

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. 63-33570

STANDARD FORM 5

STIPULATED ELEMENTS OF A
WATER RIGHT

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

JAN 13 2014

Clerk

County 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/OBJECTOR:

Greg Obendorf

Greg Obendorf

Date

CLAIMANT/OBJECTOR:

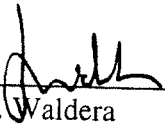
Ann Obendorf

Ann Obendorf

Date

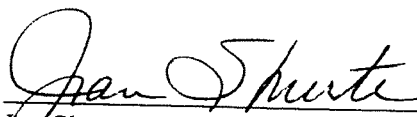
OBJECTOR:

Tree Top Ranches LP

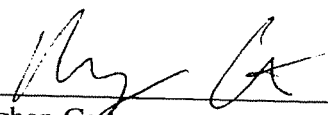


Andrew J. Waldera 12/17/13
Attorney Date

IDWR Concurrence:



Jan Shurte 12-18-13
Adjudication Technical Specialist Date



Meghan Carter 1/10/2014
Deputy Attorney General Date
Attorney for IDWR

SF5 Right No. 63-33570

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

RIGHT NUMBER: 63-33570

NAME AND ADDRESS: GREG OBENDORF
26496 DEB LN
PARMA ID 83660

ANN OBENDORF
26496 DEB LN
PARMA ID 83660

SOURCE: SAND HOLLOW CREEK
UNNAMED DITCH
UNNAMED STREAM

TRIBUTARY: SNAKE RIVER
TRIBUTARY: SAND HOLLOW CREEK
TRIBUTARY: SAND HOLLOW CREEK

QUANTITY: 2.620 CFS

PRIORITY DATE: 03/01/1939

POINT OF DIVERSION:

T05N R04W S30 SWNW Lot 6 Within CANYON County
T05N R05W S24 SWSE Within CANYON County
T05N R05W S24 SWSE Within CANYON County
T05N R05W S25 NENW Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03 1 11/15	2.620 CFS

PLACE OF USE: IRRIGATION in CANYON County

T05N R05W S23	HWNE	5.00	T05N R05W S23	SWNE	25.00
T05N R05W S23	SENE	12.00	T05N R05W S23	NENW	29.00
T05N R05W S23	SENE	17.00	T05N R05W S23	NESE	35.00
T05N R05W S23	SESE	32.00	T05N R05W S24	NESW	2.00
T05N R05W S24	NWSW	23.00	T05N R05W S24	SWSW	30.00
T05N R05W S24	SESW	34.00	T05N R05W S24	SWSE	10.00

254 ACRES TOTAL

Right Nos. 63-33570 and 63-33571 are limited to the irrigation of 241 acres within the place of use described above in a single irrigation season.

This right is limited to the irrigation of 134 acres within the place of use described above in a single irrigation season.

SF5 Right No. 63-33570

SF5 Right No. 63-33570

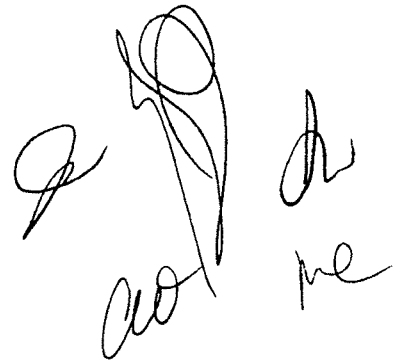
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT.

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

Use of water under this right will be regulated by a water master with responsibility for the distribution of water among appropriators within a water district. At the time of this recommendation, this water right is within State Water District No. 63, Boise River.

Sand Hollow Creek is also known as Cole Slough, Sand Hollow Drain, and Sand Run Gulch.

Handwritten signatures and initials. On the left, a large, stylized signature. To its right, a smaller signature. Below the large signature, the initials "aw" are written. To the right of the smaller signature, the initials "me" are written.

SF5 Right No. 63-33570

CERTIFICATE OF MAILING

I certify that on January 10th, 201~~8~~⁴, 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

GREG & ANN OBENDORF

Represented by:
DANA L HOFSTETTER
608 W FRANKLIN ST
BOISE, ID 83702-5509



Signature of person or attorney mailing form