

RECEIVED

AUG 08 2008

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

) Subcase No. 45-12557

)

)

) **STANDARD FORM 5**

Case No. 39576

)

)

) **AMENDED CLAIM**

)

) **FOR DOMESTIC & STOCKWATER RIGHTS**

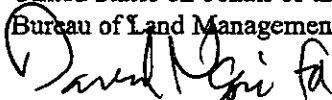
This form is used to report the stipulated elements of one domestic and/or stockwater right acquired under state law and/or one federal reserved water right and to amend the Notice of Claim. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge 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.

CLAIMANT/OBJECTOR:

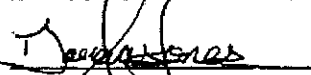
United States on behalf of the
Bureau of Land Management

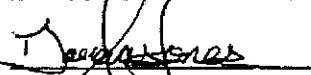


Larry A. Brown 
Attorney, U.S. Department of Justice
Environment and Natural Resources Div.

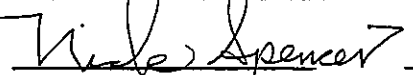

Date

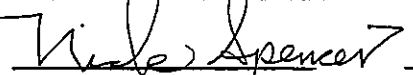
IDWR CONCURRENCE:


Douglas Jones
Technical Engineer 1


Date 8/5/08

IDWR CONCURRENCE:


Nicholas B. Spencer
Deputy Attorney General, Attorney for IDWR


Date 8-5-08

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

RIGHT NUMBER: 45-12557

NAME & ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH
USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657

SOURCE: DRY CREEK
EAST FORK DRY CREEK
MIDDLE FORK DRY CREEK
WEST FORK DRY CREEK

TRIBUTARY: SINKS
DRY CREEK
DRY CREEK
DRY CREEK

QUANTITY: 0.02 CPS

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

PRIORITY DATE: ~~01/01/1873~~ 06/28/1934

POINT OF
DIVERSION:

T12S R19E S34

NWSENW
SESWSW
NWSENE
SESESE
NWSENE
NWSENE

Within CASSIA County
~~(INSTREAM BEGINNING POINT)~~
(INSTREAM BEGINNING POINT)
(INSTREAM ENDING POINT)
(INSTREAM BEGINNING POINT)
(INSTREAM ENDING POINT)
(INSTREAM BEGINNING POINT)

S24

NWSWNW

(INSTREAM ENDING POINT)

S26

SWNESW

(INSTREAM ENDING POINT)

S35

SESENE

(INSTREAM BEGINNING POINT)

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
STOCKWATER

PERIOD OF USE
01-01 12-31

QUANTITY
0.02 CFS

PLACE OF USE:

STOCKWATER

T12S R19E S23

NESE
SWSE
SESE

Within CASSIA County

S24

SWNW
NWSW

S26

NENE
NWNE
SWNE
SENW
NESW
NWSW
SWSW

	<u>SESW</u>
	<u>SWSE</u>
<u>S27</u>	<u>SESE</u>
S34	NENE
	SWNE
	SENE
	SWNW
	SENW
	NWSW
	SWSW
	SESW
	NESE
	SESE
S35	NENE
	NWNE
	SENE
	NWNW

ON
 NBS

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

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

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 final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
 BLM RECORD ID = 4502808069
 CATTLE/750

CERTIFICATE OF MAILING

I certify that on 8/7, 2008, 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

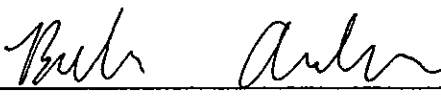
2. Copy to:

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):

