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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	)	AMENDED STANDARD FORM 5
	)	
Case No. 39576	)	SUBCASE NO: 34-02266B
	)	
	)	
	)	PROPOSED ELEMENTS OF A
	)	WATER RIGHT

This form is used to report the proposed elements of one federal reserved water right or one water right acquired under state law. Submission of this form will not result in the automatic 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; and they have been served with sufficient process, according to the law, and have appeared, prosecuted and defended their positions with regard to this water right dispute.

Instructions For Use

A copy of this water right as recommended in the director's report shall be submitted with this form. A statement shall accompany **each** element of a water right.

Elements where there has been no objection should be listed exactly as they appear in the director's report. The statement as to an uncontested element shall state "as recommended in the director's report."

Contested elements that are the result of an objection filed with the court shall be accompanied by a statement fully describing all facts, documents, expert opinions and law which support the element of the water right (attach additional pages if necessary).

INSTRUCTIONS FOR MAILING

You must mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. **FAX filings will not be accepted by the SRBA Clerk of the Court.**

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on 2/13, 1995, 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:

Young Harvey Walker
Rt. 1 Box 200
Arco, ID 83213

A. Lynne Krogh
Signature of person or attorney mailing the form

AJ5856NP

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

DATE: JAN-17-1995
PAGE: A-18

RIGHT NUMBER	NAME & ADDRESS	PRIORITY	PURPOSE OF USE	PERIOD OF USE		MAXIMUM QUANTITY	BASIS OF CLAIM
		DATE		FROM	TO		
SOURCE: BIG LOST RIVER							
TRIBUTARY: SINKS							
34-12402	HERB WHITTWORTH STAR ROUTE MACKAY ID 83251	03/16/1923	STOCKWATER	01-01	12-31	0.12 CFS	BENEFICIAL USE
NON-IRRIGATION-USES:							
STOCKWATER/ UP TO 1000 CATTLE							
POINT OF DIVERSION:							
T08N R22E S05							
NENE (B)							
NESE (E)							
PLACE OF USE: STOCKWATER							
T08N R22E S02							
NMSW							
S03							
SWE SENE							
NMSW SENE							
S04							
SWE SENE							
SENE SENE							
S05							
NENE SENE							
S11							
NENE SENE							
34-02266B	YOUNG HARVEY WALKER RT. 1 BOX 200 ARCO ID 83213	10/28/1942	IRRIGATION	05-01	10-15	1.4 CFS 245.0 AFY	LICENSE
POINT OF DIVERSION:							
T04N R26E S26							
NMMNW							
PLACE OF USE: IRRIGATION							
T03N R26E S01							
NMSW 35.0							
SWSW 35.0							
70.0 ACRES TOTAL							
REMARKS: WATER IS DELIVERED THROUGH MUNSEY CANAL.							
TOTAL QUANTITY:							
1.4 CFS							
CONSUMPTIVE USE:							
1.4 CFS							
245.0 AFY							
175.0 AFY							