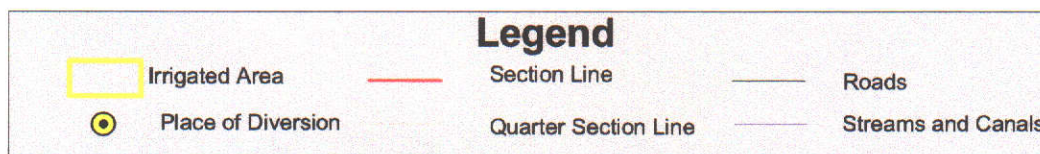
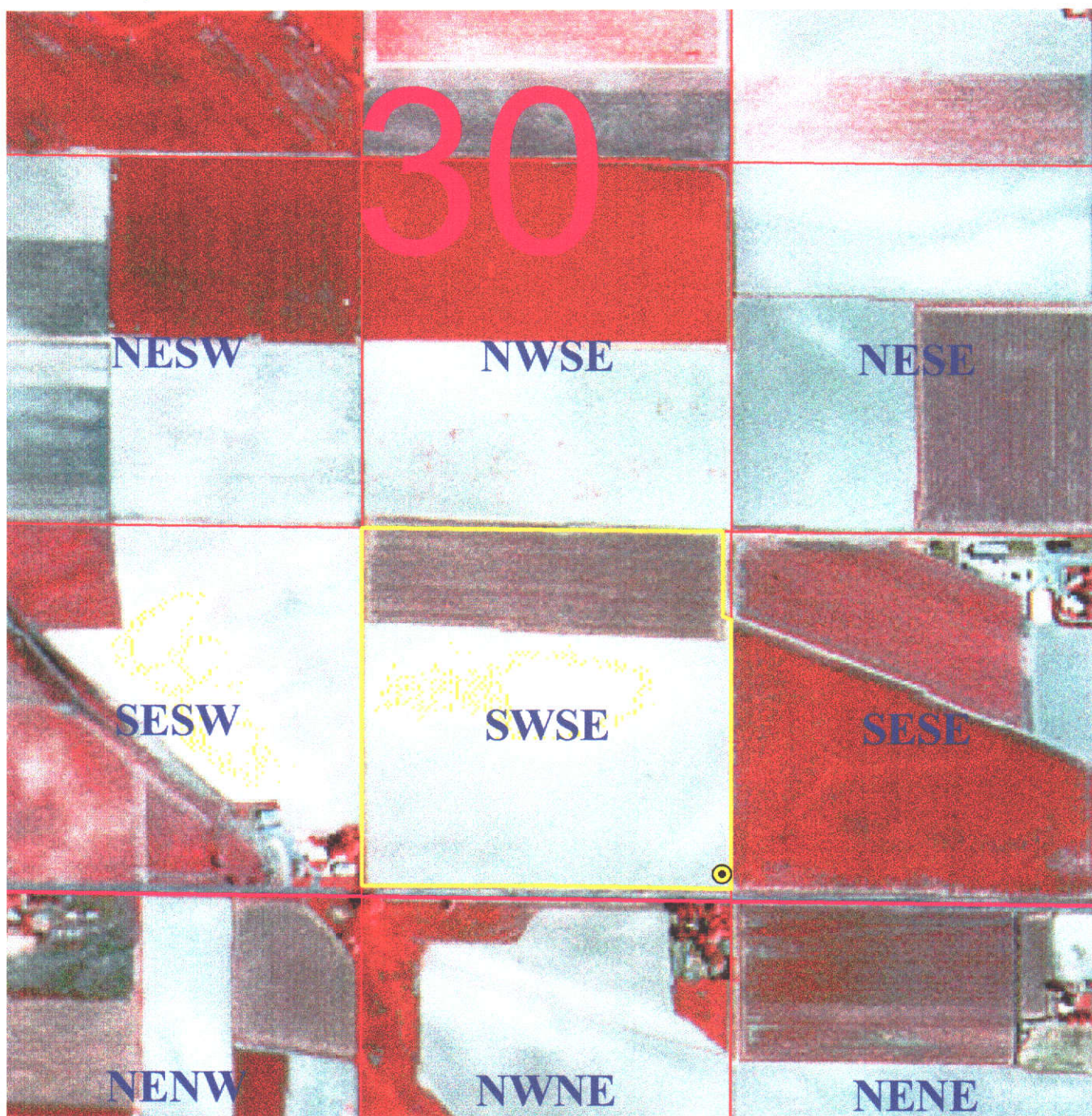


