

MAR 22 1995

Department of Water Resources
Adjudication Bureau

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DISTRICT COURT-SRBA
TWINFALLS CO., IDAHO
FILED _____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

Case No. 39576

Subcase: 34-00129B

ORDER REQUIRING AMENDED
STANDARD FORM 5

On March 14, 1995, a *Standard Form 5, Proposed Elements of a Water Right* was submitted to the court for this water right. The signatories to the *Standard Form 5* are: the claimant, Catherine E. Wood, and the respondent, State of Idaho Department of Water Resources. The United States was previously dismissed as a party to this subcase.

The *Standard Form 5* which was submitted in this case appears to be incomplete for the following reasons:

- ☒ [X] Not all parties to the subcase are signatories to the *Standard Form 5*. The signature of Cartee J. Wood is missing.
- ☐ [] This form purports to resolve multiple water rights. Parties must use a separate form for each subcase.
- ☐ [] This subcase has been identified by the Idaho Department of Water Resources in *IDWR's Amended Report on Contested Water Rights Affected by Basin-Wide Issue No. 1* as including elements that are recommended based on I.C. §§ 42-1416 and/or 42-1416A. These subcases are stayed pending resolution of Basin-Wide Issue No.4.
- ☐ [] A copy of the recommendation contained in the director's report for this water right was not attached.

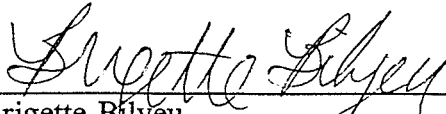
- ☐ The parties failed to provide the court with a required statement for element(s) _____.
- ☐ The parties provided a mere conclusory statement for element(s) _____ instead of a complete statement which fully describes all the stipulated facts, documents, expert opinions and law which support this element of the water right.
- ☐ The parties failed to provide the court with a required statement describing the stipulated facts, documents, expert opinions and law explaining why this claim is withdrawn.
- ☒ The parties provided a mere conclusory statement for the element listed as "remarks" instead of fully describing why these matters are necessary to define this water right, and fully describing why these matters do not fall within the nine elements listed. The statement required should include a full explanation of the stipulated facts, documents, expert opinions and law which support including this as a separate element of this water right.
- ☒ The legal description appears incomplete as to element(s) 8.
- ☐ Other:

IT IS ORDERED that the *Standard Form 5* shall not be accepted for filing by the court.

IT IS FURTHER ORDERED that the parties to this subcase shall submit a fully executed *Standard Form 5* which complies with all of the requirements of Standard Form 5 no later than April 15, 1995.

IT IS SO ORDERED.

DATED March 20, 1995.



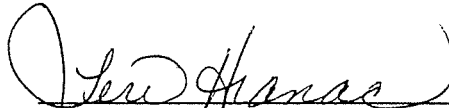
Brigitte Bilyeu
Special Master, Reporting Area 1
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER REQUIRING STANDARD FORM 5 FULLY EXECUTED was mailed on March 20, 1995 with sufficient first-class postage to the following:

Catherine E. Wood
Cartee J. Wood
Route 1, Box 49
Darlington, ID 83231

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


Deputy Clerk