

**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. 63-05181
	)	(Uncontested overlap with 63-05182)
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.

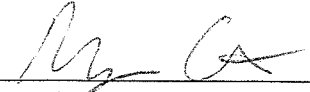
CLAIMANT/OBJECTOR

The Tina Iest Family L.L.L.P.

<u>Helen C. Tidwell</u>	<u>6/11/14</u>
Helen C. Tidwell	Date
Executor, Estate of Tina Iest	
General Partner, The Tina Iest Family L.L.L.P.	

IDWR Concurrence:

 6-13-14
Carter Fritschle Date
Manager, Adjudication Section

 6/13/14
Meghan Carter Date
Deputy Attorney General
Attorney for IDWR

06/11/2014

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

RIGHT NUMBER: 63-5181

NAME AND ADDRESS: THE TINA IEST FAMILY LLLP
C/O HELEN TIDWELL
5700 S LINDER RD
MERIDIAN ID 83642

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 9.15 ~~11.36~~ CFS

~~Right Nos. 63-174, 63-175 and 63-5181 are limited to a total combined diversion rate of 15.28 cfs. 4.36 cfs of the total combined diversion rate is for conveyance losses incurred between the point of diversion and the place of use.~~

The appropriator is entitled to the quantity of water described above at the point of measurement in T05N, R05W, S35, NENENE.

The portion of Right No. 63-5181 used for on-farm conveyance losses is 7.18 cfs.

PRIORITY DATE: 04/01/1946

POINT OF
DIVERSION: T05N R05W S36 NENW Lot 3 Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	9.15 ~~11.36~~ CFS
Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only when the natural flow in the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE¼ of the SE¼ of the SE¼, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.		

PLACE OF USE: IRRIGATION in CANYON County

T05N R05W S25 Lot 6 NWNW	1.00	T05N R05W S25 Lot 7 SWNW	14.00
T05N R05W S25 Lot 8 NWSW	15.00	T05N R05W S26 NENE	1.00
T05N R05W S26 Lot 8 SWNE	22.00	T05N R05W S26 Lot 9 SENE	30.00
T05N R05W S26 Lot 3 SENW	15.00	T05N R05W S26 Lot 7 NESW	4.00
T05N R05W S26 NESE	25.00	T05N R05W S26 NWSE	38.00
T05N R05W S26 SWSE	6.00	T05N R05W S26 SESE	11.00

182 ACRES TOTAL

Right Nos. 63-174, 63-175 and 63-5181 are limited to the irrigation of a combined total of 182 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Right Nos. 63-174 and 63-175 are also diverted through point of diversion described above.

Handwritten: HEC, CF, me

CERTIFICATE OF MAILING

I certify that on June 13, 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:

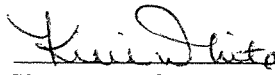
CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

2. Copies to:

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

THE TINA IEST FAMILY L.L.L.P.

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



Signature of person or attorney mailing form