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To	C. Clark MS	From	DEANE
Co.	Idaho	Co.	Dept. of Justice
Dept.	Nat. Resources Div.	Phone #	202/372-8351
Fax #	202/334-2650	Fax #	

Movant's Name:
DEVON P. HUNSAKER
UNITED STATES OF AMERICA
IDAHO DEPARTMENT OF WATER RESOURCES

Attorneys' Names and Addresses:

For the United States:

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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. 36-12233
	)	
Case No. 39576	)	STIPULATION AND ORDER
	)	TO RESOLVE OBJECTION

DESCRIPTIVE SUMMARY

This is a stipulation and order to resolve the United
States' objection to water right number 36-12233.

STIPULATION

To resolve the dispute over the above-captioned water
rights, the claimant, Devon P. Hunsaker, the objector, the United
States of America, and the Idaho Department of Water Resources
(IDWR), stipulate and agree as follows:

1. The place of use and point of diversion as recommended in
the Director's Report are incorrect. The point of diversion

identified as T10S R24E Sec. 15 NWSW should be changed to T10S R24E Sec. 15 NWNW. The place of use identified for domestic and stockwater uses as T10S R24E Sec. 15 NWSW should be changed to T10S R24E Sec. 15 NWNW.

2. The water right is accurately described in Exhibit 1, a revised page of the Director's report containing the changes described above showing specific changes made to the Director's original recommendation in an underline/overstrike format.

3. All decrees, whether partial or final, should describe the water rights as modified and described in Exhibit 1.

4. Upon entry of partial and final decrees for Water Right No. 36-12233, describing the rights as shown in Exhibit 1, including the modifications indicated thereon, the objection of the United States shall be deemed withdrawn.

5. Because there are no remaining objections to this water right, partial decrees may be entered for them pursuant to I.C. 42-1412(8).

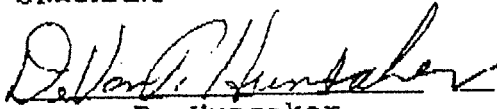
6. All parties agree to bear their own costs and attorneys' fees in connection with this matter.

7. This stipulation is entered into and executed voluntarily by all parties in good faith, and without any fraud, misunderstanding, overreaching, misrepresentation, duress, or undue influence, whatsoever.

Respectfully submitted,

CLAIMANT

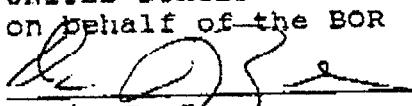
Dated: 3/30/94


Devon P. Hunsaker

Dated: 3/30/94

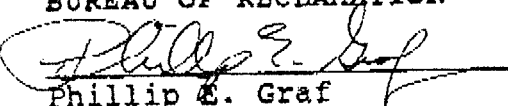
UNITED STATES OF AMERICA
on behalf of the BOR

By:


Daria J. Zana
R. Lee Weininger
Attorneys
General Litigation Section
Environment & Natural Resources Division
U.S. Department of Justice

Dated: 3/30/94

By:

BUREAU OF RECLAMATION

Phillip E. Graf
Regional Water Rights Specialist
Bureau of Reclamation
Boise, Idaho

Dated: 3/30/94

By:

IDAHO DEPARTMENT OF WATER RESOURCES

Daniel L. Steckel
Deputy Attorney General
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 SRDA

Case No. 39576

) Subcase No. 36-12233
)
) ORDER APPROVING STIPULATION
) TO RESOLVE OBJECTION

ORDER

This matter having come before the Court upon stipulation of counsel, and good cause having been shown,

IT IS HEREBY ORDERED that the Court shall enter a partial decree for water right 36-12233 as described in the attached Exhibit 1. The United States' objection shall be deemed withdrawn upon entry of the partial decree. Because no other objections have been raised to this water right, the hearing for entry of this partial decree is scheduled for _____, 199__, at the Snake River Basin Adjudication Courthouse, 253 Third Avenue North, Twin Falls, Idaho.

DATED and signed this _____ day of _____, 1994.

TERRENCE DOLAN
Special Master

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

20250529

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
	SOURCE: GROUNDWATER					
36-12233	DEVON P HUNSAKER	06/13/1947	DOMESTIC	01-01 12-31	.13	CFS BENEFICIAL USE
	IRENE S HUNSAKER		STOCKWATER	01-01 12-31	.13	CFS
	RT 1 BOX 107A					
	RUPERT ID 63350			TOTAL QUANTITY:	.13	CFS

NON-IRRIGATION-USES:

DOMESTIC 1 HOUSE, STOCKWATER 200 DRY DAIRY

POINT OF DIVERSION:

T108 R24B 815

PLACE OF USE: DOMESTIC

T109 R24E S15

PLACE OF USE: STOCKWATER

T105 K24E S15

REMARKS: PARCEL NO. RP10S24E151000

PROPERTY ALSO KNOWN AS 425 S 150 E