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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. 47-4374
	)	
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/OBJECTOR:

Point Ranch, Inc.

David A. Coleman 5-17-12
David A. Coleman, Attorney for Date
Point Ranch, Inc.

OBJECTOR:

State of Idaho
Department of Lands

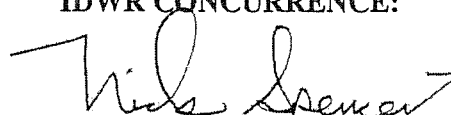
Tyson K. Nelson 5/18/2012
Tyson K. Nelson Date
Deputy Attorney General
Attorney for Department of Lands

IDWR CONCURRENCE:

 5/16/12

Steve Clelland Date
Sr. Water Resource Agent

IDWR CONCURRENCE:

 5-16-12

Nicholas B. Spencer Date
Deputy Attorney General
Attorney for IDWR

05/01/2012

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

RIGHT NUMBER: 47-4374

NAME AND ADDRESS: POINT RANCH INC
1138-B HWY 93
ROGERSON ID 83302SOURCE: BIG SPRINGS Tributary: SINKS
SPRING SINKS
UNNAMED STREAM SINKSSee
NBS
DAC
TKWQUANTITY: 3.050 CFS
The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.
Right Nos. 47-4374 and 47-17550 are limited to a total combined diversion rate of 3.05 cfs.

PRIORITY DATE: 05/15/1885

POINT OF DIVERSION:

T14S R15E S36 NENWSW Within TWIN FALLS County
T15S R15E S2 SWSWNE Within TWIN FALLS County
T15S R15E S12 NESWNE Within TWIN FALLS County
T15S R15E S12 NWSENE Within TWIN FALLS CountyAuthorization for access to, and maintenance of, the point of diversion located on State land is evidenced by Easement No. ES700009, recorded in the Twin Falls County Recorder's Office as Instrument No. 2012-007405.

PURPOSE AND PERIOD OF USE:	Purpose of use	Period of use:	Quantity:
IRRIGATION		04/01 10/31	2.800 CFS
STOCKWATER		01/01 12/31	0.190 CFS
DOMESTIC		01/01 12/31	0.060 CFS

PLACE OF USE:	IRRIGATION	within TWIN FALLS County
T14S R15E S35 NESW 32.0	~~28.0~~	T14S R15E S35 NWSW 1.0
T14S R15E S35 SWSW 10.0	~~11.0~~	T14S R15E S35 SESW 37.0
T14S R15E S35 NWSE 35.0	~~34.0~~	T14S R15E S35 SWSE 30.0
<u>145 ACRES TOTAL</u>		~~140 ACRES TOTAL~~

This right is limited to the irrigation of 115 acres within the place of use described above in a single irrigation season.

STOCKWATER	within TWIN FALLS County
T14S R15E S35 NESW	T14S R15E S35 NWSW
T14S R15E S35 SWSW	T14S R15E S35 SESW
T14S R15E S35 NWSE	T14S R15E S35 SWSE

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

DOMESTIC within TWIN FALLS County
T14S R15E S35 SWSE
~~DOMESTIC Same as IRRIGATION~~

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for domestic use and stockwater use is not a determination of historical beneficial use.

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 - Posted Notice
Stockwater use is for 800 range cattle.

SW
NBS
DAC
TKN

CERTIFICATE OF SERVICE

I certify that on May 21, 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

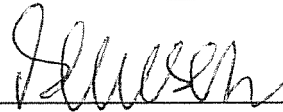
Tyson K. Nelson
State of Idaho, Dept. of Lands
P.O. Box 83720-0050
Boise, ID 83720-0050

N.A.

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

David A. Coleman
Coleman, Ritchie & Cluff
P.O. Box 525
Twin Falls, ID 83303-0525

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



Signature of person or attorney mailing the form