

AUG 22 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

Subcase No. 74-14343

Case No. 39576

STANDARD FORM 5

AMENDED CLAIM

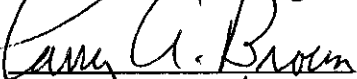
FOR DOMESTIC & STOCKWATER RIGHTS

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 the facts, date, expert opinions and law supporting 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 the elements of this water right should be described in the attached Amended Claim. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

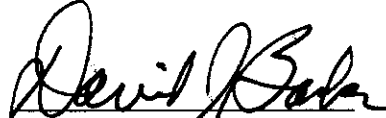
CLAIMANT /OBJECTOR:

United States on behalf of the
Bureau of Land ManagementLarry A. Brown *ck*
Attorney, U.S. Department of Justice
Environment and Natural Resources Div.*8/18/03*

Date

OBJECTOR:

State of Idaho

David J. Barber
Deputy Attorney General
Office of the Attorney General*8/14/2003*

Date

IDWR CONCURRENCE:

Roxanne Brown
Senior Water Resource Agent*8/13/03*

Date

IDWR CONCURRENCE:

Date

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

RIGHTS FROM: SOURCE: WARM SPRING CREEK TRIBUTARY: LEMHI RIVER

RIGHT NUMBER: 74-14343

NAME & ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
 USDI BUREAU OF LAND MANAGEMENT
 IDAHO STATE OFFICE
 1387 S VINNELL WAY
 BOISE ID 83709-1657

SOURCE: WARM SPRING CREEK TRIBUTARY: LEMHI RIVER

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 01/01/1876 06/28/1934 *JH*

POINT OF					Within LEMHI County
DIVERSION:	T19N	R24E	S05	~~SWSENE~~	~~(INSTREAM ENDING POINT)~~
				~~NWNESE~~	~~(INSTREAM ENDING POINT)~~
	T20N	R24E	S34	NWSESW	(INSTREAM BEGINNING POINT)

PURPOSE AND					
PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE		QUANTITY	
	STOCKWATER	01-01 12-31		0.02 CFS	

PLACE OF USE:	STOCKWATER			Within LEMHI County	
	T19N	R24E	S04	Lot 1 (NENE)	Lot 2 (NWNE)
				Lot 3 (NENW)	Lot 4 (NWNW)
				Lot 5 (SWNW)	
			S05	~~Lot 4 (SENE)~~	<u>NESE</u>
	T20N	R24E	~~S05~~	<u>NESE</u>	
			S33	~~Lot 4 (SESE)~~	
			S34	Lot 4 (SWSW)	~~Lot 4 (SESW)~~

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
 BLM RECORD ID = 7404681777
 ~~STOCKWATER, 559 RANGE CATTLE, WILDLIFE VAR. AMT.~~

CERTIFICATE OF MAILING

I certify that on Aug. 18, 2003, I mailed the original and copies of this form, including all attachments, postage prepaid and addressed as follows:

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

2. Copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

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

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

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

David J. Barber
Deputy Attorney General
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449


Signature of person or attorney mailing the form