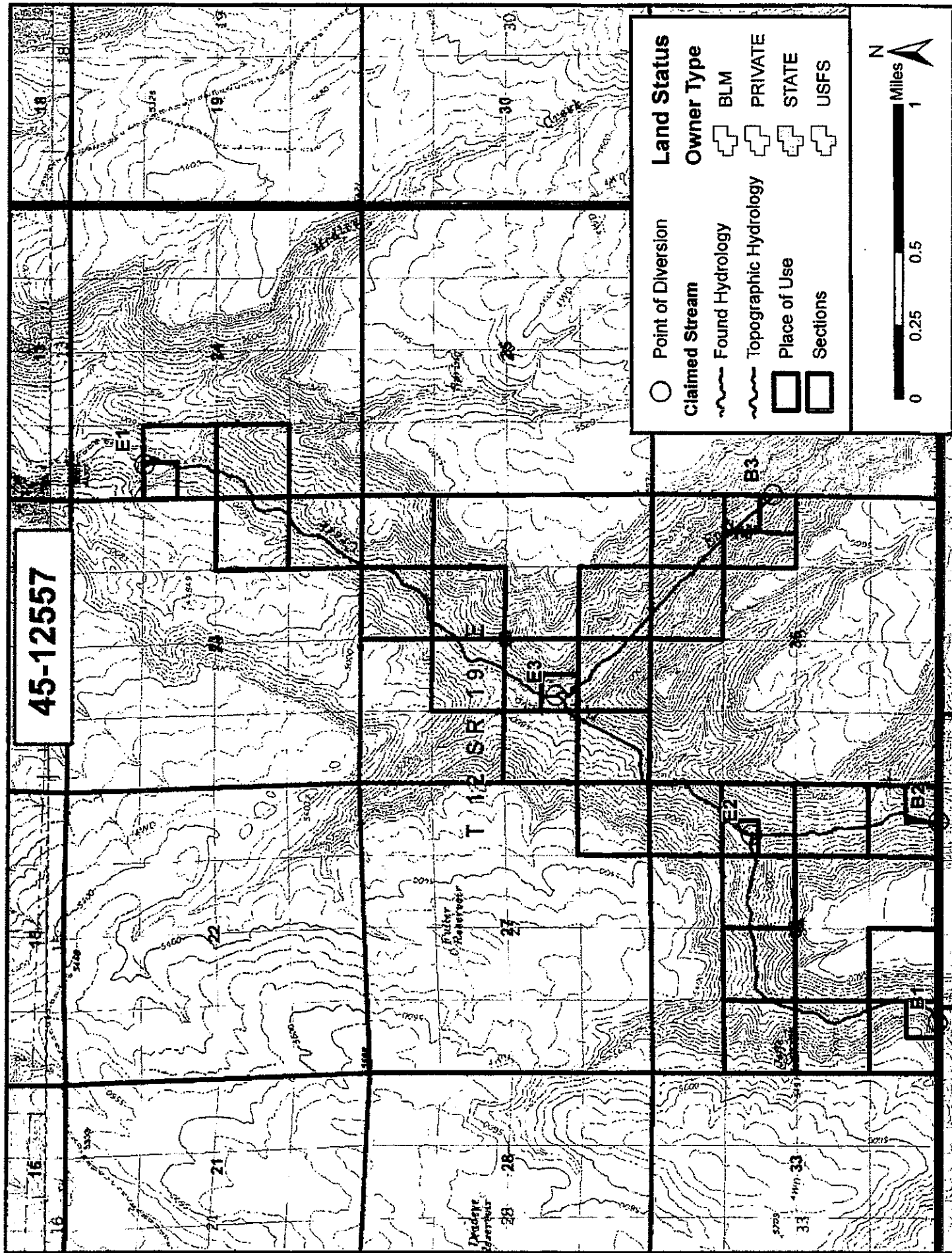
U.S., Department of Justice
Environment and Natural Resources Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724



Signature of person or attorney mailing the form

45-12557

Point of Diversion	Land Status
○	Claimed Stream
~	Found Hydrology
~	Topographic Hydrology
□	Place of Use
□	Sections
Owner Type	
+	BLM
+	PRIVATE
+	STATE
+	USFS



TOWNSHIP 12 SOUTH RANGE 19 EAST OF THE BOISE MERIDIAN, IDAHO

CASSIA COUNTY OR
BUREAU DISTRICT SEC. 3

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

INDEX TO SEGREGATED TRACTS			
TRACT NO.	TR.	SEC.	ORIGINAL SURVEY
1	1	1	1
2	1	2	2
3	1	3	3
4	1	4	4
5	1	5	5
6	1	6	6
7	1	7	7
8	1	8	8
9	1	9	9
10	1	10	10
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17	1	17	17
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19	1	19	19
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22	1	22	22
23	1	23	23
24	1	24	24
25	1	25	25
26	1	26	26
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28	1	28	28
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30	1	30	30
31	1	31	31
32	1	32	32
33	1	33	33
34	1	34	34
35	1	35	35
36	1	36	36

20 2407.56 Hail Hill Tract
Historical information only, does not denote
public status

21 2407.56 Hail Hill Tract
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public status

