

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.: 24-10712
	)	
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:

Borden Jenkins 5-19-15
Borden Jenkins Date

IDWR CONCURRENCE:

Carter Fritschle 5-8-15
Carter Fritschle Date
Manager, Adjudication Section

IDWR CONCURRENCE:

Meghan Carter 5/11/15
Meghan Carter Date
Deputy Attorney General
Attorney for IDWR

05/08/2015

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

RIGHT NUMBER: 24-10712

NAME AND ADDRESS: BORDEN JENKINS
PO BOX 215
FREEDOM WY 83120

SOURCE: SALT RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: ~~0.67~~ 0.69 CFS
The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 08/05/1933

POINT OF DIVERSION: T05S R46E S22 Lot 1 Within CARIBOU County
The point of diversion for this water right is in Wyoming, T34N R119W, S04 NESE, Sixth Principal Meridian.
The point of diversion shown above is where the conveyance system enters Idaho.

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	04/15 01/01 ~~10/31~~ 12/31	0.02 CFS
IRRIGATION	04/15 10/31	~~0.67~~ 0.69 CFS

BJ
me

PLACE OF USE: IRRIGATION in CARIBOU County

T05S R46E S15 Lot 3 ~~3.00~~ 12.45 T05S R46E S15 Lot 4 ~~18.00~~ 21.81

T05S R46E S22 Lot 1 ~~13.00~~ 14.30

STOCKWATER in CARIBOU County

T05S R46E S15 Lot 3 T05S R46E S15 Lot 4

T05S R46E S22 Lot 1

34 48.56 ACRES TOTAL

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 quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

Parcel Nos. 05S46E158160 and 05S46E220601

This right is based on a Wyoming Certificate of Appropriation of Water under Permit No. 5832.

CERTIFICATE OF SERVICE

I certify that on May 20, 2015, 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

Borden Jenkins
P.O. Box 215
Freedom, WY 83120

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



Signature of person or attorney mailing the form