

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

AUG - 2 2013

By _____

Clerk
Deputy Clerk

RECEIVED

JUL 31 2013

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 SRBA Case No. 39576	)))))))	Subcase No. 47-17587 (Formerly Disallowed) STANDARD FORM 5 STIPULATED ELEMENTS OF A WATER RIGHT
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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:

Sherry L. Baker

Sherry L. Baker 7-28-13
 Sherry L. Baker Date

IDWR CONCURRENCE:

Steve Clelland 7/26/13
 Steve Clelland Date
 Senior Water Resource Agent

IDWR CONCURRENCE:

Nicholas B. Spender 7-26-13
 Nicholas B. Spender Date
 Deputy Attorney General
 Attorney for IDWR

07/22/2013

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 47-17587

NAME AND ADDRESS: SHERRY L BAKER
1884 E 4500 N
BUHL ID 83316

SOURCE: SPRING
UNNAMED STREAM

TRIBUTARY: UNNAMED STREAM
TRIBUTARY: SNAKE RIVER

QUANTITY: 0.050 CFS
6.800 AFY

The capacity of the storage reservoir is 0.8 AF. The reservoir may be refilled multiple times up to the total diversion volume in a single year.

PRIORITY DATE: 05/01/1970

POINT OF
DIVERSION:

T09S R15E S10 SESE Within TWIN FALLS County
T09S R15E S10 SESE Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.050 CFS
IRRIGATION STORAGE	01/01 12/31	0.80 AFY
IRRIGATION FROM STORAGE	03/15 11/15	6.80 AFY
DIVERSION TO STORAGE	03/15 11/15	0.050 CFS

PLACE OF
USE:

IRRIGATION in TWIN FALLS County

T09S R15E S10 SESE 1.70

IRRIGATION FROM STORAGE same as IRRIGATION

1.7 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

S.B.

*See
NBS*

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

CERTIFICATE OF MAILING

I certify that on August 1, 2013, 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:

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

SHERRY L. BAKER
1884 E 4500 N
BUHL, ID 83316



Signature of person or attorney mailing form