

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: **A22-13111**
Date Received: 8/10/1998
Receipt No: E024343
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: CAROLA HOLDINGS INC
Address: C/O LEA KUVINKA, ESQ.
PO BOX 3007
JACKSON HOLE WY

307-733-6611

83001

2. Date of Priority: DEC 31, 1910

3. Source: BITCH CREEK

Trib. to: TETON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
Beginning Point of Instream Flow							
07N	45E	9	NE	NE	NE		TETON
Ending Point of Instream Flow							
07N	45E	8	SW	NE	SE		TETON

5. Description of diverting works:
INSTREAM STOCKWATER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.100		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 250 RANGE.

A2213111



10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
07N	45E	8	SE		NE		STOCK	
			NE		SE		STOCK	
		9	NE		NE		STOCK	
			NW		NE		STOCK	
			SW		NE		STOCK	
			NE		NW		STOCK	
			NW		NW		STOCK	
			SW		NW		STOCK	
			SE		NW		STOCK	

11. Place of use in counties: TETON.

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

13. Other Water Rights Used:
NONE

14. Remarks:

ALL OF THE SPRINGS EXCEPT BITCH CREEK USUALLY DRY UP BY MID-SUMMER.

CHANGED ADDRESSES TO MATCH FOR MAILING PURPOSES ONLY 3/28/95 DMS

THIS WATER RIGHT ORIGINALLY WAS CLAIMED TOGETHER WITH ASSOCIATED STOCKWATER AND DOMESTIC CLAIMS AS PART OF A22-12274 AND IS BEING RE-CLAIMED AS A SEPARATE RIGHT PURSUANT TO IDWR'S LETTER REQUEST DATED JULY 7, 1998.

15. Basis of Claim: BENEFICIAL USE

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 A22-13111
Date Received Aug 3, 1998
Receipt Number 05024343

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
AUG 03 1998
Department of Water Resources
Eastern Region

Please type or print clearly

1. Name of claimant (s) Carola Holdings Inc. Phone (307) 733-6611
Mailing Address c/o Lea Kuvinka, Esq., P.O. Box 3007, Jackson Hole, WY Zip 83001
2. Date of Priority (Only one (1) per claim) 12/31/1910
3. Source of water supply (a) Bitch Creek
which is tributary to (b) Teton River
4. a. Location of existing point of diversion is: Township _____ Range _____ Section _____.
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township 7 N Range 45 E Section 9, NE 1/4 of NE 1/4 of NE 1/4.

Govt. Lot _____ B.M., County of Teton

ending point is: Township 7 N Range 45 E Section 8, SW 1/4 of NE 1/4 of

SE 1/4, Govt. Lot _____ B.M., County of Teton

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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. Stockwater use is instream.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Stockwater purposes from 01-01 to 12-31 amount 0.10 or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.10 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is de minimus acre feet per annum.

9. Non-irrigation uses; describe fully (e.g. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater for approximately 250 head of cattle.

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				<i>NW</i> NE 1/4				<i>SW</i> NE 1/4				<i>SE</i> NE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	E1/4	
7N	45E	8				S									S				
7N	45E	9	S	S	S		S	S	S	S									

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Teton

12. Do you own the property listed above as place of use? Yes X No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

Associated claims for stockwater filed for unnamed intermittent springs. or None ()

14. Remarks:

This water right originally was claimed together with associated stockwater and domestic claims as part of A22-12274 and is being re-claimed as a separate right pursuant to IDWR's letter request dated July 7, 1998.

Last Name Carola Holdings Inc. Ident No. _____

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

See Attachment A

Last Name Carola Holdings Inc. Ident No. _____

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

If applicable provide IDWR Water Right Number Right originally claimed as part of A22-12274

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments One (Map)

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

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Deborah Neff

of _____, that I have signed the foregoing document in the space

below as Attorney-in-Fact of Carola Holdings Inc.
Title Organization

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

Signature of Authorized Agent Deborah Neff

Deborah Neff

Title and Organization Attorney-in-Fact for Carola Holdings Inc. Date July 31, 1998

State of Connecticut)
County of FAIRFIELD) ss.

