

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: 94-8920
STANDARD FORM 5

STIPULATED ELEMENTS OF A WATER
RIGHT

☐ AMENDED NOTICE OF CLAIM /
DIRECTOR'S REPORT

RECEIVED
JUL 12 2017
DEPT. OF WATER RESOURCES

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:

Snowstorm Enterprises, LLC


Snowstorm Enterprises, LLC, Pro Se Date

OBJECTOR:

United States of America
USDA Forest Service


David L. Negri, Attorney Date

IDWR Concurrence:


Carter Fritschle 7-12-17
Manager, Water Rights Adjudication Date


Andrea L. Courtney For 7/12/17
Deputy Attorney General Date
Attorney for IDWR

07/12/2017

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

RIGHT NUMBER: 94-8920
NAME AND ADDRESS: SNOWSTORM ENTERPRISES LLC
1332 OREGON DR
CONCORD CA 94521
SOURCE: SPRING
DAISY GULCH CREEK
TRIBUTARY: DAISY GULCH CREEK
TRIBUTARY: SOUTH FORK COEUR D ALENE
RIVER

QUANTITY: 0.040 CFS
The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 12/31/1942

POINT OF
DIVERSION: T48N R06E S30 NWSE Within SHOSHONE County
T48N R06E S30 NWSE Within SHOSHONE County
The points of diversion are located in Mineral Survey No. 2104.

This right does not grant any right-of-way or easement across the land of another.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
Domestic use is for 1 home.		

PLACE OF USE: DOMESTIC in SHOSHONE County
T48N R06E S31 NENW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right is not a determination of historical beneficial use.

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.

The points of diversion and place of use do not include any federal land.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Right No(s). 94-8554, 94-4221, ~~94-8918~~, 94-8919 and 94-8922 are also diverted through point of diversion described above.

Parcel No. RPO18250000020

CERTIFICATE OF SERVICE

I hereby certify that on this 12TH 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

Snowstorm Enterprises, LLC
1332 Oregon Drive
Concord, CA 94521

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

Signature of person delivering this document

SCOOLEY-DENNEY