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Documents
In File

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: A61-11881
Date Received: 3/ 3/1998
Receipt No: X999999
Received By: FW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT LEWANDOWSKI 208-343-6262
Address: HC 34 SIMCO RD
BOISE ID 83706

2. Date of Priority: NOV 1, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	04E	23	NW	NW	NW		ELMORE

5. Description of diverting works:
1 WELL TO 3 HOMES

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		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
2 HOMES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	04E	23	NW	NW		DOMEST	

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
61-10138 FOR 1 HOME

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: 0

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): *Robert J. Lewandowski* Date: 3/3/98
_____ Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 3rd day
of March 19 98 *Kathleen A. Walker*
Notary Public

Seal

Residing at Boise, Idaho
My Commission Expires 2-14-1999

COMMUNICATION DOCUMENTATION

Claim No. 61-11881

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent

Jan ThurtellDate 1-11-98

Contact Person(s)

Robert Zawandowski

Nature of Contact

Concerning Notice of Error.

Substance of Communication

I spoke with Mr. Zawandowski concerning his notice of error & explained to him that he has another claim # 61-10138 which covers the original home therein 1967 & that this claim was then filed to cover 2 additional homes added in 1974. He Kay Walker's memo dated 3-5-98. He understood & said all was OK. I then sent him a copy of this claim & a copy of #61-10138 which has been decreed.

November 20, 1998

NOTICE OF ERROR
REPLY

RECEIVED

DEC 03 1998

WATER RESOURCES
WESTERN REGION

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 18, 1998

Water right number: 61-11881

ROBERT LEWANDOWSKI
HC 34 SIMCO RD
BOISE ID 83706

83716 New Zip Code by Post Office.

Daytime Telephone Number: 343-6262

Evening Telephone Number: 343-6262

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Purpose of use

2. Describe the changes you wish to make in the proposed recommendation:

Due to clerical error Purpose of use should read
Domestic 3 homes.

3. Give a brief explanation as to why you disagree with these portions:

there has always been 3 homes at this location

Since 1974 Please make this correction. I have

I AGREE with this proposed recommendation; no changes need to be made. ^{Reperitly notified IDWR} of this error for over 2 years.

DATE: 11/30/98

SIGNATURE: Robert Lewandowski

Please print your name: Robert Lewandowski

AJ0749NP
No. R61-11881

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/18/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERT LEWANDOWSKI HC 34 SIMCO RD BOISE ID 83706 (208) 343-6262	11/01/1974	DOMESTIC	01-01 12-31	0.04 CFS	
TOTAL DIVERSION:					0.04 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T01S R04E S23

NWNWNW

ELMORE County

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	Lt	Ac
01S	04E 23	:				:				:				:			
		:				:				:				:			

POU County: ELMORE

Non-Irrigation Uses: 2 HOMES

Other Rights: 61-10138 FOR 1 HOME

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 11/18/98 LHARRIS

AJ5809NP
No. R61-11881

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 11/17/98
PAGE: 125

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERT LEWANDOWSKI HC 34 SIMCO RD BOISE ID 83706 (208) 343-6262	11/01/1974	DOMESTIC	01-01 12-31	0.04 CFS	
TOTAL DIVERSION:					0.04 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T01S R04E S23

NWNWNW

ELMORE County

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	Lt	Ac	:
01S	04E	23	:								D									:

POU County: ELMORE

Non-Irrigation Uses: 2 HOMES

Other Rights: 61-10138 FOR 1 HOME

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 09/29/98 SBOCK

Added
NH
NB

AJ5809NP
No. A61-11881

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/29/98
PAGE: 13

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERT LEWANDOWSKI HC 34 SIMCO RD BOISE ID 83706 (208) 343-6262	11/01/1974	DOMESTIC	01-01 12-31	0.04 CFS	
TOTAL DIVERSION:					0.04 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T01S R04E S23

NWNWNW

ELMORE County

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	Lt	Ac	Lt	Ac	:
01S	04E	23	:																			:
			:																			:

POU County: ELMORE

Non-Irrigation Uses: 2 HOMES

Other Rights: 61-10138 FOR 1 HOME

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

MEMORANDUM

March 5, 1998

TO: FILE A61-10138 & A61-11881

FROM: KAY WALKER *KW*

RE: INQUIRY BY CLAIMANT

Robert Lewandowski came into the office on March 3, 1998, to find out why Claim 61-10138 had been decreed without the changes he had submitted on 7/29/1997. We located the claim file and found that Mr. Lewandowski had come into the office and submitted a change of ownership form and an amended claim form on the same day we had submitted the original claim to the court in Twin Falls for decree.

Since it was our error that Claim 61-10138 had been decreed without recognition of the ownership change or the amended claim form, I took a second claim from Mr. Lewandowski without charging him a filing fee (Claim A61-11881). This claim should be prepared for report with the non-domestic and stockwater rights that will go to the court later this year.

The amended claim submitted added 2 additional homes to the original claim. When I asked Mr. Lewandowski about this, he stated that his dad had died in 1988 and when his mother came in to file the claim she only claimed the home she was living in. Mr. Lewandowski stated that there have been 3 homes at this location since 1974. The original home was there in 1967 and two additional homes were added in 1974.