

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. 45-04138
)
) **STANDARD FORM 5**
Case No. 39576)
) **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 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 in the attached Amended Claim. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANTS:

Howard Robinson
Karen Robinson

Howard Robinson

Howard Robinson

8/7/05

Date

Karen Robinson

Karen Robinson

8-7-05

Date

OBJECTOR:

United States on behalf of the
Bureau of Land Management

Larry A. Brown

Larry A. Brown

8/21/2005

Date

Attorney, U.S. Department of Justice
Environment and Natural Resources Div.

IDWR CONCURRENCE:

Jeanie Roberts
Jen
Jeanie Roberts
Senior Water Resources Agent

8-16-05

Date

IDWR CONCURRENCE:

Chris Bromley
Chris Bromley
Deputy Attorney General -as to form

8/17/05

Date

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

RIGHT NUMBER: 45-4138

NAME AND ADDRESS: HOWARD ROBINSON
2288 WILLIAMSBURG CIRCLE
WEST JORDAN UT 84084

KAREN ROBINSON
2288 WILLIAMSBURG CIRCLE
WEST JORDAN UT 84084

SOURCE: SPRINGS

TRIBUTARY: SUMMIT CREEK

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 01/01/1931

POINT OF
DIVERSION: T14S R23E S18 SENESE
S21 SWSWSW

HDR. VR
CB
LAS *MB*
Within CASSIA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
STOCKWATER

PERIOD OF USE
01/01 12/31

QUANTITY
0.020 CFS

PLACE OF USE: STOCKWATER

Within CASSIA County

<u>T14S</u>	<u>R22E</u>	<u>S13</u>	<u>SWNW</u>
<u>T14S</u>	<u>R22E</u>	<u>S24</u>	<u>NENE</u>
<u>T14S</u>	<u>R23E</u>	<u>S18</u>	<u>NESE</u>
<u>T14S</u>	<u>R23E</u>	<u>S18</u>	<u>Lot 3 (NWSE)</u>
<u>T14S</u>	<u>R23E</u>	<u>S19</u>	<u>NENE</u>
<u>T14S</u>	<u>R23E</u>	<u>S20</u>	<u>NWNW</u>
<u>T14S</u>	<u>R23E</u>	<u>S20</u>	<u>NWSW</u>
<u>T14S</u>	<u>R23E</u>	<u>S20</u>	<u>NWSE</u>
<u>T14S</u>	<u>R23E</u>	<u>S29</u>	<u>SWNW</u>
<u>T14S</u>	<u>R23E</u>	<u>S29</u>	<u>NWSE</u>

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

STOCKWATER; 125 HEAD RANGE CATTLE PARCEL NOS:
T14SR23E187200A T14SR23E203000A T14SR23E290150A

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE
PURSUANT TO SECTION 42-1425, IDAHO CODE.

CERTIFICATE OF MAILING

I certify that on Aug. 21, 2005, 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:

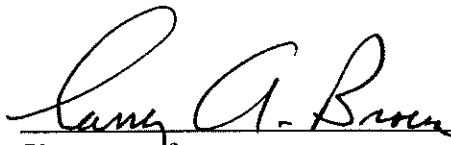
Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

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

Howard & Karen Robinson
2288 Williamsburg Circle
West Jordan, UT 84084



Signature of person or attorney mailing the form