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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. 51-12013

)

) **STANDARD FORM 5**

Case No. 39576

)

) **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 Management

Larry A. Brown

Larry A. Brown *MB*
Attorney, U.S. Department of Justice
Environment and Natural Resources Div.

10/17/03

Date

OBJECTOR:

State of Idaho

David J. Barber

David J. Barber
Deputy Attorney General
Office of the Attorney General

10/9/2003

Date

IDWR CONCURRENCE:

Roxanne Brown

Roxanne Brown
Senior Water Resource Agent

9/26/03

Date

IDWR CONCURRENCE:

Date

	S25	NENE	NWNE
		SENE	
R09E	S29	NWSW	SWSW
	S30	SWNE	SENE
	Lot 1 (NENW)	Lot 2 (SENW)	
		NESE	
	S32	NWNE	SWNE
		SENE	NENW
		NWNW	NESE
	S33	SWNW	SENW
		NESW	NWSW
		NESE	NWSE
		<u>SWSE</u>	<u>SESE</u>
	S34	NESW	NWSW
		SWSW	SESW
		NESE	NWSE
		SWSE	
	S35	NESW	NWSW
		SWSW	SESW
		NESE	NWSE

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.

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. I.C. SECTION 42-1412(6).

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
BLM NO. 5101780155

NB RB 2/13
AK

CERTIFICATE OF MAILING

I certify that on 10/10, 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:

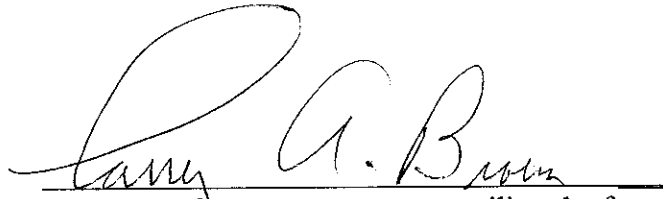
Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

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

Craig A. Pridgen
Attorney at Law
P.O. Box 5815
Tahoe City, CA 96145


Signature of person or attorney mailing the form