

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. 45-12672

Case No. 39576

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 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 8/6/08
Date
Attorney, U.S. Department of Justice
Environment and Natural Resources Div.

IDWR CONCURRENCE:

Douglas Jones
Date
Technical Engineer 1

8/5/08
Date

IDWR CONCURRENCE:

Nicholas B. Spencer 8-5-08
Date
Deputy Attorney General, Attorney for IDWR

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

RIGHT NUMBER: 45-12672

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: UNNAMED STREAM

TRIBUTARY: DRY CREEK

QUANTITY: 0.02 CFS

MB

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:

TJ *NBS*
DN

T12S R19E S22	~~SWSWNE~~	Within CASSIA County (INSTREAM BEGINNING POINT)
	~~NWSWNE~~	(INSTREAM BEGINNING POINT)
	~~SWSESE~~	(INSTREAM ENDING POINT)
<u>S24</u>	<u>SWSWNW</u>	(INSTREAM ENDING POINT)
<u>S25</u>	<u>SWSESW</u>	(INSTREAM BEGINNING POINT)
	<u>SESWSE</u>	(INSTREAM BEGINNING POINT)
	<u>SWSENW</u>	(INSTREAM ENDING POINT)
S26	SESENW	(INSTREAM ENDING POINT)
<u>S27</u>	<u>NESWNW</u>	(INSTREAM BEGINNING POINT)
	<u>SESWSW</u>	(INSTREAM ENDING POINT)
<u>S28</u>	<u>SENWSE</u>	(INSTREAM BEGINNING POINT)
<u>S34</u>	<u>NWSENW</u>	(INSTREAM BEGINNING POINT)
	<u>NWSENW</u>	(INSTREAM ENDING POINT)
<u>S35</u>	<u>SESESE</u>	(INSTREAM BEGINNING POINT)
	<u>NWNWNW</u>	(INSTREAM ENDING 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 S22

SWNE
NWSE
SWSE
SESE

Within CASSIA County

S24

SWNW
SENW

	<u>NESW</u>
	<u>SWSW</u>
	<u>SESW</u>
<u>S25</u>	<u>NENW</u>
	<u>SENW</u>
	<u>NESW</u>
	<u>SESW</u>
	<u>NWSE</u>
	<u>SWSE</u>
S26	NWNW
	SWNW
	SENW
S27	NENE
	NWNE
	NENW
	SWNW
	SENW
	NWSW
	SWSW
<u>S28</u>	<u>NESE</u>
	<u>NWSE</u>
<u>S34</u>	<u>SENW</u>
<u>S35</u>	<u>SWNE</u>
	<u>NENW</u>
	<u>NWNW</u>
	<u>SENW</u>
	<u>NESE</u>
	<u>NWSE</u>
	<u>SESE</u>

PN
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 = 4502480042
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

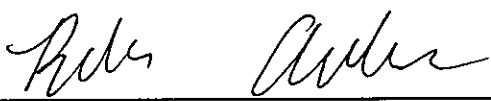
2. Copy to:

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

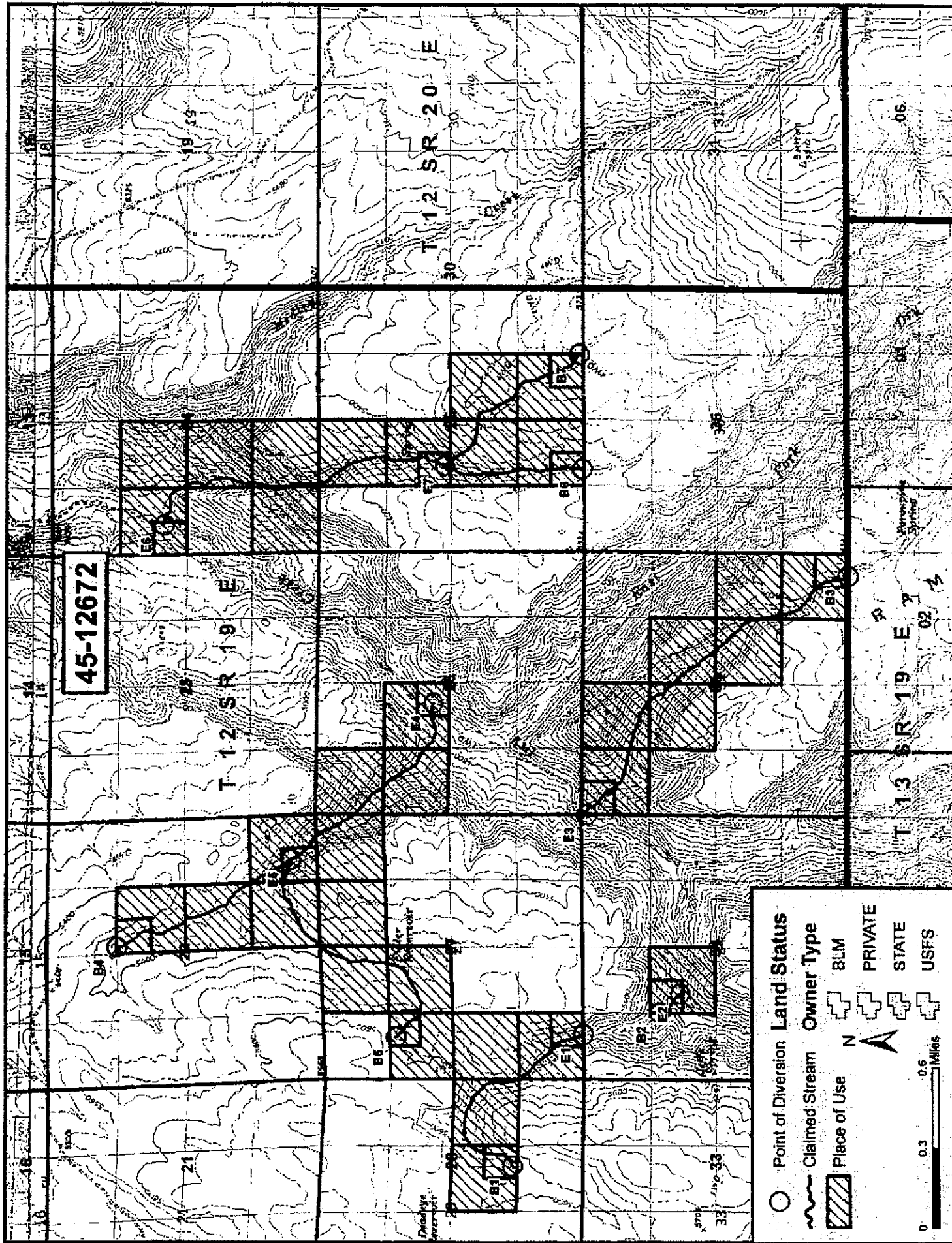
IDWR Document Depository
P. O. Box 83720
Boise, Idaho 83720-0098