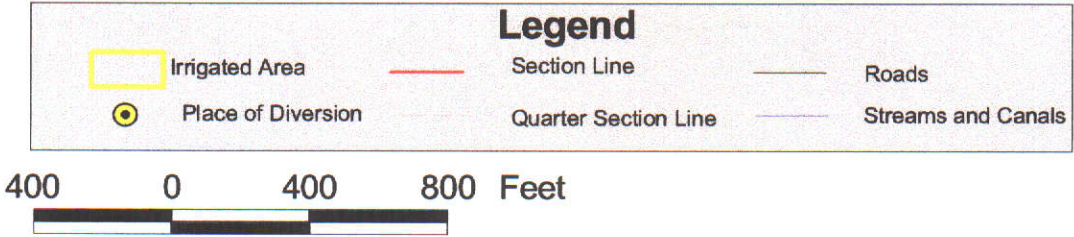
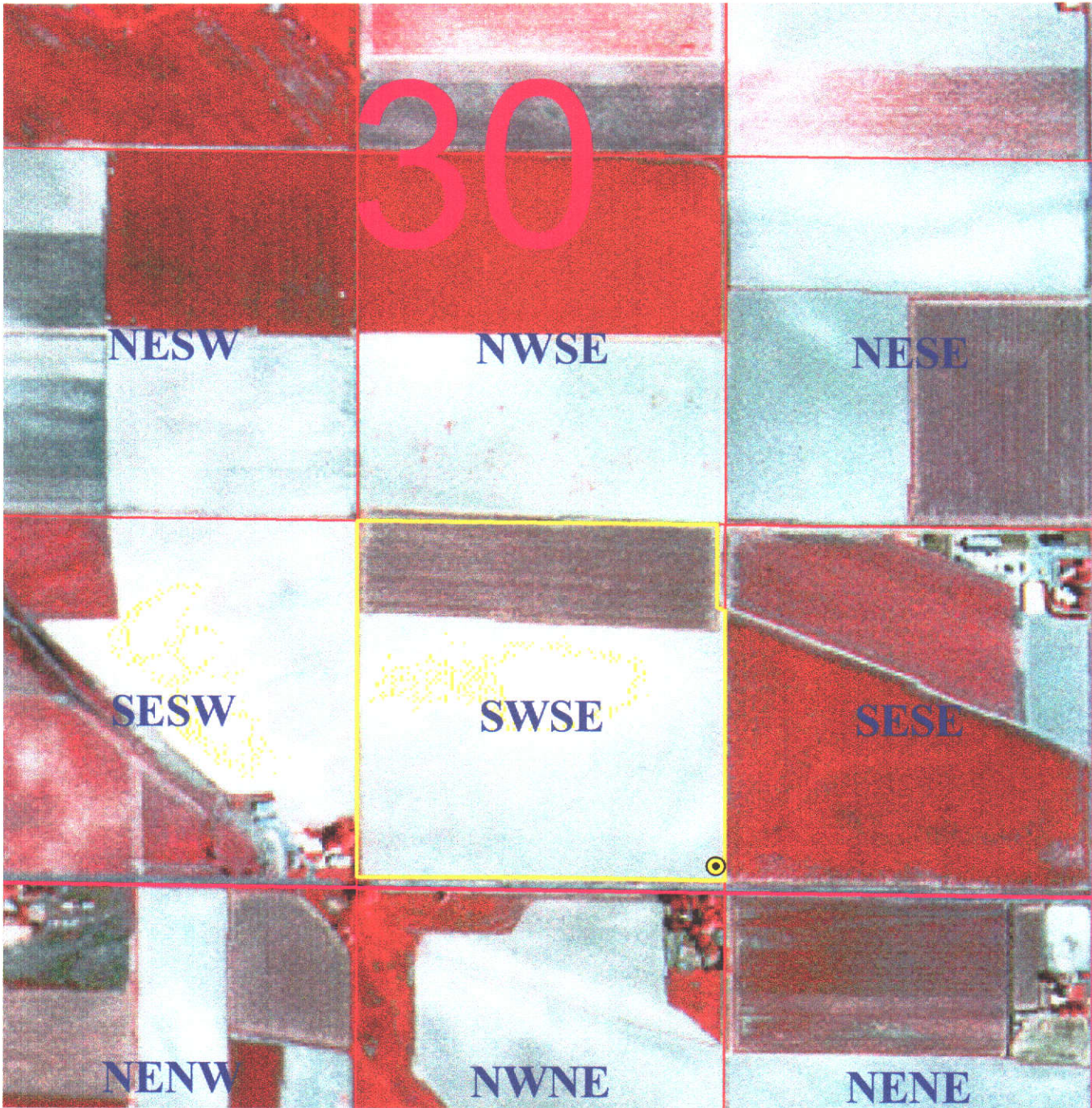
Water Right Claim Number A47-13043
Township , 10S18E

