

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A21-12384
Date Received: 9/ 2/1997
Receipt No: E023586
Received By: HWJ

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STEVEN BURK 602-820-6561
Address: 979 E EVENING STAR LANE
TEMPE AZ 85283
OR
Name: CAROL BURK 602-820-6561
Address: 979 E EVENING STAR LANE
TEMPE AZ 85283

2. Date of Priority: JUN 1, 1890

3. Source: SPRING Trib. to: HENRYS LAKE

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
16N	43E	33		NW	SE		FREMONT

5. Description of diverting works:
SPRING BOX AND GRAVITY FLOW LINE TO THE JOSEPH SHERWOOD RESIDENCE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC USE FOR ONE HOME

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
16N	43E	33	NW SE		DOMEST	

11. Place of use in counties: FREMONT

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do do not / wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments:

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Steve Surk Date: 9-2-97
Date:

State of Idaho)
County of *Bonneville*) SS.

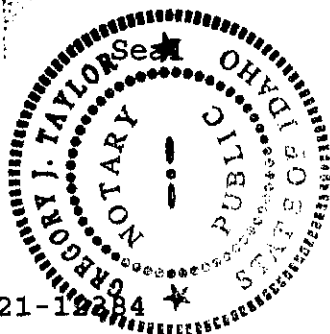
Subscribed and sworn (or affirmed) before me this 2nd day

