

DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

POOR ORIGINAL



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A57-10918**
Date Received: 2/ 3/1992
Receipt No: W014095
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: CHIPMUNK GRAZING ASSOCIATION INC 208-466-8801
Address: BOX 175
MARSING ID 83639

2. Date of Priority: JUN 1, 1875

3. Source: UNNAMED STREAMS Trib. to: DRY CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
----------	-------	---------	--------	--------	-----	-----	--------

Beginning Point of Instream Flow

02S	05W	29	NW	NW		OWYHEE
02S	05W	30	NE	NW		OWYHEE
02S	05W	30	NW	NW		OWYHEE

Ending Point of Instream Flow

02S	05W	30	NW	NW		OWYHEE
02S	06W	13	SE	SW		OWYHEE

5. Description of diverting works:
INSTREAM STOCKWATER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.130		

7. Total Quantity Appropriated is:
0.130 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum

9. Non-irrigation uses:
STOCKWATER, 600 HEAD RANGE CATTLE

MICROFILMED
OCT 08 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres	
02S	05W	19	SW		SW		STOCK		
			SE		SW		STOCK		
		29	NW		NW		STOCK		
			30	NE		NE		STOCK	
				NW		NE		STOCK	
		06W	13	NE		NW		STOCK	
				NW		NW		STOCK	
				NE		SW		STOCK	
			24	SE		SW		STOCK	
	NW				NE		STOCK		
	SW				NE		STOCK		
	25	NE		NW		STOCK			
		NW		SE		STOCK			
		SW		SE		STOCK			

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
A57-10921

14. Remarks:
AKA TEXAS BASIN ALLOTMENT - BLM GRAZING ALLOTMENT
SOURCES FOR THIS RIGHT ARE UNNAMED STREAMS (3) TRIB. TO DRY
CREEK. THERE ARE TWO POINTS OF ENDING WITHIN NWNW, S30, T02S,
R05W.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
document in the space below as _____ of
_____ and that the statements contained in the
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

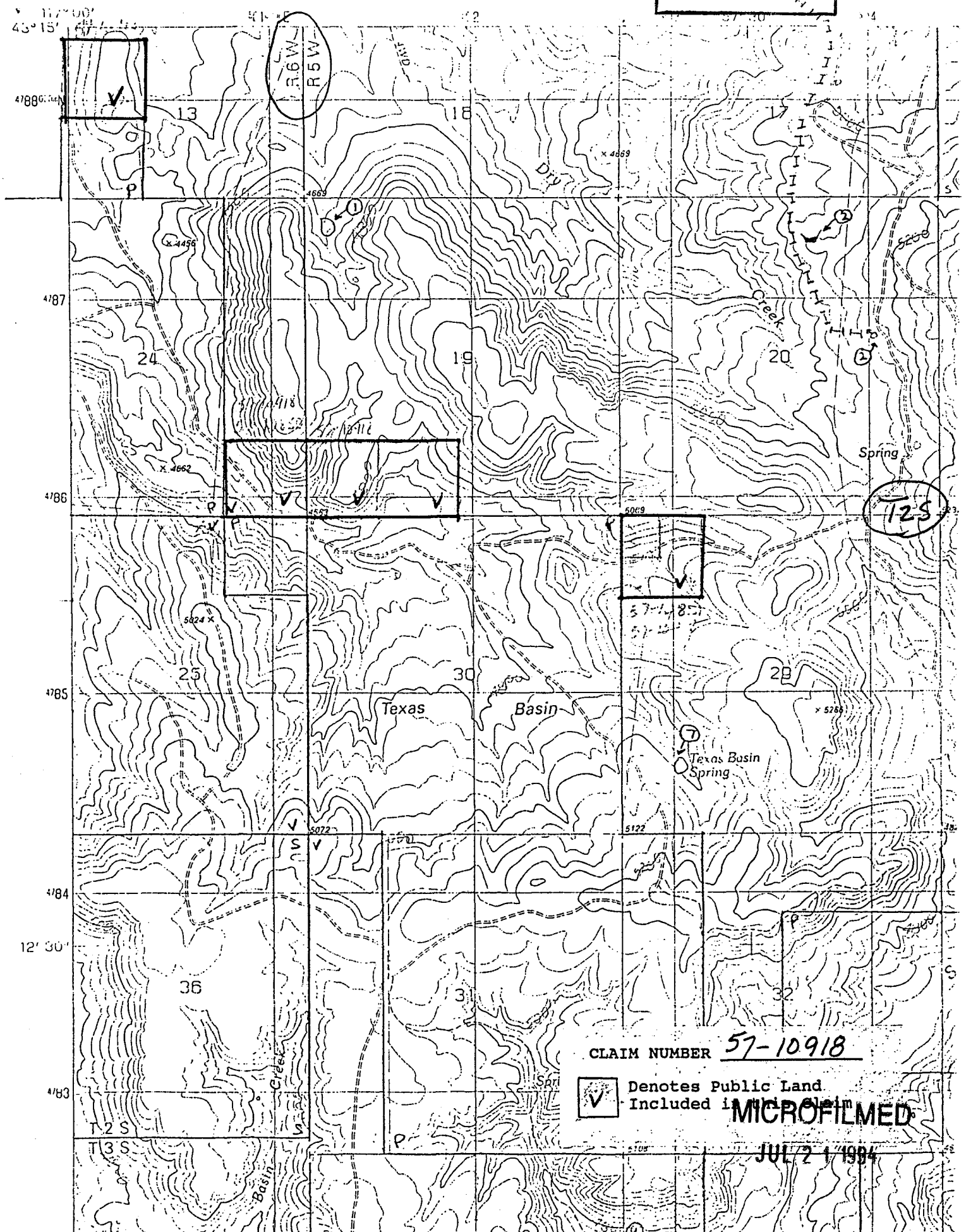
Seal

Residing at _____

My Commission Expires _____

DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

POOR ORIGINAL



IN THE DISTRICT COURT OF
THE FIFTH JUDICIAL DISTRICT OF THE STATE OF
IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

CIVIL CASE NUMBER: 39576

IN RE THE GENERAL ADJUDICATION OF RIGHTS TO THE USE OF WATER
FROM THE SNAKE RIVER BASIN WATER SYSTEM

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

U.S. DEPT. OF INTERIOR
BUREAU OF LAND MGMT.
IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706
TELEPHONE: 208-334-1401

PRIORITY DATE: 1874-01-01
AGENCY NUMBER: 5701582306
BLM NUMBER: 5701582306
BASIS OF CLAIM: BENEFICAL USE
BASIN NUMBER: 57

SOURCE	TRIBUTARY TO
UNNAMED STREAM	DRY CREEK

DESCRIPTION OF DIVERSION WORKS

INSTREAM USE

PURPOSE OF USE	DIVERSION RATE	DIVERSION VOLUME	PERIOD OF U FROM TO
WILDLIFE	0.020	0.00	0101 1231
STOCKWATER	0.070	0.00	0101 1231
TOTAL:	0.090 CFS	0.00 AF	

