



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

September 8, 2009

Shasta Kilminster-Hadley
Deputy Attorney General
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

Sent via Statehouse Mail

RE: SRBA Subcase Nos. 27-12122 & 27-12123 (Chesterfield)

Dear Shasta:

I am enclosing an SF5 for each of the above-referenced subcases. Please review the documents, and if they are acceptable to you, please sign on the indicated signature lines, initial the revised recommendations and return the original SF5s to me. I will obtain the remaining signature and file them 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 Re SRBA) Subcase No. 27-12122
)
 Case No. 39576)
)
) STANDARD FORM 5
) AMENDED CLAIM
) FOR DOMESTIC & STOCKWATER
) RIGHTS

1

RESPONDENT:

State of Idaho

Shasta Kilminster-Hadley Date
Attorney for Respondent

IDWR Concurrence:

Ernest Carlson *9-3-09*

for Denise Kidman Date
Water Resource Agent

Andrea L. Courtney *9/5/09*

Andrea L. Courtney Date
Deputy Attorney General
Attorney for IDWR

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

RIGHT NUMBER: 27-12122
NAME AND ADDRESS: CHESTERFIELD LAND & LIVESTOCK ASSOC
1976 TELFORD RD
GRACE ID 83241
SOURCE: Source: Tributary:
SPRING SINKS
QUANTITY: 0.020 CFS
7.300 AFY 7.340 AFY

A H EME RUB
The rights listed below are limited to a total combined annual diversion volume for stockwater of 11.29 AF. Combined Right Nos.: 27-12117, 27-12120, 27-12122, and 27-12124.

~~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, 27-12174, 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 R41E S6 SWNW~~ Within CARIBOU County

T06S R41E S6 Lot 3 SWNW Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

garc RUB
Purpose of use Period of use: Quantity:
STOCKWATER 05/01 10/31 0.020 CFS 7.30 AFY
05/01 11/01 0.020 CFS 7.34 AFY

PLACE OF USE: STOCKWATER within CARIBOU County

T05S R41E S31 Lot 4 SWSW

~~T05S R41E S31 NWSW~~

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 1000 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

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 DIVISION CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
P.O. BOX 44449
BOISE, ID 83711-4449

Signature of person or attorney mailing the form

In Re SRBA	)	Subcase No. 27-12125
	)	
Case No. 39576	)	
	)	STANDARD FORM 5
	)	<u>AMENDED CLAIM</u>
	)	FOR DOMESTIC & STOCKWATER
	)	RIGHTS

1

RESPONDENT:

State of Idaho

Shasta Kilminster-Hadley Date
Attorney for Respondent

IDWR Concurrence:

Denise Kidman Date
Water Resource Agent

Andrea L. Courtney 8/5/09
Andrea L. Courtney Date
Deputy Attorney General
Attorney for IDWR

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

RIGHT NUMBER: 27-12125
NAME AND ADDRESS: CHESTERFIELD LAND & LIVESTOCK ASSOC
1976 TELFORD RD
GRACE ID 83241

SOURCE: SPRING
QUANTITY: 0.040 CFS
7.30 AFY
TRIBUTARY: WARBONNET CREEK

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

The rights listed below are limited to a total combined annual diversion volume for stockwater of 11.29 AF. Combined Right Nos.: 27-12172, 27-12173, 27-12174, and 27-12125.

~~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, 27-12174, 27-12175, 27-12119, 27-12120, 27-27-12122, 27-12123, 27-12124 and 27-12125.~~

PRIORITY DATE: 05/18/1900

POINT OF DIVERSION: T05S R39E S8 SESENE Within CARIBOU County
T05S R39E S8 NWSEW Within CARIBOU County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	05/01 10/31	0.020 CFS
	05/01 11/01	0.60 AFY
STOCKWATER	05/01 10/31	0.020 CFS
		7.30 AFY
	05/01 11/01	7.34 AFY

PLACE OF USE: STOCKWATER in CARIBOU County
T05S R39E S04 NWSW
DOMESTIC in CARIBOU County
T05S R39E S04 NWSW
Domestic use is for 1 home.

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.

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202 N. ARTHUR
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BOISE, ID 83711-4449

Signature of person or attorney mailing the form