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

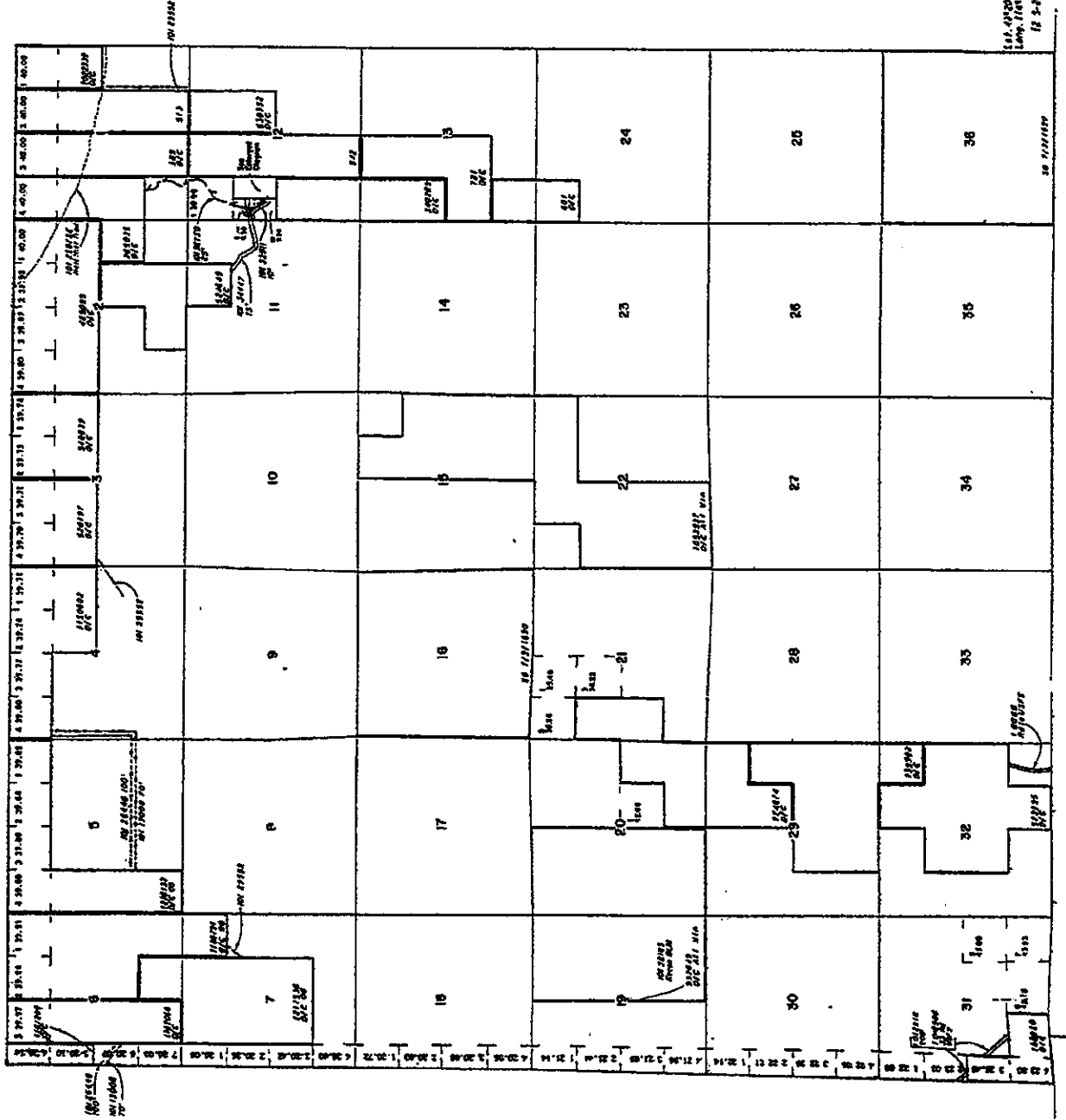


TOWNSHIP 12 SOUTH RANGE 19 EAST OF THE BOISE MERIDIAN, IDAHO

CASSIA COUNTY
RANGE DISTRICT SEC 3

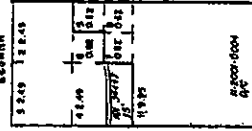
STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT



INDEX TO RESEGREGATED TRACTS			
TRACT NO.	T.	R.	SEC.
1	12	19	1
2	12	19	2
3	12	19	3
4	12	19	4
5	12	19	5
6	12	19	6
7	12	19	7
8	12	19	8
9	12	19	9
10	12	19	10
11	12	19	11
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36	12	19	36

20 25873 1/4 Sec 10	1/4
20 25873 1/4 Sec 11	1/4
20 25873 1/4 Sec 12	1/4
20 25873 1/4 Sec 13	1/4
20 25873 1/4 Sec 14	1/4
20 25873 1/4 Sec 15	1/4
20 25873 1/4 Sec 16	1/4
20 25873 1/4 Sec 17	1/4
20 25873 1/4 Sec 18	1/4
20 25873 1/4 Sec 19	1/4
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20 25873 1/4 Sec 28	1/4
20 25873 1/4 Sec 29	1/4
20 25873 1/4 Sec 30	1/4
20 25873 1/4 Sec 31	1/4
20 25873 1/4 Sec 32	1/4
20 25873 1/4 Sec 33	1/4
20 25873 1/4 Sec 34	1/4
20 25873 1/4 Sec 35	1/4
20 25873 1/4 Sec 36	1/4



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

FOR ORDERS PERTAINING TO THE USE OF
UNRECORDED LANDS REFER TO BUREAU OF
MISCELLANEOUS DOCUMENTS

DATE TO SEP 2 8 1900	CORRECTION NO.
MOUNT PLAT	

THE NOTATION SHOWN ON WITHDRAWS REPRESENT THE LAST
ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE
THE RECORD FOR THE EFFECTIVE DATE.

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

WARNING STATEMENT
This plat is not a survey of land and should not be used
as evidence of title. It is a mere statement of the
status of the land as shown on the records of the
Bureau of Land Management.

12 19 E