

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

APR 03 2024

By _____ Clerk
 _____ Deputy Clerk

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
 STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA)	Subcase No. <u>31-12494</u>
)	
)	Standard Form 5
Case No. 39576)	
)	STIPULATED ELEMENTS
_____)	OF A WATER RIGHT

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 Snake River 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 this water claim should be dismissed with prejudice.

CLAIMANT:
 Hagenbarth Land Idaho LP

OBJECTOR:
 United States on behalf of the
 Bureau of Land Management

John M. Marshall 3/21/24
 John M. Marshall Date
 John Marshall Law PLLC
 Attorney for Claimant

Mark Widerschein 03/26/24
 Mark Widerschein FWP Date
 Attorney, U.S. Department of Justice
 Environment and Natural Resources Div.

IDWR CONCURRENCE:

IDWR CONCURRENCE:

Craig L. Saxton 3/29/24
 Craig L. Saxton Date
 Adjudication Section Manager

Lacey Rammell-O'Brien 03/29/24
 Lacey Rammell-O'Brien Date
 Deputy Attorney General
 Attorney for IDWR

02/16/2024

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHT NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
31-12494	HAGENBARTH LAND IDAHO LP PO BOX 1128 DILLON MT 59725-1128	Disallowed <i>FWP mgw</i>	No beneficial use found.
		<i>JMM</i> <i>LLS</i>	<i>(L)</i>

CERTIFICATE OF MAILING

I certify that on April 1, 2024, I mailed the original and copies of this form, including all attachments by the following method to:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

Overnight Mail
 Regular Mail
 Hand-delivered
 Facsimile

2. Copy to:

IDWR Document Depository
P. O. Box 83720
Boise, Idaho 83720-0098

Overnight Mail
 Regular Mail
 Hand delivered
 Facsimile

3. Copies to all parties to the subcase (insert names and addresses):

U.S., Department of Justice
Environment and Natural Resources Division
Natural Resources Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

Overnight Mail
 Regular Mail
 Hand delivered
 Facsimile

REPRESENTING:
U.S.D.I., BLM

John M. Marshall
JOHN MARSHALL LAW PLLC
P. O. Box 2297
Boise, Idaho 83701-2297

Overnight Mail
 Regular Mail
 Hand delivered
 Facsimile

REPRESENTING:
Hagenbarth Land Idaho LP



Signature of person or attorney mailing the form