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Department of Water Resources
Adjudication Bureau

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Department of Water Resources

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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	)	STANDARD FORM 5
	)	
Case No. 39576	)	SUBCASE NO: 36-07646
	)	
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

This form is used to report the stipulated elements of one water right under state law or one water right acquired under 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; and 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.

Instructions For Use

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).

IDWR and the parties stipulate that water right no. 36-07646 is correctly described in the director's report.

Signatures and Addresses of Parties and their Attorney of Record (attach additional page if necessary):

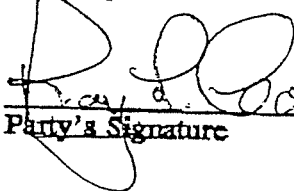
I have read this form and know its contents and that the statements are true to the best of my knowledge and belief.

Name: Ray L. Commons

Address: Rt. 5 Box 64

City/State/Zip: Rupert, ID 83350

Attorney of Record:


Party's Signature

Date

Name: Idaho Dept. of Water Resources

Address: P.O. Box 83720

City/State/Zip: Boise, ID 83720-0098

Attorney of Record: Daniel L. Steckel

Attorney of Record: Nicholas B. Spencer


Attorney's Signature

Date

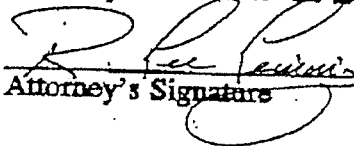
Name: United States through

Address: Department of Justice

601 Pennsylvania Ave. NW

City/State: Washington, DC 20004

Attorney of Record: R. Lee Leininger


Attorney's Signature

Date