10/30/2000



Water Right Claim Number A47-13043
Township , 10S18E

10/30/2000



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: A47-13043
Date Received: 10/13/1988
Receipt No: C004441
Received By: AP 501327

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: LEO BASTIAN 208-733-1091
Address: RT. 2
3600 N. 3336 E.
KIMBERLY, ID 83341

2. Date of Priority: DEC 31, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	18E	30	SE	SW	SE		TWIN FALLS

5. Description of diverting works:
WELL AND PUMP

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		
STOCKWATER	01/01	12/31	0.030		
IRRIGATION	03/15	11/15	0.050		

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

8. Total consumptive use is 4.5 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC/ 2 HOUSES AND 1 APARTMENT; STOCKWATER/ 50 CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use
10S	18E	30	SW	SE		DOMEST

A47-13043

Page 1

Date: 04/23/91

MICROFILMED
MAR 14 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	18E	30	SW	SE		STOCK	
			SW	SE		IRR	1.5
						Section Acres	1.5
						Total Acres	1.5

11. Place of use in counties: TWIN FALLS

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): Les W. Bastian Date: 4-23-91

Date: _____

MICROFILMED

MAR 14 1993

State of Idaho

County of

Twin Falls

) SS.

Subscribed and sworn (or affirmed) before me this 23rd day

of

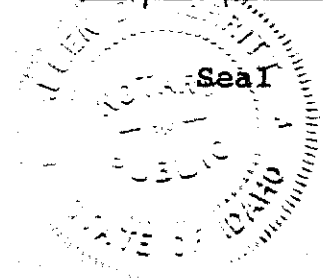
April

19

91

[Signature]

Notary Public



Residing at

Kimberly, Id.

My Commission Expires

6/30/99

MICROFILMED

MAR 14 1993

IN THE MATTER OF:

A47-13043

AFFIDAVIT

State of Idaho

County of Twin Falls

Leo Bastian

being first duly sworn,

deposes and says:

I purchased the property around 1955
and the well was on the property and in
use at that time. After I purchased the
property the use was expanded and essential
complete in 1960. In 1983 a portion
of the land irrigated was converted to
domestic use when a house was built.
The claim reflects what is in existence
today.

Leo W Bastian
(signature)

Subscribed and sworn to before me this 23 day of April 19 91.

