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DEPARTMENT OF
WATER RESOURCES

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FEB 06 2009

9:00 A.M.

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. 47-07755

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:

Salmon Falls Land & Livestock Co. Inc.

Salmon Falls Land Livestock Co. Inc.

by Michael J. Henslee 1/13/09

Michael J. Henslee

Vice President

Date

OBJECTOR:

United States on behalf of the

Bureau of Land Management

David M. Brown 2/9/09

Larry A. Brown

Date

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

IDWR CONCURRENCE:

Douglas Jones 4/8/08

Douglas Jones

Technical Engineer 1

Date

IDWR CONCURRENCE:

Nicholas B. Spencer 4-8-08

Nicholas B. Spencer

Deputy Attorney General

Date

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

RIGHT NUMBER: 47-7755

NAME AND ADDRESS: SALMON FALLS LAND & LIVESTOCK CO INC
123 BELL RAPIDS RD
HAGERMAN ID 83332

SOURCE: SPRING
~~UNNAMED STREAM~~
DEVIL CREEK

TRIBUTARY: ~~SINKS~~
TRIBUTARY: ~~SINKS~~
SALMON FALLS CREEK

QUANTITY: 2.000 CFS
27.10 AFY

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.

PRIORITY DATE: 09/17/1981

POINT OF
DIVERSION:

T14S R12E S22
~~T14S R12E S22~~

NWNWSW
~~NWNWSW~~

Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	03/01 12/01	0.200 CFS 12.10 AFY
DIVERSION TO STORAGE	01/01 12/31	2.000 CFS
STOCKWATER FROM STORAGE	03/01 12/01	15.00 AFY
STOCKWATER STORAGE	01/01 12/31	15.00 AFY

PLACE OF USE: STOCKWATER in OWYHEE County and TWIN FALLS County

T13S R12E S13	SESE
T13S R12E S14	NESE
T13S R12E S22	NESW
~~T13S R12E S22~~	~~SESW~~
T13S R12E S23	SESE
T13S R12E S24	SWSW
T13S R12E S24	SESW
T13S R12E S25	NESE
T13S R12E S25	NWSE
~~T13S R12E S27~~	~~NESW~~
~~T13S R12E S27~~	~~SESW~~
T13S R12E S34	NENW
T13S R12E S35	Lot 1 SESE

T13S	R12E	S36		NENW
T13S	R13E	S30	Lot 3	NWSW
T13S	R13E	S30	Lot 4	SWSW
~~T13S~~	~~R13E~~	~~S30~~		~~SESW~~
~~T13S~~	~~R13E~~	~~S31~~	Lot 1	~~NWNW~~
~~T13S~~	~~R13E~~	~~S31~~	Lot 2	~~SWNW~~
T14S	R12E	S02	Lot 3	NENW
T14S	R12E	S02		SWNW
T14S	R12E	S03		NESW
T14S	R12E	S11		SWNW
T14S	R12E	S11		SWSW
T14S	R12E	S15		SWNW
T14S	R12E	S22		NWNE
T14S	R12E	S22		NENW

M.A.
NBS
DN

STOCKWATER FROM STORAGE same as STOCKWATER

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.

EXPLANATORY MATERIAL:

BASIS OF CLAIM - License

Use of water under this water right will be regulated by the watermaster of State Water District No. 47-C
 STOCKWATER, 1000 RANGE CATTLE

CERTIFICATE OF MAILING

I certify that on 2 / 9, ²⁰⁰⁹~~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

Salmon Falls Land & Livestock Co. Inc.
123 Bell Rapids Rd
Hagerman, ID 83332



Signature of person or attorney mailing the form