

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: 94-9455
STANDARD FORM 5

STIPULATED ELEMENTS OF A WATER
RIGHT

RECEIVED

JUL 11 2017

DEPT. OF WATER RESOURCES

☐ 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.

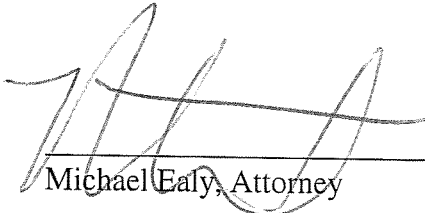
The parties and IDWR agree and stipulate that the elements of this water right should be decreed as described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages. Attached pages should include a copy of the Director's Recommendation, noting where stipulated changes have been made.

CLAIMANT:

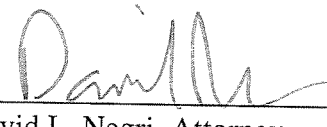
Jamestown Forestlands, LLC

OBJECTOR:

United States of America
USDA Forest Service and
Bureau of Land Management

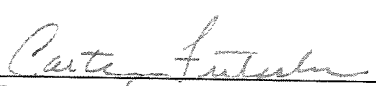

Michael Ealy, Attorney

7/11/2017
Date


David L. Negri, Attorney

7/11/17
Date

IDWR Concurrence:


Carter Fritschle

Manager, Water Rights Adjudication

7-11-17
Date


Andrea L. Courtney

Deputy Attorney General
Attorney for IDWR

7/11/17
Date

07/11/2017

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

RIGHT NUMBER: 94-9455

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

SOURCE: CANYON CREEK
DEADMAN GULCH CREEK

TRIBUTARY: SOUTH FORK COEUR D ALENE RIVER
TRIBUTARY: SOUTH FORK COEUR D ALENE 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: 07/31/1968

POINT OF
DIVERSION: T48N R05E S9 SESW Within SHOSHONE County
T48N R05E S24 SWNW Within SHOSHONE County
T48N R05E S24 SESW Within SHOSHONE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
FIRE PROTECTION	03/01 12/01	0.200 CFS
INDUSTRIAL	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

T48N R05E S09	SESW	T48N R05E S09	SWSE
T48N R05E S09	SESE	T48N R05E S10	SWNE
T48N R05E S10	SENE	T48N R05E S10	NESW
T48N R05E S10	NWSW	T48N R05E S10	SWSW
T48N R05E S10	SESW	T48N R05E S10	NESE
T48N R05E S10	NWSE	T48N R05E S10	SWSE
T48N R05E S10	SESE	T48N R05E S11	NWNE
T48N R05E S11	SWNE	T48N R05E S11	NENW
T48N R05E S11	SENW	T48N R05E S11	NESW
T48N R05E S11	NWSW	T48N R05E S11	SWSW
T48N R05E S11	SESW	T48N R05E S11	NESE
T48N R05E S11	NWSE	T48N R05E S11	SWSE
T48N R05E S11	SESE	T48N R05E S13	NWNE
T48N R05E S13	NENW	T48N R05E S13	NWNW
~~T48N R05E S13 Lot 1~~ NWNW		T48N R05E S13	SWNW
T48N R05E S13	SENW	~~T48N R05E S13~~ NESW	
T48N R05E S13 Lot 2	NESW	T48N R05E S13	NWSW
T48N R05E S13	SWSW	T48N R05E S13	SESW
T48N R05E S13 Lot 5	SESW	T48N R05E S13	NESE
T48N R05E S13	NWSE	T48N R05E S13	SWSE

