

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: 74-00370

DATE RECEIVED: 1-26-90

RECEIPT NO: X 999999

RECEIVED BY: A3

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. NAME: CALVIN J. WHITTAKER  
ADDRESS: P.O. BOX 26 10  
LEADORE, ID 83464

AND/OR

NAME: CAROL L. WHITTAKER  
ADDRESS: P.O. BOX 26 10  
LEADORE, ID 83464

2. DATE OF PRIORITY: MAY 12, 1883

3. SOURCE: LEE CREEK, LEFT FORK TRIB. TO: LEE CREEK

4. POINT OF DIVERSION:

| TOWNSHIP | RANGE | SECTION | 1/4 OF | 1/4 OF | 1/4 OF | LOT | COUNTY |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 15N      | 25E   | 6       | NW     | NW     | NW     | 4   | LEMHI  |

5. DESCRIPTION OF DIVERTING WORKS:

6. WATER IS USED FOR THE FOLLOWING PURPOSES:

| PURPOSE    | FROM  | TO    | C.F.S. | (OR) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 4.000  |      |        |

7. TOTAL QUANTITY APPROPRIATED IS:  
4.000 C.F.S. (AND/OR)

A.F.A.

8. TOTAL CONSUMPTIVE USE IS ACRE FEET PER ANNUM.

9. NON-IRRIGATION USES:

10. PLACE OF USE:

| TOWNSHIP | RANGE | SECTION | 1/4           | OF | 1/4 | LOT | USE | ACRES |
|----------|-------|---------|---------------|----|-----|-----|-----|-------|
| 16N      | 25E   | 31      | SE            |    | NE  |     | IRR | 11.0  |
|          |       |         | NE            |    | SE  |     | IRR | 38.0  |
|          |       |         | NW            |    | SE  |     | IRR | 18.0  |
|          |       |         | SW            |    | SE  |     | IRR | 31.0  |
|          |       |         | SE            |    | SE  |     | IRR | 39.0  |
|          |       |         | SECTION ACRES |    |     |     |     | 137.0 |
|          |       | 32      | SW            |    | NW  |     | IRR | 5.0   |
|          |       |         | NW            |    | SW  |     | IRR | 24.0  |
|          |       |         | SW            |    | SW  |     | IRR | 20.0  |
|          |       |         | SECTION ACRES |    |     |     |     | 49.0  |
|          |       |         | TOTAL ACRES   |    |     |     |     | 186.0 |

11. PLACE OF USE IN COUNTIES: LEMHI, LEMHI

12. DO YOU OWN THE PROPERTY LISTED ABOVE AS PLACE OF USE? YES

13. OTHER WATER RIGHTS USED:

14. REMARKS:

THIS RT. & 74-0369 SHALL NOT TO BE OBLIGED TO PRO-RATE W/ ANY PARTIES ON LEE CK. WHOSE APPROPRIATION IS OF EQUAL PRIORITY THEREWITH, IN CASE THE FLOW OF WTR. OF THE LEFT FK. OF LEE CK. SHALL BE AN INSUFFICIENT QUANTITY TO SUPPLY ALL RTS. UNDER PRIORITY DATE OF 5-12-1883.  
WHEN FLOW ON THE LEFT FK. OF LEE CK. FALLS BELOW AMTS. DECREED IN RTS. 74-0369 & 74-0370, THE 2 RTS. SHALL BE PRO-RATED ACCORDING TO THE RESPECTIVE AMTS. OF WTR. DECREED.

15. BASIS OF CLAIM: DECREED

CASE NUMBER:

COURT :

DECREE DATE:

DECREE PLAINTIFF

VS

DECREE DEFENDANT

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): Calvin J. Whittaker DATE: 4-26-90  
Carol L. Whittaker DATE: 4/26/90

FOR ORGANIZATIONS:

I DO SOLEMNLY SWEAR OR AFFIRM THAT I AM \_\_\_\_\_ OF  
\_\_\_\_\_, TITLE  
\_\_\_\_\_, THAT I HAVE SIGNED THE FOREGOING  
ORGANIZATION  
DOCUMENT IN THE SPACE BELOW AS \_\_\_\_\_ OF  
\_\_\_\_\_, TITLE  
\_\_\_\_\_, AND THAT THE STATEMENTS CONTAINED IN THE  
ORGANIZATION  
FOREGOING DOCUMENT ARE TRUE AND CORRECT.

\_\_\_\_\_  
SIGNATURE OF AUTHORIZED AGENT

\_\_\_\_\_  
TITLE AND ORGANIZATION

\_\_\_\_\_  
DATE

STATE OF IDAHO )  
COUNTY OF Twin ) SS.

SUBSCRIBED AND SWORN (OR AFFIRMED) BEFORE ME THIS 26 DAY  
OF April 19 90 Allen Beardslee  
NOTARY PUBLIC

SEAL

RESIDING AT Cataldo

MY COMMISSION EXPIRES 7/20/94

74-00370

PAGE

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DATE: 02/08/90

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MICROFILMED

DEC 14 1992