

**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: 91-8021
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 one federal reserved water right. 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:

United States of America



David Negri, Attorney

U.S. Department of Justice

1/19/22

Date

OBJECTOR:

State of Idaho



Darrell G. Early
Deputy Attorney General

12/20/21

Date

RESPONDENTS:

*See Attachment A for a complete list of
Respondents represented

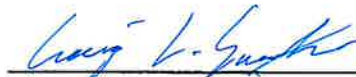


Norman M. Semanko, Attorney

12/21/21

Date

IDWR Concurrence:



Craig Saxton
Water Rights Adjudication Section Manager

1-26-2022

Date



Lacey Rammell-O'Brien
Deputy Attorney General, IDWR

01/26/22

Date

CERTIFICATE OF MAILING

I certify that on January 27, 2022, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

CSRBA CLERK OF THE DISTRICT COURT
~~Snake~~ SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

Copies to:

UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

STATE OF IDAHO
Represented by:
CHIEF NATURAL RESOURCES DIV
OFFICE OF THE ATTORNEY GENERAL
STATE OF IDAHO
PO BOX 83720
BOISE, ID 83720-0010

NORMAN M SEMANKO
PARSONS BEHLE & LATIMER
800 WEST MAIN STREET, SUITE 1300
BOISE, ID 83702

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098



Signature of person or attorney mailing form

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

RIGHT NUMBER: 91-8021

NAME AND ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDA FOREST SERVICE
550 W FORT ST MSC 033
BOISE ID 83724

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.070 CFS

~~The rights listed below are limited to a total combined diversion rate of 0.07 cfs. Combined Right Nos.: 91-7631, 91-8021 and 91-8024~~

Water right nos. 91-7631, 91-8015, 91-8021 and 91-8024 are limited to a total combined diversion rate of 0.24 cfs.

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

PRIORITY DATE: 10/01/1967

POINT OF DIVERSION: T45N R04E S14 NENW Lot 3 Within SHOSHONE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
DOMESTIC	1 /1 12/31	0.070 CFS

Domestic use is for 3 homes.

PLACE OF USE:

DOMESTIC in SHOSHONE County
T45N R04E S11 Lot 4 SWSW T45N R04E S14 Lot 3 NWNW

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. Idaho Code § 42-1412(6).

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Rights 91-7631 and 91-8024 are also diverted through the point of diversion described above.

The property is also known as 9.0 ACRES 11-45-4 and PTN LOT 3 HOYT FLAT ADMIN SITE 14-45-4.

Parcel Nos. RP45N04E143000 and RP45N04E116450.

ATTACHMENT A
STANDARD FORM 5 – SUBCASE NO. 91-8021 (USFS)
RESPONDENTS REPRESENTED BY NORMAN M. SEMANKO

DOUGLAS & KRISTI PAYNE
GARY & PATRICIA MITCHELL
NORMAN MCCALL
CROWS NEST WATER ASSOCIATION
WEBER FARMS
RICK & HOLLY DAY
JOHN & SHIRLEY FERRIS
PATRICE HARTEL
TERRY & WILMA MURRAY
JOEL & CINDY NEWSON
JEFF & DEDE SHIPY
LARRY & SUSAN SOTIN
LELAND & DANIELLE BOLDT
PAM SECORD FOR OCEANWOODS OASIS TRUST
MULLAN SCHOOL #392
DICK & CAROLE HARWOOD
NONA BRUNS
CAROL CLARK
JEAN DOHRMAN
ROY & LINDA MICHAEL
DEAN & GLENDA GENTRY
MARTHA GREEN
RICHARD L. POWELL
LOIS TUEL
DON & MARTHA VAIL
VIC & RITA BRODIE
ROBIN & LESLEE STANLEY
JACK & ELEANOR BUELL
ROBERT & DIANNA BOSTROM
BERNARD & DAWN WEBER
KEN & YVONNE DEVRIES
TOM & EILEEN DUHAMEL
JAMES & VICTORIA FURTH
J. RACHAEL JOHNSON
JOHN & MICHELLE MCMAHON
PATRICK & ANNETTE PETRIE
ROBERT & GAIL SHORT

EXHIBIT A
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RESPONDENTS REPRESENTED BY NORMAN M. SEMANKO

HARRY GRUBHAM
EDMOND & JANET FERREL
THOMAS G. & MARY M. CARVER
EDWARD & CANDACE ANDERSON
ROBERT & PATTY ANDERSON
RALPH & MARTHA BANDEROB
RODERICK & BETH HAVORSON
RONALD & SHERLENE MENDIVE
WILLIAM & GRETCHEN HARRISON
WILLIAM & NANCY MCANINCH
JOHN & AGNES MCFADDIN
PAUL & COLLEEN SMITH
ELIZABETH ROBERTS
MARVIN & MARYANNE WHEELER
LANCE & J. MICHELE MCDANIEL
STEVE ADDINGTON
LINDA ALLDREDGE
R. EARL ANDERSEN
AUDREY ANDERSEN
CARL W. ANDERSON
DIANNE ANDERSON
NAOMI ANDERSON
PERRY ANDERSON
DENNIS BACKUS
ROBERT NETTLETON FOR BLACK BEAR WATER ASSOCIATION
ARLISS BLALACK
CARL BLALACK
MERILYN TANNER, PRESIDENT, BLUE WOLF COMMUNITY CLUB
JOHN BOOTHE
GALE BRIGGS
JANET BRIGGS
CAROL FELT BROWNING
TERRY BURGER
MIGUEL CABEZA
NORMAN CARROLL
VICKI CARROLL
ANNIKA CHATFIELD-DIETRICH
CARL COCHRANE
KEVIN COLEMAN
BILL L. CONNER
CINDY COOPER
DAVID "BRAD" & MARY CORKILL

