

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: 91-7862                                   |
|                | ) | STANDARD FORM 5                                    |
| Case No. 49576 | ) |                                                    |
|                | ) | STIPULATED ELEMENTS OF A WATER                     |
|                | ) | RIGHT                                              |
|                | ) |                                                    |
|                | ) | <input type="checkbox"/> AMENDED NOTICE OF CLAIM / |
|                | ) | DIRECTOR'S REPORT                                  |

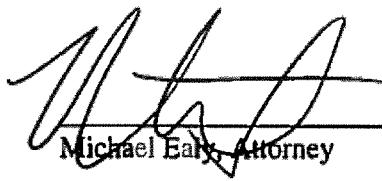
This form is used to report the stipulated elements of one water right acquired under state law. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert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

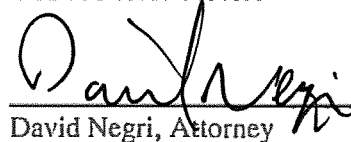
**CLAIMANT:**

Jamestown Forestlands LLC

 1/28/2016  
Michael Early, Attorney Date

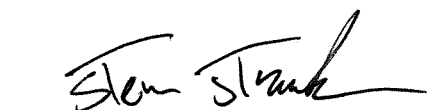
**OBJECTOR:**

United States of America  
USDA Forest Service

 2/10/16  
David Negri, Attorney Date

**OBJECTOR:**

State of Idaho

 2-8-16  
Steven Strack Date  
Deputy Attorney General

IDWR Concurrence:

 1-28-16  
Carter Fritschle Date  
Manager, Adjudication Section

 1/28/16  
Meghan Carter Date  
Deputy Attorney General  
Attorney for IDWR

12/21/2015

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

RIGHT NUMBER: 91-7862

NAME AND ADDRESS: JAMESTOWN FORESTLANDS LLC  
654 N STATE ST  
JACKSON MS 39202

SOURCE: BIRTHDAY CREEK  
BURTON CREEK  
HOYT CREEK  
~~SLATE CREEK~~

TRIBUTARY: ST JOE RIVER  
TRIBUTARY: ST JOE RIVER  
TRIBUTARY: ST JOE 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: 08/21/1969

POINT OF  
DIVERSION: T45N R04E S10 NESW Lot 2 Within SHOSHONE County  
T45N R04E S11 SWNE Within SHOSHONE County  
T45N R04E S13 NESW Within SHOSHONE County  
T45N R04E S15 SWNW Lot 3 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 R04E S11       | NENE | T45N R04E S11       | NWNE |
| T45N R04E S11       | SWNE | T45N R04E S11       | SENE |
| T45N R04E S11       | NESE | T45N R04E S11       | NWSE |
| T45N R04E S11       | SWSE | T45N R04E S11 Lot 2 | SWSE |
| T45N R04E S11 Lot 6 | SWSE | T45N R04E S11       | SESE |
| T45N R04E S11 Lot 1 | SESE | T45N R04E S11 Lot 7 | SESE |
| T45N R04E S13       | NENE | T45N R04E S13       | NWNE |
| T45N R04E S13       | SWNE | T45N R04E S13       | SENE |
| T45N R04E S13       | NENW | T45N R04E S13       | NWNW |
| T45N R04E S13       | SWNW | T45N R04E S13       | SENW |
| T45N R04E S13       | NESW | T45N R04E S13       | NWSW |
| T45N R04E S13       | SWSW | T45N R04E S13       | SESW |
| T45N R04E S13       | NESE | T45N R04E S13       | NWSE |
| T45N R04E S13       | SWSE | T45N R04E S13       | SESE |
| T45N R04E S15       | NENE | T45N R04E S15       | NWNE |
| T45N R04E S15       | SWNE | T45N R04E S15       | SENE |
| T45N R04E S15       | NENW | T45N R04E S15 Lot 1 | NENW |
| T45N R04E S15       | NWNW | T45N R04E S15       | SWNW |
| T45N R04E S15 Lot 2 | SWNW | T45N R04E S15 Lot 3 | SWNW |
| T45N R04E S15       | SENW | T45N R04E S15       | NESW |
| T45N R04E S15       | NWSW | T45N R04E S15       | SWSW |

|                                           |      |                     |      |
|-------------------------------------------|------|---------------------|------|
| T45N R04E S15                             | SESW | T45N R04E S15       | NESE |
| T45N R04E S15                             | NWSE | T45N R04E S15       | SWSE |
| T45N R04E S15                             | SESE |                     |      |
| <u>FIRE PROTECTION in SHOSHONE County</u> |      |                     |      |
| T45N R04E S11                             | NENE | T45N R04E S11       | NWNE |
| T45N R04E S11                             | SWNE | T45N R04E S11       | SENE |
| T45N R04E S11                             | NESE | T45N R04E S11       | NWSE |
| T45N R04E S11                             | SWSE | T45N R04E S11 Lot 2 | SWSE |
| T45N R04E S11 Lot 6                       | SWSE | T45N R04E S11       | SESE |
| T45N R04E S11 Lot 1                       | SESE | T45N R04E S11 Lot 7 | SESE |
| T45N R04E S13                             | NENE | T45N R04E S13       | NWNE |
| T45N R04E S13                             | SWNE | T45N R04E S13       | SENE |
| T45N R04E S13                             | NENW | T45N R04E S13       | NWNW |
| T45N R04E S13                             | SWNW | T45N R04E S13       | SENW |
| T45N R04E S13                             | NESW | T45N R04E S13       | NWSW |
| T45N R04E S13                             | SWSW | T45N R04E S13       | SESW |
| T45N R04E S13                             | NESE | T45N R04E S13       | NWSE |
| T45N R04E S13                             | SWSE | T45N R04E S13       | SESE |
| T45N R04E S15                             | NENE | T45N R04E S15       | NWNE |
| T45N R04E S15                             | SWNE | T45N R04E S15       | SENE |
| T45N R04E S15                             | NENW | T45N R04E S15 Lot 1 | NENW |
| T45N R04E S15                             | NWNW | T45N R04E S15       | SWNW |
| T45N R04E S15 Lot 2                       | SWNW | T45N R04E S15 Lot 3 | SWNW |
| T45N R04E S15                             | SENW | T45N R04E S15       | NESW |
| T45N R04E S15                             | NWSW | T45N R04E S15       | SWSW |
| T45N R04E S15                             | SESW | T45N R04E S15       | NESE |
| T45N R04E S15                             | NWSE | T45N R04E S15       | SWSE |
| T45N R04E S15                             | 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. RP45N04E110200, RP45N04E130200, RP45N04E150200

QV  
ct  
ne  
NNE  
SS

### CERTIFICATE OF SERVICE

I hereby certify that on this 11<sup>th</sup> 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

Jamestown Forestlands 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

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

United States of America  
Represented by:  
US Department of Justice  
Environment & Natl' Resources  
550 West Fort Street, MSC 033  
Boise, ID 83724

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

Signature of person delivering this document

*Jeri Harris*