

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

JUL 11 2024

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 CSRBA)
)
Case No. 49576)
)
)
)
)
)
)
)

SUBCASE: 95-13699
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 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.

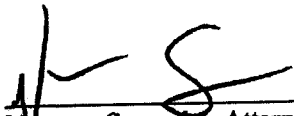
The parties and IDWR agree and stipulate that the elements of this water right should be decreed as described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages. Attached pages should include a copy of the Director's Recommendation,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

CLAIMANTS:

Daniel A. Barkley and Melissa Marie Stocking

OBJECTORS:


Susan Martell and Becky Nelson


 Norman Semanko, Attorney at Law 6-10-24 Date



 Michael Lawrence, Attorney at Law 7/2/2024 Date

RESPONDENT:

Kathryn M. Spackman

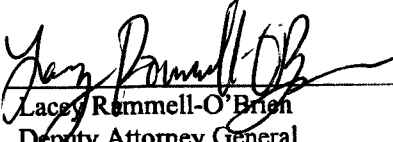

 Norman Semanko, Attorney at Law 6-10-24 Date

IDWR Concurrence:


Craig Saxton
Manager, Water Rights Adjudication

7-9-24

Date


Lacey Rimmell-O'Brien
Deputy Attorney General
Attorney for IDWR

07/05/24

Date

CERTIFICATE OF SERVICE

I hereby certify that on this 9 day of July, 2024 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.
PO Box 2707
Twin Falls, ID 83303-2707

Overnight Mail
 Regular Mail
 Hand-delivered
 Facsimile

2. Copies to:

IDWR Document Depository
322 East Front St.
PO Box 83720
Boise, ID 83720-0098

Overnight Mail
 Regular Mail
 Hand-delivered
 Facsimile

Daniel Barkley
Melissa Stocking
Kathryn Spackman
Represented by:
Norman Semanko
Parson Behle & Latimer
800 West Main Street Ste 1300
Boise, ID 83702

Overnight Mail
 Regular Mail
 Hand-Delivered
 Facsimile

Becky Nelson
Susan Martell
Represented by:
Michael Lawrence
Givens Pursley LLP
601 W Bannock St
PO Box 2720
Boise, ID 83701-2720

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

State of Idaho
Represented by:
Chief Natural Resources Div
Office of the Attorney General
PO Box 83720
Boise, ID 83720-0010

Overnight Mail
 Regular Mail
 Hand-Delivered
 Facsimile

Signature of person delivering this form



03/30/2022

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> |
|--------------------|---|--------------------------|--------------------------|
| 95-13699 | DANIEL A BARKLEY 1361 E GARWOOD RD HAYDEN ID 83835-7318 | Disallowed | No beneficial use found. |
| | MELISSA MARIE STOCKING 1361 E GARWOOD RD HAYDEN ID 83835-7318 | | |

NS
MPL
Ⓡ
CLS