

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
MAY 10 2010	
By _____	Clerk Deputy Clerk

**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. 02-10053

Case 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 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 decreed as described in the attached Amended Claim. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT:
DANSKIN CATTLE, LLC

Robert C. Dahl 4/3/10
Date

OBJECTOR:
BUREAU OF LAND MANAGEMENT

Authorized representative Date

David Neri 4/14/10
Attorney for BLM Date

IDWR Concurrence:

Jan Thurtell 5-4-10
Water Resource Agent Date

Andrea Courtney 5/6/10
Deputy Attorney General Date

4/2/2010

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

RIGHT NUMBER: 2-10053

NAME AND ADDRESS: DANSKIN CATTLE LLC
C/O ROBERT C BAKER
PO BOX 488
MOUNTAIN HOME ID 83647

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.67 CFS

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

PRIORITY DATE: 05/20/1930

POINT OF
DIVERSION: T06S R08E S4 SESE Lot 8 Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
STOCKWATER	01/1 12/31	0.67 CFS

PLACE OF USE: STOCKWATER in OWYHEE County

T06S R08E S04	NWSW	T06S R08E S04	SWSW
T06S R08E S04	SESW	T06S R08E S04	SWSE
T06S R08E S05 Lot 4	NWNW	T06S R08E S05	SWNW
T06S R08E S05	SESW	T06S R08E S05	NESW
T06S R08E S05	NWSW	T06S R08E S05	SWSW
T06S R08E S05	SESW	T06S R08E S05	NESE
T06S R08E S05	NWSE	T06S R08E S05	SWSE
T06S R08E S05	SESE	T06S R08E S06 Lot 1	NENE
T06S R08E S06	SENE	T06S R08E S07	SWNE
T06S R08E S07	SENE	T06S R08E S07	NESW
T06S R08E S07	SESW	T06S R08E S07	NESE
T06S R08E S07	NWSE	T06S R08E S07	SWSE
T06S R08E S07	SESE	T06S R08E S08	NENE
T06S R08E S08	NWNE	T06S R08E S08	SWNE
T06S R08E S08	SENE	T06S R08E S08	NENW
T06S R08E S08	NWNW	T06S R08E S08	SWNW
T06S R08E S08	SESW	T06S R08E S08	NESW
T06S R08E S08	NWSW	T06S R08E S08	SWSW
T06S R08E S08	SESW	T06S R08E S08	NESE
T06S R08E S08	NWSE	T06S R08E S08	SWSE
T06S R08E S08	SESE	T06S R08E S09	NENE
T06S R08E S09	NWNE	T06S R08E S09	SWNE
T06S R08E S09	SENE	T06S R08E S09	NENW

RCB 4/3/10

T06S R08E S09	NWNW	T06S R08E S09	SWNW
T06S R08E S09	SENW	T06S R08E S09	NESW
T06S R08E S09	NWSW	T06S R08E S09	SWSW
T06S R08E S09	SESW	T06S R08E S09	NESE
T06S R08E S09	NWSE	T06S R08E S09	SWSE
T06S R08E S09	SESE	T06S R08E S10	SWNW
T06S R08E S10	NESW	T06S R08E S10	NWSW
T06S R08E S10	SWSW	T06S R08E S10	SESW
T06S R08E S10	NWSE	T06S R08E S10	SWSE
T06S R08E S15	NENW	T06S R08E S15	NWNW
T06S R08E S15	SWNW	T06S R08E S15	SENW
T06S R08E S15	NESW	T06S R08E S15	NWSW
T06S R08E S15	SWSW	T06S R08E S15	SESW
T06S R08E S16	NENE	T06S R08E S16	NWNE
T06S R08E S16	SWNE	T06S R08E S16	SENE
T06S R08E S16	NENW	T06S R08E S16	NWNW
T06S R08E S16	SWNW	T06S R08E S16	SENW
T06S R08E S16	NESW	T06S R08E S16	NWSW
T06S R08E S16	SWSW	T06S R08E S16	SESW
T06S R08E S16	NESE	T06S R08E S16	NWSE
T06S R08E S16	SWSE	T06S R08E S16	SESE
T06S R08E S17	NENE	T06S R08E S17	NWNE
T06S R08E S17	SWNE	T06S R08E S17	SENE
T06S R08E S17	NENW	T06S R08E S17	NWNW
T06S R08E S17	SENW	T06S R08E S17	NESW
T06S R08E S17	NWSW	T06S R08E S17	SWSW
T06S R08E S17	SESW	T06S R08E S17	NESE
T06S R08E S17	NWSE	T06S R08E S17	SWSE
T06S R08E S17	SESE		

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

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

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

Pump at point of diversion fills water truck. Truck supplies water to troughs at place of use. Diversion rate is used for truck filling.

CERTIFICATE OF MAILING

I certify that on May 7, 2010, 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:

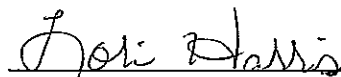
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

DANSKIN CATTLE LLC
C/O ROBERT C BAKER
PO BOX 488
MOUNTAIN HOME, ID 83647

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098



Signature of person or attorney mailing the form