

**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

)
)
)
)
)
)
)

**SUBCASE: 91-7871
STANDARD FORM 5**

**STIPULATED ELEMENTS OF A WATER
RIGHT**



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

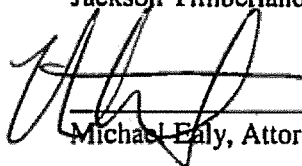
This form is used to report the stipulated elements of one water right acquired under state law. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert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

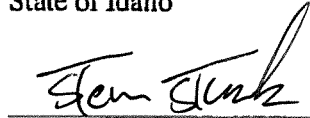
Jackson Timberland Opportunities Tristar LLC



Michael Ealy, Attorney 1/27/2016 Date

OBJECTOR:

State of Idaho



Steven Strack 1-27-16 Date
Deputy Attorney General

OBJECTOR:

Potlatch Forest Holdings Inc.
Potlatch Land & Lumber LLC
Potlatch TRS Idaho LLC



Michael Lawrence, Attorney 1/28/16 Date

IDWR Concurrence:


Carter Fritschle
Manager, Adjudication Section

1-22-16
Date


Meghan Carter
Deputy Attorney General
Attorney for IDWR

1/22/16
Date

01/05/2016

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

RIGHT NUMBER: 91-7871

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

SOURCE: UNNAMED STREAM

TRIBUTARY: MARBLE CREEK

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: 09/25/1954

POINT OF

DIVERSION: T45N R03E S27 SENE Within SHOSHONE 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 SHOSHONE County

T45N R03E S27

NENE

T45N R03E S27

NWNE

T45N R03E S27

SWNE

T45N R03E S27

SENE

T45N R03E S27

NENW

T45N R03E S27

NWNW

T45N R03E S27

SWNW

T45N R03E S27

SENW

T45N R03E S27

NESE

FIRE PROTECTION in SHOSHONE County

T45N R03E S27

NENE

T45N R03E S27

NWNE

T45N R03E S27

SWNE

T45N R03E S27

SENE

T45N R03E S27

NENW

T45N R03E S27

NWNW

T45N R03E S27

SWNW

T45N R03E S27

SENW

T45N R03E S27

NESE

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.RP45N03E270200.

CERTIFICATE OF SERVICE

I hereby certify that on this 1st day of February, 2016, I caused to be served a copy of the Standard Form 5 – Amended Notice of Claim and Director's Report by the following method to:

1. Original to:

Clerk of the District Court	☐ Overnight Mail
Coeur d'Alene-Spokane River Basin Adj.	☒ Regular Mail
P.O. Box 2707	☐ Hand-delivered
Twin Falls, ID 83303-2707	☐ Facsimile

2. Copies to:

IDWR Document Depository	☐ Overnight Mail
322 East Front St.	☐ Regular Mail
P.O. Box 83720	☒ Hand-delivered
Boise, ID 83720-0098	☐ Facsimile

State of Idaho	☐ Overnight Mail
Represented by:	☒ Regular Mail
Chief Natural Resources Div	☐ Hand-delivered
Office of the Attorney General	☐ Facsimile
PO Box 83720	
Boise, ID 83720-0010	

Jackson Timberland Opportunities Tristar LLC	☐ Overnight Mail
Represented by:	☒ Regular Mail
Michael A Ealy	☐ Hand-delivered
700 Northwest Blvd	☐ Facsimile
PO Box 1336	
Coeur d'Alene, ID 83816-1336	

Potlatch Forest Holdings Inc	☐ Overnight Mail
Potlatch Land & Lumber LLC	☒ Regular Mail
Potlatch TRS Idaho LLC	☐ Hand-delivered
Represented by:	☐ Facsimile
Michael P Lawrence	
601 W Bannock St	
PO Box 2720	
Boise, ID 83701-2720	

Signature of person delivering this document

Debi Harris