

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	)	SUBCASE: 92-10985
	)	STANDARD FORM 5
Case No. 49576	)	
	)	STIPULATED ELEMENTS OF A WATER
	)	RIGHT
	)	
	)	☐ AMENDED NOTICE OF CLAIM /
	)	DIRECTOR'S REPORT

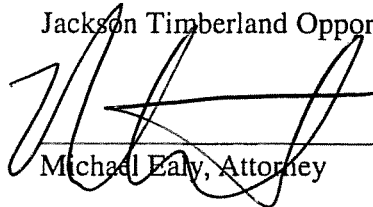
This form is used to report the stipulated elements of one water right acquired under state law. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert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

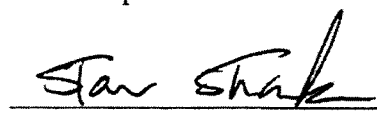
Jackson Timberland Opportunities Tristar LLC

 12-9-15

Michael Ealy, Attorney Date

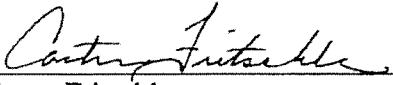
OBJECTOR:

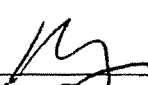
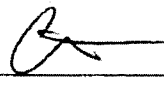
Idaho Department of Lands

 12-9-15

Steven W. Strack Date
Deputy Attorney General

IDWR Concurrence:

 11-25-15
Carter Fritschle Date
Manager, Adjudication Section

  11/30/15
Meghan Carter Date
Deputy Attorney General
Attorney for IDWR

11/24/2015

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

RIGHT NUMBER: 92-10985

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

SOURCE: CHOULSON CREEK
JOHN CREEK
UNNAMED STREAM
UNNAMED STREAM

TRIBUTARY: JOHN CREEK
TRIBUTARY: ST MARIES RIVER
TRIBUTARY: FLAT CREEK
TRIBUTARY: ST MARIES RIVER

QUANTITY: 0.200 CFS

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

PRIORITY DATE: 09/24/1965

POINT OF
DIVERSION:

T44N R02W S3 SENW Within BENEWAH County
T44N R02W S4 SWSW Within BENEWAH County
T44N R02W S4 SWSE Within BENEWAH County
~~T45N R02W S24 SESE Within BENEWAH County~~
~~T45N R02W S24 SESE Within BENEWAH County~~
T45N R02W S25 NENW Within BENEWAH County
T45N R02W S27 SENE Within BENEWAH County
T45N R02W S27 NENW Within BENEWAH County
T45N R02W S27 NESE Within BENEWAH County
T45N R02W S27 SESE Within BENEWAH County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
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

T44N R02W S03 Lot 1 NENE	T44N R02W S03 Lot 2 NWNE
T44N R02W S03 SWNE	T44N R02W S03 SENE
T44N R02W S03 Lot 3 NENW	T44N R02W S03 Lot 4 NWNW
T44N R02W S03 SWNW	T44N R02W S03 SENW
T44N R02W S03 NESW	T44N R02W S03 NWSW
T44N R02W S03 SWSW	T44N R02W S03 SESW
T44N R02W S03 NESE	T44N R02W S03 NWSE
T44N R02W S03 SWSE	T44N R02W S03 SESE
T44N R02W S04 Lot 1 NENE	T44N R02W S04 Lot 2 NWNE
T44N R02W S04 SWNE	T44N R02W S04 SENE
T44N R02W S04 Lot 3 NENW	T44N R02W S04 Lot 4 NWNW
T44N R02W S04 SWNW	T44N R02W S04 SENW
T44N R02W S04 NESW	T44N R02W S04 NWSW
T44N R02W S04 SWSW	T44N R02W S04 SESW
T44N R02W S04 NESE	T44N R02W S04 NWSE

T44N R02W S04	SWSE	T44N R02W S04	SESE
T44N R02W S05 Lot 1	NENE	T44N R02W S05 Lot 2	NWNE
T44N R02W S05	SWNE	T44N R02W S05	SENE
T44N R02W S05	NESE	T44N R02W S05	NWSE
T44N R02W S05	SWSE	T44N R02W S05	SESE
T44N R02W S07	NENE	T44N R02W S07	NWNE
T44N R02W S07	SWNE	T44N R02W S07	SENE
T44N R02W S07	NENW	T44N R02W S07 Lot 1	NWNW
T44N R02W S07 Lot 2	SWNW	T44N R02W S07	SENW
T44N R02W S07	NESW	T44N R02W S07 Lot 3	NWSW
T44N R02W S07 Lot 4	SWSW	T44N R02W S07	SESW
T44N R02W S07	NESE	T44N R02W S07	NWSE
T44N R02W S07	SWSE	T44N R02W S07	SESE
T44N R02W S08	NENE	T44N R02W S08	SWNE
T44N R02W S08	SENE	T44N R02W S08	NESW
T44N R02W S08	NWSW	T44N R02W S08	SWSW
T44N R02W S08	SESW	T44N R02W S08	NESE
T44N R02W S08	NWSE	T44N R02W S08	SWSE
T44N R02W S08	SESE	T45N R02W S33	NENE
T44N R02W S08	SESE	T45N R02W S33	SWNE
T45N R02W S33	NWNE	T45N R02W S33	NENW
T45N R02W S33	SENE	T45N R02W S33	SWNW
T45N R02W S33	NWNW	T45N R02W S33	NESW
T45N R02W S33	SENW	T45N R02W S33	SWSW
T45N R02W S33	NWSW	T45N R02W S33	NESE
T45N R02W S33	SESW	T45N R02W S33	SWSE
T45N R02W S33	NWSE	T45N R02W S33	SWSE
T45N R02W S33	SESE	T45N R02W S34	SWNW
T45N R02W S34	NESW	T45N R02W S34	NWSW
T45N R02W S34	SWSW	T45N R02W S34	SESW
T45N R02W S34	NESE	T45N R02W S34	NWSE
T45N R02W S34	SWSE	T45N R02W S34	SESE
T45N R02W S35	NENE	T45N R02W S35	NWNE
T45N R02W S35	SWNE	T45N R02W S35	SENE
T45N R02W S35	NENW	T45N R02W S35	NWNW
T45N R02W S35	SWNW	T45N R02W S35	SENW
T45N R02W S35	NESW	T45N R02W S35	NWSW
T45N R02W S35	SWSW	T45N R02W S35	SESW
T45N R02W S35	NESE	T45N R02W S35	NWSE
T45N R02W S35	SWSE	T45N R02W S35	SESE