EXHIBIT A
STANDARD FORM 5 – SUBCASE NO. 91-8021 (USFS)
RESPONDENTS REPRESENTED BY NORMAN M. SEMANKO

JULIE DAY

TIM DAY

LARRY DONAHOE

BONNIE (ELEANOR Y.) DONOHOE

DARBY G. DONOHOE

RUSSEL DONOHOE

BONNIE DOOSE

SUSAN E. DREDGE

RICKEY DUNN

THOMAS F. DUNNIGAN

ERNEST & MYRA ECKLUND

ROBERT ELLIS

FLORENCE FARBER

JEREMIE FIGUEROA

TROY FRANCIS

HERMAN FRITZ

FRANK FRUTCHEY

JEFF FUNK

TERRY GILBRETH

PHILLIP GRAVES

ROBERT & JULIE GRUNZWEIG

WARREN HALL

BETTY HANCOCK

BARBARA HARPOLE

CONNIE L. HASZ

FRED & MARCY HASZ

WILLIAM K. HASZ

DALE HERBOLDT

MICHAEL D. HIGBEE

SHEILA M. HOLM

HELEN JACQUEMIN

WENDY JACQUEMIN

GARY JOHNSON

KATHY JORDAN

LANCE M. JORDAN

WESLEY & LINDA JORDAN

KATHRYN KAHN

RALPH KAHN

BEVERLY & FLOYD KLEIN

KEITH KLEINKHECHT

EXHIBIT A

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RESPONDENTS REPRESENTED BY NORMAN M. SEMANKO

NANCY KLEINKHECHT
JOHN R. KRAACK
MARK P. KROPF
MIKE & TINA KUHNLINE
DAREN LABOLLE
DAREN & JANET LABOLLE
BARNEY LAYTON
DWAYNE LAYTON
ROSIE LAYTON
LARRY LEHTOLA
JAIDA LEVINE
PHILLIP LEVINE
KIM LISS
STEVEN M. LISS
ALAN LITTLEJOHN
LINDA LITTLEJOHN
PATRICIA LOZANO
SERENA LUCAS
TOM LUCAS
DOUG LUCHINI
BRUCE & CAROL MADDUX
MICHAEL R. MAEHLER
KAYE A MAINSEY
JOHN M. MARSAN
SHIRLEY MARSAN
STEPHEN MATTHEWS
DONALD & CHRISTINE MCCAW
DAVID & KATHY MCDANIEL
DOUGLAS & DARCY MCINTURFF
RON MENDIVE
GARY MITCHELL
PATRICIA MITCHELL
JOYCE MORDEN
ROY MORTENSEN
DERALD MOYER
PAUL MURRAY
JOHN NEIRINCKX
JOHN NEIRINCKX II
DARLA NOEL-WESSEL
VICKI HENDRICK & SAM OWEN
JODI POWELL

ROBERT POWELL
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RESPONDENTS REPRESENTED BY NORMAN M. SEMANKO

CHERYL PRUEHER
BEN RADFORD
RASOR FAMILY PROPERTY REVOCABLE TRUST
JORDAN REDMAN
DANIEL G. REMMICK
GLENNIE & ELIZABETH RENNER
JOHANNA RENNER
KEVIN & TIFFANY RENNER
PATRICIA & KENNETH RENNER
LINDA RIDER
ROBERT RIDER
JED RODGERS
SUSAN RODGERS
JOSEPH RUSH
LINDA & DEWAYNE RYSSMAN
GORDON SANDERS
PAUL SEGSWORTH
TIM SHANNON
DON H. SHERFEY
DAVID SHERIDAN
MARGARET SHERIDAN
ALFRED SICHLINGER
KEVIN & SHANNON SIMONSEN
ERIC & SUSAN SKIDMORE
SHARON & FRED SMITH
MARSHA J. STEWART
JOYCE D. & CHARLES R. STOCK
NEIL & NANCY STROM
DONALD SUTTON
GINA SUTTON
HISAYA & DOROTHY TAKASHINA
RUSSEL & MARILYN TANNER
STEVE THOMSON
PEGGY TIMKEN
JEFF TYLER
LES VAWTER
TERRY L. WALL
GENE L. & WESLEY L. WARREN
GENE WEBB
GARY WEEKS
DAVID & JANET WEINGART

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RESPONDENTS REPRESENTED BY NORMAN M. SEMANKO

WILLIAM WHITE
ROBERT & NORMA WHITE
RANDY WILSON
CARLA WOEMPNER
VERLAND WOEMPNER
RON WOOD
KEN & AILEEN ZAKEN
HARMON PROPERTY OWNERS ASSOCIATION
GIANOTTI TRUST DTD 1991
SUTHERLAND FAMILY REVOCABLE TRUST
STANLEY J. HARRISON
THOMAS M. PATRICK REVOCABLE TRUST
CLYDE H. SHEPPARD
MOLLY & JAMES DOLLIVER
BRUCE CYR
GREG DELAVAN
JILL & DAVID CHRISTIANSEN
JAKAR VENTRIS LLC
RICHARD J. CLEMSON
HAGADONE HOSPITALITY CO

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