



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

February 4, 2005

Hon. John Melanson
Snake River Basin Adjudication Court
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

RE: Subcase No. 29-00449E

Dear Judge Melanson:

The partial decree for this water right was entered on January 14, 2005. It has come to the attention of the Idaho Department of Water Resources that the Director's Report contained a clerical error in the legal description for the point of diversion and this error was carried forward in the Partial Decree. The point of diversion for this water right should be T06S R35E S29 rather than the description of T06S R5E S29 contained in the Director's Report. I am enclosing a copy of the original Notice of Claim that correctly claims the legal description for the point of diversion.

If you have any questions concerning this matter, please contact me at (208) 287-4810. I am sending a copy of this letter to the claimant for his information.

Very truly yours,

A handwritten signature in cursive script, reading "Candice Mchugh".

CANDICE M. MCHUGH,
Deputy Attorney General
Idaho Department of Water Resources

Enclosure

cc: Darth G. West
Michele West
Ernie Carlsen

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 02 2003

WATER RESOURCES
WESTERN REGION

Ident. Number
Date Received:
Receipt No:
Received By:

29-00449E
6-2-03
W030528
CB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DARTH G WEST Phone: (208)233-3800

8117 W BUCKSKIN RD
POCATELLO ID USA 83201

MICHELE WEST Phone: (208)233-3800

8117 W BUCKSKIN RD
POCATELLO ID USA 83201

2. Date of Priority: 05/31/1887

3. Source: SPRINGS Trib. to: SOUTH FORK OF POCATELLO CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06S	35E	29	NE NE NE	BANNOCK	

5. Description of diverting works:

Headgate in stream to ditch. Relift pump in ditch to sprinklers.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.1	
STOCKWATER	01/01	12/31	0.02	

7. Total Quantity Appropriated is:
0.1 C.F.S. and/or 12.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

Number of other uses: Stockwater, 5 horses

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	35E	20	SE	SE	IRRIGATION	2
					Section Acres	2
06S	35E	29	NE	NE	IRRIGATION	3
					Section Acres	3
					Total Acres	5

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

29-00448H

14. Remarks:

Priority listed as "superior to rights of all other parties". Claimant owns portion of Place of Use that this right covered. His diversion of the source is now taken directly from the stream that the springs are tributary to.

15. Basis of Claim: Decreed

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.

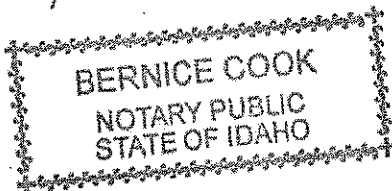
Signature of Claimant(s): Debra A. West
Michelle West

Date: 5/28/03
Date: 5-29-03

State of Idaho)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 28
of may 2003

Bernice Cook



Notary Public

Residing at Bannock

My commission Expires 8-14-04