

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

RECEIVED

JUN 11 1990

Ident. Number: A75-04011
Date Received: 5/16/1990
Receipt No: E014809/0
Received By:

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ARNE VETRUS 714-923-4001
Address: PO BOX 4308 91765
DIAMOND BAR, CA
OR
Name: PATRICIA VETRUS 714-923-4001
Address: PO BOX 4308 91765
DIAMOND BAR, CA
OR
Name: STEVEN VETRUS 714-923-4001
Address: P.O. BOX 4001 91765
DIAMOND BAR, CA
OR
Name: KENNETH JESKE 714-923-4001
Address: PO BOX 4001 91765
DIAMOND BAR, CA

A7504011



2. Date of Priority: MAY 22, 1913
3. Source: LITTLE FOURTH OF JULY CREEK Trib. to: FOURTH OF JULY CREEK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
24N	21E	24	SE	SE			LEMHI
		25	NE	NE			LEMHI
			SE	NE			LEMHI
	22E	19	NW	NW	1		LEMHI
			SW	NW	2		LEMHI
			NW	SW			LEMHI
			SW	SW			LEMHI

5. Description of diverting works:
HEADGATES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.000		

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

A.F.A.

8. Total consumptive use is 172.5 Acre Feet Per Annum.

9. Non-irrigation uses: STOCK WATER FOR APPROXIMATELY 25 HEAD OF

10. Place of Use: CATTLE + HORSES

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
24N	21E	24	NE	SE		IRR	2.0
			SE	SE		IRR	3.0
					Section Acres		5.0
		25	NE	NE		IRR	11.0
			SE	NE		IRR	4.0
					Section Acres		15.0
	22E	19	NW	NW		IRR	15.0
			SW	NW		IRR	17.0
			NW	SW		IRR	14.0
			SW	SW		IRR	3.0
					Section Acres		49.0
					Total Acres		69.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:
75-07027

14. Remarks:
2 P/D IN S19, T24N, R22E, L. 1,2 & 3.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

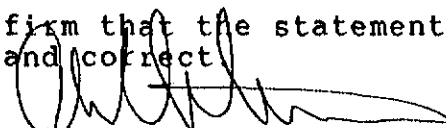
(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

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:

5/18/90

Patricia Vetrhus

Date:

5/18/90

State of Idaho

)

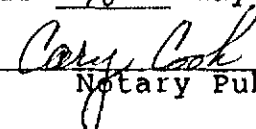
County of Lemhi

)

SS.

Subscribed and sworn (or affirmed) before me this 18 day

of May 19 90



Notary Public

Seal

Residing at Salmon

My Commission Expires 9-5-1991

15. Basis of Claim (check one) Beneficial Use x Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 75-4011 and 75-7027

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 5 (2 deeds, Attachment to Notice of Claim, copy of 75-4011 & 75-7027)

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) [Signature] Date 4-27-90

Patricia Vetrhus Date 4-27-90

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)

County of Lemhi) SS.

Subscribed and sworn (or affirmed) before me this 27 day of April 19 90

SEAL

Notary Public Cary S. Cook

Residing at Salmon

My Commission Expires 9-5-1991

Please Print Name CARY COOK

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED

DEC 15 1992

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

Send

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: 3956
Ident. No.

**ATTACHMENT TO
NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

RECEIVED

APR 30 1990

Department of Water Resources
Eastern District Office

Please type or print clearly:

Name of claimant(s) Arne Vetrhus and Patricia Vetrhus

and/or Steven Vetrhus and Kenneth Jeske

Mailing Address

(including zip code) P.O. Box 4308

Diamond Bar, Ca. 91765

Phone Number (714) 923-4001

MICROFILMED

DEC 15 1992

6-3062

WARRANTY DEED

For Value Received IOLA COOK alos known as DOROTHY IOLA COOK, a single woman, LADELLE COOK and CONNIE COOK, husband and wife, JIM MOORE and ELAINE MOORE, husband and wife, JAY COOK, a single man, LON COOK and LINDA COOK, husband and wife, AKA ALONZO D. COOK and LYNDIA E. COOK the grantor^s, do hereby grant, bargain, sell and convey unto

STEVEN VETRUS and KENNETH JESKE, both single men

whose current address is

P.O. Box 4308

Diamond Bar, CA 91765

the grantees^s, the following described premises, in Lemhi County Idaho, to wit:

Lots Three (3) and Four (4), in Section 19, Township 24 North, Range 22 East, Boise Meridian, and the E $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, all in Section 24, Township 24 North, Range 21 East, Boise Meridian, Lemhi County, Idaho.

