

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. 23-02056

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 initialing each of the attached pages.

CLAIMANT/OBJECTOR:

United States on behalf of the
USDA Forest Service

David Negri 10/28/04
David L. Negri Date

IDWR CONCURRENCE:

Ernest Carlsen 10/27/04
Ernest Carlsen Date

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

RIGHT NUMBER: 23-2056

NAME AND ADDRESS:

UNITED STATES OF AMERICA ACTING
THROUGH
USDA FOREST SERVICE
550 W FORT ST MSC 033
BOISE ID 83724

SOURCE: Source: Tributary:
SPRINGS BIG ELK CREEK

QUANTITY: 0.025 CFS

PRIORITY DATE: 01/07/1955

POINT OF DIVERSION:

~~T01S R46E S18 NWNW~~ Within ~~BONNEVILLE~~ County
T01S R46E S18 NWSW Lot 3 Within BONNEVILLE County

PURPOSE AND PERIOD OF USE: Purpose of use Period of use: Quantity:
DOMESTIC 06/01 09/30 0.025 CFS
~~RECREATION~~ ~~06/01 09/30~~ ~~0.025 CFS~~

PLACE OF USE: DOMESTIC within BONNEVILLE County
T01S R46E S19 NWNW Lot 1

~~RECREATION~~ ~~within BONNEVILLE County~~
~~T01S R46E S19 NWNW~~

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.

EXPLANATORY MATERIAL:

BASIS OF CLAIM - License

PLACE OF USE IS BIG ELK CREEK CAMPGROUND.
SOURCE IS ALSO KNOWN AS THREE SPRINGS.
RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

CERTIFICATE OF MAILING

I certify that on October 28, 2004, I mailed the original and copies of this form, including all attachments, postage prepaid and addressed as follows:

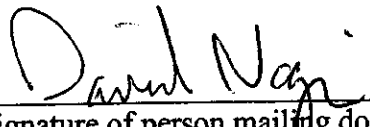
1. Original to:

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



Signature of person mailing documents