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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. 45-12822

)

) **STANDARD FORM 5**

Case No. 39576

)

)

) **AMENDED CLAIM**

)

) **FOR DOMESTIC & STOCKWATER RIGHTS**

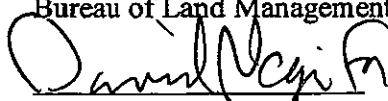
This form is used to report the stipulated elements of one domestic and/or stockwater right acquired under state law and/or one federal reserved water right and to amend the Notice of Claim. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge 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 decreed as described per the attached Amended Claim, **except IDWR's concurrence is limited to the state based elements only. Since by law IDWR neither investigates nor recommends federal reserved water rights it has no knowledge of, nor opinion regarding, the validity of the federal basis of the right.** The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT/OBJECTOR

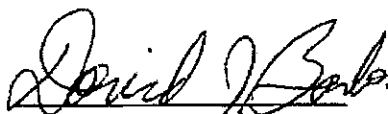
United States on behalf of the
Bureau of Land Management

 8/6/08
Date

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

OBJECTOR:

State of Idaho

 8/4/08
Date

David J. Barber
Deputy Attorney General
Office of the Attorney General, State of Idaho

IDWR CONCURRENCE:

Douglas Jones
Douglas Jones
Technical Engineer 1

8/5/08
Date

IDWR CONCURRENCE:

Nicholas B. Spencer
Nicholas B. Spencer
Deputy Attorney General

8-5-08
Date

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

RIGHT NUMBER: 45-12822

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: SPRING

TRIBUTARY: SINKS

QUANTITY: 0.02 CFS

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

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

* 4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT. *
* *
* THIS WATER RIGHT IS ALSO CLAIMED BASED ON FEDERAL LAW *
* WITH AN APRIL 17, 1926, DATE OF PRIORITY PURSUANT TO AN *
* EXECUTIVE ORDER SIGNED THE SAME DATE AND KNOWN AS PUBLIC *
* WATER RESERVE 107. *

POINT OF
DIVERSION:

T15S R22E S10

~~NWSENE~~
NESWNE

Within CASSIA County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
STOCKWATER

PERIOD OF USE
01-01 12-31

QUANTITY
0.02 CFS

PLACE OF USE:

