



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

July 20, 2009

Jeanette Wolfley
Special Counsel
Shoshone-Bannock Tribes
202 N. Arthur
Pocatello, ID 83202

*RE: SRBA Subcase Nos. 27-12096, 27-12098 & 27-12100
(Meadow Creek Ranch)*

Dear Jeanette:

I am enclosing Amended SF5s for water rights numbers 27-12098 and 27-12100, along with an SF5/Amended Claim for water right number 27-12096. Please review the documents, and they are acceptable, please sign on the indicated signature lines and initial the revised recommendations. After signature, please circulate the documents to the other parties for signature and ask that they return the original documents to me. I will obtain the signatures from IDWR and file the documents with the SRBA Court.

If you should have any questions or comments, please feel free to contact me at 287-4815.

Sincerely,

A handwritten signature in cursive script that reads "Ray Williams".

Ray Williams
Paralegal

Enclosures

**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. 27-12096
	)	
Case No. 39576	)	
	)	STANDARD FORM 5
	)	<u>AMENDED CLAIM</u>
	)	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 one/or one federal reserved 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 whether 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 Basin 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 per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:
Meadow Creek Ranch

OBJECTOR:
Shoshone-Bannock Tribes

By: _____ Date _____
Title: _____

Jeanette Wolfley _____ Date _____
Attorney for Objector

RESPONDENT:

State of Idaho

Shasta Kilminster-Hadley Date
Attorney for Respondent

IDWR Concurrence:

Michael Holliday Date
Senior Water Resource Agent

Garrick L. Baxter Date
Deputy Attorney General
Attorney for IDWR

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

RIGHT NUMBER: 27-12096

NAME AND ADDRESS:

MEADOW CREEK RANCH
C/O DAVID BOSEN
2545 W 2400 N
PRESTON ID 83263

MEADOW CREEK RANCH
2330 S DALLIN ST
SALT LAKE CITY UT 84109

SOURCE: Source: Tributary:
SPRING MEADOW CREEK

QUANTITY: 0.020 CFS
5.530 AFY
The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 04/01/1890

POINT OF DIVERSION:

T04S R42E S33 SESE
Within BONNEVILLE County ~~Within CARIBOU County~~

PURPOSE AND PERIOD OF USE:	Purpose of use:	Period of use:	Quantity:
	STOCKWATER	<u>03/15 12/01</u> ~~01/01 12/31~~	0.020 CFS <u>4.93 AFY</u>
	DOMESTIC	01/01 12/31	0.020 CFS <u>0.60 AFY</u>

Domestic use is for 1 cabin.

PLACE OF USE: STOCKWATER within BONNEVILLE County ~~within CARIBOU County~~
T04S R42E S33 SESE

DOMESTIC within BONNEVILLE County ~~within CARIBOU County~~
T04S R42E S33 SESE

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.

~~The quantity of water decreed for this water right is not a determination of historical beneficial use.~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 100 yearlings and 250 cow-calf pairs.

CERTIFICATE OF MAILING

I certify that on _____, 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

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

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

MEADOW CREEK RANCH
C/O DAVID BOSEN
2545 W 2400 N
PRESTON, ID 83263

MEADOW CREEK RANCH
2330 S DALLIN ST
SALT LAKE CITY, UT 84109

Signature of person or attorney mailing the form

**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. 27-12098
	)	
Case No. 39576	)	AMENDED
	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
_____	)	WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. 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 whether 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 Basin 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 per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:

Meadow Creek Ranch

OBJECTOR:

Shoshone-Bannock Tribes

By: _____ Date _____
Title: _____

Jeanette Wolfley _____ Date _____
Attorney for Objector

RESPONDENT:

State of Idaho

Shasta Kilminster-Hadley Date
Attorney for Respondent

IDWR Concurrence:

Michael Holliday Date
Senior Water Resource Agent

Garrick L. Baxter Date
Deputy Attorney General
Attorney for IDWR

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

RIGHT NUMBER: 27-12098

NAME AND ADDRESS:

MEADOW CREEK RANCH
2330 S DALLIN ST
SALT LAKE CITY UT 84109

MEADOW CREEK RANCH
C/O DAVID BOSEN
2545 W 2400 N
PRESTON ID 83263

SOURCE:

Source:
UNNAMED STREAM

Tributary:
SINKS

QUANTITY:

0.020 CFS
1.120 AFY

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

PRIORITY DATE: 05/15/1970

POINT OF DIVERSION:

T04S R42E S33 NESW
Within BONNEVILLE County ~~Within CARIBOU County~~

PURPOSE AND
PERIOD OF USE:

Purpose of use:
STOCKWATER

Period of use:
05/01 10/31

Quantity:
0.020 CFS 1.12 AFY

PLACE OF USE:

STOCKWATER within BONNEVILLE County ~~within CARIBOU County~~
T04S R42E S33 NESW

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

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~~The quantity of water decreed for this water right is not a determination of historical beneficial use.~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 100 cow-calf pairs.

~~Stockwater use is for 100 cattle.~~

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1. Original to:

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253 Third Avenue North
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Twin Falls, Idaho 83303-2707

2. Copies to:

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

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

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

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C/O DAVID BOSEN
2545 W 2400 N
PRESTON, ID 83263

MEADOW CREEK RANCH
2330 S DALLIN ST
SALT LAKE CITY, UT 84109

Signature of person or attorney mailing the form

**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. 27-12100
	)	
Case No. 39576	)	AMENDED
	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

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Shoshone-Bannock Tribes

By: _____ Date _____
Title:

Jeanette Wolfley _____ Date _____
Attorney for Objector

RESPONDENT:

State of Idaho

Shasta Kilminster-Hadley Date
Attorney for Respondent

IDWR Concurrence:

Michael Holliday Date
Senior Water Resource Agent

Garrick L. Baxter Date
Deputy Attorney General
Attorney for IDWR

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

RIGHT NUMBER: 27-12100

NAME AND ADDRESS:

MEADOW CREEK RANCH
2330 S DALLIN ST
SALT LAKE CITY UT 84109

MEADOW CREEK RANCH
C/O DAVID BOSEN
2545 W 2400 N
PRESTON ID 83263

SOURCE: Source: Tributary:
SPRING SINKS

QUANTITY: 0.020 CFS
1.120 AFY

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

PRIORITY DATE: 08/01/1970

POINT OF DIVERSION:

T04S R42E S33 SENESW
Within BONNEVILLE County ~~Within CARIBOU County~~

PURPOSE AND PERIOD OF USE:	Purpose of use:	Period of use:	Quantity:
	STOCKWATER	05/01 10/31	0.020 CFS <u>1.12 AFY</u>

PLACE OF USE: STOCKWATER within BONNEVILLE County ~~within CARIBOU County~~
T04S R42E S33 NESW

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

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~~Stockwater use is for 100 cattle.~~

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Represented by:
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