Together with all mineral and mineral rights, water and water rights, ditches and ditch rights appurtenant there-to and used in connection therewith. . .

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: July 1, 1985

Iola Cook
Iola Cook

Connie Cook
Connie Cook

Ladelle Cook
Ladelle Cook

Jim Moore
Jim Moore

Elaine Moore
Elaine Moore

Jay Cook
Jay Cook

Lon Cook
Lon Cook

Linda Cook Linda Cook
Linda Cook

STATE OF IDAHO, COUNTY OF Lemhi
On this 24th day of July, 1985
before me, a notary public in and for said State, personally appeared

Iola Cook also known of record as Dorothy Iola Cook, a single woman

known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she has executed the same.

Residing at 178 E. Main, Lemhi, Idaho
Comm. Expires 12-88

Notary Public

STATE OF TEXAS
COUNTY OF Dallas

On this 10th day of July, 1985, before me, a notary public in and for said State, personally appeared Ladelle Cook and Connie Cook, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they have executed the same.

Residing at: 2515 Lovett, Dallas, Tx 75227
Comm. Expires: 8-2-89

Constance R May
Notary Public

STATE OF IDAHO:
COUNTY OF BONNEVILLE:

On this 24th day of July, 1985, before me, a notary public in and for said State, personally appeared Jim Moore and Elaine Moore, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they have executed the same.

Residing at: Idaho Falls
Comm. Expires: 10-1-88

B. M. D. [Signature]
Notary Public

STATE OF IDAHO:
COUNTY OF BONNEVILLE:

On this 26th day of July, 1985, before me a notary public in and for said State, personally appeared Jay Cook, a single man, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he has executed the same.

Residing at:
Comm. Expires:

Calvin Schick
Notary Public
Residing in Idaho Falls, Idaho
My Commission Expires 8-1-88

STATE OF DELAWARE:
COUNTY OF New Castle

On this 8th day of July, 1985, before me a notary public in and for said State, personally appeared Lon Cook and Linda Cook, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they have executed the same.

Residing at: Wilmington, De
Comm. Expires: 12/10/85

Ruth B. Francis
Notary Public

State of Idaho }
County of Lemhi } ss No. 178396

This instrument was filed for record at
the request of American Land Title
at 3:32 o'clock p.m. Dec. 16 1985
and duly filmed and indexed in the
records of Lemhi County.

Alberta Wiederrick
Ex-Officio Recorder
Elaine [Signature] Deputy
\$4.00

75 4011

Identification No. _____

Claim No. _____

Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT
Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant Blaine Cook
 post office address P. O. Box 127
See Attached List
2. The point of diversion is in _____ of _____ 1/4 Section _____ Township _____
 Range _____ B.M. located on L. 4th July Creek
(name of source)

tributary to 4th of July Creek in Lemhi County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

May 22, 1913 amount: 4.0 c.f.s. or _____ acre feet
 _____ amount: _____ c.f.s. or _____ acre feet
 _____ amount: _____ c.f.s. or _____ acre feet
 Total claimed 4.0 c.f.s. or _____ acre feet.

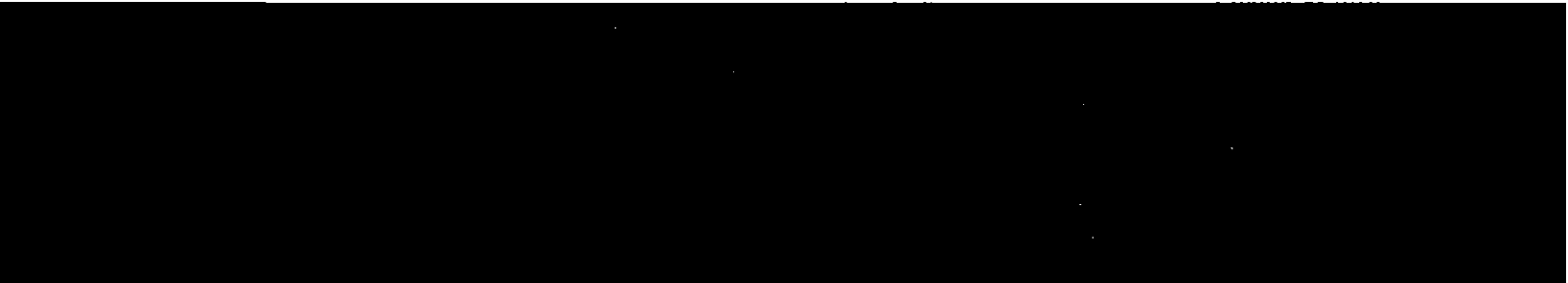
b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use irrig. period of use from 1st April to 1st Nov. (both dates inclusive)
 use _____ period of use from _____ to _____ (both dates inclusive)
 use _____ period of use from _____ to _____ (both dates inclusive)
 use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works:

