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Department of Water Resources
Adjudication Bureau

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 Case No. 39576	STANDARD FORM 5 SUBCASE NO: 57-11284 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).

1. The name and address of the claimant is:

U. S. Department of Interior
Bureau of Land Management
Idaho State Office
3380 Americana Terrace
Boise, ID 83706

Required Statement: AS RECOMMENDED IN THE DIRECTOR'S REPORT

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2. The source of water is: Buckskin Spring No. Two

Required Statement: AS RECOMMENDED IN THE DIRECTOR'S REPORT

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3. The quantity of water used in cubic feet per second or the quantity of water stored in acre-feet per year is:

.02 CFS

Required Statement: AS RECOMMENDED IN THE DIRECTOR'S REPORT

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4. The priority date is: 04/17/26

Required Statement: AS RECOMMENDED IN THE DIRECTOR'S REPORT

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5. The legal description of point(s) of diversion is; if the claim is for an instream flow, then a legal description of the beginning and ending points of the claimed instream flow:

T01S R04W S26 SWNW

Required Statement: The element as recommended originally was incorrect. The change reflects an accurate description of the element. IDWR had previously reviewed this change and recommended it.

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6. The purpose of use is: Stockwater, Wildlife

Required Statement: The provision "584 Range Cattle" is not necessary to define the right.

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7. The period of year when the water is to be used is:

01/01 - 12/31

Required Statement: AS RECOMMENDED IN THE DIRECTOR'S REPORT

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8. The legal description of the place of use or of the reservation is:

			Stockwater
T01S	R04W	S26	SWNW

Required Statement: AS RECOMMENDED IN THE DIRECTOR'S REPORT

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9. The annual volume of consumptive use is: De Minimis

Required Statement: This accurately describes this element.

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10. Other matters necessary to define this water right:

These matters are necessary because:

The remark as originally recommended in the Director's Report is not necessary for the right.

These matters do not fall within the 9 elements listed above because:

Signature and Address of Parties and their Attorney of Record
(attach additional page if necessary)

I have read this form and know its contents and that the statements are true to the best of my knowledge and belief.

Name of Objector:

Name: United States through
Dept. of Justice for BLM
Address: 601 Pennsylvania Ave., NW
City/State: Washington, DC 20004
Attorney of Record: R. Lee Leininger\Daria Zane\Paul F. Holleman\William Ferry

Signature Date

Attorney's Signature 12/18/95 Date

Name of Claimant:

Name: United States through
Dept. of Justice for BLM
Address: 601 Pennsylvania Ave., NW
City/State: Washington, DC 20004
Attorney of Record: R. Lee Leininger\Daria Zane\Paul F. Holleman\William Ferry

Attorney's Signature 12/18/95 Date

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM	PERIOD OF USE TO	MAXIMUM QUANTITY		BASIS OF CLAIM
	SOURCE: BUCKSKIN SPRING NUMBER TWO	TRIBUTARY: SINKS						
57-11284	US DEPT OF INTERIOR BUREAU OF LAND MANAGEMENT IDAHO STATE OFFICE 3380 AMERICANA TERRACE BOISE ID 83706	04/17/1926	STOCKWATER	01-01	12-31	.02	CFS	RESERVED
				TOTAL QUANTITY:		.02	CFS	

NON-IRRIGATION-USES:
STOCKWATER, 584 RANGE CATTLE
POINT OF DIVERSION:
T01S R04W S26 SENW
PLACE OF USE: STOCKWATER

T01S R04W S26 SENW
REMARKS: BLM RECORD ID = 5701580364

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 January 13, 1996, 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, ID 83303-2707

2. Copies to:

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

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

Signature of person or attorney mailing the form