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JAN 29 2003

Department of Water Resources

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

Case No. 39576

SUBCASE NO.: 69-10049

STANDARD FORM 5
AMENDED CLAIM

For Domestic and Stockwater Rights

This form is used to report the stipulated elements of one "domestic and/or stockwater" right acquired under state law and/or one federal reserved water right and to amend the Notice of Claim. 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 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.

Pursuant the terms of the *Stipulation and Joint Motion for Order Approving Stipulation* filed on August 29, 2002, such stipulation being incorporated into this *Standard Form 5*, the parties and IDWR agree and stipulate that the elements of water rights 69-11493 and 69-11494 should be described per the attached. Water right 69-10049 has been split into two water rights and renumbered as 69-11493 and 69-11494. The parties and IDWR have indicated their concurrence by initialing each of the attached pages. The parties and IDWR further agree and stipulate that water right 69-10049 should be disallowed.

OBJECTOR:

United States on behalf of the
Bureau of Land Management

David L. Negri 1/27/03
David L. Negri date

Attorney, U.S. Dept. of Justice
Environment & Natural Resources Div.

IDWR CONCURRENCE:

Roxanne Brown 1/27/03
Roxanne Brown date
Sr. Water Resource Agent, IDWR

CLAIMANT:

Lawrence Ranch Inc.

RESPONDENTS:

Bedke, Scott

Bedke, Karl (Bud)

Bedke, Bruce

Tugaw, Joe

Bedke, Jared

Poulton, Gary

Flying Triangle, Inc

Deveny, Willis D& B

Gardner, Luther

Poulton, Micheal

Pickett Ranch & Sheep Co.

Hoagland, Jerry

Joyce Livestock

Western Stock Growers Association

Mathews, Eugene

Shoulders 3 Ranches

A L Cattle Inc.

 1/23/03
Travis L. Thompson date
Of Attorneys for Claimant & Respondents

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

RIGHT NUMBER: 69-11493
NAME AND ADDRESS: LAWRENCE RANCH INC
666 LAWRENCE RANCH LN
WEISER ID 83672
SOURCE: COTTONWOOD CREEK TRIBUTARY: SNAKE RIVER
QUANTITY: 0.02 CFS

THIS RIGHT SHALL BE USED IN CONJUNCTION WITH RIGHT NO. 69-11494 AND IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.02 CFS AND TOTAL QUANTITY OF 13,000 GALLONS PER DAY.

~~THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.~~

PRIORITY DATE: 04/07/1902

POINT OF DIVERSION:

T16N R06W S12 NENENW End of Stream Flow Within WASHINGTON County
~~T16N R06W S01 SESESW End of Stream Flow Within WASHINGTON County~~
T16N R06W S24 SWSWSE Begin of Stream Flow Within WASHINGTON County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	1/01 12/31	0.02 CFS

PLACE OF USE: STOCKWATER Within WASHINGTON County

~~T16N R06W S01~~	~~SESW~~		
T16N R06W S12	SWNE	T16N R06W S12	NENW
T16N R06W S12	SENW	T16N R06W S12	NWSE
T16N R06W S12	SWSE	T16N R06W S13	NWNE
T16N R06W S13	SWNE	T16N R06W S13	SESW
T16N R06W S13	NWSE	T16N R06W S13	SWSE
T16N R06W S24	NWNE	T16N R06W S24	SWNE
T16N R06W S24	NENW	T16N R06W S24	NWSE
T16N R06W S24	SWSE		

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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

AB

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

RIGHT NUMBER: 69-11494

NAME AND ADDRESS: LAWRENCE RANCH INC
666 LAWRENCE RANCH LN
WEISER ID 83672

SOURCE: COTTONWOOD CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.02 CFS

THIS RIGHT SHALL BE USED IN CONJUNCTION WITH RIGHT NOS. 69-11493 AND 69-10473 AND IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.02 CFS AND TOTAL QUANTITY OF 13,000 GALLONS PER DAY.

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 04/07/1992 06/27/1934

POINT OF DIVERSION:

T16N R06W S1 SESESW End of Stream Flow Within WASHINGTON County

T16N R06W S1 SESESW Begin of Stream Flow Within WASHINGTON County

T16N R06W S24 SWSWSE Begin of Stream Flow Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	1/01 12/31	0.02 CFS

PLACE OF USE: STOCKWATER Within WASHINGTON County

T16N R06W S01	SESW		
T16N R06W S12	SWNE	T16N R06W S12	NENW
T16N R06W S12	SENW	T16N R06W S12	NWSE
T16N R06W S12	SWSE	T16N R06W S13	NWNE
T16N R06W S13	SWNE	T16N R06W S13	SESW
T16N R06W S13	NWSE	T16N R06W S13	SWSE
T16N R06W S24	NWNE	T16N R06W S24	SWNE
T16N R06W S24	NENW	T16N R06W S24	NWSE
T16N R06W S24	SWSE		

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

THE OPERATION, USE, AND ADMINISTRATION OF THIS WATER RIGHT IS ALSO SUBJECT TO THE TERMS AND CONDITIONS OF THE STIPULATION AND JOINT MOTION FOR ORDER APPROVING STIPULATION ENTERED INTO ON AUGUST 29, 2002 BETWEEN THE UNITED STATES OF AMERICA AND LAWRENCE RANCH INC., FILED IN THE OFFICE OF THE WASHINGTON COUNTY RECORDER AND RECORDED ON NOVEMBER 13, 2002 AS INSTRUMENT NO. 187717; THE PROVISIONS OF SUCH STIPULATION TO APPLY FULLY TO 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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

CERTIFICATE OF MAILING

I certify that on Jan 27th, 2003, I delivered the original and copies of this form to the following persons, postage prepaid if required, and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☒ overnight mail
☐ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

IDWR Document Repository
P.O. Box 83720
Boise, ID 83720-0098

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

U.S. Dept. of Justice
Environment & Natural Resource Div.
General Litigation Section
550 W. Fort St., MSC 033
Boise, ID 83724

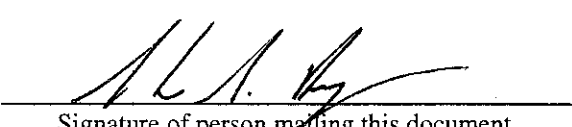
☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

Lawrence Ranch Inc.
666 Lawrence Ranch Ln
Weiser, ID 83672

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

Travis L. Thompson
Barker Rosholt & Simpson
P.O. Box 2139
Boise, ID 83701-2139

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document