

**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: 29-13576

Case No. 39576

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" water right acquired under state law 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; and 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. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT/OBJECTOR:

James G. Katsilometes 4/8/04
James G. Katsilometes Date

IDWR CONCURRENCE:

Ernie M. Carlsen 4/5/04
Ernie Carlsen Date
Water Rights Supervisor, IDWR

Candice M. McHugh 4/5/04
Candice M. McHugh Date
Attorney for IDWR

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

RIGHT NUMBER: 29-13576

NAME AND ADDRESS:

JAMES G KATSILOMETES
639 UNIVERSITY DR
POCATELLO ID 83201

SOURCE:

Source:

WEST FORK RAPID CREEK

SPRINGS

SPRING

UNNAMED STREAM

Tributary:

RAPID CREEK

WEST FORK RAPID CREEK

WEST FORK RAPID CREEK

WEST FORK RAPID CREEK

QUANTITY:

0.080 CFS

0.000 AFD

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 05/01/1909

POINT OF DIVERSION:

T06S R36E S30 SWSNW Lot 2

Within BANNOCK County

T06S R36E S30 NWSNW Lot 2

Within BANNOCK County

T06S R36E S30 NWSNW Lot 2 Begin of Stream Flow

Within BANNOCK County

T06S R36E S30 SWSNW Lot 2 Begin of Stream Flow

Within BANNOCK County

T06S R36E S30 SESNW Lot 2 End of Stream Flow Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

STOCKWATER

01/01 12/31

0.040 CFS

DOMESTIC

01/01 12/31

0.040 CFS

~~Domestic use is for 1 home.~~

PLACE OF USE:

STOCKWATER

within BANNOCK County

T06S R36E S30 SWSNW Lot 2

DOMESTIC same as STOCKWATER

~~T06S R36E S30 SWSNW Lot 2~~

~~STOCKWATER Same as DOMESTIC~~

ACRES TOTAL

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

Parcel No(s): R3849008000

Domestic use is for a portable sheep camp.

CERTIFICATE OF MAILING

I certify that on April 9, 2004 I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

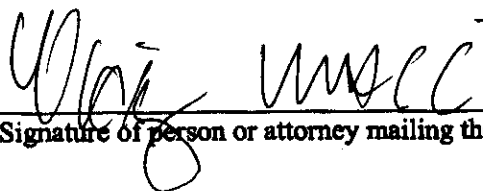
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 83720
Boise, ID 83720-0098

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

James G. Katsilometes
639 University Dr.
Pocatello, ID 83201



Signature of person or attorney mailing the form