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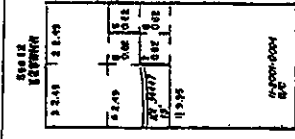
32 2407.56 Hail Hill Tract
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35 2407.56 Hail Hill Tract
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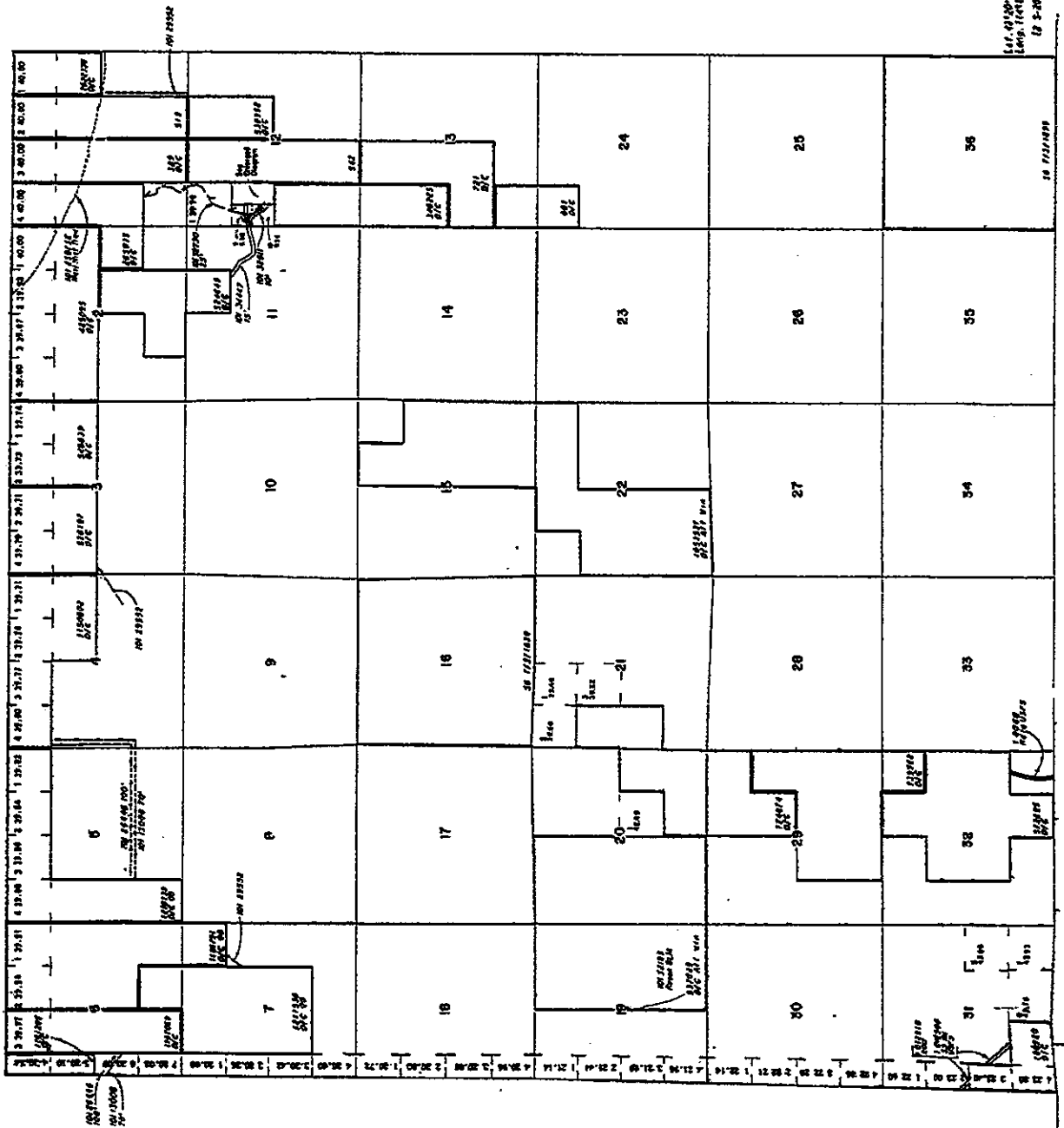
36 2407.56 Hail Hill Tract
Historical information only, does not denote
public status



Scale
0 1 2 3 4 5 6 7 8 9 10
Feet

FOR CHANGES EFFECTING DISPOSITION OF USE OF
UNDEVELOPED LANDS REFER TO BUREAU OF
LAND MANAGEMENT DOCUMENTS

CONTRACT NO.	CONTRACT NO.
SEP 18 2004	CONTRACT NO.
OWN PLAT	



13 5 19 E

WARNING STATEMENT

SCALE IN CHAINS

0 1 2 3 4 5 6 7 8 9 10

13 5 19 E

13 5 19 E

13 5 19 E

13 5 19 E

13 5 19 E

13 5 19 E

13 5 19 E