

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: 92-10996
	)	STANDARD FORM 5
Case No. 49576	)	
	)	STIPULATED ELEMENTS OF A WATER
	)	RIGHT
	)	
	)	☐ AMENDED NOTICE OF CLAIM /
	)	DIRECTOR'S REPORT

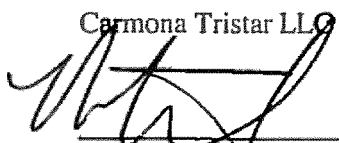
This form is used to report the stipulated elements of one water right acquired under state law. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert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

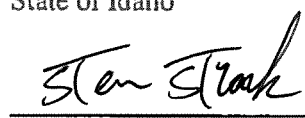
Carmona Tristar LLC

 1/22/2016

Michael Ealy, Attorney Date

OBJECTOR:

State of Idaho

 1-27-16

Steven Strack Date
Deputy Attorney General

OBJECTOR:

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

 1/28/16

Michael Lawrence, Attorney Date

IDWR Concurrence:

 1-22-14
Carter Fritschle Date
Manager, Adjudication Section

 1/22/14
Meghan Carter Date
Deputy Attorney General
Attorney for IDWR

01/06/2016

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

RIGHT NUMBER: 92-10996

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

SOURCE: ST MARIES RIVER

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: 09/01/1965

POINT OF DIVERSION: T45N R02W S35 SWNE 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

T44N R02W S06 Lot 1 NENE	T44N R02W S06 Lot 2 NWNE
T44N R02W S06 SWNE	T44N R02W S06 SENE
T44N R02W S06 Lot 3 NENW	T44N R02W S06 Lot 4 NWNW
T44N R02W S06 Lot 5 SWNW	T44N R02W S06 SENW
T44N R02W S06 NESW	T44N R02W S06 Lot 6 NWSW
T44N R02W S06 Lot 7 SWSW	T44N R02W S06 SESW
T44N R02W S06 NESE	T44N R02W S06 NWSE
T44N R02W S06 SWSE	T44N R02W S06 SESE
T44N R02W S17 NENE	T44N R02W S17 NWNE
T44N R02W S17 SWNE	T44N R02W S17 NENW
T44N R02W S17 NWNW	T44N R02W S17 SWNW
T44N R02W S17 SENW	T44N R02W S17 NESW
T44N R02W S17 NWSW	T44N R02W S17 Lot 4 SWSW
T44N R02W S17 Lot 3 SESW	T44N R02W S17 NWSE
T44N R02W S18 NENE	T44N R02W S18 NWNE
T44N R02W S18 SWNE	T44N R02W S18 SENE
T44N R02W S18 NENW	T44N R02W S18 Lot 1 NWNW
T44N R02W S18 Lot 2 SWNW	T44N R02W S18 SENW
T44N R02W S18 NESW	T44N R02W S18 Lot 3 NWSW
T44N R02W S18 Lot 4 SWSW	T44N R02W S18 Lot 5 SESW
T44N R02W S18 NESE	T44N R02W S18 NWSE
T44N R02W S18 Lot 6 SWSE	T44N R02W S18 Lot 7 SESE
T44N R03W S05 SWSE	T44N R03W S05 SESE
T44N R03W S08 NWNE	T45N R01E S29 NENE
T45N R01E S29 NWNE	T45N R01E S29 SWNE
T45N R01E S29 SENE	T45N R01E S29 NENW

CA
HE
MTL
SS
MPL

T45N R01E S29	NWNW	T45N R01E S29	SWNW
T45N R01E S29	SENW	T45N R01E S29	NESW
T45N R01E S29	NWSW	T45N R01E S29	SWSW
T45N R01E S29	SESW	T45N R01E S29	NESE
T45N R01E S29	NWSE	T45N R01E S29	SWSE
T45N R01E S29	SESE	T45N R02W S31	NENE
T45N R02W S31	NWNE	T45N R02W S31	SWNE
T45N R02W S31	SENE	T45N R02W S31	NENW
T45N R02W S31 Lot 1	NWNW	T45N R02W S31 Lot 2	SWNW
T45N R02W S31	SENW	T45N R02W S31	NESW
T45N R02W S31 Lot 3	NWSW	T45N R02W S31 Lot 4	SWSW
T45N R02W S31	SESW	T45N R02W S31	NESE
T45N R02W S31	NWSE	T45N R02W S31	SWSE
T45N R02W S31	SESE		