STOCKWATER
T15S R22E S10

~~SENE~~
SWNE

Within CASSIA County

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
BLM RECORD ID = 4502480191

2/1/83 NBS
DN

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



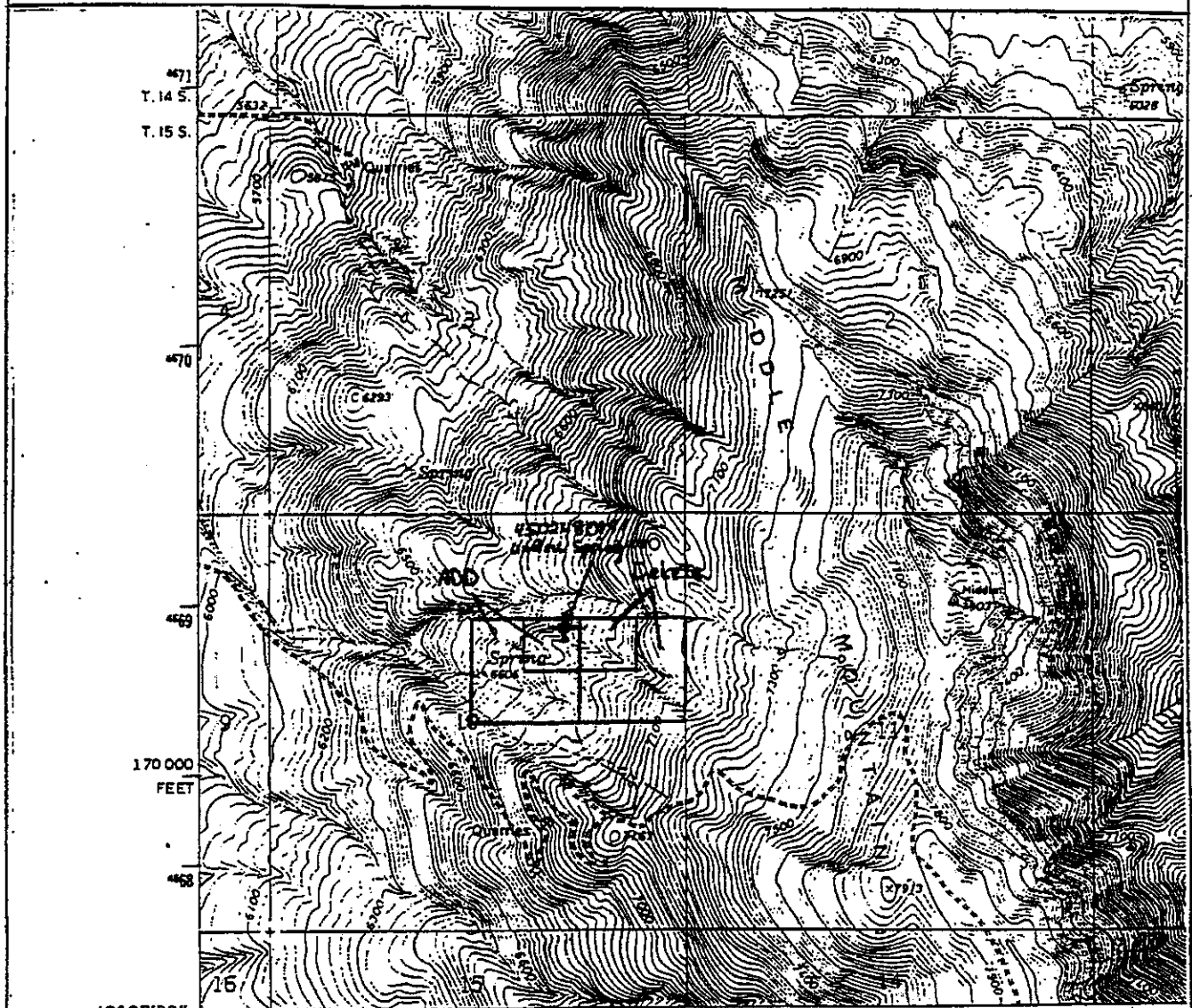
Signature of person or attorney mailing the form

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

507 7191 (A45-12822)
BLM IDENT. # (SRBA CLAIM #)

WATER RIGHTS CLAIM MAP

TOWNSHIP 15 S RANGE 22 E MERIDIAN: BOISE QUAD MAP NAME BASIN



42°07'30"
113°52'30"

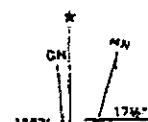
(BLUE HILL)
3288 M SW

Mapped, edited, and published by the Geological Survey

Control by USGS and USC&GS

Topography by photogrammetric methods from aerial
photographs taken 1967. Field checked 1968

Projection: projection... 1927 North American datum



KEY

SCALE 1:24000

	DOWSTREAM THE CLAIM		POD
ADD	POD AND/OR POU LEGAL TO BE ADDED		POD (NOTE: THIS IS A TROUGH UNLESS INDICATED OTHERWISE)
DELETE	POD AND/OR POU LEGAL TO BE DELETED		POD AND POU (NOTE: POU IS A TROUGH UNLESS INDICATED OTHERWISE)
*	LOT # TO BE ADDED TO TRACT DESCRIPTION ALREADY ON CLAIM		DITCH
UP	UPSTREAM POD FOR DOWSTREAM THE SEGMENT		PIPELINE
DN	DOWSTREAM POD FOR DOWSTREAM THE SEGMENT		

