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MAR 29 2005

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

85-15490
Subcase No. ~~85-15409~~

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. 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 described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT/OBJECTOR:

Gloria Anderson

CLAIMANT:

Elbert Anderson

Gloria Anderson 3-25-05
signature Date

Elbert Anderson 3-25-05
signature Date

CLAIMANT:

Stanley Anderson

Stanley A. Anderson 3-25-05
signature Date

CLAIMANT:

Delbert Anderson

Delbert Anderson 3/25/05
signature

IDWR Concurrence:

Carter Fritschle 3-11-05
Carter Fritschle Date
Adjudication Supervisor

Candice McHugh 3-11-05
Candice McHugh Date
Deputy Attorney General

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

RIGHT NUMBER: 85-15490

NAME AND ADDRESS:

DELBERT J ANDERSON
1341 RIPON AVE
LEWISTON ID 83501

ELBERT E ANDERSON
1341 RIPON AVE
LEWISTON ID 83501

GLORIA L ANDERSON
1341 RIPON AVE
LEWISTON ID 83501

STANLEY A ANDERSON
1341 RIPON AVE
LEWISTON ID 83501

SOURCE:

Source:

Tributary:

EAST FORK SWEETWATER CREEK

SWEETWATER CREEK

UNNAMED STREAM

EAST FORK SWEETWATER CREEK

QUANTITY:

0.02 CFS

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

PRIORITY DATE:

05/14/1906

POINT OF DIVERSION:

T33N R04W S1 SESW Begin of Stream Flow Within NEZ PERCE County
T33N R04W S2 NWNE End of Stream Flow Within NEZ PERCE County
T33N R04W S2 NESW Begin of Stream Flow Within NEZ PERCE County
T33N R04W S2 NWSW Begin of Stream Flow Within NEZ PERCE County
~~T34N R04W S35 NWNW End of Stream Flow Within NEZ PERCE County~~
~~T34N R04W S35 SWNW End of Stream Flow Within NEZ PERCE County~~
~~T34N R04W S35 NENW Begin of Stream Flow Within NEZ PERCE County~~
~~T34N R04W S35 SENW Begin of Stream Flow Within NEZ PERCE County~~
T34N R04W S35 NWSW End of Stream Flow Within NEZ PERCE County
T34N R04W S35 SESW End of Stream Flow Within NEZ PERCE 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 NEZ PERCE County

T33N R04W S01 SWNW

T33N R04W S01 NESW

T33N R04W S01 NWSW

T33N R04W S01 SESW

T33N R04W S02 NWNE

T33N R04W S02 SWNE

T33N R04W S02 SENE

T33N R04W S02 NENW

T33N R04W S02 NWNW

T33N R04W S02 SWNW

T33N R04W S02 SENW

T33N R04W S02 NESW

T33N R04W S02 NWSW

T34N R04W S35 SWNW

T34N R04W S35 SENW

T34N R04W S35 NWSW

T34N R04W S35 SWSW

T34N R04W S35 SESW

T34N R04W S35 SWSE

L.A.
E.A.
CL
Sm^c
RA
Joe

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

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

Sme *ct*
g.d.
g.a.
DD.
Saa

CERTIFICATE OF MAILING

RECEIVED
MAR 29 2005
Department of Water Resources

I certify that on March 25, 2005, 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:

Gloria Anderson
Stanley Anderson
Delbert Anderson
Elbert Anderson
1341 Ripon Avenue
Lewiston, ID 83501

IDWR Repository
P.O. Box 83720
Boise, ID 83720

Gloria Anderson
Signature of person or attorney mailing the form