FIRE PROTECTION in BENEWAH County

T44N R02W S06 Lot 1	NENE	T44N R02W S06 Lot 2	NWNE
T44N R02W S06	SWNE	T44N R02W S06	SENE
T44N R02W S06 Lot 3	NENW	T44N R02W S06 Lot 4	NWNW
T44N R02W S06 Lot 5	SWSW	T44N R02W S06	SENW
T44N R02W S06	NESW	T44N R02W S06 Lot 6	NWSW
T44N R02W S06 Lot 7	SWSW	T44N R02W S06	SESW
T44N R02W S06	NESE	T44N R02W S06	NWSE
T44N R02W S06	SWSE	T44N R02W S06	SESE
T44N R02W S17	NENE	T44N R02W S17	NWNE
T44N R02W S17	SWNE	T44N R02W S17	NENW
T44N R02W S17	NWNW	T44N R02W S17	SWNW
T44N R02W S17	SENW	T44N R02W S17	NESW
T44N R02W S17	NWSW	T44N R02W S17 Lot 4	SWSW
T44N R02W S17 Lot 3	SESW	T44N R02W S17	NWSE
T44N R02W S18	NENE	T44N R02W S18	NWNE
T44N R02W S18	SWNE	T44N R02W S18	SENE
T44N R02W S18	NENW	T44N R02W S18 Lot 1	NWNW
T44N R02W S18 Lot 2	SWNW	T44N R02W S18	SENW
T44N R02W S18	NESW	T44N R02W S18 Lot 3	NWSW
T44N R02W S18 Lot 4	SWSW	T44N R02W S18 Lot 5	SESW
T44N R02W S18	NESE	T44N R02W S18	NWSE
T44N R02W S18 Lot 6	SWSE	T44N R02W S18 Lot 7	SESE
T44N R03W S05	SWSE	T44N R03W S05	SESE
T44N R03W S08	NWNE	T45N R01E S29	NENE
T45N R01E S29	NWNE	T45N R01E S29	SWNE
T45N R01E S29	SENE	T45N R01E S29	NENW
T45N R01E S29	NWNW	T45N R01E S29	SWNW
T45N R01E S29	SENW	T45N R01E S29	NESW
T45N R01E S29	NWSW	T45N R01E S29	SWSW
T45N R01E S29	SESW	T45N R01E S29	NESE
T45N R01E S29	NWSE	T45N R01E S29	SWSE
T45N R01E S29	SESE	T45N R02W S31	NENE
T45N R02W S31	NWNE	T45N R02W S31	SWNE

SS
 at me
 ME
 MPl

T45N R02W S31	SENE	T45N R02W S31	NENW
T45N R02W S31 Lot 1	NWNW	T45N R02W S31 Lot 2	SWNW
T45N R02W S31	SENW	T45N R02W S31	NESW
T45N R02W S31 Lot 3	NWSW	T45N R02W S31 Lot 4	SWSW
T45N R02W S31	SESW	T45N R02W S31	NESE
T45N R02W S31	NWSE	T45N R02W S31	SWSE
T45N R02W S31	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. RP44N03W05E500A, RP44N03W081000A, RP45N02W31S000A, RP44N02W06E5000A, RP44N02W17S200A, RP44N02W18E5000A and RP45N01E29S000A

Right Nos. 92-10976 and 92-10991 are also diverted through point of diversion described above.

CF me
MAR
SS
MPL

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 7 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
State of Idaho
PO Box 83720
Boise, ID 83720-0010

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

Carmona 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

Dori Harris