a. Surface water diversion dam and or headgate: material is composed of sand & gravel
 _____; length is 15 feet; height is 3 feet;
 width of bottom is 3 feet; width at top is 5 feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

b. Underground water diverting work: is well flowing or pumped _____; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
 capacity of pump is _____ g.p.m. name and address of well driller is _____



attach well logs if available; has there been any change in pump or motor since well was first completed _____; if so, give dates and explain _____

Average
c. Conveying Works: length of ditch to place of use is 800 feet; width of ditch at top is 5 feet; width of bottom of ditch is 3 feet; depth of water is 2 1/2 feet; grade of ditch per 1000 feet is _____ feet; material through which ditch passes is _____; maximum length of pipe line to first place of use is _____ feet; diameter of pipe line is _____ inches; type of pipe _____; grade of pipe per 1000 feet is _____
Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions if possible _____

d. If water is stored: name of reservoir _____; total capacity of reservoir is _____ acre feet; active capacity of reservoir is _____ acre feet; year construction commenced _____; year completed _____; date first used _____; period of storage is from _____ to _____; reservoir drained each year _____; is reservoir on or off stream _____ explain _____

if feeder canal is used give maximum carrying capacity _____ c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions _____

has there been any enlargement of the reservoir since it was first built _____, if so, give dates and describe _____

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SE 1/4				SW 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
24 N	22E	19					15												15
24 N	22E	19						17											17
24 N	22E	19									14								14
24 N	21E	24										2							2
24 N	22E	19											3						3
24 N	21E	24														3			3
24 N	21E	25	11																11
24 N	21E	25				4													4

Total number of acres to be irrigated 69

Explain any significant increase in area irrigated since first use, give dates and acreages known _____

b. Do you get water through a ditch owned by several users? No If yes, give the name of the ditch
The other users and their respective
interests in the ditch are (if known)

6. Where water is used for stock watering, give number of each kind of stock watered

7. Where water is used for domestic or municipal purposes give number of families served
name of town supplied

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use,
and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible,
giving dates and quantities

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation
Claimant is currently in the process of filing an application
for permit on this same land so that his right may be administered
and further defined.

State of Idaho

County of Lemhi

ss.

DO NOT FILE

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the
foregoing claim to a water right, together with all attached information, and that the matters and facts therein are
true to the best of the affiants knowledge.

William C. C. C.
Claimant

Sworn to before me this 6 day of JUNE, 1972

Deborah C. C.
Notary Public

Residing at SALIDA, IDAHO

My commission expires 10/12/74

For Department Use Only

Received by Ba Date 6-5-72 Exception filed by: Forwarded to Date

Prelim. check by VCY Date 6-12-72

Fee received by Ba Date 6-8-72 Fee \$10.00

Approved for publication by VCY

Published in Boise Star Date 6-22-72

POINTS OF DIVERSION:

2pts.	Lot 1	Sec. 19	R22E	TWP 24N
2pts.	Lot 2	Sec. 19	R22E	TWP 24N
2pts.	Lot 3	Sec. 19	R22E	TWP 24N
1pt.	Lot 4	Sec. 19	R22E	TWP 24N
1pt.	SE $\frac{1}{4}$ SE $\frac{1}{4}$	Sec. 24	R21E	TWP 24N
1pt.	NE $\frac{1}{4}$ NE $\frac{1}{4}$	Sec. 25	R21E	TWP 24N
1pt.	SE $\frac{1}{4}$ NE $\frac{1}{4}$	Sec. 25	R21E	TWP 24N

DO NOT FILM

NOT TO BE
REPRODUCED