NON-IRRIGATION USES

S/ 300 RANGE CATTLE W/ VAR AMOUNTS

POINT OF DIVERSION							
TWP	RNG	SEC	TRACT1	TRACT2	TRACT3	LOT	COUNTY
02S	05W	19				04	OWYHEE
02S	05W	19		SE	SW	00	OWYHEE
02S	06W	24		SE	SE	00	OWYHEE
02S	06W	13		NE	SW	00	OWYHEE
02S	06W	11		SE	SE	00	OWYHEE

PLACE OF USE							IRRIGATED OWNED ACRES
TWP	RNG	SEC	TRACT1	TRACT2	LOT	COUNTY	
02S	05W	19			04	OWYHEE	0.0

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 457-10918Date Received 2-3-1992Receipt Number W014095

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Chipmunk Grazing Assoc. Inc. Phone (208) 495-2570
(Elias Jaca)

Mailing Address Box 175, Marsing, ID Zip 83639

2. Date of Priority (Only one (1) per claim) 6-1-1875

3. Source of water supply (a) unnamed stream
which is tributary to (b) Dry Creek

4. a. Location of existing point of diversion is: Township _____ Range _____ Section _____,
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township 2S Range 5W Section 30, _____ 1/4 of NW 1/4 of NW 1/4,

Govt. Lot _____ B.M., County of Owyhee

ending point is: Township 2S Range 6W Section 13, _____ 1/4 of SE 1/4 of
SW 1/4, Govt. Lot _____ B.M., County of Owyhee

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

Instream stockwater.

MICROFILMED
OCT 08 1992

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number _____

Date Received _____

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) _____ Phone () _____

Mailing Address _____ Zip _____

2. Date of Priority (Only one (1) per claim) _____

3. Source of water supply (a) ^② unnamed stream
which is tributary to (b) Dry Creek4. a. Location of existing point of diversion is: Township _____ Range _____ Section _____,
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township ^② 2S Range 5W Section 30, _____ 1/4 of NE 1/4 of NW 1/4,Govt. Lot _____ B.M., County of Owyheeending point is: Township 2S Range 5W Section 30, _____ 1/4 of NW 1/4 of
NW 1/4, Govt. Lot _____ B.M., County of Owyhee5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. _____

RECORDED
OCT 08 1992

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number _____

Date Received _____

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) _____ Phone () _____

Mailing Address _____ Zip _____

2. Date of Priority (Only one (1) per claim) _____

3. Source of water supply (a) ^③ unnamed stream
which is tributary to (b) Dry Creek

4. a. Location of existing point of diversion is: Township _____ Range _____ Section _____,
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township ^③ 2S Range 5W Section 29, _____ 1/4 of NW 1/4 of NW 1/4,

Govt. Lot _____ B.M., County of Owyhee

ending point is: Township 2S Range 5W Section 30, _____ 1/4 of NW 1/4 of
NW 1/4, Govt. Lot _____ B.M., County of Owyhee

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. _____

RECORDED
OCT 08 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Stockwater purposes from 1-1 to 12-31 amount 0.13 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.13 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is N/A acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater, 600 hd. range cattle

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
2S	5W	29						S											
		30	S	S			S	S											
		19											S	S					
2S	6W	13									S			S					
		24		S	S		S									S	S	S	
		25	S																

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Owyhee

12. Do you own the property listed above as place of use? Yes _____ No ☒
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
Claim for Sands Basin Allotment or None ()

14. Remarks: AKA Texas Basin Allotment - BLM
Grazing Allotment.

MICROFILMED
OCT 08 1992

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____
wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am President _____
Title

of Chipmunk Grazing Assoc., Inc. _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Elias Jara _____

Title and Organization President _____ Date _____

State of Idaho/or _____)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 3RD day of February 1992

SEAL

Notary Public Kathlyn A. Walker

Residing at Boise, Idaho

My Commission Expires 2-14-1993

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED
OCT 08 1992

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

ADJUDICATION MEMORANDUM

CLAIM NO.: 1957-10918

SUBJECT: Chipmunk Grazing Assoc.

EMPLOYEE: Lennie Duff

DATE: 11-10-93

Map for this claim is filed in
drawer #19 of the wooden map
cabinet.

MICROFILMED

JUL 21 1994

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re the General Adjudication
of the Rights to the Use of Water
from the Snake River Basin
Water System

Case No. 57-10918 -0001

The State of Idaho, ex rel.
R. Keith Higginson in his
official capacity as Director
of the Idaho Department of
Water Resources,

RESPONSE TO OBJECTION

Petitioner,

vs.

The United States; the State
of Idaho; and all Claimants to
the use of water from the Snake
River Basin Water System,

Respondents.

I. GENERAL INFORMATION

1. Person responding to objection:

Name: R. KEITH HIGGINSON, DIRECTOR

Address: IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Briefly describe your interest in this water right:

IDWR is required to file a response to an objection to part
I of the director's report pursuant to I.C. section 42-1412(2).

(Over)

2. Person who filed objection:

Name: US BUREAU OF LAND MGMT
Address: IDAHO STATE OFFICE
3380 AMERICANA TERRACE
BOISE ID 83706-2544

3. If this response is filed by an attorney:

Attorney Name(s): DANIEL L. STECKEL

Attorney Address: DEPUTY ATTORNEY GENERAL(S)
IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Attorney Phone No.: (208) 327-7900

II. STATEMENT OF THE RESPONSE

1. |☒| Name and Address: I respond to the objection concerning the name and/or address of the owner of the water right.
2. |☒| Source: I respond to the objection concerning the source of water.
3. |☒| Quantity: I respond to the objection concerning:
4. |☒| Priority Date: I respond to the objection concerning the priority date.
5. |☒| Points of Diversion: I respond to the objection concerning the legal description of the points(s) of diversion.
7. |☒| Purposes of Use: I respond to the objection concerning the purpose(s) of use.
8. |☒| Period of Year: I respond to the objection concerning the period of year when water is used or is necessary for the purpose stated.
9. |☒| Place of Use: I respond to the objection concerning:

10. ☒ Consumptive Use: I respond to the objection concerning the annual volume of consumptive use.
11. ☒ Remarks: I respond to the objection concerning the "remarks" listed with the water right.
12. ☒ Water Right Recommendation: I respond to the objection concerning:
- 12a. ☒ This water right being recommended at all.

REASONS SUPPORTING EACH BOX CHECKED

In response to Statement of the Objection items 1, 2, 3, 4, 5, 7, 8, 9, 10, 11, 12 and 12a. and all allegations of the objection regarding these items, IDWR responds as follows:

IDWR lacks sufficient information to form a belief as to whether any or all of the lands upon which water is diverted, conveyed, or used pursuant to this right are owned by the United States. The notice of claim attached to the objection was not filed with IDWR and IDWR has not recommended a water right based on this notice of claim. IDWR denies the objection and all allegations of the objection not expressly admitted herein.

