

1074
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

2009 DEC 7 PM 1:47

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. 47-16832
)
)

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:

Allen R. Thompson

Allen R. Thompson 11/20/09
Allen R. Thompson Date

OBJECTOR:

United States on behalf of the
Bureau of Land Management

David L. Negri 11/23/09
David L. Negri *fup* Date
Attorney, U.S. Department of Justice
Environment and Natural Resources Div.

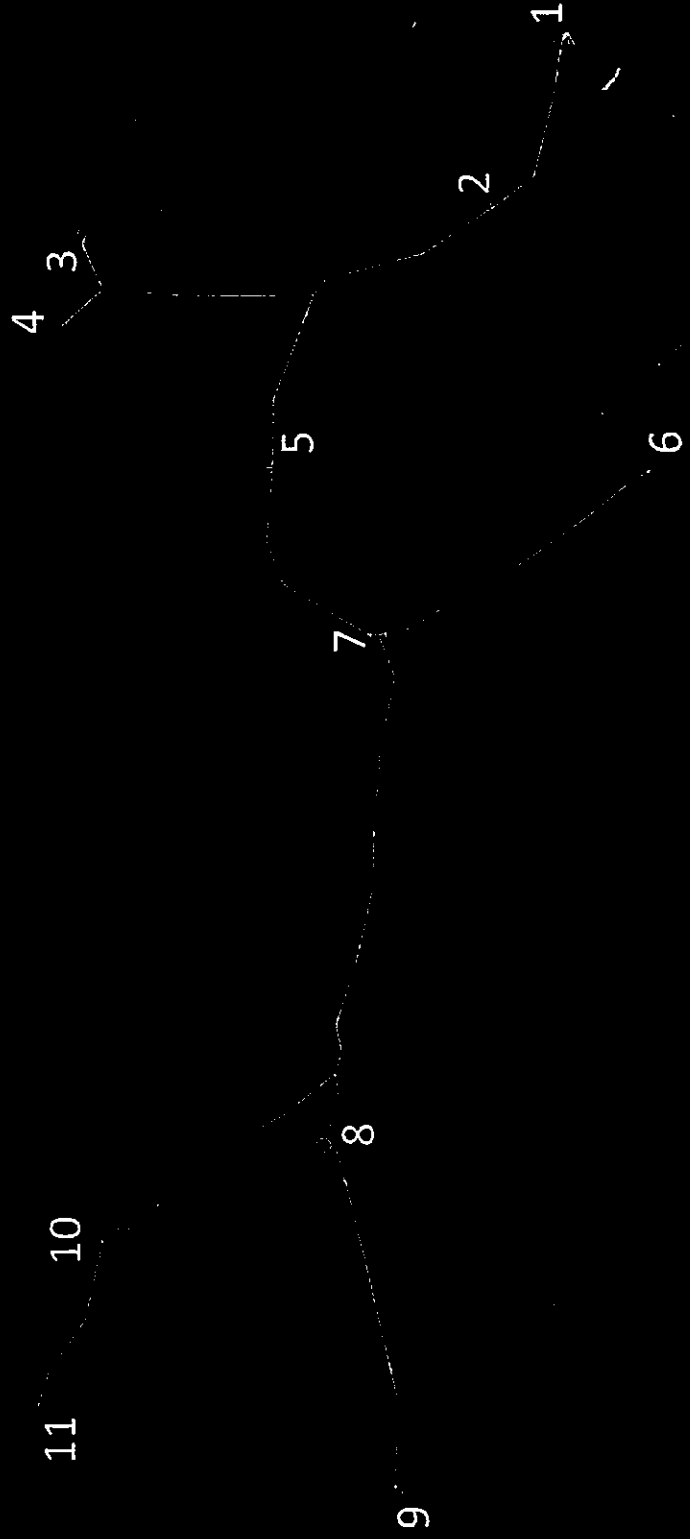
IDWR CONCURRENCE:

Doug Jones 11/23/09
Doug Jones Date
Technical Engineer 1

IDWR CONCURRENCE:

Nicholas B. Spencer 11-20-09
Nicholas B. Spencer Date
Deputy Attorney General, Attorney for IDWR

47-16832



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

RIGHT NUMBER: 47-16832

NAME AND ADDRESS: ~~ALLEN R THOMPSON~~
~~406 N THOMPSON RD~~
~~KING HILL ID 83633~~

ART

FUP

NBS

DN

UNITED STATES OF AMERICA, ACTING THROUGH
USDI, BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE, ID 83709-1657

7

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

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

PRIORITY DATE: 01/01/1974

POINT OF
DIVERSION: T07S R12E S16 NESE Within ELMORE County

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
STOCKWATER 01/01 12/31 0.040 CFS

PLACE OF USE: STOCKWATER in ELMORE County

T06S	R11E	S33	NESW
T06S	R11E	S34	SWSW
T06S	R12E	S31	NESE
<u>T06S</u>	<u>R12E</u>	<u>S32</u>	<u>NWSW</u>
~~T07S~~	~~R11E~~	~~S02~~	~~SWSW~~
T07S	R11E	S09	SENE
<u>T07S</u>	<u>R11E</u>	<u>S11</u>	<u>NENW</u>
<u>T07S</u>	<u>R12E</u>	<u>S05</u>	<u>SESW</u>
T07S	R12E	S07	NWNE
~~T07S~~	~~R12E~~	~~S09~~	~~SENE~~
T07S	R12E	S09	NESW
<u>T07S</u>	<u>R12E</u>	<u>S10</u>	<u>SWSW</u>
<u>T07S</u>	<u>R12E</u>	<u>S17</u>	<u>SENE</u>

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 for 500 cows.

~~IX~~

FWP
~~ART~~
NBS
DN

CERTIFICATE OF MAILING

I certify that on December 3, 2009 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:

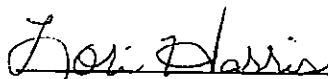
Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

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

Allen R. Thompson
406 N. Thompson Hill Rd
King Hill, ID 83633



Signature of person or attorney mailing the form