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MAR 31 2003

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

Case No. 39576

SUBCASE NO.: 47-11175

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" 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 Basin 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 decreed as described per the attached Amended Claim. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

OBJECTOR:

United States on behalf of the BLM

Larry A. Brown MB 3/26/03
date
Attorney, U.S. Dept. of Justice
Environment & Natural Resources Div.

CLAIMANT:

David Kinyon 3/24/03
date
David Kinyon

IDWR CONCURRENCE:

Roxanne Brown 3/18/03
date
Roxanne Brown
Sr. Water Resource Agent, IDWR

CLAIMANT:

Shirley Kinyon 3/24/03
date
Shirley Kinyon

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

RIGHT NUMBER: 47-11175

NAME AND ADDRESS:

DAVID KINYON
SHIRLEY KINYON
CASTLEFORD ID 83321

UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WY
BOISE ID 83709-1657

DX
SR
RB
Loz
MB

SOURCE: GROUND WATER Tributary:

QUANTITY: 0.05 CFS

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

PRIORITY DATE: 11/15/1974

POINT OF DIVERSION:

T11S R13E S18 SENENE Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

Purpose of use	Period of use:	Quantity:
STOCKWATER	1/01 12/31	0.05 CFS

PLACE OF USE:

STOCKWATER within TWIN FALLS County

T10S R13E S31 NENW
T11S R12E S01 SWSE
T11S R12E S12 NWNE
T11S R12E S12 SWNE

~~T11S R12E S12 SENW~~

T11S R12E S13 NESW
T11S R12E S13 SWSE
T11S R12E S24 SNNW
T11S R13E S05 NNNW

~~T11S R13E S06 NENE~~
~~T11S R13E S06 SWSE~~

T11S R13E S06 SESE
T11S R13E S07 SENE

~~T11S R13E S07 SENW~~
~~T11S R13E S07 NWSE~~

T11S R13E S08 SWSW
T11S R13E S18 NENE
T11S R13E S18 SNNW

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

DK

KB

MB

JJS

CERTIFICATE OF MAILING

I certify that on Mar. 26, 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:

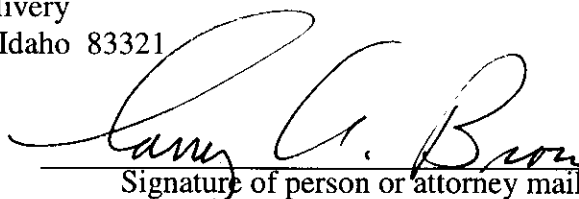
Idaho Department of Water Resources	Chief, Natural Resources Division
Adjudication Bureau	Office of the Attorney General
1301 North Orchard Street	State of Idaho
Boise, Idaho 83706	P. O. Box 44449
	Boise, Idaho 83711-4449

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 Kinyon
Shirley Kinyon
General Delivery
Castleford, Idaho 83321



Signature of person or attorney mailing the form