John D. Martin
(notary public)

Residing at Kimberly, Id
My commission expires 6/30/94

FILED
MAR 14 1993

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: A47-13043
Date Received: 10/13/1988
Receipt No: C004441
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LEO BASTIAN 208-733-1091
Address: RT. 2
3600 N. 3336 E.
KIMBERLY, ID 83341

2. Date of Priority: OCT 01, 1940

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	18E	30	SE	SW	SE		TWIN FALLS

5. Description of diverting works:
WELL AND PUMP

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		
STOCKWATER	01/01	12/31	0.030		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/2 HOUSES, 1 APT. S/20

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
10S	18E	30	SW	SE		DOMEST	

A47-13043

Page 1

Date: 08/03/89

MICROFILMED

MAR 14 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	18E	30	SW	SE		STOCK	

11. Place of use in counties: TWIN FALLS

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

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 A47-13043

Date Received _____

Receipt Number C004441

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

OCT 13 1988

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) Leo W. Bastian Phone (208) 733-1091Mailing Address R2 3336 E 3600 N Kimberly, Ida Zip 833412. Date of Priority (Only one (1) per claim) 1-1-19403. Source of water supply (a) Ground Water
which is tributary to (b) _____4. Location of point of diversion is: Township T 10 Range R 18Section 30, SE 1/4 of SW 1/4 of SE 1/4, Govt. Lot _____, B.M.,County of Twin Falls

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. 1 1/2" Pipe 80' deep
Well & Pump

6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)

(Both dates are inclusive)

For Domestic purposes from Jan 1st to Dec 31st amount 0.4 (cfs)For Stockwater purposes from Jan 1st to Dec 31st amount 0.3

7. Total quantity claimed _____ (cfs)

MICROFILMED

8. Total consumptive use claimed is de minimus

MAR 14 1993

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of livestock) 2 Houses & 1 apt 20 head

[illegible]

Last Name	Ident No.	Copies White-State, Yellow-Claimant
-----------	-----------	-------------------------------------

COLEMAN, RITCHIE & ROBERTSON

ATTORNEYS AT LAW
156 SECOND AVE. WEST
P.O. BOX 525
TWIN FALLS, IDAHO 83303-0525

JOHN R. COLEMAN
JOHN S. RITCHIE
THOMAS M. ROBERTSON

TELEPHONE (208) 734-1224

FAX (208) 734-3983

March 15, 1995

RECEIVED

MAR 15 1995

Idaho Department of Water Resources
222 Shoshone Street East
Twin Falls, ID 83301

Department of Water Resources
Southern Region

Re: Water Right No. ~~A47-13043~~, Leo Bastian

Gentlemen:

With regard to the above matter, enclosed is an Affidavit for this Right, which Affidavit is submitted for proof of the priority of the claim in this situation.

If additional information is needed, please feel free to call me.

Sincerely yours,



JOHN R. COLEMAN

JRC\jlk
Encl.
cc: Ruth R. Bastian

MICROFILMED

DEC 10 1996

1
2 IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
3 STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS
4

5 IN RE THE GENERAL ADJUDICATION) CIVIL CASE NUMBER 39576
6 OF RIGHTS TO THE USE OF WATER FROM) Ident. Number A47-13043
7 THE SNAKE RIVER BASIN WATER SYSTEM)
8

9 STATE OF IDAHO)
10 County of Twin Falls) ss. AFFIDAVIT

11
12 RUTH R. BASTIAN, being first duly sworn, deposes and says:

13 1. That I am the surviving wife of Leo W. Bastian.

14 2. That my husband, Leo W. Bastian, and I acquired real
15 property situated in Twin Falls County, Idaho, described as the
16 SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 30, Township 10 South, Range 18 East of the Boise
17 Meridian, prior to December 12, 1960. At the time we acquired the
18 property, it had in place a domestic well which, according to
19 information furnished to us, had been drilled in October of 1940.

20 3. After acquiring the property, we expanded the well and
21 have continued to use the same for domestic purposes for two homes,
22 one apartment, stockwater for 50 head of cattle, and for the
23 irrigation of 1.5 acres of land which we are unable to irrigate out
24 of the gravity irrigation system supplied with water from the Twin
25 Falls Canal Company.

26 4. The use as outlined in this Affidavit has been

MICROFILMED
JEC 10 1966

1 continual on an annual basis since December 31, 1960.

