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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. 63-15017
)
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 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 the elements of this water right should be described per the attached Amended Claim. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:

Byrams Little Smoky Water
Users Association

Chris Koyle 9-4-03
Chris Koyle Date
934-5882 Cell 539-2042
IDWR CONCURRENCE:

OBJECTOR:

United States on behalf of the
USDA Forest Service

David L. Negri 9/8/03
David L. Negri Date

ATTORNEY FOR IDWR:

Roxanne Brown 9-8-03
for Roxanne Brown Date

Date

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

RIGHT NUMBER: 63-15017

NAME AND ADDRESS:

BYRAMS LITTLE SMOKY WATER USERS
ASSOCIATION
C/O CHRIS KOYLE
422 8TH AVE W
GOODING ID 83330

CK
DN
CF

SOURCE: UNNAMED STREAM Tributary: LITTLE SMOKY CREEK

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 05/15/1969

POINT OF DIVERSION:

~~T03N R14E S18 NESW Within CAMAS County~~

T03N R14E S18 NESW Lot 3 Within CAMAS County

PURPOSE AND PERIOD OF USE:	Purpose of use	Period of use:	Quantity:
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STOCKWATER		1/01 12/31	0.02 CFS
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DOMESTIC		1/01 12/31	0.04 CFS
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PLACE OF USE:

STOCKWATER within CAMAS County

T03N R14E S18 SWSW

~~T03N R14E S18 SWSW Lot 4~~

DOMESTIC within CAMAS County

T03N R14E S18 SWSW

~~T03N R14E S18 SWSW Lot 4~~

THE PLACE OF USE FOR THIS WATER RIGHT IS ON PRIVATE LAND, A PORTION
OF HOMESTEAD ENTRY SURVEY (HES) 496.

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

DOMESTIC USE IS FOR 3 HOMES.

STOCKWATER USE IS FOR 5 HORSES.

PROPERTY ALSO KNOWN AS, PARCEL NOS. RP00080000031A, RP00800000320
(BYRAM) RP00800000100 (HENDRIX) RP00080000012A, RP000800000290 (CRIST)

CERTIFICATE OF MAILING

I certify that on September 9, 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, ID 83303-2707

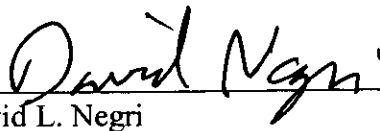
2. Copy to:

IDWR Document Depository *by hand delivery*
P.O. Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment and Natural Resources Division
550 W. Fort Street, MSC 033
Boise, ID 83724

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

Byrams Little Smoky Water Users Association
C/O Chris Koyle
422 8th Ave West
Gooding, ID 83330



David L. Negri