CHANGES TO THE DIRECTOR'S REPORT

The director proposes no changes to the description of this claim in the Director's Report.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary:

Notice of Claim No. A57-10918

No. of
Pages

5

(Over)

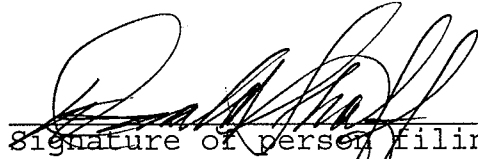
VERIFICATION (Must be Completed)

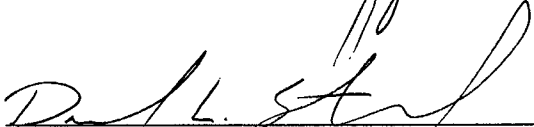
State of IDAHO

County of ADA

Donald V. Shaff, being first duly sworn, upon oath, deposes and says:

That R. Keith Higginson, in his official capacity as director of the Idaho Department of Water Resources, is a party to this proceeding, as defined by I.C. 42-1401A(1) and (7); that I am the Adjudication Section Manager for IDWR and am authorized by R. Keith Higginson, in his official capacity as director of IDWR, to verify this response; and that I have read the foregoing response, know its contents and that the statements contained therein are true to the best of my knowledge and belief.


Signature of person filing response

By: 
(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 2TH day of June,
1993.


Notary Public for Idaho
Residing at: _____
My Commission expires: _____

Roxanne McCarthy, Notary Public
Residing at Boise, Idaho
My Commission Expires May 16, 1996.

CERTIFICATE OF MAILING

I hereby certify that on the 11th day of June, 1993, I mailed the original and copies of the foregoing response, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepared and addressed as follows:

1. Original to:

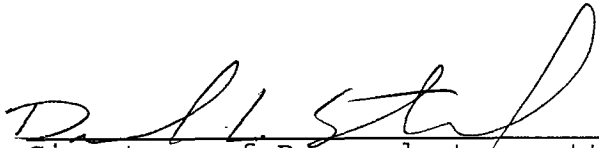
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

Name: CHIPMUNK GRAZING ASSOC
Address: BOX 175
MARSING ID 83639

3. One copy to the party who filed the objection, or if represented by an attorney, to their attorney; and you must fill in the following information:

Name: US DEPT OF JUSTICE
Address: K JACK HAUGRUD & DARIA J ZANE
550 W FORT ST
BOX 33
BOISE ID 83734



Signature of Respondent or attorney
mailing on Respondent's behalf

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576
Ident. Number A57-10918
Date Received 2-3-1992
Receipt Number W014095

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Chipmunk Grazing Assoc. Inc. Phone (208) 495-2570
Mailing Address Box 175, Marsing, ID Zip 83639 (Elias Jaca,)
2. Date of Priority (Only one (1) per claim) 6-1-1875
3. Source of water supply (a) unnamed stream
which is tributary to (b) Dry Creek
4. a. Location of existing point of diversion is: Township _____ Range _____ Section _____,
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____
Additional points of diversion if any: _____
- b. If instream flow, beginning point of claimed instream flow is:
Township 25 Range 5W Section 30, _____ 1/4 of NW 1/4 of NW 1/4,
Govt. Lot _____ B.M., County of Owyhee
ending point is: Township 25 Range 6W Section 13, _____ 1/4 of SE 1/4 of
SW 1/4, Govt. Lot _____ B.M., County of Owyhee
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.
Instream stockwater.

MICROFILMED

JUL 21 1994

OCT 08 1992

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number _____

Date Received _____

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) _____ Phone () _____

Mailing Address _____ Zip _____

2. Date of Priority (Only one (1) per claim) _____

3. Source of water supply (a) ^② unnamed stream
which is tributary to (b) Dry Creek

4. a. Location of existing point of diversion is: Township _____ Range _____ Section _____,
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

^② Township 2S Range 5W Section 30, _____ 1/4 of NE 1/4 of NW 1/4,

Govt. Lot _____ B.M., County of Owyhee

ending point is: Township 2S Range 5W Section 30, _____ 1/4 of NW 1/4 of
NW 1/4, Govt. Lot _____ B.M., County of Owyhee

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. _____

MICROFILMED

JUL 21 1994

OCT 08 1992

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number _____

Date Received _____

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) _____ Phone () _____

Mailing Address _____ Zip _____

2. Date of Priority (Only one (1) per claim) _____

3. Source of water supply (a) ^③ unnamed stream
which is tributary to (b) Dry Creek

4. a. Location of existing point of diversion is: Township _____ Range _____ Section _____,
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township ^③ 2S Range 5W Section 29, _____ 1/4 of NW 1/4 of NW 1/4,

Govt. Lot _____ B.M., County of Owyhee

ending point is: Township 2S Range 5W Section 30, _____ 1/4 of NW 1/4 of
NW 1/4, Govt. Lot _____ B.M., County of Owyhee

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. _____

MICROFILMED

JUL 21 1994

OCT 08 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Stockwater purposes from 1-1 to 12-31 amount 0.13 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.13 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is N/A acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater, 600 hd. range cattle

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
2S	5W	29					S												
		30	S	S			S	S											
		19											S	S					
2S	6W	13								S			S						
		24		S	S		S									S	S	S	
		25	S																

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Owyhee

12. Do you own the property listed above as place of use? Yes _____ No ☒

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

Claim for Sands Basin Allotment or None ()

14. Remarks: AKA Texas Basin Allotment - BLM
Grazing Allotment.

MICROFILMED

JUL 21 1994

OCT 08 1994

Last Name _____ Ident No. _____

Copies: White - State, Yellow - Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am x President

Title

of Chipmunk Grazing Assoc, Inc. , that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Elias Jara

Title and Organization President Date _____

State of Idaho/or _____)

County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 3RD day of February 1992

SEAL

Notary Public Kathleen A. Walker

Residing at Boise, Idaho

My Commission Expires 2-14-1993

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED

JUL 21 1994

~~MICROFILMED~~
OCT 08 1992

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re the General Adjudication
of Rights to the Use of Water
from the Snake River Basin
Water System

The State of Idaho, ex rel.
R. Keith Higginson in his
official capacity as Director
of the Idaho Department of
Water Resources,

Petitioner,

vs.

The United States; the State
of Idaho; and all Claimants to
the use of water from the Snake
River Basin Water System,

Respondents.

Case No. 57-10918
(You must insert the
water right number you
are objecting to)

OBJECTION

RECEIVED

FEB 26 1993

Department of Water Resources
Adjudication Bureau

INSTRUCTIONS

This form must be used to file an objection to any water right recommended in the Director's Report. You may object to one water right per objection form. The water right number you are objecting to must be indicated above in the blank space following "Case No." To object to more than one water right, you must file a separate objection form for each. Forms may be obtained from the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form, as long as it is identical to the court's form. You must file your objection by the deadline shown in the notice that IDWR mailed to you. The objection must be received by the court on or before the deadline specified. Instructions for mailing this objection are found at Page 6, and must be strictly followed.

Any party physically filing 25 (twenty-five) or more objections must make an appointment with the Clerk of the Adjudication Court and arrange for an appointment to file multiple objections.

(Over)

OBJECTION - 1

MICROFILMED

JUL 21 1994

By filing an objection form, you are certifying that the objection is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and that it is not filed for any improper purpose, such as to harass, cause unnecessary delay or needless increase in the cost of litigation.