Subscribed and sworn (or affirmed) before me this 31st day of July, 1998

SEAL

Notary Public Tomgard Williams

Residing at 4 Tar Road Rd., Westport CT 06880

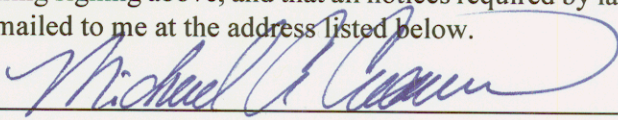
My Commission Expires April 30, 1999

17. Notice of Appearance:

Please Print Name

Notice is hereby given that I, Michael C. Creamer will be acting as attorney at law on behalf of the claiming 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

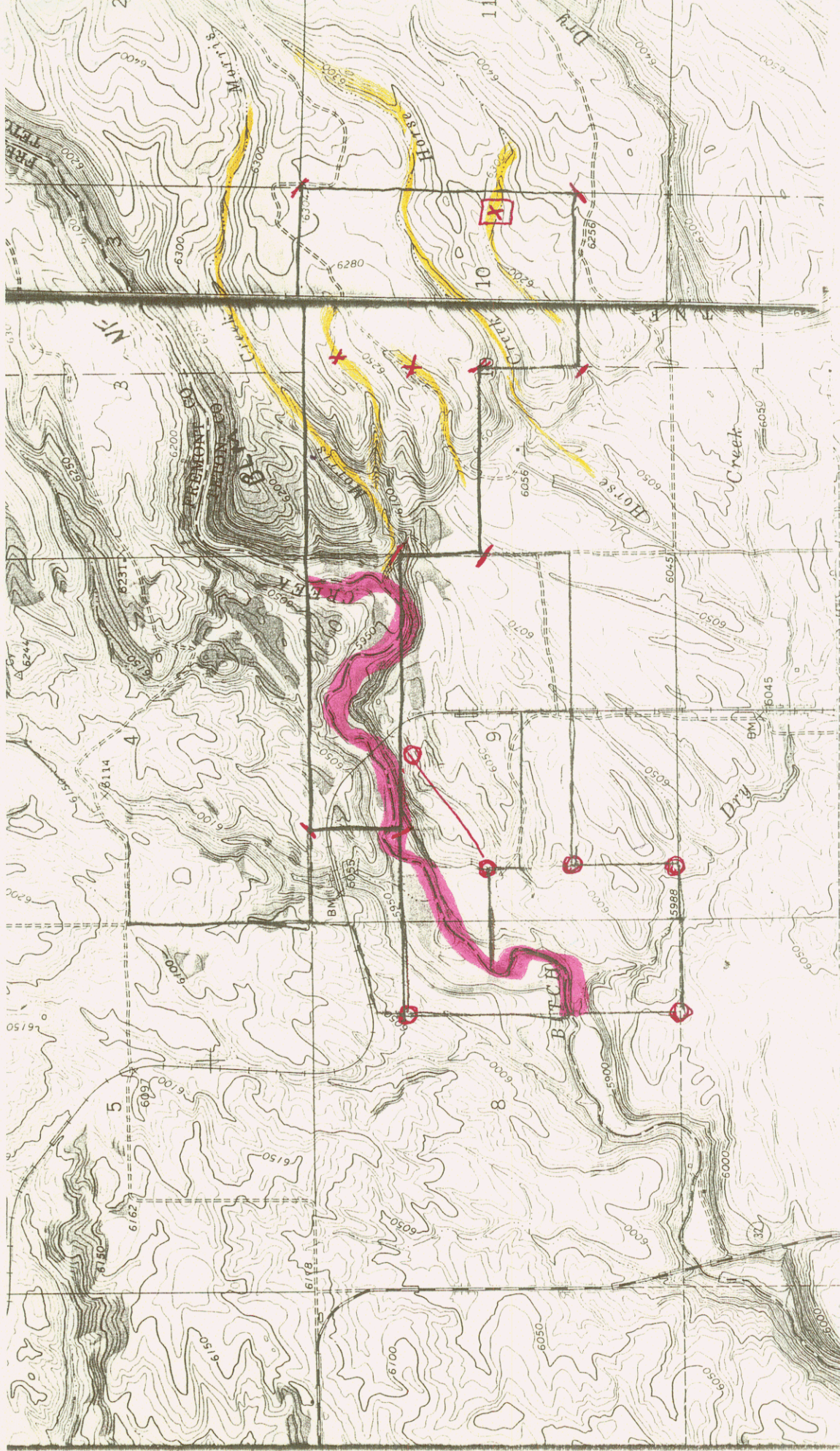


Address Givens Pursley LLP, 277 N. 6th St, Suite 200, P.O. Box 2720, Boise, Idaho 83701

Date 07/30/98

Last Name Carola Holdings Inc. Ident. Number _____

T 7N



R 45E

ATTACHMENT A

Pink = Reach of Bitch Creek

X = Seasonal Springs

[X] = Cabin and domestic spring