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FIRE PROTECTION in BENEWAH County

T44N R02W S03 Lot 1	NENE	T44N R02W S03 Lot 2	NWNE
T44N R02W S03	SWNE	T44N R02W S03	SENE
T44N R02W S03 Lot 3	NENW	T44N R02W S03 Lot 4	NWNW
T44N R02W S03	SWNW	T44N R02W S03	SENW
T44N R02W S03	NESW	T44N R02W S03	NWSW
T44N R02W S03	SWSW	T44N R02W S03	SESW
T44N R02W S03	NESE	T44N R02W S03	NWSE

T44N R02W S03	SWSE	T44N R02W S03	SESE
T44N R02W S04 Lot 1	NENE	T44N R02W S04 Lot 2	NWNE
T44N R02W S04	SWNE	T44N R02W S04	SENE
T44N R02W S04 Lot 3	NENW	T44N R02W S04 Lot 4	NWNW
T44N R02W S04	SWNW	T44N R02W S04	SENW
T44N R02W S04	NESW	T44N R02W S04	NWSW
T44N R02W S04	SWSW	T44N R02W S04	SESW
T44N R02W S04	NESE	T44N R02W S04	NWSE
T44N R02W S04	SWSE	T44N R02W S04	SESE
T44N R02W S05 Lot 1	NENE	T44N R02W S05 Lot 2	NWNE
T44N R02W S05	SWNE	T44N R02W S05	SENE
T44N R02W S05	NESE	T44N R02W S05	NWSE
T44N R02W S05	SWSE	T44N R02W S05	SESE
T44N R02W S07	NENE	T44N R02W S07	NWNE
T44N R02W S07	SWNE	T44N R02W S07	SENE
T44N R02W S07	NENW	T44N R02W S07 Lot 1	NWNW
T44N R02W S07 Lot 2	SWNW	T44N R02W S07	SENW
T44N R02W S07	NESW	T44N R02W S07 Lot 3	NWSW
T44N R02W S07 Lot 4	SWSW	T44N R02W S07	SESW
T44N R02W S07	NESE	T44N R02W S07	NWSE
T44N R02W S07	SWSE	T44N R02W S07	SESE
T44N R02W S08	NENE	T44N R02W S08	SWNE
T44N R02W S08	SENE	T44N R02W S08	NESW
T44N R02W S08	NWSW	T44N R02W S08	SWSW
T44N R02W S08	SESW	T44N R02W S08	NESE
T44N R02W S08	NWSE	T44N R02W S08	SWSE
T44N R02W S08	SESE	T45N R02W S33	NENE
T45N R02W S33	NWNE	T45N R02W S33	SWNE
T45N R02W S33	SENE	T45N R02W S33	NENW
T45N R02W S33	NWNW	T45N R02W S33	SWNW
T45N R02W S33	SENW	T45N R02W S33	NESW
T45N R02W S33	NWSW	T45N R02W S33	SWSW
T45N R02W S33	SESW	T45N R02W S33	NESE
T45N R02W S33	NWSE	T45N R02W S33	SWSE
T45N R02W S33	SESE	T45N R02W S34	SWNW
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T45N R02W S34	SWSW	T45N R02W S34	SESW
T45N R02W S34	NESE	T45N R02W S34	NWSE
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T45N R02W S35	NENE	T45N R02W S35	NWNE
T45N R02W S35	SWNE	T45N R02W S35	SENE
T45N R02W S35	NENW	T45N R02W S35	NWNW
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T45N R02W S35	NESW	T45N R02W S35	NWSW
T45N R02W S35	SWSW	T45N R02W S35	SESW
T45N R02W S35	NESE	T45N R02W S35	NWSE
T45N R02W S35	SWSE	T45N R02W S35	SESE

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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 No. RP45N02W335000A, RP45N02W344800A, RP45N02W355000A, RP44N02W051500A, RP44N02W045000A, RP44N02W035000A, RP44N02W075000A, RP44N02W081500A

cf
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ss
MAB

CERTIFICATE OF SERVICE

I hereby certify that on this 16TH day of DECEMBER 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:
State of Idaho
700 W Jefferson, Rm 210
P.O. Box 82720
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

S Cooley-Dorsey