I. GENERAL INFORMATION

Please fill in the following information:

1. Person objecting: United States of America
Bureau of Land Management
Name: U.S. Department of the Interior
Address: 3380 Americana Terrace
Boise, Idaho 83706

Briefly describe your interest in this water right:

The United States, through the Bureau of
Land Management, is the owner of the land
upon which this water right is claimed,
and claimant does not have a valid water
right.

2. Owner of the water right:

Name: claimant Chipmunk Grazing Assoc
Address: Box 175
Marsing, ID 83639

3. If this objection is filed by an attorney:

Attorney Name: K. Jack Haugrud
Daria J. Zane
Attorney Address: U. S. Department of Justice
500 West Fort Street
P.O. Box 33
Boise, Idaho 83734
Attorney Phone No.: 202-272-4134/8351

If filed by an attorney, notice of pending court proceedings will be sent to the attorney only.

II. STATEMENT OF THE OBJECTION

Please check each "box" which states your objection to the recommendation in the Director's Report.

1. ☒ Name and Address: I object to the name and/or address of the owner of the water right.
2. ☒ Source: I object to the source of water.
3. ☒ Quantity: I object to:
 - a. ☐ the total quantity of water used in cubic feet per second; or
 - b. ☐ the total quantity of water stored in acre-feet per year; or
 - c. ☐ the total quantity of water reserved for each and every purpose, including all present and future uses.
4. ☒ Priority Date: I object to the priority date.
5. ☒ Points of Diversion: I object to the legal description of the point(s) of diversion.
6. ☐ Instream Flow: I object to the legal description of the beginning and ending points of the instream flow.
7. ☒ Purpose(s) of Use: I object to the purpose(s) of use.
8. ☒ Period of Year: I object to the period of year when water is used or is necessary for the purpose stated.
9. ☒ Place of Use: I object to:
 - a. ☐ the legal description of the place of use; or
 - b. ☐ the number of irrigated acres within each forty (40) acre subdivision.
10. ☒ Consumptive Use: I object to the annual volume of consumptive use.
11. ☒ Remarks: I object to the "remarks" listed with the water right.

MICROFILMED

JUL 21 1994

(Over)

12. ☒ Water Right Recommendation: I object to:
- a. ☒ this water right being recommended at all; or
- b. ☐ this water right not being recommended.
13. ☐ Description of Reservation: I object to the legal description of the reservation.
14. ☐ Other: I object to: _____
- _____
- _____
- _____
- _____

REASONS SUPPORTING EACH BOX CHECKED

In the space following, you must state the reason(s) by number for each box checked. You may use additional pages if necessary.

The United States of America, acting through the Bureau of Land Management, objects to this water right recommendation because the claimant is a private individual claiming a water right on public domain lands. The BLM, on behalf of the United States, has managed and controlled this property for the beneficial use of the American public. The claimant has no property interest in the claimed water right or any other water right appurtenant to federally owned lands. The United States objects to all aspects of the right because of these facts, including the recommended name and address, source, quantity, priority date, points of diversion, purpose of use, period of use, place of use, and consumptive use. BLM also objects to the recommendation in its entirety because claimant has not been the exclusive beneficial user of this water given that other members of the public have had access to this land and water source.

CHANGES TO THE DIRECTOR'S REPORT

Specifically describe how you want the Director's Report to be changed. You may use additional pages if necessary.

The Directors report should be changed to recommend disallowance of this claim.

Please note: You should attach copies of documents which support your objection. Note on each document the "box number" it supports.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary. _____

1. Map of claim on public land
2. Conflicting USDI claims

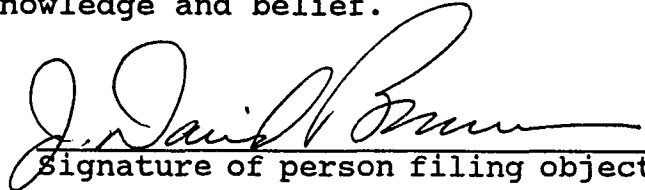
VERIFICATION (Must be Completed)

State of Idaho

County of Ada

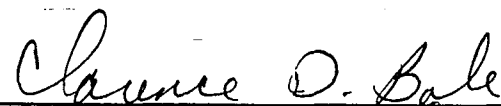
J. DAVID BRUNNER, BOISE DISTRICT MANAGER, being first duly
(Name of person filing objection)
sworn, upon oath, deposes and says:

That I am the person or entity filing this objection, that I am a water claimant or party in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and that I have read the foregoing objection, know its contents and that the statements contained therein are true to the best of my knowledge and belief.


Signature of person filing objection

By: _____
(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 23 day of FEB,
1993.


Notary Public for Ada County
Residing at: Boise, Idaho
My Commission expires: April 26, 1997

MICROFILMED

JUL 21 1994

(Over)

INSTRUCTIONS FOR MAILING

You must mail the objection, including all attachments, to the Clerk of the Court. **FAX filings will not be accepted by the Clerk of the Court.** You must also send a copy to the owner of the water right, if other than yourself; to the Office of the Attorney General, State of Idaho; and to the United States Department of Justice, as set out below in the Certificate of Mailing. Finally, you must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I hereby certify that on the 26 day of February, 1993, I ~~mailed~~^{sent} the original and ~~copies~~¹³² of the foregoing objection, including all attachments, to the following persons, by mailing the original and/or true and correct 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. One copy to the owner of the water right, and you must fill in the following information:

Owner name: Chipmunk Grazing Assoc
Owner's address: Box 175
Marsing, ID 83639

3. One copy to:

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

4. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734



Signature of Objector or attorney
mailing on Objector's behalf

BLM NUMBER: 5701582306

PAGE: 1

02S	05W	19	SE	SW	00	OWYHEE	0.0
02S	06W	24	SE	SE	00	OWYHEE	0.0
02S	06W	13	NE	SW	00	OWYHEE	0.0
02S	06W	13	NW	SW	00	OWYHEE	0.0
02S	06W	13	SW	NW	00	OWYHEE	0.0
02S	06W	13	NW	NW	00	OWYHEE	0.0
02S	06W	14	NE	NE	00	OWYHEE	0.0
02S	06W	11	SE	SE	00	OWYHEE	0.0
02S	05W	19			04	OWYHEE	0.0
02S	05W	19	SE	SW	00	OWYHEE	0.0
02S	06W	24	SE	SE	00	OWYHEE	0.0
02S	06W	13	NE	SW	00	OWYHEE	0.0
02S	06W	13	NW	SW	00	OWYHEE	0.0
02S	06W	13	SW	NW	00	OWYHEE	0.0
02S	06W	13	NW	NW	00	OWYHEE	0.0
02S	06W	14	NE	NE	00	OWYHEE	0.0
02S	06W	11	SE	SE	00	OWYHEE	0.0

TOTAL ACRES IRRIGATED: 0.0

TOTAL CONSUMPTIVE USE IS: DE MINIMUS ACRE FEET PER ANNUM

OTHER WATER RIGHTS

NONE

REMARKS

FIRST DATE OF BENEFICIAL USE - 1874

MICROFILMED

JUL 21 1994

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHIPMUNK GRAZING ASSOCIATION INC BOX 175 MARSING ID 83639 (208) 466-8801	06/01/1875	STOCKWATER	01-01 12-31	0.13 CFS	
					TOTAL DIVERSION:	0.13 CFS

