

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. <u>63-29423</u>
	)	
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 initializing each of the attached pages.

CLAIMANT:

Sand Spring Ranch & Co.

Tom Ambrose

Date

OBJECTOR:

United States on behalf of the
USDA Forest Service

David L. Negri

Date

IDWR CONCURRENCE:

Roxanne Brown

Date

ATTORNEY FOR IDWR:

Date

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

RIGHT NUMBER: 63-29423

NAME AND ADDRESS:

SAND SPRING RANCH & CO
C/O TOM AMBROSE
16103 NE 172ND WAY
BRUSH PRAIRIE, WA 98606

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RB
an

SOURCE:

Source:

COW CREEK

INDIAN CREEK

SLATER CREEK

UNNAMED STREAM

UNNAMED STREAM

Tributary:

INDIAN CREEK

BOISE RIVER

INDIAN CREEK

COW CREEK

INDIAN CREEK

QUANTITY:

0.02 CFS

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

PRIORITY DATE:

03/01/1906

POINT OF DIVERSION:

T01N R04E S23 NENE Begin of Stream Flow
Within ELMORE County

T01N R04E S23 SESW End of Stream Flow
Within ELMORE County

T01N R04E S26 NWNW End of Stream Flow
Within ELMORE County

T01N R05E S3 NENW Lot 3 End of Stream Flow
Within ELMORE County

T01N R05E S3 NESW End of Stream Flow
Within ELMORE County

T01N R05E S3 SWSE End of Stream Flow
Within ELMORE County

T01N R05E S4 SESE End of Stream Flow
Within ELMORE County

T01N R05E S9 NENW End of Stream Flow
Within ELMORE County

T01N R05E S15 NENW Begin of Stream Flow
Within ELMORE County

T01N R06E S7 NWSW Lot 3 Begin of Stream Flow
Within ELMORE County

T02N R05E S26 SESW Begin of Stream Flow
Within ELMORE County

~~T02N R05E S26 SESE Begin of Stream Flow~~
~~Within ELMORE County~~

T02N R05E S27 SESW Begin of Stream Flow
Within ELMORE County

T02N R05E S33 NWNE Begin of Stream Flow
Within ELMORE County

T02N R05E S35 NESW Begin of Stream Flow
Within ELMORE County

**PURPOSE AND
PERIOD OF USE:**

Purpose of use	Period of use:	Quantity:
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE:

STOCKWATER within ELMORE County

T01N R04E S23 NENE
T01N R04E S23 SWNE
T01N R04E S23 SENE
T01N R04E S23 NESW
T01N R04E S23 SWSW
T01N R04E S23 SESW
T01N R04E S23 NESE
T01N R04E S23 NWSE
T01N R04E S23 SWSE
T01N R04E S23 SESE
T01N R04E S24 SENE
T01N R04E S24 NESW
T01N R04E S24 NWSW
T01N R04E S24 NESE
T01N R04E S24 NWSE
T01N R04E S26 NWNW
T01N R05E S01 NENW Lot 3
T01N R05E S01 NWNW Lot 4
T01N R05E S01 SWNW
T01N R05E S01 SENW
T01N R05E S01 NESW
T01N R05E S01 NWSE
T01N R05E S01 SWSE
T01N R05E S01 SESE
T01N R05E S02 NENE Lot 1
T01N R05E S02 SWNE
T01N R05E S02 SENE
T01N R05E S02 NWNW Lot 4
T01N R05E S02 NESW
T01N R05E S02 NWSW
T01N R05E S02 SWSW
T01N R05E S02 NWSE
T01N R05E S03 NENE Lot 1
T01N R05E S03 SENE
T01N R05E S03 NENW Lot 3
T01N R05E S03 SENW
T01N R05E S03 NESW
T01N R05E S03 NWSW
T01N R05E S03 SWSW
T01N R05E S03 SESW
T01N R05E S03 NESE

~~RB~~
PN

T01N R05E S03 NWSE
T01N R05E S03 SWSE
T01N R05E S03 SESE
T01N R05E S04 NENW Lot 3
T01N R05E S04 SENW
T01N R05E S04 NESW
T01N R05E S04 SESW
T01N R05E S04 SESE
T01N R05E S08 SENE
T01N R05E S08 SESW
T01N R05E S08 NESE
T01N R05E S08 NWSE
T01N R05E S08 SWSE
T01N R05E S09 NENE
T01N R05E S09 NWNE
T01N R05E S09 NENW
T01N R05E S09 NWNW
T01N R05E S09 SWNW
T01N R05E S10 NWNW
T01N R05E S10 SWNW
T01N R05E S10 NWSW
T01N R05E S10 SWSW
T01N R05E S10 SESW
T01N R05E S12 NENE
T01N R05E S12 SENE
T01N R05E S15 NENW
T01N R05E S17 NENW
T01N R05E S17 NWNW
T01N R05E S17 SWNW
T01N R05E S17 NWSW
T01N R05E S18 NESE
T01N R05E S18 SWSE
T01N R05E S18 SESE
T01N R05E S19 NWNE
T01N R05E S19 NENW
T01N R05E S19 NWNW Lot 1
T01N R05E S19 SWNW Lot 2
T01N R06E S07 SWNW Lot 2
T01N R06E S07 NWSW Lot 3
T02N R05E S26 SESW
~~T02N R05E S26 SWSE~~
~~T02N R05E S26 SESE~~
T02N R05E S27 SESW
T02N R05E S33 NWNE
T02N R05E S33 SWNE
T02N R05E S33 NESW
T02N R05E S33 SESW
T02N R05E S33 NWSE
T02N R05E S34 SENE
T02N R05E S34 NENW

~~RB~~
DN

T02N R05E S34 SENW
T02N R05E S34 NESW
T02N R05E S34 SESW
T02N R05E S34 NESE
T02N R05E S34 NWSE
T02N R05E S34 SWSE
T02N R05E S35 NENW
T02N R05E S35 NWNW
T02N R05E S35 SWNW
T02N R05E S35 NESW
T02N R05E S35 SWSW
T02N R05E S35 SESW

RB
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ON

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

INSTREAM STOCKWATER
STOCKWATER, 2000 RANGE CATTLE

CERTIFICATE OF MAILING

I certify that on January 23, 2004, 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

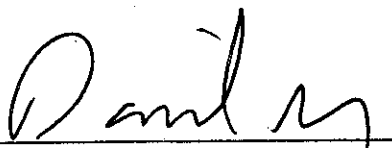
2. Copy to:

IDWR Document Depository
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):

Sand Spring Ranch & Co.
Tom Ambrose
C/O Beeman & Associates
409 W. Jefferson
Boise, ID 83702



David L. Negri