

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: 91-7873
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:

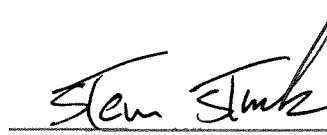
Jackson Timberland Opportunities Tristar LLC

OBJECTOR:

State of Idaho


Michael Early, Attorney

1/27/2016
Date


Steven Strack
Deputy Attorney General

1-27-16
Date

OBJECTOR:

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


Michael Lawrence, Attorney

1/28/16
Date

IDWR Concurrence:

 1-22-16
Carter Fritschle Date
Manager, Adjudication Section

  1/22/16
Meghan Carter Date
Deputy Attorney General
Attorney for IDWR

01/05/2016

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

RIGHT NUMBER: 91-7873

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

SOURCE: BOULDER CREEK

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: T44N R04E S3 SESE 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

T44N R04E S03 Lot 1 NENE	T44N R04E S03 Lot 2 NWNE
T44N R04E S03 SWNE	T44N R04E S03 SENE
T44N R04E S03 Lot 3 NENW	T44N R04E S03 Lot 4 NWNW
T44N R04E S03 SWNW	T44N R04E S03 SENW
T44N R04E S03 NESW	T44N R04E S03 NWSW
T44N R04E S03 SWSW	T44N R04E S03 SESW
T44N R04E S03 NESE	T44N R04E S03 NWSE
T44N R04E S03 SWSE	T44N R04E S03 SESE

FIRE PROTECTION in SHOSHONE County

T44N R04E S03 Lot 1 NENE	T44N R04E S03 Lot 2 NWNE
T44N R04E S03 SWNE	T44N R04E S03 SENE
T44N R04E S03 Lot 3 NENW	T44N R04E S03 Lot 4 NWNW
T44N R04E S03 SWNW	T44N R04E S03 SENW
T44N R04E S03 NESW	T44N R04E S03 NWSW
T44N R04E S03 SWSW	T44N R04E S03 SESW
T44N R04E S03 NESE	T44N R04E S03 NWSE
T44N R04E S03 SWSE	T44N R04E S03 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 No. RP44N04E030200

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 / 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
PO 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
PO Box 1336
Coeur d'Alene, ID 83816-1336

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

Potlatch Forest Holdings Inc
Potlatch Land & Lumber LLC
Potlatch TRS Idaho LLC
Represented by:
Michael P Lawrence
601 W Bannock St
PO Box 2720
Boise, ID 83701-2720

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

Signature of person delivering this
document

Jeri Harris