PN ME

CF ME

~~T48N R05E S13 Lot 3 SWSE~~
 T48N R05E S13 Lot 4 SESE
 T48N R05E S14 NWNE
 T48N R05E S14 SENE
 T48N R05E S14 NWNW
 T48N R05E S14 SENW
 T48N R05E S14 NWSW
 T48N R05E S14 SESW
 T48N R05E S14 NWSE
 T48N R05E S14 SESE
 T48N R05E S15 NWNE
 T48N R05E S15 SENE
 T48N R05E S15 NWNW
 T48N R05E S15 SENW
 T48N R05E S15 NWSW
 T48N R05E S15 SESW
 T48N R05E S15 NWSE
 T48N R05E S15 SESE
 T48N R05E S16 NWNE
 T48N R05E S16 SENE
 T48N R05E S16 NWNW
 T48N R05E S16 SENW
 T48N R05E S16 NWSW
 T48N R05E S16 NWSE
 T48N R05E S17 NENE
 T48N R05E S21 NENE
 T48N R05E S22 NWNE
 T48N R05E S23 NENE
 T48N R05E S23 NENW
 T48N R05E S24 NENE
 T48N R05E S24 NWNE
 T48N R05E S24 SWNE
 T48N R05E S24 Lot 6 SENE
 T48N R05E S24 NWNW
 T48N R05E S24 SWNW
 T48N R05E S24 NESW
 T48N R05E S24 SWSW
 T48N R05E S24 SESW
 T48N R05E S24 Lot 14 SESW
 T48N R05E S24 NWSE
 T48N R05E S24 Lot 15 SWSE
 T48N R05E S24 Lot 11 SESE
 T48N R05E S25 NENW
 T48N R05E S25 SWNW

T48N R05E S13 SESE
 T48N R05E S14 NENE
 T48N R05E S14 SWNE
 T48N R05E S14 NENW
 T48N R05E S14 SWNW
 T48N R05E S14 NESW
 T48N R05E S14 SWSW
 T48N R05E S14 NESE
 T48N R05E S14 SWSE
 T48N R05E S15 NENE
 T48N R05E S15 SWNE
 T48N R05E S15 NENW
 T48N R05E S15 SWNW
 T48N R05E S15 NESW
 T48N R05E S15 SWSW
 T48N R05E S15 NESE
 T48N R05E S15 SWSE
 T48N R05E S16 NENE
 T48N R05E S16 SWNE
 T48N R05E S16 NENW
 T48N R05E S16 SWNW
 T48N R05E S16 NESW
 T48N R05E S16 NESE
 T48N R05E S16 SESE
 T48N R05E S17 SENE
 T48N R05E S22 NENE
 T48N R05E S22 NWNW
 T48N R05E S23 NWNE
 T48N R05E S23 NWNW
 T48N R05E S24 Lot 1 NENE
 T48N R05E S24 Lot 7 NWNE
 T48N R05E S24 SENE
 T48N R05E S24 NENW
 T48N R05E S24 Lot 8 ~~NWNW~~ NENW
 T48N R05E S24 Lot 10 SWNW
 T48N R05E S24 NWSW
 T48N R05E S24 Lot 12 SWSW
 T48N R05E S24 Lot 13 SESW
 T48N R05E S24 NESE
 T48N R05E S24 SWSE
 T48N R05E S24 SESE
 T48N R05E S25 NWNE
 T48N R05E S25 NWNW
 T48N R05E S25 SENW

DN ME
 CT ME

T48N R06E S18	NWSW	T48N R06E S18	SWSW
T48N R06E S18	SESW	T48N R06E S18	SWSE
T48N R06E S18	SESE	T48N R06E S19	NENE
T48N R06E S19	NWNE	T48N R06E S19	SWNE
~~T48N R06E S19 Lot 4~~	~~SWNE~~	T48N R06E S19	SENE
T48N R06E S19	NENW	~~T48N R06E S19 Lot 11~~	~~NENW~~
T48N R06E S19	NWNW	T48N R06E S19	SWNW
T48N R06E S19 Lot 12	SWNW	T48N R06E S19	SENW
T48N R06E S19	NESW	T48N R06E S19	SESW
T48N R06E S19	NESE	T48N R06E S19	NWSE
T48N R06E S19	SWSE		

FIRE PROTECTION same as INDUSTRIAL

This water right does not include any federal land. *MAE*

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

The following rights are diverted through point(s) of diversion described above: 94-9452 and 94-9445. *GA*

Parcel No(s): RP48N05E170300, RP48N05E160100, RP48N05E150200, RP48N05E220700, RP48N05E102300, RP48N05E106600, RP48N05E107200, RP48N05E140300, RP48N05E112500, RP48N05E110800, RP48N05E132400, RP48N06E185800, RP48N06E191200, RP48N06E191355, RP48N06E193905, RP48N05E240250, RP48N05E243400, RP48N05E250800 *MC*

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code. *MAE*

CERTIFICATE OF SERVICE

I hereby certify that on this 11TH day of JULY, 2017, I caused to be served a copy of the Standard Form 5 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

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

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

Jamestown Forestlands, 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

Signature of person delivering this document

SCOOLEY-DENNEY