2
3 Ruth R. Bastian
4 RUTH R. BASTIAN

5 SUBSCRIBED and SWORN to before me this 15th day of March,
6 1995.

7 John R. Coleman
8 NOTARY PUBLIC



12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

JOHN R. COLEMAN
NOTARY PUBLIC, STATE OF IDAHO
Residing at Twin Falls, Idaho
Commission Expires 6-10-99

MICROFILMED
DEC 10 1996

GOVERNOR
Governor PHILIP E. BATTR. KEITH HIGGINSON
Director

January 10, 1995

A47-13043

LEO BASTIAN

RT. 2

3600 N. 3336 E.

KIMBERLY

ID 83341

RE: Evidence of Priority

Dear Claimant:

* RESPONSE DEADLINE *
* MARCH 15, 1995 *

The Notice of Claim identified with the number shown above your name on the mailing label has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates your water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed. The date of first use, known as the priority date, has not been confirmed by a License, Decree or Permit. The Department will, at a later date, conduct reviews &/or field exams for the claims in your area. Since the priority date of a beneficial use water right can not be confirmed by field examination, **proof must be provided by the claimant** supporting the priority date claimed.

If you no longer own the property to which the claim is appurtenant please forward this correspondence to the present owner, or return it to the department. If you have received this correspondence from the previous owner of the property it is recommended that you file a Change of Ownership form with the Department in order to receive future mailings and to continue to be a party in the adjudication.

Please find enclosed a computer printout of your Notice of Claim and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement.

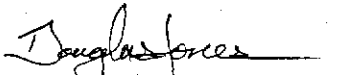
SPECIAL NOTE: The Department will not recommend the Notice be decreed by the court as claimed if no evidence of a priority date is submitted. It will be to your advantage to provide clear and convincing evidence. If you choose to submit statements from individuals as evidence, the statement must be in the form of a

January 10, 1995
page 2

notarized affidavit.

Please submit the required evidence supporting the priority date by March 15, 1995, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

Sincerely,


Douglas Jones, P.E.
Water Rights Supervisor

Enc.

