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OCT 30 2015

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 CSRBA

Case No. 49576

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**SUBCASE: 91-7867
STANDARD FORM 5**

**STIPULATED ELEMENTS OF A WATER
RIGHT**



**AMENDED NOTICE OF CLAIM /
DIRECTOR'S REPORT**

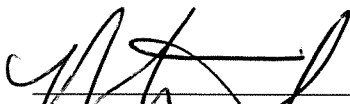
This form is used to report the stipulated elements of one water right acquired under state law. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Coeur d'Alene-Spokane 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 decreed as described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages. Attached pages should include a copy of the Director's Recommendation, noting where stipulated changes have been made.

CLAIMANT:

Jackson Timberland Opportunities Tristar LLC



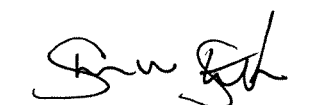
Michael Ealy, Attorney

10/26/15

Date

OBJECTOR:

State of Idaho

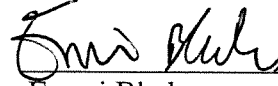


Steven Strack
Deputy Attorney General

10-20-15

Date

IDWR Concurrence:

	
10-20-15	10-20-15
Date	Date
Carter Fritschle	Emmi Blades
Manager, Adjudication Section	Deputy Attorney General
	Attorney for IDWR

10/15/2015

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

RIGHT NUMBER: 91-7867

NAME AND ADDRESS: JACKSON TIMBERLAND OPPORTUNITIES TRISTAR LLC
654 N STATE ST
JACKSON MS 39202

SOURCE: MERCURY CREEK

TRIBUTARY: ST JOE RIVER

QUANTITY: 0.200 CFS

The quantity of water under this right for industrial use shall not exceed 0.20 acre-feet per day from a single watercourse.

PRIORITY DATE: 09/24/1965

POINT OF

DIVERSION: T46N R01W S22 NWNE Lot 3 Within BENEWAH County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

INDUSTRIAL

03/01 12/01

0.200 CFS

FIRE PROTECTION

03/01 12/01

0.200 CFS

Industrial use is for forest practices and forest dust abatement as provided for by Section 42-201, Idaho Code.

PLACE OF USE: INDUSTRIAL in BENEWAH County

T46N R01W S22 Lot 1 NENE

T46N R01W S22 Lot 3 NWNE

T46N R01W S22 SWNE

T46N R01W S22 Lot 4 NENW

T46N R01W S22 SENW

T46N R01W S23 NENE

T46N R01W S23 NWNE

T46N R01W S23 SWNE

T46N R01W S23 SENE

T46N R01W S23 NENW

T46N R01W S23 NWNW

T46N R01W S23 SWNW

T46N R01W S23 SENW

T46N R01W S23 NESW

T46N R01W S23 NWSW

T46N R01W S23 SWSW

T46N R01W S23 SESW

T46N R01W S23 NESE

T46N R01W S23 NWSE

T46N R01W S23 SWSE

T46N R01W S23 SESE

FIRE PROTECTION in BENEWAH County

T46N R01W S22 Lot 1 NENE

T46N R01W S22 Lot 3 NWNE

T46N R01W S22 SWNE

T46N R01W S22 Lot 4 NENW

T46N R01W S22 SENW

T46N R01W S23 NENE

T46N R01W S23 NWNE

T46N R01W S23 SWNE

T46N R01W S23 SENE

T46N R01W S23 NENW

T46N R01W S23 NWNW

T46N R01W S23 SWNW

T46N R01W S23 SENW

T46N R01W S23 NESW

T46N R01W S23 NWSW

T46N R01W S23 SWSW

T46N R01W S23 SESW

T46N R01W S23 NESE

T46N R01W S23 NWSE

T46N R01W S23 SWSE

T46N R01W S23 SESE

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

Parcel Nos. RP46N01W221600A and RP46N01W235000A.

CF
ET
SS
MTE

CERTIFICATE OF SERVICE

I hereby certify that on this 27TH day of OCTOBER, 2015, I caused to be served a copy of the Standard Form 5 – Amended Notice of Claim / Director's Report by the following method to:

1. Original to:

Clerk of the District Court
Coeur d'Alene-Spokane River Basin Adj.
P.O. Box 2707
Twin Falls, ID 83303-2707

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

2. Copies to:

IDWR Document Depository
322 East Front St.
P.O. Box 83720
Boise, ID 83720-0098

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

State of Idaho
Represented by:
Chief Natural Resources Div
Office of the Attorney General
P.O. Box 83720
Boise, ID 83720-0010

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

Jackson Timberland Opportunities Tristar
LLC
Represented by:
Michael A Ealy
700 Northwest Blvd
P.O. Box 1336
Coeur d'Alene, ID 83816-1336

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

Signature of person delivering this
document

SCooley-Denney