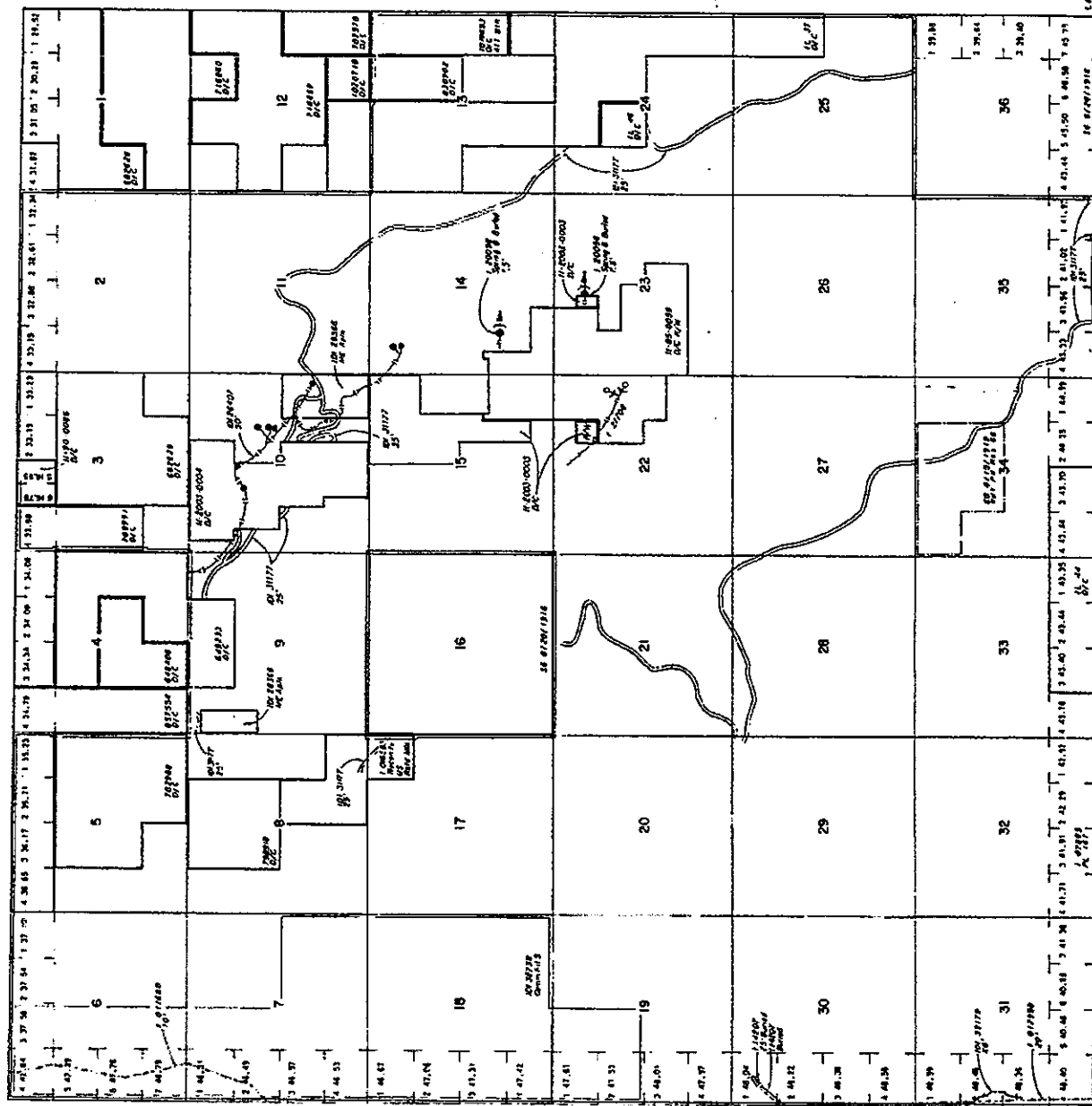
CASSIA COUNTY 031
SUMMIT DISTRICT SEC 3

STATUS OF PUBLIC DOMAIN LAND AND MINERAL TITLES

MT PLAT

[illegible]

1 07645 Det PL 167 (Act of Cong 7/23/1955)
completed 1/30/1958. All PD surface spot by GUY



SCALE in photos

WARRANTS ISSUED

This plan is the Bureau Record of Title, and should be used only as a rough sketch of the property being sold. The agent should be notified of any change in the title, and the title should be corrected by the Bureau. The title should be corrected by the Bureau, and the title should be corrected by the Bureau.

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITH-

Boite Mar
T. 15\$
R 22E