MICROFILMED
DEC 10 1996

Log for claim A47-13043

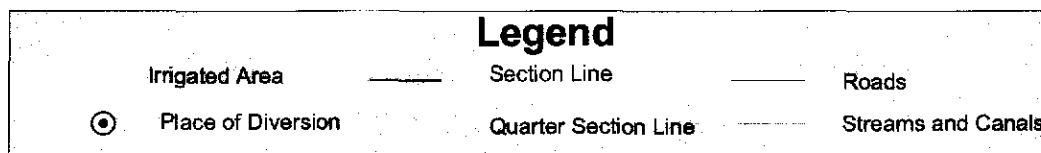
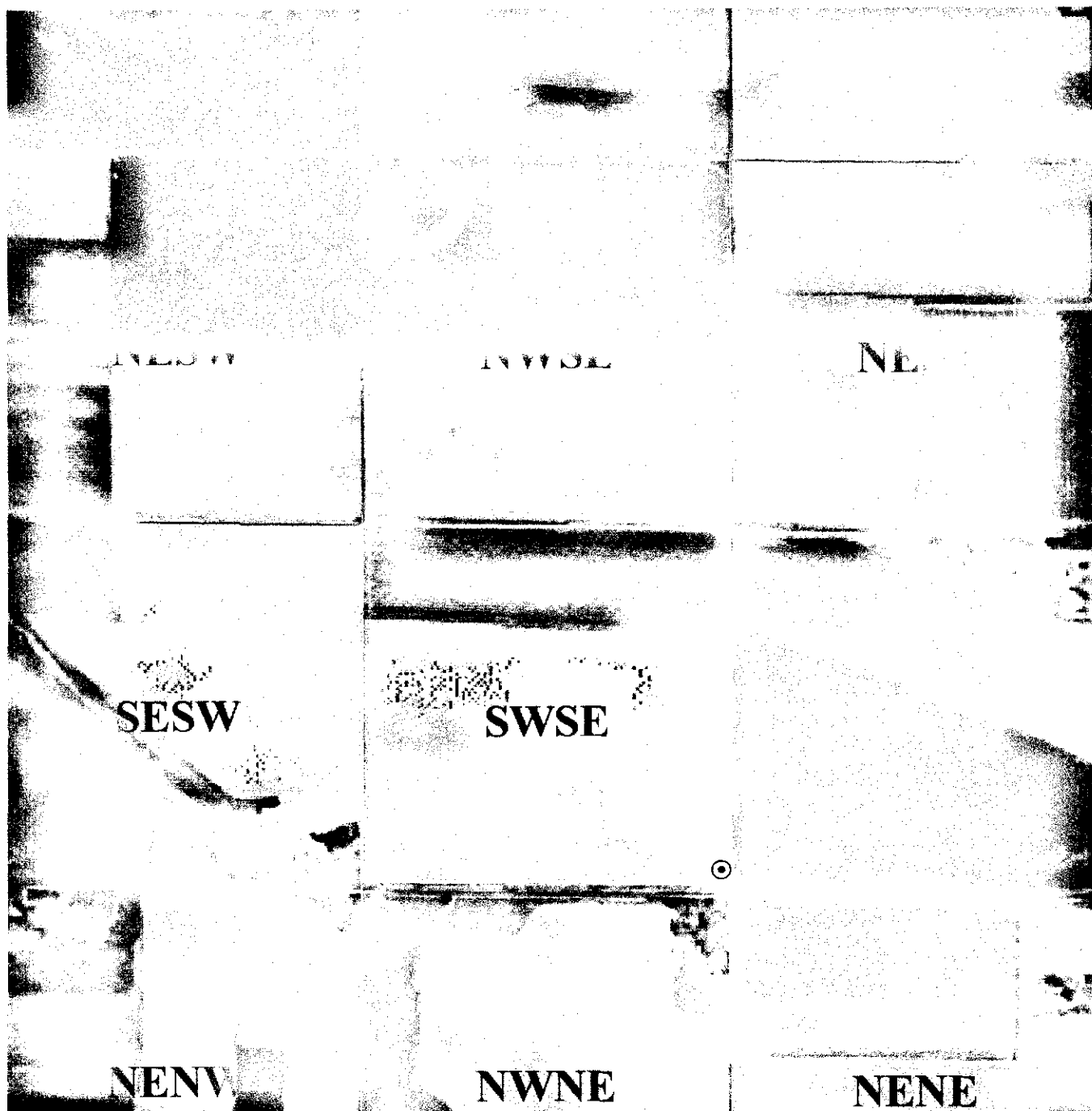
Spatial Dynamics BTD

10/30/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
10s18e	30	SWSE	1.5	39	POD placement? / Indiscernible
Totals:			1.5	39	

