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JAN 08 2014
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	)	Subcase No.: 37-12388
	)	
Case No. 39576	)	
	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

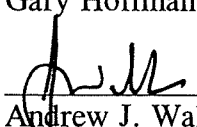
This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary 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 / OBJECTOR:

Gary Hoffman

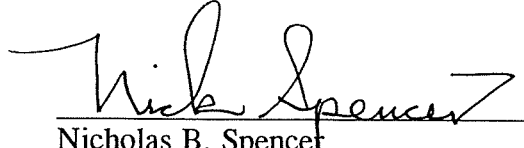


Andrew J. Waldera
Attorney for Gary Hoffman

1/7/14

Date

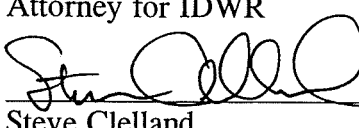
IDWR CONCURRENCE:



Nicholas B. Spencer
Deputy Attorney General
Attorney for IDWR

1-3-14

Date



Steve Clelland
Sr. Water Resource Agent

1/3/14
Date

01/03/2014

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

RIGHT NUMBER: 37-12388

NAME AND ADDRESS: GARY HOFFMAN LARRY M COOPER
PO BOX 1529 PO BOX 3780
KETCHUM ID 83340 KETCHUM ID 83340

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.050 CFS
~~15.00~~ 16.800 AFY

PRIORITY DATE: 07/14/1955

POINT OF
DIVERSION: T04N R18E S30 SENESE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.020 CFS ~~0.20~~ <u>1.80</u> AFY
DOMESTIC	01/01 12/31	0.050 CFS 15.00 AFY

Domestic use is for 25 homes.

PLACE OF
USE: IRRIGATION in BLAINE County

T04N R18E S30	NESE	1.50	T04N R18E S30	SESE	0.60
---------------	------	------	---------------	------	------

DOMESTIC in BLAINE County

T04N R18E S30	NESE		T04N R18E S30	SESE	
---------------	------	--	---------------	------	--

2.1 ACRES TOTAL

This right is limited to the irrigation of 0.5 acres within the place of use described above in a single irrigation season.

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

CERTIFICATE OF SERVICE

I certify that on January 7, 2014, I caused to be served true and correct copies 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

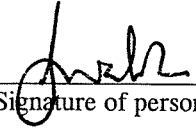
2. Copies to:

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

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

~~Andrew J. Waldera
Moffatt Thomas
P.O. Box 829
Boise, ID 83701-0829~~

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



Signature of person or attorney mailing the form

Moffatt Thomas

MOFFATT THOMAS BARRETT ROCK & FIELDS, CHTD.

Richard C. Fields
John S. Simko
John C. Ward
David B. Lincoln
Gary T. Dance
Larry C. Hunter
Randall A. Peterman
Mark S. Prusynski
Stephen R. Thomas
Gerald T. Husch
Scott L. Campbell
Robert B. Burns
Patricia M. Olsson
Christine E. Nicholas
Bradley J. Williams

Lee Radford
Michael O. Roe
David S. Jensen
James L. Martin
C. Clayton Gill
Michael W. McGraham
David P. Gardner
Julian E. Gabiola
Kimberly D. Evans Ross
Jon A. Stenquist
Mark C. Peterson
Tyler J. Anderson
Andrew J. Waldera
Dylan B. Lawrence
C. Edward Cather III

Benjamin C. Ritchie
Matthew J. McGee
Mindy M. Willman
Jetra Hatch Mathews
Andrea J. Rosholt
Maria O. Hart

Norman M. Semanko, *of counsel*
Terri L. Ackerman, *of counsel*

Willis C. Moffatt, 1907-1980
Eugene C. Thomas, 1931-2010
John W. Barrett, 1931-2011
Kirk R. Helvie, 1956-2003

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DEPARTMENT OF
WATER RESOURCES

January 7, 2014

Boise
Idaho Falls
Pocatello

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PO Box 829
Boise ID 83701-0829

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Boise ID 83702-7710

208 345 2000
800 422 2889
208 385 5384 Fax
www.moffatt.com

Clerk of the Court
Snake River Basin Adjudication District Court
PO Box 2707
Twin Falls, ID 83303-2707

Re: Subcase No. 37-12388
MTBR&F File No. 23840.0001

Dear Clerk:

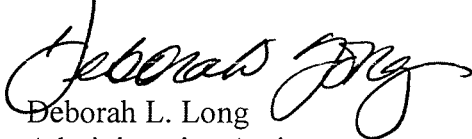
Enclosed for filing in the above-referenced subcase is the following original document:

1. Standard Form 5

Please conform the copy of this document and return it via the enclosed self-addressed, postage prepaid envelope.

Thank you for your assistance.

Very truly yours,



Deborah L. Long
Administrative Assistant to
Andrew J. Waldera

/dll

Enclosures

cc: Director, Idaho Department of Water Resources