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JUN 19 2002

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. 72-15763

Case No. 39576

STANDARD FORM 5

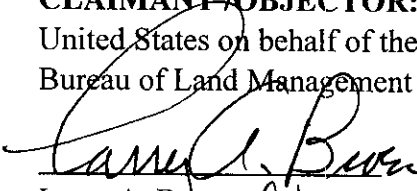
AMENDED CLAIM

FOR DOMESTIC & STOCKWATER RIGHTS

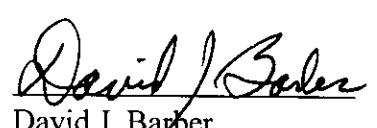
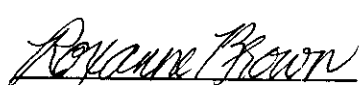
This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right and to amend the Notice of Claim. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will 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 per the attached. 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 6/12/02
Date
Attorney, U.S. Department of Justice
Environment and Natural Resources Div.**OBJECTOR:**

State of Idaho


David J. Barber 6/11/02
Date
Deputy Attorney General
Office of the Attorney General**IDWR CONCURRENCE:**
Roxanne Brown 6/14/02
Date
Senior Water Resource Agent**IDWR CONCURRENCE:**_____
Date

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

RIGHTS FROM: SOURCE: MORGAN CREEK TRIBUTARY: SALMON RIVER

RIGHT NUMBER: 72-15763

NAME & ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

SOURCE: MORGAN CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.02 CFS

13 ck

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

RZ

2/13

PRIORITY DATE: ~~01/01/1979~~ 06/28/1934

POINT OF DIVERSION: T15N R19E S14 SWSWNW (INSTREAM BEGINNING POINT)
SWSWNW (INSTREAM ENDING POINT)
S15 SWNENE (INSTREAM ENDING POINT)
T16N R19E S19 NENWNW (INSTREAM BEGINNING POINT)
S29 Lot 1 (SESESW) (INSTREAM ENDING POINT)
S33 Lot 2 (NWSWSW) (INSTREAM BEGINNING POINT)

Within CUSTER County

PURPOSE AND

PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
STOCKWATER 01-01 12-31 0.02 CFS

PLACE OF USE:

STOCKWATER Within CUSTER County
T15N R19E S04 SWNE NENW
NWNW SENW
NESE NWSE
SESE
S09 NENE SENE
S10 SWNW NESW
NWSW NWSE
SWSE
S14 SWNW
S15 NENE NWNE
S29 SWSW
T16N R19E S19 Lot 1 (NWNW) Lot 2 (SWNW)
SENW NESW
SESW SWSE
S29 NWSW SWSW
Lot 1 (SESW) SWSE
S30 NWNE SWNE

	SENE	NESE
S32	NWNE	SWNE
	SENE	NESE
S33	NWSW	Lot 2 (SWSW)
	SESW	

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. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
BLM RECORD ID = 7204582097
~~STOCKWATER, 1493 RANGE CATTLE~~

RB
ck
D/B
fb

CERTIFICATE OF MAILING

I certify that on June 12, 2002, 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:

Idaho Department of Water Resources
Adjudication Bureau
1301 North Orchard Street
Boise, Idaho 83706

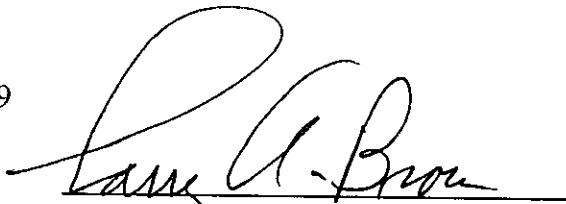
Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

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

David J. Barber
Deputy Attorney General
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449



Signature of person or attorney mailing the form