Water Right Claim Number A47-13043
Township , 10S18E

10/30/2000

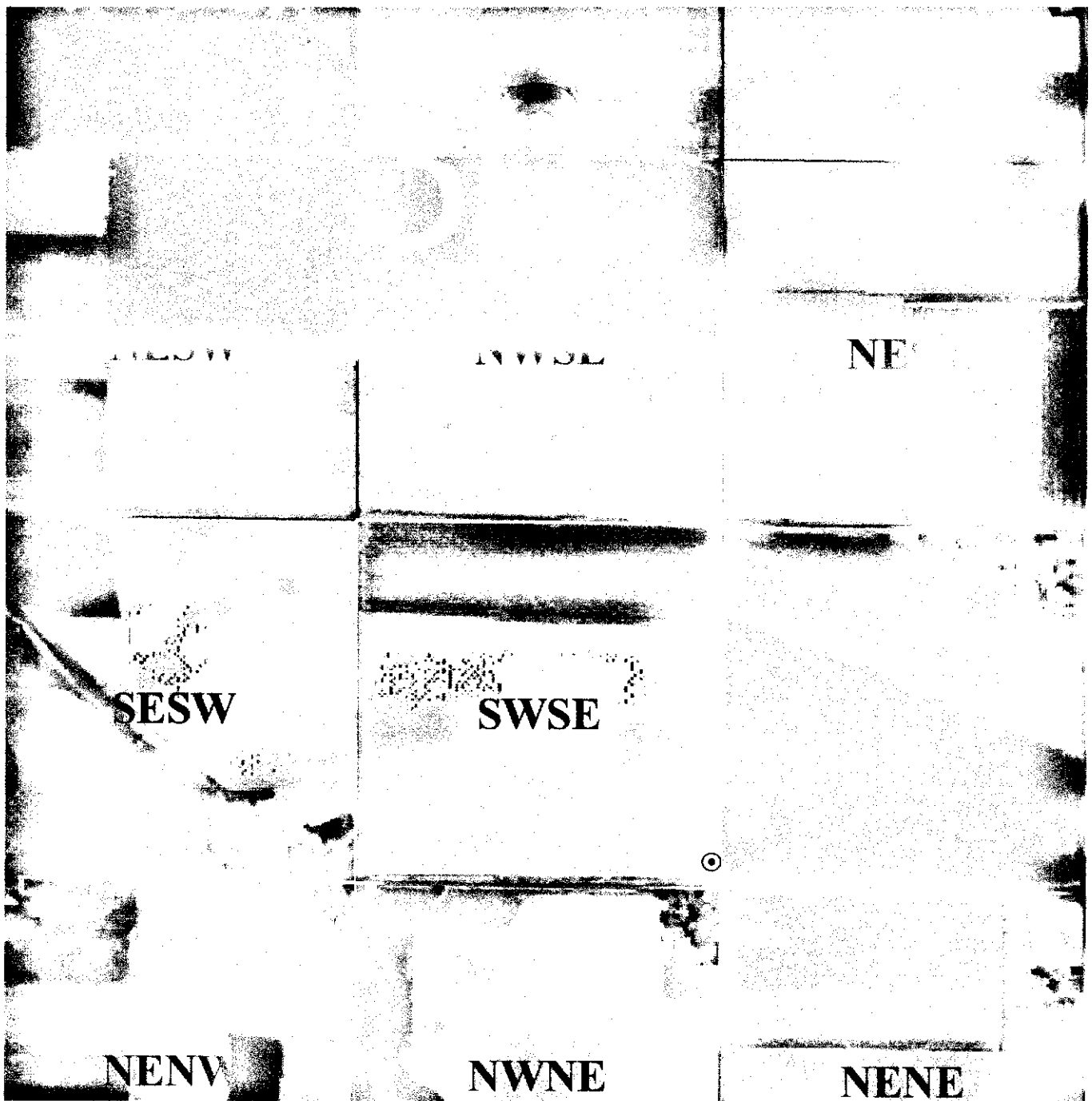


400 0 400 800 Feet



Water Right Claim Number A47-13043
Township , 10S18E

10/30/2000



Legend		
Irrigated Area	Section Line	Roads
Place of Diversion	Quarter Section Line	Streams and Canals



AJ5809NP
No. A47-13043

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/03/00
PAGE: 403

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LEO BASTIAN RT 2 3600 N 3336 E KIMBERLY ID 83341 (208) 733-1091	12/31/1960	IRRIGATION STOCKWATER DOMESTIC	03-15 11-15 01-01 12-31 01-01 12-31	0.050 CFS 0.030 CFS 0.040 CFS	
TOTAL DIVERSION:					0.120 CFS	
CONSUMPTIVE USE:						4.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T10S R18E S30

SESWSE

TWIN FALLS County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
10S	18E	30	:															:		
																			01	1.5
																			TOTAL ACRES	1.5

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:		
10S	18E	30	:															:		
																			S	

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:		
10S	18E	30	:															:		
																			D	

POU County: TWIN FALLS

Non-Irrigation Uses: DOMESTIC/ 2 HOUSES AND 1 APARTMENT; STOCKWATER/ 50 CATTLE

Other Rights: NONE

Other Water Rights Listing Overlapping Place(s) of Use:
A01-00209Z4

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	Presumption Flag:
Audit:	01/24/89 BAUMHOFF	08/03/89 CLELLAND	10/17/89 REFUNDML 04/23/91 MERRITT

AJ5809NP
No. A47-13043

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/03/00
PAGE: 404

Audit: 03/30/95 POST-STD