

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

RECEIVED
MAY 29 2014

In Re SRBA

Subcase No. 63-02429

DEPT. OF WATER RESOURCES

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.

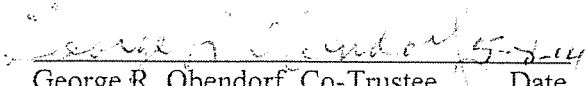
The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions 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

Marjorie Dorolene Obendorf Marital Trust No. 2

CLAIMANT


George R. Obendorf, Co-Trustee Date

Morgan W. Richards, Jr. Date

CLAIMANT

William K. Richards Date

CLAIMANT

Nancy K. Richards Date

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	)	
Case No. 39576	)	
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Date _____

In Re SRBA
Case No. 39576

STANDARD FORM 5

STIPULATED ELEMENTS OF A WATER RIGHT

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CLAIMANT

Morgan W. Richards, Jr. Date

CLAIMANT

Nancy K. Richards Date

IDWR Concurrence:

Carter Fritschle 5-27-14
Carter Fritschle Date
Manager, Adjudication Section

Enmi Blades 5/27/14
Enmi Blades Date
Deputy Attorney General
Attorney for IDWR

04/16/2014

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

RIGHT NUMBER: 63-2429

NAME AND ADDRESS: GEORGE RAY OBENDORF
CO TRUSTEE OF
MARJORIE DOROLENE OBENDORF MARITAL TRUST NO 2
101 S CAPITOL BLVD NINTH FLOOR
BOISE ID 83702

MORGAN W RICHARDS JR
5156 E BRANCHWOOD DR
BOISE ID 83716

WILLIAM K RICHARDS
5156 E BRANCHWOOD DR
BOISE ID 83716

NANCY K RICHARDS
5156 E BRANCHWOOD DR
BOISE ID 83716

SOURCE: ~~UNNAMED~~ KEISEL DRAIN MUR TRIBUTARY: SAND HOLLOW CREEK

QUANTITY: 2.400 CFS

PRIORITY DATE: 04/04/1930

POINT OF
DIVERSION: T05N R05W S10 NESW Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/01 11/15	2.400 CFS

PLACE OF USE: IRRIGATION in CANYON County

T05N R05W S10	SWNW	30.00	T05N R05W S10	SENW	20.00
T05N R05W S10	NESW	30.00	T05N R05W S10	NWSW	40.00

120 ACRES TOTAL

Right Nos. 63-2429 and 63-8645 are limited to the irrigation of a combined total of 145 acres 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.

~~The source of this water right is waste water. The wasting of water may be discontinued at any time.~~ MUR

The source of this water right may include waste water. Any waste water remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

~~Source is locally known as Keisel Drain.~~ MUR

04/16/2014

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BOISE ID 83716

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5156 E BRANCHWOOD DR
BOISE ID 83716

SOURCE: UNNAMED KEISEL DRAIN *uk* TRIBUTARY SAND HOLLOW CREEK

QUANTITY: 2.400 CFS

PRIORITY DATE: 04/04/1930

POINT OF

DIVERSION: T05N R05W S10 NESW Within CANYON County

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PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
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PLACE OF USE: IRRIGATION in CANYON County

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EXPLANATORY MATERIAL: BASIS OF CLAIM - License

~~Source is locally known as Keisel Drain.~~ *uk*

CERTIFICATE OF MAILING

I certify that on May 29, 2014, 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

GEORGE RAY OBENDORF CO TRUSTEE
MORGAN W RICHARDS JR
NANCY K RICHARDS
WILLIAM K RICHARDS
Represented by:
DANA L HOFSTETTER
608 W FRANKLIN ST
BOISE, ID 83702-5509

GEORGE RAY OBENDORF CO TRUSTEE
MAJORIE DOROLENE OBENDORF MT2
24034 BATT CORNER ROAD
PARMA, ID 83660



Signature of person or attorney mailing form