

FEB 21 2013

DEPARTMENT OF
WATER RESOURCESIN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

Subcase No. 63-29765

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.

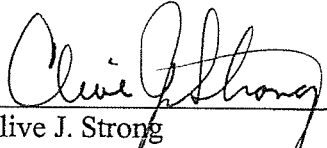
CLAIMANT:

United States General Services Administration

David L. Negri 2/19/13
 David L. Negri Date
 Attorney for Claimant

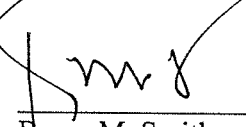
OBJECTORS:

State of Idaho

 2/6/13

Clive J. Strong Date
Deputy Attorney General
Attorney for Objector

Boise Warm Springs Water District

 2/7/13

Bruce M. Smith Date
Attorney for Objector

RESPONDENTS:

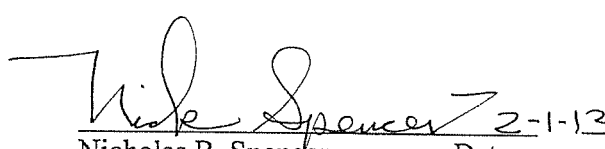
Edwards Family, LLC

Dana L. Hofstetter Date
Attorney for Respondent

IDWR Concurrence:

 2-1-13

Jan Shurte Date
Adjudication Technical Analyst

 2-1-13

Nicholas B. Spender Date
Deputy Attorney General
Attorney for IDWR

11/27/2012

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS RESERVED UNDER FEDERAL LAW

RIGHT NUMBER: 63-29765

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
GENERAL SERVICES ADMIN
400 15TH ST SW
AUBURN WA 98001

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: ~~0.34~~ 0.12 CFS

Annual diversion volume under this right is limited to 11.7 afa.

PRIORITY DATE: ~~04/09/1873~~ 12/31/1966

POINT OF
DIVERSION:

~~T03N R02E S2 SWWSW Within ADA County~~
~~T03N R02E S2 NWSWSW Within ADA County~~
T03N R02E S3 SESESE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	~~03/15 11/15~~ 03/01 11/15	~~0.150 CFS~~ 0.120 CFS
INDUSTRIAL	01/01 12/31	0.230 CFS
COMMERCIAL	01/01 12/31	0.230 CFS
DOMESTIC	01/01 12/31	0.230 CFS

PLACE OF USE: IRRIGATION in ADA County

T03N R02E S02	SWSW	0.10	T03N R02E S03	NESE	0.20
T03N R02E S03	SESE	2.30			

2.6 ACRES TOTAL

~~TOTAL NUMBER OF IRRIGATED ACRES: 6~~

~~EXISTING PLACES OF USE SHOWN ABOVE. FUTURE PLACE OF USE WILL BE ON
ADMINISTERED PROPERTY ON FORT BOISE SITE.~~

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

~~LEGAL DESCRIPTION OF RESERVATION: THE ORIGINAL RESERVATION OF
APRIL 9, 1873, WAS DESCRIBED AS FOLLOWS: "BEGINNING AT A POINT
2145 FEET, N. 68 DEG., 34 MIN. W FROM THE FLAGSTAFF, AT FIR POST 8
FEET HIGH AND 1 FOOT IN DIAMETER, SQUARED AT TOP AND EACH FACE
MARKED "U.S.", THENCE RUNNING S. 20 DEG. E. 54.32 CHAINS, TO POST
1.21 CHAINS FROM N.E. CORNER OF SMALL LOG BUILDING BEARING S. 35
DEG. E., THENCE RUNNING N. 70 DEG. E. 117.50 CHAINS TO STAKE 4
INCHES SQUARE, 2 1/2 FEET HIGH; THENCE RUNNING N. 20 DEG. W. 54.32
TO PILE OF STONES; THENCE RUNNING S. 70 DEG. W. 117.75 CHAINS TO
THE POINT OF BEGINNING AND CONTAINING 638 ACRES, MORE OR LESS.
ALL THE BEARINGS ARE TRUE MERIDIAN."~~

~~THE RESERVATION OF FEBRUARY 13, 1911, WAS DESCRIBED AS
FOLLOWS: "IN T. 3N, R. 3E, B.M., LOT 4 AND THE SE 1/4 OF THE NE 1/4
SEC. 5 AND LOTS 1 AND 2, SEC. 6. IN T. 4N, R. 3E, B.M., THE SE 1/4 SEC. 8,~~

~~THE S. 1/2 SEC. 9, ALL OF SEC. 17, THE NW 1/4, THE E 1/2 AND THE SW 1/4
SEC. 20, ALL OF SEC. 21, THE W 1/2 SEC. 22, THE W 1/2 SEC. 27, ALL OF
SECS. 28, 29, AND 30, ALL OF SEC. 31, EXCEPT 20.596 ACRES EMBRACED
IN "SUNNYSIDE LOBE" PATENTED TO W.P. RICHARDS AND DAVID
GEKELER, AND ALL OF SEC. 32, THE N. 1/2 OF THE NW 1/3 AND THE SW
1/4 OF THE NW 1/4 SEC. 33." LIST OF DOCUMENTS CREATING THE
FEDERAL RESERVATION, EXECUTIVE ORDER OF APRIL 9, 1873 EXECUTIVE
ORDER OF FEBRUARY 13, 1911 THE PRESENT FEDERALLY OWNED
PROPERTY ADMINISTERED BY THE GENERAL SERVICES ADMINISTRATION
IS SHOWN ON MAP ATTACHED TO CLAIM.~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - Reserved

This water right does not authorize the diversion of a low temperature
geothermal resource or other geothermal resource.

J NBS
2/75
Buy
ON

CERTIFICATE OF MAILING

I certify that on Feb 20 2017, ~~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:

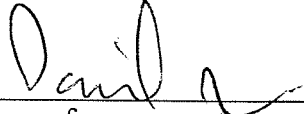
BOISE WARM SPRINGS WATER DIST
Represented by:
BRUCE M. SMITH
950 W BANNOCK ST STE 520
BOISE, ID 83702-6118

STATE OF IDAHO
Represented by:
CHIEF NATURAL RESOURCES DIV
OFFICE OF THE ATTORNEY GENERAL
STATE OF IDAHO
PO BOX 44449
BOISE, ID 83711-0449

EDWARDS FAMILY LLC
Represented by:
DANA L HOFSTETTER
608 W FRANKLIN ST
BOISE, ID 83702-5509

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

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

A handwritten signature in black ink, appearing to read "David", is written over a horizontal line.

Signature of person or attorney mailing form