Water Source: UNNAMED STREAMS

Tributary to: DRY CREEK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T02S R05W S29
S30
Point(s) of Ending Stream Reach: T02S R05W S30
R06W S13

NWNW
NENW
NWNW
SESW

OWYHEE County
OWYHEE County
OWYHEE County
OWYHEE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE						
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
02S	05W	19	:																			:
02S	05W	29	:																			:
02S	05W	30	:	S		S				S		S										:
02S	06W	13	:																			:
02S	06W	24	:			S		S		S												:
02S	06W	25	:	S																		:

POU County: OWYHEE

Non-Irrigation Uses: STOCKWATER, 600 RANGE CATTLE

Conditions of Approval:

- B01 - THIS RIGHT IS RECOMMENDED CONDITIONALLY PENDING THE FILING OF
- CLAIMS BY THE BUREAU OF LAND MANAGEMENT OF THE U.S. DEPARTMENT
- OF INTERIOR. IN THE EVENT THE CLAIM IS INCLUDED IN THE
- DIRECTOR'S REPORT IN THE NAME OF THE UNITED STATES, THE ABOVE
- NAMED CLAIMANT WILL BE NOTIFIED PRIOR TO THE DIRECTOR'S REPORT.

Remarks: AKA TEXAS BASIN ALLOTMENT - BLM GRAZING ALLOTMENT
SOURCES FOR THIS RIGHT ARE 3 UNNAMED STREAMS TRIB. TO DRY CREEK.
THERE ARE TWO POINTS OF ENDING WITHIN NWNW, S30, T02S, R05W.

Dates: Exam Made Date: Verified Date:
Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 07/17/92 WERNER

MICROFILMED
OCT 08 1992

CLAIM NO. A57-10918

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET

(use in place of the CVR for small Domestic/Stock exams)

1. ☒ No Change NAME
NEW OWNER: _____
☐ No Change ADDRESS
NEW ADDRESS: _____
2. ☒ No Change - DATE OF PRIORITY: Completed - No Field Verification Needed.
☐ Incomplete - Claim shows no priority date, claimant should be asked during the exam when was water first used.
Priority date, per claimant, is _____.
(if the priority date, based on your exam, seems questionable, explain in remarks.)
3. ☒ No Change - SOURCE
☐ Source is different than that claimed:
Source found: _____
4. ☒ No Change - POINT OF DIVERSION
☐ Point of diversion is different than the claim
New P/D: Twp. _____, Rge. _____, Sec. _____, _____ 1/4 _____ 1/4 _____ 1/4
5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS
☐ Incomplete desc., complete items missing, IF KNOWN.
☐ Additional comments in remarks.
HP of pump _____ Pump Ser. # _____ Pumping water level _____
Well depth _____ Motor Ser. # _____ Static water level _____
Casing size _____ Method of irr. _____
6. ☒ No Change - WATER USES
☐ Different uses, (list uses found).
Use _____ From _____ To _____ Amount _____ cfs _____ af
Use _____ From _____ To _____ Amount _____ cfs _____ af
7. ☐ No Change - TOTAL VOLUME
☐ Incomplete on claim, the total is, -- -- _____ cfs _____ af
☐ Change found, the new total is, -- -- -- _____ cfs _____ af
8. N/A
9. ☒ No Change - NON-IRRIGATION USES: Completed on claim
☐ Incomplete on claim - Exam found:
Domestic - No. of homes _____ Stockwater - No. of head _____
Other: _____

MICROFILMED
OCT 08 1992

10. ☒ No Change - PLACE OF USE: (If changed, list below.)
Use Twp. Rge. Sec. 1/4, 1/4,

Remarks: (Comments pertinent to field examination)

A map is available showing POD & POD.
Probably in the map file. See
Ray Walker.

ATTACHMENTS:

Attached to
This Form.

Attachments are
in Permit File.

PHOTOS (optional) ☐
MAP ☐
SYSTEM DIAGRAM ☐

☐
☐
☐

☐ Changes found during exam or additional information in the permit
file, see permit file.

In-office exam

DATE EXAM CONDUCTED: 7-9-92

FIELD EXAMINER:

Linda Werner

Signature

Linda Werner

RECEIVED

JUL 31 1997

Department of Water Resources
Adjudication Bureau

1997 JUL 29 PM 2:13

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED PL

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 57-10918
	)	
Case No. 39576	)	PRELIMINARY SPECIAL
	)	MASTER'S REPORT

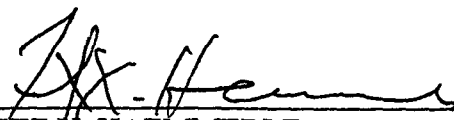
FINDINGS OF FACT AND CONCLUSIONS OF LAW

A notice of claim was filed for this water right pursuant to I.C. § 42-1409 (1990) by Chipmunk Grazing Association. The director of the State of Idaho Department of Water Resources examined the water system for areas 1, 2, and 3 and investigated and abstracted the notices of claims for those Reporting Areas. The Director of the Idaho Department of Water Resources then filed a *Director's Report* which asserted how the elements of this water right should be decreed by the court.

An objection to the *Director's Report* for water right 57-10918 was filed by United States (BLM). Subsequently, a *Standard Form 5* and/or *Stipulation* was filed as to how the elements of this water right should be decreed. The *Standard Form 5* and/or *Stipulation* was accepted by the court; now therefore,

IT IS THEREFORE RECOMMENDED that subcase 57-10918 be decreed as recommended in the attached *Preliminary Special Master's Report and Recommendation for Partial Decree*.

DATED July 29, 1997.


FRITZ X. HAEMMERLE
Special Master, Reporting Area 2
Snake River Basin Adjudication

MICROFILMED

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)
_____)

PRELIMINARY

1997 JUL 29 PM 2:13
SPECIAL MASTER'S RECOMMENDATION FOR
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
PARTIAL DECREE FOR
Water Right 57-10918
FILED

NAME & ADDRESS: CHIPMUNK GRAZING ASSOCIATION INC
PO BOX 175
MARSING ID 83639

SOURCE: UNNAMED STREAMS TRIBUTARY: DRY CREEK

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 06/01/1875

POINT OF DIVERSION: T02S R05W S30 NENE (INSTREAM BEGINNING POINT) Within Owyhee County
R06W S24 SWSE (INSTREAM BEGINNING POINT)
R05W S30 NENW (INSTREAM ENDING POINT)
R06W S13 SESW (INSTREAM ENDING POINT)

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 Owyhee County			
	T02S R05W S30	NENE	NWNE	NENW	
	R06W S13	SESW			
	S24	NWNE	SWNE	NENW	NWSE
		SWSE			

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

DATED: 7/29/97

Fritz X. Haemmerle
FRITZ X. HAEMMERLE
Special Master
Snake River Basin Adjudication

1997 JUL 29 PM 2:13

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

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)
_____)

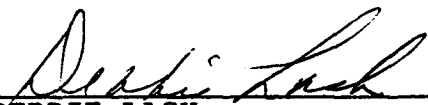
NOTICE OF ISSUANCE OF
PRELIMINARY SPECIAL MASTER'S
REPORT AND RECOMMENDATION

Water Right(s): 57-10918

On July 29, 1997, Special Master FRITZ X HAEMMERLE
lodged a PRELIMINARY SPECIAL MASTER'S REPORT and a PRELIMINARY
SPECIAL MASTER'S RECOMMENDATION pursuant to SRBA Administrative
Order 1 section 9 (f).

