

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. 63-33739

STANDARD FORM 5

STIPULATED ELEMENTS OF A WATER RIGHT

DISTRICT COURT - 5th JA
Fifth Judicial District
County of Twin Falls - State of Idaho
NOV 12 2013
Clerk
Deputy Clerk

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:

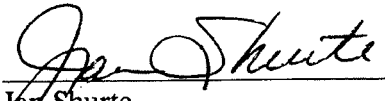
State of Idaho
Department of Fish and Game

OBJECTOR:

Nampa & Meridian Irrigation District

Harriet A. Hensley 9/16/2013 Daniel V. Steenson 9-19-13
Harriet A. Hensley Date Daniel V. Steenson, Attorney Date
Deputy Attorney General

IDWR Concurrence:

 9/13/13

Jan Shurte Date
Senior Water Resource Agent

 11/5/13

Andrea L. Courtney Date
Deputy Attorney General
Attorney for IDWR

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

RIGHT NUMBER: 63-33739

NAME AND ADDRESS: NAMPA & MERIDIAN IRRIGATION DISTRICT
1503 FIRST ST SOUTH
NAMPA ID 83651

SOURCE: SPRINGS

TRIBUTARY: WILSON SPRINGS PONDS

QUANTITY: 10.000 CFS

PRIORITY DATE: 03/15/1916

Pursuant to a call in times of scarcity, this right is junior to Water Right
Nos. 63-7879, 63-9194 and 63-11256.

POINT OF
DIVERSION:

T02N R02W S3 NESE Within CANYON County
T02N R02W S3 NESE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	10.000 CFS

PLACE OF USE:

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

This right when combined with Right Nos. 63-198AJ 63-199B, 63-200B, 63-2392B, 63-2968, 63-30181 63-32695A and 63-32695B can be used to irrigate up to 69,495 acres within the boundary of the Nampa Meridian Irrigation District.

Place of use is within the boundary of Nampa & Meridian Irrigation District pursuant to Section 43-323, Idaho Code.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



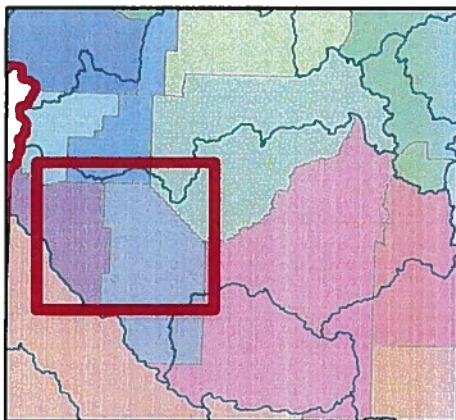
Nampa And Meridian Irrigation District

Adjudication Recommendations: 63-32695A, 63-32695B, & 63-33739

Irrigation Service Area Boundary
GIS Place of Use Illustration

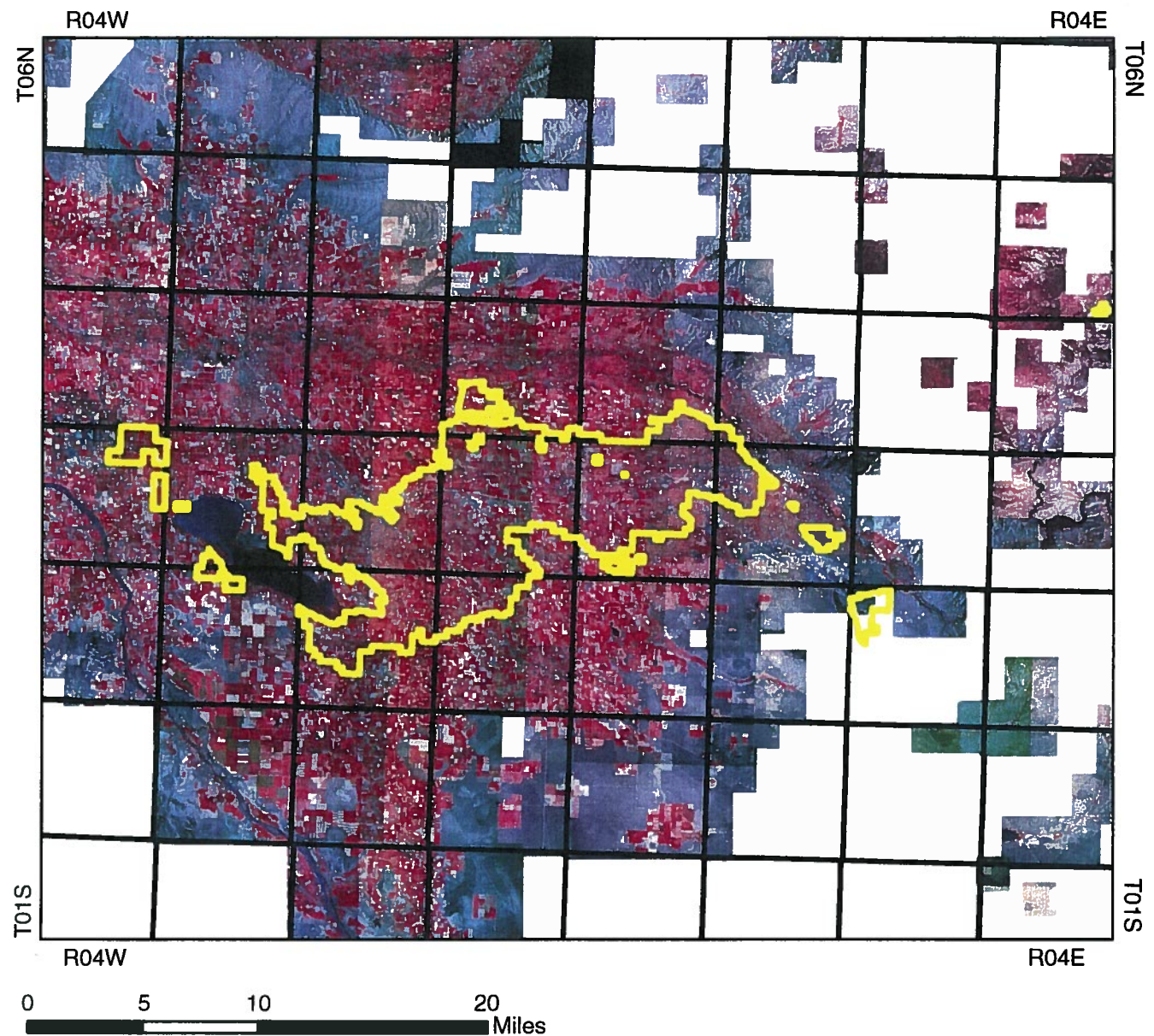
Legend

-  Service Area
-  Township/Range



Boise, Canyon, Ada Counties
IDWR Basin 63

Prepared by Favreau, Danielle
On September 11, 2013
1987 Aerial Photography



CERTIFICATE OF MAILING

I certify that on November 8, 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:

STATE OF IDAHO
Represented by:
CHIEF NATURAL RESOURCES DIV
OFFICE OF THE ATTORNEY GENERAL
STATE OF IDAHO
PO BOX 44449
BOISE, ID 83711-0449

NAMPA & MERIDIAN IRRIGATION
Represented by:
DANIEL V STEENSON
SAWTOOTH LAW OFFICES PLLC
1101 W RIVER ST STE 110
PO BOX 7985
BOISE, ID 83707

UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

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

Josie Harris
Signature of person or attorney mailing form