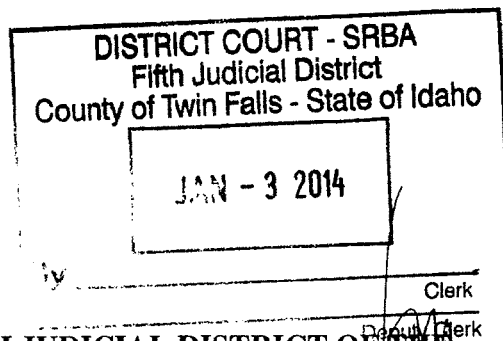




**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA	)	Subcase No. 21-2170
	)	
Case No. 39576	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

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

Ann Y. Vonder 12/30/13
Ann Y. Vonder Date
Deputy Attorney General
Attorney for Department of Fish and Game

IDWR CONCURRENCE:

Meghan Carter 12/27/13
Meghan Carter Date
Deputy Attorney General
Attorney for IDWR
Carter Fritschle 11-26-13
Carter Fritschle Date
Adjudication Section Manager

11/26/2013

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

RIGHT NUMBER: 21-2170

NAME AND ADDRESS: STATE OF IDAHO
DEPT OF FISH & GAME
PO BOX 25
BOISE ID 83707

SOURCE: BLUE CREEK TRIBUTARY: ~~SAND CREEK SINKS~~
Point of injection into and points of redirection from Blue Creek.

QUANTITY: 5.800 CFS

PRIORITY DATE: 10/16/1919

POINT OF
DIVERSION:

T10N R41E S3 NWSW Within FREMONT County
T10N R41E S3 NWSW Injection Within FREMONT County
T10N R41E S9 NESE Rediversion Within FREMONT County
T10N R41E S10 NWNW Rediversion Within FREMONT County
T10N R41E S10 NWNW Rediversion Within FREMONT County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
WATER QUALITY IMPROVEMENT	05/01 10/31	5.800 CFS

PLACE OF USE: WATER QUALITY IMPROVEMENT in FREMONT County

T10N R41E S09	NENE	T10N R41E S09	SENE
T10N R41E S09	NESE	T10N R41E S09	NWSE
T10N R41E S09	SWSE	T10N R41E S09	SESE
T10N R41E S10	NWNW	T10N R41E S10	SWNW
T10N R41E S10	SENW	T10N R41E S10	NWSW
T10N R41E S10	SWSW		

Water Quality Improvement is in Blue Creek Pond No. 1, Blue Creek Pond No. 2, Blue Creek Pond No. 3 and Blue Creek Pond No. 4 within the Sand Creek Wildlife Management Area.

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 - License

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Blue Creek Pond No. 4 is also known as Sand Creek Reservoir.

Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.

CERTIFICATE OF SERVICE

I certify that on Dec. 31, 2013, I caused to be served a true and correct copy of this Standard Form 5, to the following persons, in the manner indicated 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, ID 83303-2707

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

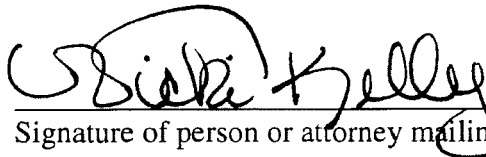
2. Copies to:

IDWR Document Repository
P.O. Box 83720
Boise, ID 83720-0098

☐ Overnight Mail
☐ Regular Mail
☒ Hand-Delivered
☐ Facsimile

Ann Vonde
Office of the Attorney General
P.O. Box 83720
Boise, ID 83720-0010

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile



Signature of person or attorney mailing form