These documents are served only on parties to the subcase.
They are not served on the Presiding Judge. Parties to this subcase
may file a Motion to Alter or Amend with the Special Master, but
must do so before August 12, 1997.

DATED July 29, 1997.


DEBBIE LASH
Deputy Clerk

MICROFILMED

OCT 07 1998

NOTICE OF ISSUANCE

PAGE 1
07/29/97

1997 JUL 29 PM 2:13

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED *[Signature]*
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)

CERTIFICATE OF MAILING

Case No. 39576)
_____)

Water Right(s): 57-10918

CERTIFICATE OF MAILING

I certify that a true and correct copy of PRELIMINARY SPECIAL MASTER'S REPORT, PRELIMINARY SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF PRELIMINARY SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on July 29, 1997, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

U.S. DEPT. OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

CLIVE STRONG
OFFICE OF ATTORNEY GENERAL
STATE OF IDAHO
PO BOX 44449
BOISE, ID 83711-4449

CHIPMUNK GRAZING ASSN
PO BOX 175
MARSING, ID 83639

CERTIFICATE OF MAILING

[Signature: Debbie Lash]

Debbie Lash
Deputy Clerk

PAGE 1
07/29/97

RECEIVED

AUG 27 1997

Department of Water Resources
Adjudication Bureau

1997 AUG 22 AM 10:06

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED *AK*

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 57-10918

Case No. 39576

)
) SPECIAL MASTER'S REPORT
)
)

FINDINGS OF FACT AND CONCLUSIONS OF LAW

A notice of claim was filed for this water right pursuant to I.C. § 42-1409(1990) by Chipmunk Grazing Association. The Director of the State of Idaho Department of Water Resources examined the water system for areas 1, 2, and 3 and investigated and abstracted the notices of claims for those Reporting Areas. The Director of the Idaho Department of Water Resources then filed a *Director's Report* which asserted how the elements of this water right should be decreed by the court.

An objection to the *Director's Report* for water right 57-10918 was filed by United States (BLM). Subsequently, a *Standard Form 5* and/or *Stipulation* was filed as to how the elements of this water right should be decreed. The *Standard Form 5* and/or *Stipulation* was accepted by the court.

A *Preliminary Special Master's Report and Recommendation* was issued July 29, 1997. No motion to alter or amend was filed and the time for such motion has now expired.

IT IS THEREFORE RECOMMENDED that subcase 57-10918 be decreed as recommended in the attached *Special Master's Recommendation for Partial Decree*.

DATED August 22, 1997.

Fritz X. Haemmerle
FRITZ X. HAEMMERLE
Special Master, Reporting Area 2
Snake River Basin Adjudication

MICROFILMED

SPECIAL MASTER'S REPORT

OCT 07 1998

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)
_____)

1997 AUG 22 AM 10:06
SPECIAL MASTER'S RECOMMENDATION FOR
PARTIAL DECREE FOR
Water Right 57-10918
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED - *PL*

NAME & ADDRESS: CHIPMUNK GRAZING ASSOCIATION INC
PO BOX 175
MARSING ID 83639

SOURCE: UNNAMED STREAMS TRIBUTARY: DRY CREEK

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 06/01/1875

POINT OF DIVERSION: T02S R05W S30 NENE (INSTREAM BEGINNING POINT) Within OWYHEE County
R06W S24 SWSE (INSTREAM BEGINNING POINT)
R05W S30 NENW (INSTREAM ENDING POINT)
R06W S13 SESW (INSTREAM ENDING POINT)

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 OWYHEE County			
	T02S R05W S30	NENE	NWNE	NENW	
	R06W S13	SESW			
	S24	NWNE	SWNE	NENW	NWSE
		SWSE			

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

DATED: 8/22/97

Fritz X. Haemmerle
FRITZ X. HAEMMERLE
Special Master
Snake River Basin Adjudication

MICROFILMED

SPECIAL MASTER'S RECOMMENDATION
Water Right 57-10918

OCT 07 1998

PAGE 1
JUL-9-1997

1997 AUG 22 AM 10:06

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

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)
_____)

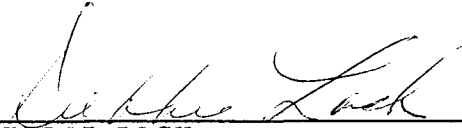
NOTICE OF ISSUANCE OF
SPECIAL MASTER'S REPORT
AND RECOMMENDATION

Water Right(s): 57-10918

On August 22, 1997, Special Master FRITZ X HAEMMERLE issued a SPECIAL MASTER'S REPORT AND RECOMMENDATION for the above subcase pursuant to SRBA Administrative Order 1 (A01), Section 9.

Pursuant to SRBA Administrative Order 1, Section 14b, any party to the adjudication may file a Notice of Challenge to a SPECIAL MASTER'S REPORT AND RECOMMENDATION within 21 days following the date of publication of the filing of the Special Master's report in the Docket Sheet except parties to the subcase who failed to file a Motion to Alter or Amend before the Special Master (A01, Section 9f). The Notice of Challenge shall appear on the Docket Sheet and shall be served on parties to the subcase(s) covered by the challenged report and the SRBA Court Reporter.

DATED August 22, 1997.


DEBBIE LASH
Deputy Clerk

MICROFILMED

OCT 07 1998

NOTICE OF ISSUANCE

PAGE 1
08/22/97

1997 AUG 22 AM 10:06

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED *DL*

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)
_____)

CERTIFICATE OF MAILING

Water Right(s): 57-10918

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on August 22, 1997, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

STATE OF IDAHO
Represented by:
CLIVE STRONG
OFFICE OF ATTORNEY GENERAL
STATE OF IDAHO
PO BOX 44449
BOISE, ID 83711-4449
Phone: 208-334-2400

CHIPMUNK GRAZING ASSN
Represented by:
MARGARET J. KING
PO BOX 3329
HAILEY, ID 83333
Phone: 208-788-9145

CERTIFICATE OF MAILING

MICROFILMED

OCT 07 1998

PAGE 1
08/22/97

USDI BLM

Represented by:
U.S. DEPT. OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

CHIPMUNK GRAZING ASSN
PO BOX 175
MARSING, ID 83639



DEBBIE LASH
Deputy Clerk

1997 NOV 26 PM 2:36

DISTRICT COURT-5TH
TWIN FALLS COUNTY, IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

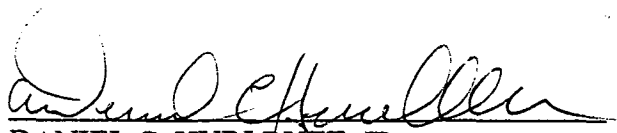
In Re SRBA)
Case No. 39576)
ORDER OF PARTIAL DECREE
For Water Right 57-10919A

