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Department of Water Resources

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DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

**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

STANDARD FORM 5

Case No. 39576

SUBCASE NO: 34-07245B

**PROPOSED ELEMENTS OF A
WATER RIGHT**

This form is used to report the proposed elements of one federal reserved water right or one water right acquired under state law. Submission of this form will not result in the automatic 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; and they have been served with sufficient process, according to the law, and have appeared, prosecuted and defended their positions with regard to this water right dispute.

Instructions For Use

A copy of this water right as recommended in the director's report shall be submitted with this form. A statement shall accompany **each** element of a water right.

Elements where there has been no objection should be listed exactly as they appear in the director's report. The statement as to an uncontested element shall state "as recommended in the director's report."

Contested elements that are the result of an objection filed with the court shall be accompanied by a statement fully describing all facts, documents, expert opinions and law which support the element of the water right (attach additional pages if necessary).

1. The name and address of the claimant is:

LYNN D. RENO
9417 EUCALYPTUS DR.
BAKERSFIELD CA 93306

Required Statement: IDWR and the parties stipulate that this is the correct name and address of the claimant.

2. The source of water is: GROUNDWATER

Required Statement: As recommended in the director's report.

3. The quantity of water used in cubic feet per second or the quantity of water stored in acre-feet per year is:

IRRIGATION 0.86 CFS
TOTAL QUANTITY: 0.86 CFS

USE OF THIS RIGHT WITH RIGHT NO. 34-13555 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.86 CFS AND A COMBINED DIVERSION VOLUME OF 199.5 AFY. USE OF THIS RIGHT WITH RIGHT NOS. 34-13555 AND 34-00470A IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.96 CFS.

Required Statement: Twelve acres of the place of use recommended in the director's report should have been recommended as an expansion claim pursuant to Idaho Code §42-1416(2)/42-1426. The remarks as to total combined quantity have been revised accordingly.

4. The priority date is: 10/28/1980

Required Statement: As recommended in the director's report.

5. The legal description of the point(s) of diversion is; if the claim is for an instream flow, then a legal description of the beginning and ending points of the claimed instream flow:

T08N R22E S36 NWSESE

A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE MAINTAINED AS PART OF THE DIVERTING WORKS.
RIGHT NOS. 34-07245A AND 34-13555 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

Required Statement: As recommended in the director's report. The claim is not for an instream flow.

6. The purpose of use is: IRRIGATION

Required Statement: As recommended in the director's report.

7. The period of year when the water is to be used is:

IRRIGATION 04-15 TO 10-15

Required Statement: As recommended in the director's report.

8. The legal description of the place of use or of the reservation is:

T08N R23E S31 NWSW 20.0 acres
T08N R22E S36 NESE 37.0 acres
57.0 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 45 ACRES IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NO. 34-13555 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 57 ACRES IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NOS. 34-13555 AND 34-00470A IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 74 ACRES IN A SINGLE IRRIGATION SEASON.

Required Statement: Twelve acres of the place of use recommended in the director's report should have been recommended as an expansion claim pursuant to Idaho Code §42-1416(2)/42-1426. The remarks as to total irrigation pursuant to this right and other rights used in combination with this right have been revised accordingly.

9. The annual volume of consumptive use is:

USE OF THIS RIGHT WITH RIGHT NOS. 34-13555 AND 34-00470A IS LIMITED TO A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 185 AF.

Required Statement: Twelve acres of the place of use recommended in the director's report should have been recommended as an expansion claim pursuant to Idaho Code §42-1416(2)/42-1426. The remark as to total combined annual volume of consumptive use has been revised to include the water right number of the expansion right, but the total amount is as recommended in the director's report.

Date _____

Date _____

Attorney's Signature _____
Date _____

Date _____

Name: Lynn D. Reno
Address: 9417 Eucalyptus Dr.
City/State/Zip: Bakersfield, CA 93306
Attorney of Record:

These matters are necessary because: Not applicable.

10. Other matters necessary to define this water right: Not applicable.

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10. Other matters necessary to define this water right: Not applicable.

Those matters are necessary because: Not applicable.

These matters do not fall within the 9 elements listed above because: Not applicable.

11. Further information

As noted above, twelve acres of the place of use recommended in the director's report should have been recommended as an expansion claim pursuant to Idaho Code §42-1416(2)/42-1426. IDWR and the parties stipulate that the expansion right is correctly described as right no. 34-13555 in the attachment to this standard form 5.

Signature and Address of Parties and their Attorney of Record

I have read this form and know its contents and that the statements are true to the best of my knowledge and belief.

