

RECEIVED

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____ v

JUN 26 2009

DEPARTMENT OF
WATER RESOURCES

2009 JUN 25 AM 10 03

In Re SRBA

Subcase No. 27-12123

Case No. 39576

STANDARD FORM 5

AMENDED CLAIM

**FOR DOMESTIC & STOCKWATER
RIGHTS**

CLAIMANT:

Chesterfield Land & Livestock Assn.

OBJECTOR:

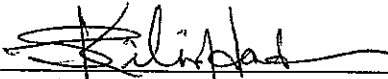
Shoshone-Bannock Tribes

for Randall C. Budge 5/28/09
Attorney for Claimant Date

Jeanette Wolfley 5/8/09
Jeanette Wolfley Date
Attorney for Objector

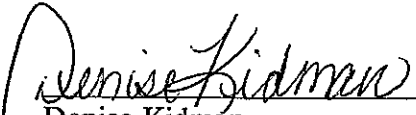
RESPONDENT:

State of Idaho

 6-16-09

David J. Barber Date
Attorney for Respondent
Shasta Kilminster-Hadley

IDWR Concurrence:

 6-5-09

Denise Kidman Date
Water Resource Agent

 6/11/09

Garrick L. Baxter Date
Deputy Attorney General
Attorney for IDWR

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

RIGHT NUMBER: 27-12123

NAME AND ADDRESS: CHESTERFIELD LAND & LIVESTOCK ASSOC
1976 TELFORD RD
GRACE ID 83241

SOURCE: SPRING PINE GROVE

TRIBUTARY: TWENTYFOUR MILE CREEK

QUANTITY: 0.020 CFS
3.95 AFY

The rights listed below are limited to a total combined annual diversion volume for stockwater of 3.95 AF. Combined Right Nos.: 27-12130, 27-12131, 27-12132, 27-12123.

~~The rights listed below are limited to a total combined annual diversion volume for stockwater of 11.35 AF. Combined Right Nos.: 27-12172, 27-12173, 27-12175, 27-12117, 27-12119, 27-12120, 27-12122, 27-12123, 27-12124, and 27-12125.~~

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/01/1917

POINT OF DIVERSION: T06S R39E S14 SESENE Within CARIBOU County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	<u>05/01 10/31</u>	0.020 CFS <u>3.95 AFY</u>
	<u>05/01-11/01</u>	<u>7.34 AFY</u>

PLACE OF USE: STOCKWATER in CARIBOU County

T06S R39E S14 SENE NSSE

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 - Beneficial Use

Stockwater use is for 350 cow-calf pairs.

~~Stockwater use is for 1000 cow-calf pairs.~~

CERTIFICATE OF MAILING

I certify that on 6/24, 2009, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, 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

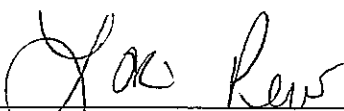
2. Copies to:

SHOSHONE-BANNOCK TRIBES
Represented by:
JEANETTE WOLFLEY
SPECIAL COUNSEL
SHOSHONE-BANNOCK TRIBE
202 N. ARTHUR
POCATELLO, ID 83202

DIRECTOR OF IDWR
P.O. BOX 83720
BOISE, ID 83720-0098

CHESTERFIELD LAND & LIVESTOCK
Represented by:
RANDALL C .BUDGE
201 E. CENTER, STE. A2
P.O. BOX 1391
POCATELLO, ID 83204-1391

STATE OF IDAHO
Represented by:
NATURAL RESOURCES DIV. CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
P.O. BOX 44449
BOISE, ID 83711-4449



Signature of person or attorney mailing the form