On August 22, 1997, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 57-10919A is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED November 26, 1997.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

ORDER OF PARTIAL DECREE

Page 1

MICROFILMED

OCT 07 1998

RECEIVED

DEC 01 1997

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

Department of Water Resources

1997 NOV 26 PM 2:36

DISTRICT COURT - 5
TWIN FALLS COUNTY, IDAHO
FILED _____

In Re SRBA)
Case No. 39576)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-10919A

NAME & ADDRESS: RICHARD BRANDAU
HENRY BRANDAU
BRUCE MALMBERG
CHIPMUNK GRAZING ASSOCIATION INC
PO BOX 175
MARSING ID 83639

SOURCE: SQUAW CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.02 CFS

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

PRIORITY DATE: 03/09/1973

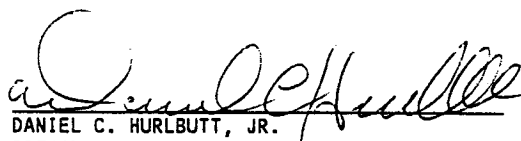
POINT OF DIVERSION:	T01S R05W S12	SWSE (INSTREAM BEGINNING POINT)	Within Owyhee County
	S13	SESW (INSTREAM BEGINNING POINT)	
	S24	NWNW (INSTREAM BEGINNING POINT)	
	S12	NWSE (INSTREAM ENDING POINT)	
	S13	SESW (INSTREAM ENDING POINT)	
	S24	NWNW (INSTREAM ENDING POINT)	

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 Owyhee County
	T01S R05W S12	NWSE
	S13	SESW
	S24	NWNW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

MICROFILMED

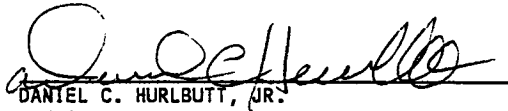
OCT 07 1998

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 57-10919A

PAGE 1
NOV-20-1997

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

SUBCASE CLAIMANT OBJECTOR

57-10918 Chipmunk BLM

Worked out issues with Andrew 03/21/97.

- removed redundant POU's (on private land) that were already covered under 10850.
- use all BWI #12 remarks.
- delete ending POD on BLM represented on Roxanne's fax (i.e. T02S R05W S19 SWSW (E)) and replaced with T02S R05W S30 NENW (E).
- delete POU on BLM represented on Roxanne's fax (i.e. T02S R05W S19 SWSW).

57-10850	07/01/1868	Unnamed Streams (streams) trib to Dry Creek
57-10851	07/01/1968	Springs and Unnamed Streams (ponds) trib to Dry Creek
57-10918	06/01/1875	Unnamed Streams (streams) trib to Dry Creek

The above subcases describe two POU's on private land that are the same:

T02S R05W S30 NWNW,
T02S R06W S25 NENE.

57-10850 and 57-10918 are claiming the same stream segment at these two POU's, whereas, 57-10851 is claiming springs or ponds in these POU's.

57-10850 has the better priority date, so these two POU's are deleted from 57-10918 (redundant).

per Roxanne's Fax describing claim and subsequent discussion with Andrew 03/21/97.

MICROFILMED

OCT 07 1998

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: <u>57-10918</u>
	)	(Insert Water Right Number)
	)	
Case No. 39576	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS
	)	OF A WATER RIGHT

THIS FORM MAY ONLY BE USED IF ALL PARTIES HAVE STIPULATED TO ALL
ELEMENTS OF A WATER RIGHT AND MAY BE SUBMITTED AT ANY TIME
FOLLOWING THE CLOSE OF THE STATUTORY RESPONSE PERIOD.

INSTRUCTIONS

This form has been adopted by the court in *SRBA
Administrative Order 1, Rules of Procedure* (amended Sept. 30,
1996), Section 4, which may be consulted for further information.

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.

A copy of this water right as recommended in the Director's
Report shall be submitted with this form. A statement shall
accompany each element of a water right.

MICROFILMED

OCT 07 1998

Elements where there has been no objections should be listed exactly as they appear in the Director's Report. The statement as to these uncontested elements shall state "as recommended in the Director's Report."

Contested elements that are the result of an objection filed with the court shall be accompanied by a statement fully describing all facts, documents, expert opinions, and law which support each element of the water right (attach additional pages if necessary).

ELEMENTS

1. Name and address of the claimant:

Chipmunk Grazing Association, Inc.
Box 175
Marsing, Idaho 83639

Required statement:
As recommended in the Director's Report.

2. Source of water:

Unnamed Streams (3) tributary to Dry Creek

Required statement:
As recommended in the Director's Report.

3. Quantity of water used:

Stockwater: 0.02 c.f.s.

Total: 0.02 c.f.s.

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

Required statement:
Quantity in c.f.s. is changed from 0.13 cfs to 0.02 cfs and the "13,000 gpd" statement is added pursuant to the Special Master's Second Amended Recommendation for Basin-Wide Issue #12 dated August 12, 1996.

4. Priority date:

06/01/1875

MICROFILMED

OCT 07 1998

Required statement:
As recommended in the Director's Report.

5. Legal description of the point(s) of diversion (if the claim

is for an instream flow, then a legal description of the beginning and ending points of the claimed instream flow):

T02S R05W S30 NENE (Beginning Point)

T02S R06W S24 SWSE (Beginning Point)

T02S R05W S30 NENW (Ending Point)

T02S R06W S13 SESW (Ending Point)

Required statement:

The United States and the claimant stipulate that this is the correct description of the point of diversion.

6. **Purpose of use:**

Stockwater

Required statement:

As recommended in the Director's Report. Pursuant to the Special Master's Second Amended Recommendation for Basin-Wide Issue #12 dated August 12, 1996, stock numbers are not described in the purpose of use.

7. **Period of year** when the water is to be used:

01-01 through 12-31

Required statement:

As recommended in the Director's Report.

8. **Legal description of the place of use** or of the reservation:

T02S R05W S30 NENE

T02S R05W S30 NWNE

T02S R05W S30 NENW

T02S R06W S13 SESW

T02S R06W S24 NWNE

T02S R06W S24 SWNE

T02S R06W S24 NENW

T02S R06W S24 NWSE

T02S R06W S24 SWSE

MICROFILMED

OCT 07 1998

Required statement:

The United States and the claimant stipulate that this is the correct description of the place of use.

9. **Annual volume of consumptive use:**

De minimis stockwater use.

Required statement:

This element was not reported by IDWR in the director's report. Pursuant to Idaho Code 42-1401A(2) 1996, this water right need not contain a determination of the annual volume of consumptive use.

10. **Other necessary matters:**

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

These matters are necessary because:

These matters do not fall within the 9 elements listed above because:

Review By IDWR

To speed up the entry of a decree, the parties are encouraged to talk to the Idaho Department of Water Resources (IDWR) about their proposed settlement and have IDWR indicate its concurrence by signing the Standard Form 5.

Where all parties have signed, a Standard Form 5 may be filed with the court without the concurrence of IDWR. However, the parties must certify that they have served IDWR with a copy of Standard Form 5 and that they have made a good faith attempt to resolve the matter with IDWR.

