/30/12

Date

IDWR CONCURRENCE:



Nicholas B. Spencer
Deputy Attorney General
Attorney for IDWR

3-30-12

Date

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

RIGHT NUMBER: 47-7221

NAME AND ADDRESS:

SALMON FALLS LAND & LIVESTOCK CO
INC
95A BELL RAPIDS RD
HAGERMAN ID 83332

SOURCE:

Source:
DEVIL CREEK

Tributary:

SALMON FALLS CREEK

QUANTITY:

10.200 CFS ~~2.000 CFS~~
1,896.400 AFY

~~THIS RIGHT AND OTHER RIGHTS COMMON TO THE SAME GRAZING
ALLOTMENT SHALL BE LIMITED TO THE QUANTITY OF WATER BENEFICIALLY
USED BY THE NUMBER OF STOCK WITHIN THE ALLOTMENT.~~

PRIORITY DATE:

09/19/1973

POINT OF DIVERSION:

T14S R12E S22 NWNWSW Within Owyhee County
T15S R12E S4 SWSESE Within Owyhee County

PURPOSE AND
PERIOD OF USE:

Purpose of use	Period of use:	Quantity:
IRRIGATION	03/15 11/15	7.900 CFS 1,363.00 AFY
IRRIGATION STORAGE	01/01 12/31	500.00 AFY
IRRIGATION FROM STORAGE	03/15 11/15	500.00 AFY
STOCKWATER	01/01 12/31	0.100 CFS 13.40 AFY
DIVERSION TO STORAGE	01/01 12/31	10.200 CFS

PLACE OF USE:

IRRIGATION within TWIN FALLS County

~~T14S R12E S14 NWNE 1.6~~

T14S R12E S14 SWNE 40.0
T14S R12E S14 NENW 3.2
T14S R12E S14 NWNW 22.0
T14S R12E S14 SWNW 40.0
T14S R12E S14 SENW 40.0
T14S R12E S14 NESW 33.0
T14S R12E S14 NWSW 35.0
T14S R12E S14 NWSE 13.0
T14S R12E S15 NENE 26.0
T14S R12E S15 NWNE 14.0
T14S R12E S15 SWNE 30.0
T14S R12E S15 SENE 40.0
T14S R12E S15 NESE 36.0
T14S R12E S15 NWSE 21.0

SC
NBS
M
MH
DN

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

IRRIGATION FROM within TWIN FALLS County
STORAGE

~~T14S R12E S14 NWNE 1.8~~

T14S R12E S14 SWNE 40.0
T14S R12E S14 NENW 3.2
T14S R12E S14 NWNW 22.0
T14S R12E S14 SWNW 40.0
T14S R12E S14 SENW 40.0
T14S R12E S14 NESW 33.0
T14S R12E S14 NWSW 35.0
T14S R12E S14 NWSE 13.0
T14S R12E S15 NENE 26.0
T14S R12E S15 NWNE 14.0
T14S R12E S15 SWNE 30.0
T14S R12E S15 SENE 40.0
T14S R12E S15 NESE 36.0
T14S R12E S15 NWSE 21.0

STOCKWATER within TWIN FALLS County

~~T14S R12E S14 NWNE~~

T14S R12E S14 SWNE
T14S R12E S14 NENW
T14S R12E S14 NWNW
T14S R12E S14 SWNW
T14S R12E S14 SENW
T14S R12E S14 NESW
T14S R12E S14 NWSW
T14S R12E S14 NWSE
T14S R12E S15 NENE
T14S R12E S15 NWNE
T14S R12E S15 SWNE
T14S R12E S15 SENE
T14S R12E S15 NESE
T14S R12E S15 NWSE

393.2 ACRES TOTAL

393 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

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 47-C.

See
NBS
M.A.
MH
ON

CERTIFICATE OF SERVICE

I certify that on 4/24, 2012, I caused to be served true and correct copies of this Standard Form 5, to the following persons, in the manner indicated 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, ID 83303-2707

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

2. Copies to:

IDWR Document Repository
P.O. Box 83720
Boise, ID 83720-0098

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

U.S. Dept. of Justice
Environment & Nat'l Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Salmon Falls Land & Livestock Co. Inc.
95A Bell Rapids Rd
Hagerman, ID 83332

☐ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Brandon Anderson
Signature of person or attorney mailing the form