

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
OCT 22 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. 22-14007
	)	<i>Previously Disallowed</i>
	)	
Case No. 39576	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

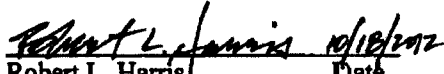
This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary 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 as per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT/OBJECTOR:

Richard A. Egbert Limited Partnership


 Robert L. Harris Date
 Attorney for Claimant/Objector

IDWR Concurrence:

Denise Kidman 10/18/12
Denise Kidman Date
Senior Water Resource Agent

Andrea L. Courtney 10/19/12
Andrea L. Courtney Date
Deputy Attorney General
Attorney for IDWR

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

RIGHT NUMBER: 22-14007

NAME AND ADDRESS: RICHARD A EGBERT LIMITED
PARTNERSHIP
1134 BOND AVE
REXBURG ID 83440

SOURCE: SOUTH LEIGH CREEK

Tributary: TETON RIVER

QUANTITY: 0.520 CFS

PRIORITY DATE: 04/15/1960

POINT OF DIVERSION: T06N R45E S33 NESESW Within TETON County

PURPOSE AND PERIOD OF USE:	<u>Purpose of use</u>	<u>Period of use:</u>	<u>Quantity:</u>
	IRRIGATION	04/15 10/31	0.520 CFS

PLACE OF USE: IRRIGATION within TETON County
T05N R45E S05 Lot 1 NENE 26.0

26 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 - Beneficial Use

Water is delivered through Bell McCracken Ditch.

CERTIFICATE OF MAILING

I certify that on October 19, 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:

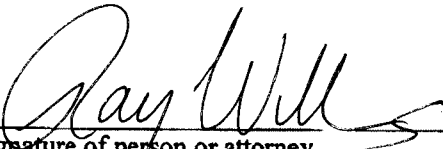
1. Original to:

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:

RICHARD A. EGBERT LIMITED PARTNERSHIP
Represented by:
ROBERT L. HARRIS
1000 RIVERWALK DR., STE. 200
P.O. BOX 50130
IDAHO FALLS, ID 83405-0130

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



Signature of person or attorney