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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. 43-10574
)
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 intializing each of the attached pages.

CLAIMANT:

C Bar Cattle Company

Timothy J. Schneider 11/21/02
Date

OBJECTOR:

United States of America

David L. Negri 12/04/02
Date

IDWR CONCURRENCE:

Roxanne Brown 12/6/02
Date

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

Right Number: 43-10574

Name and Address: C BAR CATTLE COMPANY
CHRISTOPHER F ROBINSON
139 E SOUTH TEMPLE #310
SALT LAKE CITY, UT 84111

Source: GROUND WATER

Quantity: .16 CFS

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

Priority Date: 05-01-1952

Diversion Point: T14S R28E S18 SWSE Within Cassia County

Purpose and Period of Use:	Purpose of Use	Period of Use	Quantity
	Stockwater	01-01 TO 12-31	.16 CFS

Place of Use:	Stockwater	Within Cassia County
	T14S R28E S06	SESE
	S07	NESE
	~~S09 LOT 4~~	~~(SWSW)~~
	~~S16 LOT 1~~	~~(NWNW)~~
		NWSE
	S17	NWSE
	S18	NESE

LOT 3 (NWSW) 178 DN RB

Other Provisions Necessary for Definition / 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. SECTION 42-1412 (6) IDAHO CODE.

Explanatory Material: Basis of Claim - Beneficial Use

STOCKWATER, 700 RANGE CATTLE.

INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the SRBA Court. **FAX filings will not be accepted by the SRBA Clerk of the Court.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on December 9, 2002, I mailed the original and copies of this form, including all attachments, postage prepaid and addressed as follows:

1. Original by facsimile to:

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

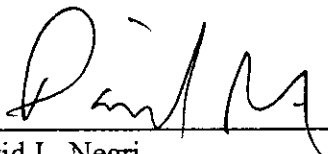
2. Copy to:

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):

C Bar Cattle Company
C/O Timothy J. Schneider
Ling & Robinson
615 "H" Street
P.O. Box 396
Rupert, ID 83350



David L. Negri