Name: Idaho Dept. of Water Resources
Address: P.O. Box 83720
City/State/Zip: Boise, ID 83720-0098
Attorney of Record: Susan E. Hamlin
A. Lynne Krogh

Attorney's Signature Date

Name: Lynn D. Reno
Address: 9417 Eucalyptus Dr.
City/State/Zip: Bakersfield, CA 93306
Attorney of Record:

Lynn D. Reno 3-8-95

Party's Signature Date

Attorney's Signature Date

Name: United States through
Address: Dept. of Justice for BLM
601 Pennsylvania Ave NW
City/State: Washington, DC 20004
Attorney of Record: R. Lee Leininger/
Daria Zanc

Attorney's Signature Date

Court Representative (if necessary)

Date

10. Other matters necessary to define this water right: Not applicable.

These matters are necessary because: Not applicable.

These matters do not fall within the 9 elements listed above because: Not applicable.

11. Further information

As noted above, twelve acres of the place of use recommended in the director's report should have been recommended as an expansion claim pursuant to Idaho Code §42-1416(2)/42-1426. IDWR and the parties stipulate that the expansion right is correctly described as right no. 34-13555 in the attachment to this standard form 5.

Signature and Address of Parties and their Attorney of Record

I have read this form and know its contents and that the statements are true to the best of my knowledge and belief.

Name: Idaho Dept. of Water Resources
Address: P.O. Box 83720
City/State/Zip: Boise, ID 83720-0098
Attorney of Record: Susan E. Hamlin
A. Lynne Krogh

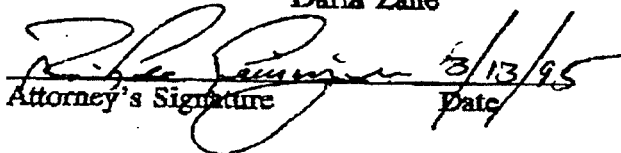
Name: Lynn D. Reno
Address: 9417 Eucalyptus Dr.
City/State/Zip: Bakersfield, CA 93306
Attorney of Record:

Attorney's Signature _____ Date _____

Party's Signature _____ Date _____

Name: United States through
Address: Dept. of Justice for BLM
601 Pennsylvania Ave NW
City/State: Washington, DC 20004
Attorney of Record: R. Lee Leiminger/
Daria Zane

Attorney's Signature _____ Date _____


Attorney's Signature _____ Date 3/13/95

Court Representative (if necessary) _____

Date _____

INSTRUCTIONS FOR MAILING

You must mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. **FAX filings will not be accepted by the SRBA Clerk of the Court.**

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on August 21, 1995, 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:

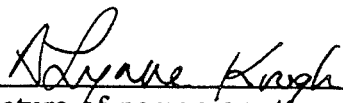
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

US Dept. of Justice
Env't. & Nat. Resources Div.
550 W. Fort St. Box 33
Boise, ID 83724

Lynn D. Reno
9417 Eucalyptus Dr.
Bakersfield, CA 93307



Signature of person or attorney mailing the form

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: MAR-8-1995
PAGE: A-1

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
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SOURCE: GROUNDWATER

34-13555	LYNN D RENO 9417 EUCALYPTUS DR BAKERSFIELD CA 93306	07/29/1987	IRRIGATION	04-15 10-15	0.18 CFS	BENEFICIAL USE
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POINT OF DIVERSION:

T08N R22E S36

NWSESE

PLACE OF USE: IRRIGATION

T08N R22E S36
R23E S31NESE 37.0
NWSW 20.0

57.0 ACRES TOTAL

REMARKS:

A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE

MAINTAINED AS A PART OF THE DIVERTING WORKS.

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A

TOTAL COMBINED DIVERSION RATE OF 1.96 CFS, A TOTAL COMBINED

ANNUAL CONSUMPTIVE USE VOLUME OF 185 AF, AND TO THE IRRIGATION OF

A COMBINED TOTAL OF 74 ACRES IN A SINGLE IRRIGATION SEASON.

COMBINED RIGHT NOS.: 34-00470A AND 34-07245B.

USE OF THIS RIGHT WITH RIGHT NO. 34-07245B IS LIMITED TO A

TOTAL COMBINED DIVERSION RATE OF 0.86 CFS, A TOTAL COMBINED

ANNUAL DIVERSION VOLUME OF 199.5 AF, AND TO THE IRRIGATION OF A

COMBINED TOTAL OF 57 ACRES IN A SINGLE IRRIGATION SEASON.

RIGHT NOS. 34-07245A AND 34-07245B ARE ALSO DIVERTED THROUGH

POINT OF DIVERSION DESCRIBED ABOVE.

THIS RIGHT IS AN EXPANSION OF RIGHT NO. 34-07245B PURSUANT TO

IDAHO CODE 42-1416(2).

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 12 ACRES WITHIN

THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

TOTAL QUANTITY: 0.18 CFS