

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
NOV 13 2012	
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 47-13607
	)	
Case No. 39576	)	STANDARD FORM 5
	)	
	)	<u>AMENDED CLAIM</u>
	)	For Domestic & Stockwater Rights
	)	

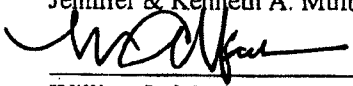
This form is used to report the stipulated elements of one "domestic and/or stockwater" right acquired under state law and/or one federal reserved water right and to amend the Notice of Claim. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge 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 described per the attached Amended Claim. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

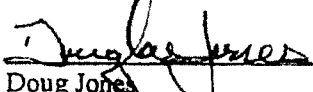
CLAIMANT/OBJECTOR:

Jennifer & Kenneth A. Mulberry

 11/8/12

William L. Mauk Date
Attorney for Jennifer & Kenneth A. Mulberry

IDWR CONCURRENCE:

 10/29/12

Doug Jones Date
Technical Engineer

IDWR CONCURRENCE:

 10-30-12

Nicholas B. Spencer Date
Deputy Attorney General
Attorney for IDWR

10/22/2012

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

RIGHT NUMBER: 47-13607
NAME AND ADDRESS: JENNIFER MULBERRY
PO BOX H
KIMBERLY ID 83341
KENNETH A MULBERRY
PO BOX H
KIMBERLY ID 83341

SOURCE: GROUND WATER
QUANTITY: 0.040 CFS
THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

TRIBUTARY:

PRIORITY DATE: 05/15/1987
POINT OF
DIVERSION: T10S R18E S6 SENE Within TWIN FALLS County
PURPOSE AND
PERIOD OF USE:

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

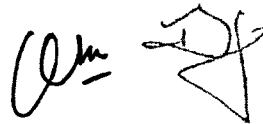
PLACE OF USE: STOCKWATER in TWIN FALLS County
T10S R18E S06 SENE T10S R18E S06 NESE
DOMESTIC in TWIN FALLS County
T10S R18E S06 SENE T10S R18E S06 NESE

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

 NBS

STANDARD FORM 5 / AMENDED CLAIM

47-13607

CERTIFICATE OF SERVICE

I certify that on November 9, 2012, I mailed the original and copies of this form, including all attachments, to the following persons, in the manner indicated and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ Overnight Mail
☒ Regular Mail
☐ Hand-delivered
☐ Facsimile

2. Copies to:

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

☐ Overnight Mail
☒ Regular Mail
☐ Hand-delivered
☐ Facsimile

IDWR Document Depository
322 East Front St.
P.O. Box 83720
Boise, ID 83720-0098

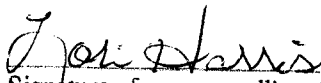
☐ Overnight Mail
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U.S. Department of Justice
Environment and Natural Res. Division
550 West Fort Street, MSC 033
Boise, ID 83724

☐ Overnight Mail
☒ Regular Mail
☐ Hand-delivered
☐ Facsimile

William L. Mauk
Mauk & Burgoyne
P.O. Box 1743
Boise, ID 83701

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☐ Hand-delivered
☐ Facsimile


Signature of person mailing this document