

MAR 27 2006

DEPARTMENT OF
WATER RESOURCES

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

Case No. 39576)
-----)

A. Subcase: 27-07131
Claimant of Water Right:
Artice M. Swingle
P. O. Box 121
Kualapuu, HI 96757
And
John J. Wordin
P.O. Box 121
Kualapuu, HI 96757

B. An objection, dated 7 March 2006, has been filed in this case by:
Shoshone-Bannock Tribes
P.O. Box 306
Fort Hall, ID 83203

As represented by Attorney:
Jeanette Wolfley
202 N. Arthur
Pocatello, ID 83204

- C. The objection relates to the quantity, to wit, volumetric limit should be included in water right.
D. Be it known to all parties of interest that the quantity for this water right is listed as: 0.170 CFS
E. For verification of this fact a copy of the Water Right No. 27-7131 is attached, dated 5/12/2005.
F. Clerk is requested to record this amendment in the Director's Report.

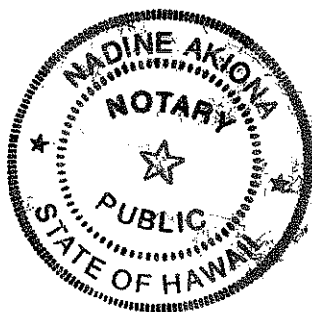
Signature

John J. Wordin

Date

22 Mar 2006

Subscribed and sworn to before me on:

*22 March 2006**Nadine Akiona*

Notary Public for:

Kaunakakai

Residing at:

Hawaii

My Commission Expires:

4-14-2006

CERTIFICATE OF MAILING

I certify that on the date below this document and attachments, if any, will be deposited with the U.S. Postal Service as first class mail in an envelop addressed to the following:

Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Natural Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of Attorney General
P.O. Box 44449
Boise, ID 83711-4449

Shoshone-Bannock Tribes
P.O. Box 306
Fort Hall, ID 83203

Jeanette Wolfley
202 N. Arthur
Pocatello, ID 83204

Signature John J. Nordin Date 23 Mar 2006

05/12/2005

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-7131
NAME AND ADDRESS: ARTICE M SWINGLE
PO BOX 121
KUALAPUU HI 96757

JOHN J. WORDIN
PO BOX 121
KUALAPUU HI 96757

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.170 CFS

The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.

PRIORITY DATE: 03/22/1979

POINT OF DIVERSION:
T01S R37E S27 NWSW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 11/01	0.170 CFS

PLACE OF USE: IRRIGATION Within BINGHAM County
T01S R37E S27 NWSW 9.0

9 ACRES TOTAL

This water right is appurtenant to the described place of use.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

This right is subject to all prior water rights and may be forfeited by five years of non-use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License