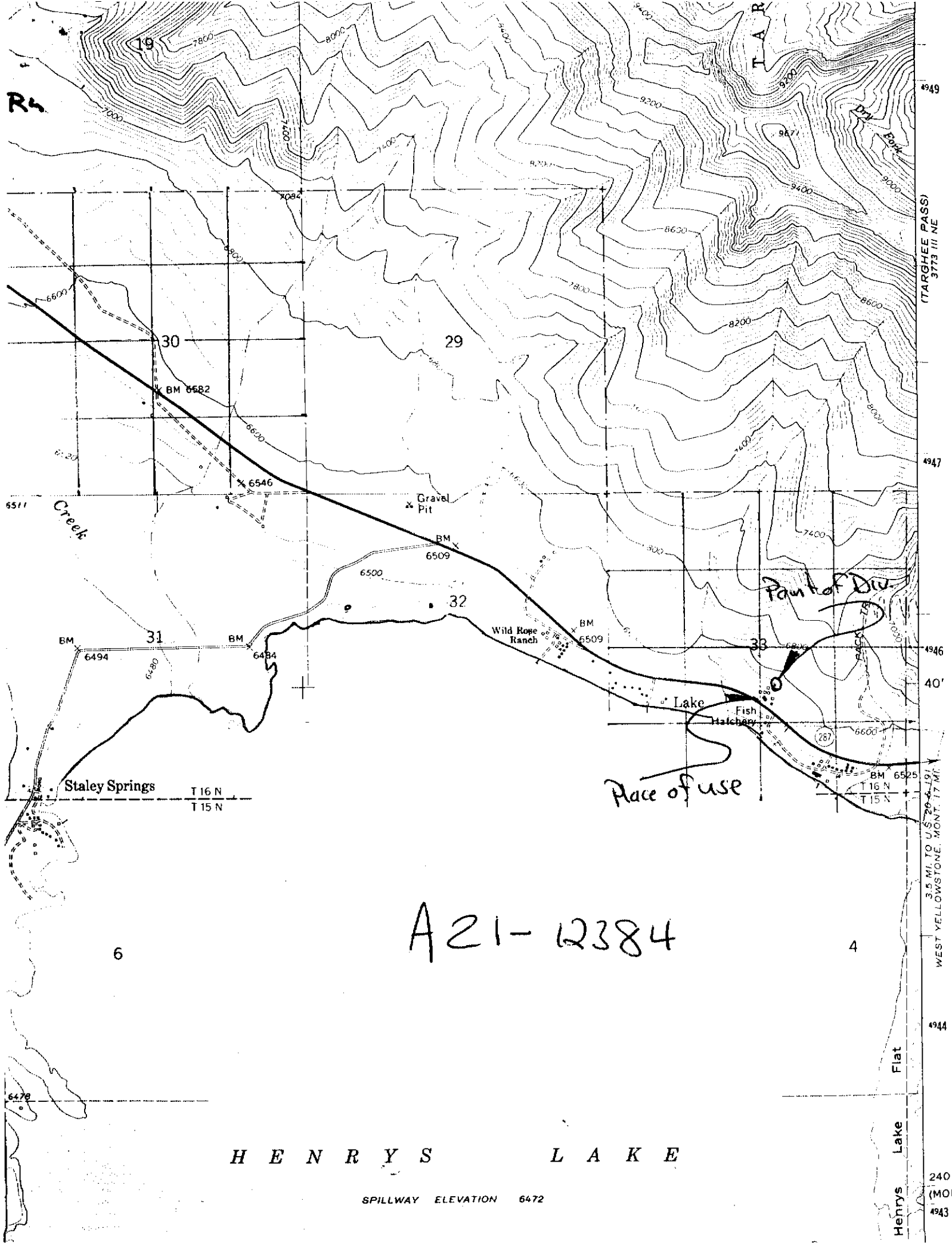
of September 19 97

e this 2nd day
Gregory Taylor
Notary Public

Residing at Idaho Falls, Id

My Commission Expires 3/3/98





R4

Creek

Staley Springs

A21-12384

H E N R Y S L A K E

SPILLWAY ELEVATION 6472

T A R

(TARGHEE PASS)
3773 III NE

3.5 MI. TO U.S. 20 & 191
WEST YELLOWSTONE, MONT. 17 MI.

Flat
Henrys Lake

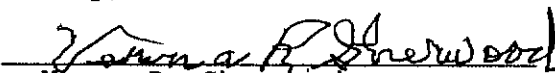
2401
(MONT)
4943

AFFIDAVIT OF VERA R. SHERWOOD

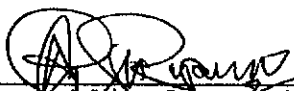
My name is Verna R. Sherwood. I make this affidavit of my own personal knowledge and belief about the historical source of the potable water used in the building known as the Sherwood Museum at Henry's Lake Idaho. My knowledge is based upon the following:

1. I am the widow of Walter Sherwood, who was one of six children of Joseph and Mary Ann Sherwood. Joseph Sherwood died in 1919.
2. It is my understanding that the building known as the Sherwood Museum at Henry's Lake Idaho was constructed by Joseph Sherwood in approximately 1900. In addition to being a museum, the building was a residence as well as a hotel, post office, and general store.
3. After Joseph's death, Mary Ann Sherwood finished raising the children by herself while maintaining the home and its functions.
4. I married Walter in 1939. After our marriage, we lived in a two room log cabin on the property near the museum and helped Ann Sherwood operate the ranch and home place during the summers and winters until my daughter Linda was born in 1946. In 1947 we built a new cabin on the property east of the museum building to provide a better living situation for ourselves and our new baby. The cabin still exists as a separate dwelling. We lived in the cabin until Linda was of school age and needed to be in a better school system than was available in Island Park. We moved to a home in Idaho Falls in 1952 but continued to assist with the operation of the ranch during the summers until 1958 when Ann Sherwood died. We then continued to run the ranch in behalf of the family until approximately 1965 when Walter's sister Dewey Talbot and her husband moved into the museum building to use it as their home. Due to their failing health they had to leave the premises in the early 1990's.
5. It is with this background that I come to know and believe that the water used in the museum building has always been obtained from the natural spring on the property which discharges water into the stream just east of the museum building. This spring water has been the sole and continuous source of water to the house and museum since its construction. The fact that the spring was there was the reason that the museum was constructed at this location. The spring provided water for other uses as well, including operating a sawmill and a fish rearing pond for many years.

DATED this 28 day of July, 1997.


Verna R. Sherwood

SUBSCRIBED AND SWORN to before me this 28 day of July, 1997.


Notary Public for Washington
Residing at: Redmond.
My Commission Expires: 08/19/2000.

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