

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

JAN - 7 2010

By _____ Clerk
_____ Deputy Clerk

recommending the elements as set forth in the proposed *Amended Standard Form 5*. The elements of this water right would then be as set forth in the attached proposed *Amended Standard Forms 5*. (Attached hereto as Exhibit 1)

IT IS FURTHER ORDERED THAT, any affidavits and/or notices to cross-examine pursuant to I.R.C.P. 6(c)(2) shall be due on or before January 20, 2010.

Craig Webster, Diane Webster, John Webster, and Paul Webster are hereby informed that pursuant to Rule 6(c)(4) of the Idaho Rules of Civil Procedure, any party has the right to elect to produce testimony and evidence at the hearing upon the Order to Show Cause, or to cross-examine the adverse party or the adverse party's affiants, by first giving at least twenty four (24) hours notice to the Court and opposing counsel before the show cause hearing.

A copy of this *Order to Show Cause and Summons to Appear* shall be served upon the Claimants not less than five (5) days prior to the date set for hearing, where they are required to appear before this Court and show cause. Service of this *Order* shall be made in accordance with I.R.C.P. 5(b) and 6(c)(2).

APPEARANCE AT THIS HEARING IS MANDATORY. FAILURE TO APPEAR AT THIS HEARING MAY RESULT IN THIS WATER RIGHT BEING RECOMMENDED AS SET FORTH IN THE ATTACHED AMENDED STANDARD FORM 5.

DATED: January 7, 2010 .


BRIGETTE BILYEU
Special Master
Snake River Basin Adjudication

EXHIBIT 1

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

RIGHT NUMBER: 27-12007

NAME AND ADDRESS: PAUL WEBSTER
322 S ANGEL
KAYSVILLE UT 84037

CRAIG WEBSTER
322 S ANGEL
KAYSVILLE UT 84037

JOHN WEBSTER
322 S ANGEL
KAYSVILLE UT 84037

DIANE WEBSTER
322 S ANGEL
KAYSVILLE UT 84037

SOURCE: TRAIL CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 0.020 CFS
2.39 AFY

The rights listed below are limited to a total combined annual diversion volume of 2.39 af. Combined Right Nos.: 27-12007 and 27-12008.

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

PRIORITY DATE: 05/01/1910

POINT OF
DIVERSION:

T08S R43E S4 SWSWNW End of Stream Flow Within CARIBOU County
T08S R43E S4 SESWSW Begin of Stream Flow Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	05/01 11/15	0.020 CFS 2.39 AFY

PLACE OF USE: STOCKWATER in CARIBOU County

T08S R43E S04	SWNW	T08S R43E S04	NWSW
T08S R43E S04	SWSW		

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 200 cow-calf pairs.

EXHIBIT 1

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

RIGHT NUMBER: 27-12008

NAME AND ADDRESS: PAUL WEBSTER
322 S ANGEL
KAYSVILLE UT 84037

JOHN WEBSTER
322 S ANGEL
KAYSVILLE UT 84037

CRAIG WEBSTER
322 S ANGEL
KAYSVILLE UT 84037

DIANE WEBSTER
322 S ANGEL
KAYSVILLE UT 84037

SOURCE: UNNAMED STREAM TRIBUTARY: TRAIL CREEK

QUANTITY: 0.020 CFS
2.39 AFY

The rights listed below are limited to a total combined annual diversion volume of 2.39 af. Combined Right Nos.: 27-12007 and 27-12008.

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

PRIORITY DATE: 12/30/1910

POINT OF
DIVERSION:

T08S R43E S5 NENENW Lot 3 End of Stream Flow Within CARIBOU County
T08S R43E S5 SWSENW Begin of Stream Flow Within CARIBOU County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	05/01 11/15	0.020 CFS 2.39 AFY

PLACE OF USE: STOCKWATER in CARIBOU County

T08S R43E S05 Lot 3 NENW T08S R43E S05 SENW

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 200 cow-calf pairs.

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER SETTING
SHOW CAUSE HEARING was mailed on January 07, 2010, with sufficient
first-class postage to the following:

SHOSHONE-BANNOCK TRIBES

Represented by:
JEANETTE WOLFLEY
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STATE OF IDAHO

Represented by:
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STATE OF IDAHO
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