Within 14 days of filing a Standard Form 5 not containing an IDWR concurrence, IDWR shall file a statement of its position with the court.

MICROFILMED

OCT 07 1998

If IDWR has not concurred by signing below, signing parties certify that they have served a copy of this document on IDWR and have made a good faith attempt to obtain its concurrence, but have failed.

Signatures and Addresses of Parties and their Attorney of Record (attach additional page if necessary): I have read this form, know its contents, and believe that the statements are true to the best of my knowledge.

Name: United States of America, acting through the
Department of Interior,
Bureau of Land Management,
Idaho State Office
Address: 1387 South Vinnell Way
City/State/Zip: Boise, Idaho 83709-1657
Attorney of Record: R. Lee Leininger, (202) 305-0242
P. Fritz Holleman, and (202) 305-0494
William M. Ferry (208) 334-1911
Phone: As Above.

Party's Signature	Date	Attorney's Signature	Date
-------------------	------	----------------------	------

Name: Chipmunk Grazing Association, Inc.
Address: Box 175
City/State/Zip: Marsing, Idaho 83639
Attorney of Record: Richard L. Harris
Phone: (208) 459-1588

Party's Signature	Date	Attorney's Signature	Date
-------------------	------	----------------------	------

IDWR Concurrence: _____
Signature Date

MICROFILMED
OCT 07 1998

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 _____, 199____, 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
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

Richard L. Harris
P.O. Box 1438
1023 Arthur Street
Caldwell, Idaho 83605-1438

Signature of person or attorney mailing the form

MICROFILMED
OCT 07 1998

AJ0749NP
No. R57-10850

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 05/06/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHIPMUNK GRAZING ASSOCIATION INC	07/01/1868	STOCKWATER	01-01 12-31	0.02 CFS	
TOTAL DIVERSION:					0.02 CFS	

Water Source: UNNAMED STREAM

Tributary to: DRY CREEK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T02S R05W S30

NWNW

OWYHEE County

Point(s) of Ending Stream Reach: T02S R06W S25

NENE

OWYHEE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
02S	05W	30	:																	:
02S	06W	25	:	S																:

POU County: OWYHEE

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: POD THERE ARE THREE POINTS OF DIVERSION IN THE NWNW, T02S, R05W, SECTION 30.

EXP STOCKWATER, 600 HEAD RANGE CATTLE.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

MICROFILMED
OCT 07 1998

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHIPMUNK GRAZING ASSOCIATION INC BOX 175 MARSING ID 83639 (208) 466-8801	06/01/1875	STOCKWATER	01-01 12-31	0.13 CFS	
					TOTAL DIVERSION:	0.13 CFS

Water Source: UNNAMED STREAMS

Tributary to: DRY CREEK

Stage: BENEFICIAL USE

Point(s) of Beginning Stream Reach: T02S R05W S29
S30

NWNW
NENW NWNW

OWYHEE County
OWYHEE County

Point(s) of Ending Stream Reach: T02S R05W S30
R06W S13

NWNW
SESW

OWYHEE County
OWYHEE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SESW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
02S	05W	19	:					:					:				S	S	:					:
02S	05W	29	:					:		S			:						:					:
02S	05W	30	:	S		S		:	S	S			:						:					:
02S	06W	13	:					:					:	S			S		:					:
02S	06W	24	:			S	S	:	S				:						:	S	S	S		:
02S	06W	25	:	S				:					:						:					:

POU County: OWYHEE

Non-Irrigation Uses: STOCKWATER, 600 RANGE CATTLE

Conditions of Approval:

- L12 - THIS RIGHT AND OTHER RIGHTS COMMON TO THE SAME GRAZING
- ALLOTMENT SHALL BE LIMITED TO THE QUANTITY OF WATER BENEFICIALLY
- USED BY THE NUMBER OF STOCK WITHIN THE ALLOTMENT.

Remarks: AKA TEXAS BASIN ALLOTMENT - BLM GRAZING ALLOTMENT
SOURCES FOR THIS RIGHT ARE 3 UNNAMED STREAMS TRIB. TO DRY CREEK.
THERE ARE TWO POINTS OF ENDING WITHIN NWNW, S30, T02S, R05W.

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

MICROFILMED
OCT 07 1998

A57-10918

RECEIVED

AUG 10 1994

WATER RESOURCES
WESTERN REGION

SIMMS & STEIN, P.A.
102 Aspen Lakes Drive
P.O. Box 280
Hailey, ID 83333
(208) 788-9145

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

)
)
) NOTICE OF APPEARANCE
)
)

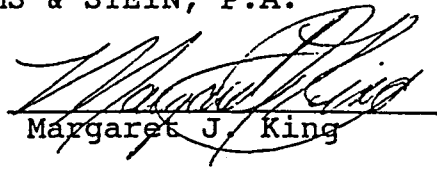
COMES NOW the firm of Simms & Stein, P.A., and hereby
enters an appearance for CHIPMUNK GRAZING ASSOCIATION, subcase
numbers attached.

All further pleadings, notices, and correspondence of any
kind filed hereafter in this matter should be sent to Simms &
Stein, P.A., P.O. Box 280, Hailey, Idaho 83333.

DATED this 26 day of May, 1994.

SIMMS & STEIN, P.A.

By:


Margaret J. King

NOTICE OF APPEARANCE -1

MICROFILMED
OCT 07 1998

CHIPMUNK GRAZING ASSOCIATION

SUBCASE NUMBERS:

57 10373	57 11157✓
57 10375	57 11158✓
57 10660	57 11170✓
57 10850	57 11176✓
57 10851	57 11179✓
57 10914	57 11181✓
57 10916	57 11183✓
57 10917	
57 10918	
57 10919A	
57 10919B	
57 10920	
57 10921	
57 10924	
57 10944	
57 10946	
57 01046✓	
57 01047✓	
57 10923	
57 10945	
57 10947	
57 11148✓	
57 11149✓	
57 11156✓	

do not change
57-01046 - 11156
- 11157
57-01047 11158
57-11158 11170
- 11149 11176
11179

-11181

-11182

MICROFILMED

OCT 07 1998

CERTIFICATE OF MAILING

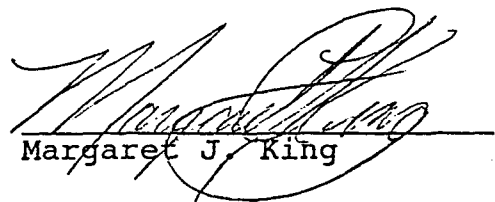
The undersigned certifies that on the 26 day of May, 1994, a true and correct copy of the above and foregoing Notice of Appearance was served on the following persons by depositing true and correct copies thereof in the United States Mail, first class postage prepaid, or personally delivering the same, addressed as follows:

Clerk of the SRBA Court (original)
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

Chief, Natural Resources Division (1)
Office of Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

The United States Department of Justice (1)
Environment and Natural Resources Division
550 West Fort Street, Box 33
Boise, ID 83734

Bruce Malmberg (1)
P.O. Box 175
Marsing, ID 83639


Margaret J. King

MICROFILMED

OCT 07 1998