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DEC 28 2007

DEPARTMENT OF
WATER RESOURCES

Law Offices of
BAKER & HARRIS

Dwight E. Baker
Jared M. Harris *
Jonathan W. Harris
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BLACKFOOT, ID 83221
Telephone (208) 785-2310
Facsimile (208) 785-6749
E-Mail — debaker@bakerharrislaw.com

December 26, 2007

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls, ID 83303-2707

Re: Snake River Basin Adjudication
Subcase No. 27-2075
B&H Matter No. 5354

Dear Clerk:

Enclosed please find the following for filing in the above-entitled matter:

- 1) *Original* Motion to file an Amended Notice of Claim.

We thank you in advance for your usual courtesy.

Very truly yours,

BAKER & HARRIS


Dwight E. Baker

DEB/bc
Enclosure

cc: IDWR Document Depository
Chief, Natural Resources Division, Office of the Attorney General
United States Department of Justice, Environment and Natural Resource Division
Lawrence G. Wasden/Clive J. Strong/David J. Barber, Office of the Attorney General
Jeanette Wolfley, Shoshone-Bannock Tribes
Dennis Lake

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DEC 28 2007

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) Subcase 27-2075
) (Insert water right number)
Case 39576)
) STANDARD FORM 4
)
) MOTION TO FILE:
) AN AMENDED NOTICE OF CLAIM
)

☒ I have read SRBA Administrative Order 1, Rules of Procedure (amended Sept. 30, 1996)

My name is N/A

My address is N/A

My phone number is: N/A Work N/A Home

I am an attorney representing Dennis M. Lake

My name is Dwight E. Baker

My address is 266 W Bridge, Blackfoot, ID 83221

My phone number is 208-785-2310

MOTION TO FILE AN AMENDED NOTICE OF CLAIM

A Motion to File an Amended Notice of Claim may require a hearing before the Presiding Judge or Special Master or may be granted by leave of the court or by written consent of the parties and the Idaho Department of Water Resources. Leave to amend a claim shall be freely given when justice so requires.

☒ I must amend my Notice of Claim to the use of water in the SRBA because:
Additional technical information has been developed by the IDWR, which has suggested an amendment to this claim, to reflect their findings.

☒ I am providing legal and factual documentation to support my amended Notice of Claim.

You must describe these documents and attach a readable copy.

A map showing three points of diversion is attached.

☒ I have attached:

An amended Notice of Claim (available from IDWR).

COPY

Payment of the following additional fees required by IDWR:

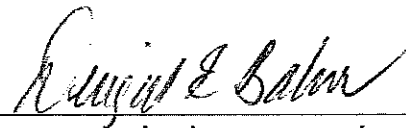
VERIFICATION (Must be completed)

State of Idaho

County of Bingham

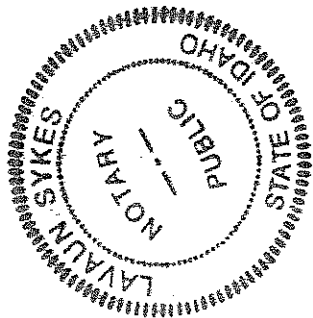
Dwight E. Baker being first duly sworn, upon oath, deposes and says:

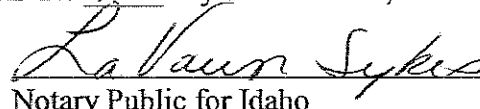
That I am the attorney for the party/claimant filing this motion for Amendment of Claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.



Attorney signing in representative capacity

Subscribed and sworn to before me on this 11 day of December, 2007.





Notary Public for Idaho

Residing at Blackfoot

My Commission expires: 5-17-08

INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the SRBA Court. **FAX filings will not be accepted by the SRBA Clerk of the Court.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that the 26th day of December, 2007, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

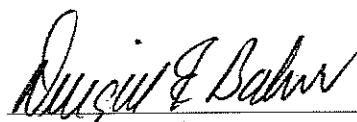
Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource
Division
550 West Fort Street, MSC 033
Boise, ID 83724

3. If you are filing an amended Notice of Claim in a subcase being heard before the Presiding Judge or a Special Master, you must serve a copy on all parties to that subcase.

Lawrence G. Wasden
Attorney General
Clive J. Strong
Deputy Attorney General
Chief, Natural Resources Division
David J. Barber
Deputy Attorney General
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

Shoshone-Bannock Tribes
Jeanette Wolfley
202 N Arthur
Pocatello, ID 83204


Dwight E. Baker

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Dwight E. Baker

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 27-2075
Date Received: 2/15/1990
Receipt No: E012063
Received By:

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

1. Name of Claimant(s)

DENNIS M LAKE Phone: (208) 684-4967

830 TABER RD
BLACKFOOT ID USA 83221

2. Date of Priority: 09/02/1919

3. Source: SPRINGS Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06S	42E	9	<u>NE</u> NW SW	CARIBOU	
06S	42E	9	<u>NE</u> NW SW	CARIBOU	
06S	42E	9	SE NW SW	CARIBOU	-

5. Description of diverting works:

DAM/HEADBOX TO DITCHES AND FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/31	0.5	

7. Total Quantity Appropriated is:
0.5 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
06S	42E	9	~~SW SW~~	~~IRRIGATION~~	~~40~~
			<u>NW SW</u>	<u>IRRIGATION</u>	<u>14</u>
			<u>NE SW</u>	<u>IRRIGATION</u>	<u>2.5</u>
Section Acres					~~40~~ <u>16.5</u>
Total Acres					~~40~~ <u>16.5</u>

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:

14. Remarks:

Use of water under this water right will be regulated by the watermaster of State Water District No. 6 DISTRICT.

~~2 P/D IN NWSW, S9, T6S, R42E.~~

3 P/D IN NWSW, S9, T6S, R42E.

15. Basis of Claim: License

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: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

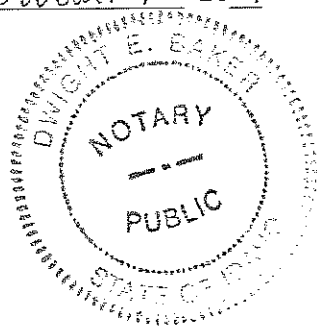
Signature of Claimant(s): Dennis M. Lofe Date: 11-30-07

Date: _____

State of Idaho)
County of Bingham) SS.

Subscribed and sworn (or affirmed) before me this 30th day

of November 2007



Dwight E. Baker

Notary Public

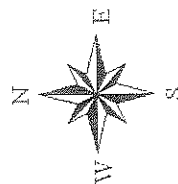
Residing at Blackfoot ID

My commission Expires 12-10-2011

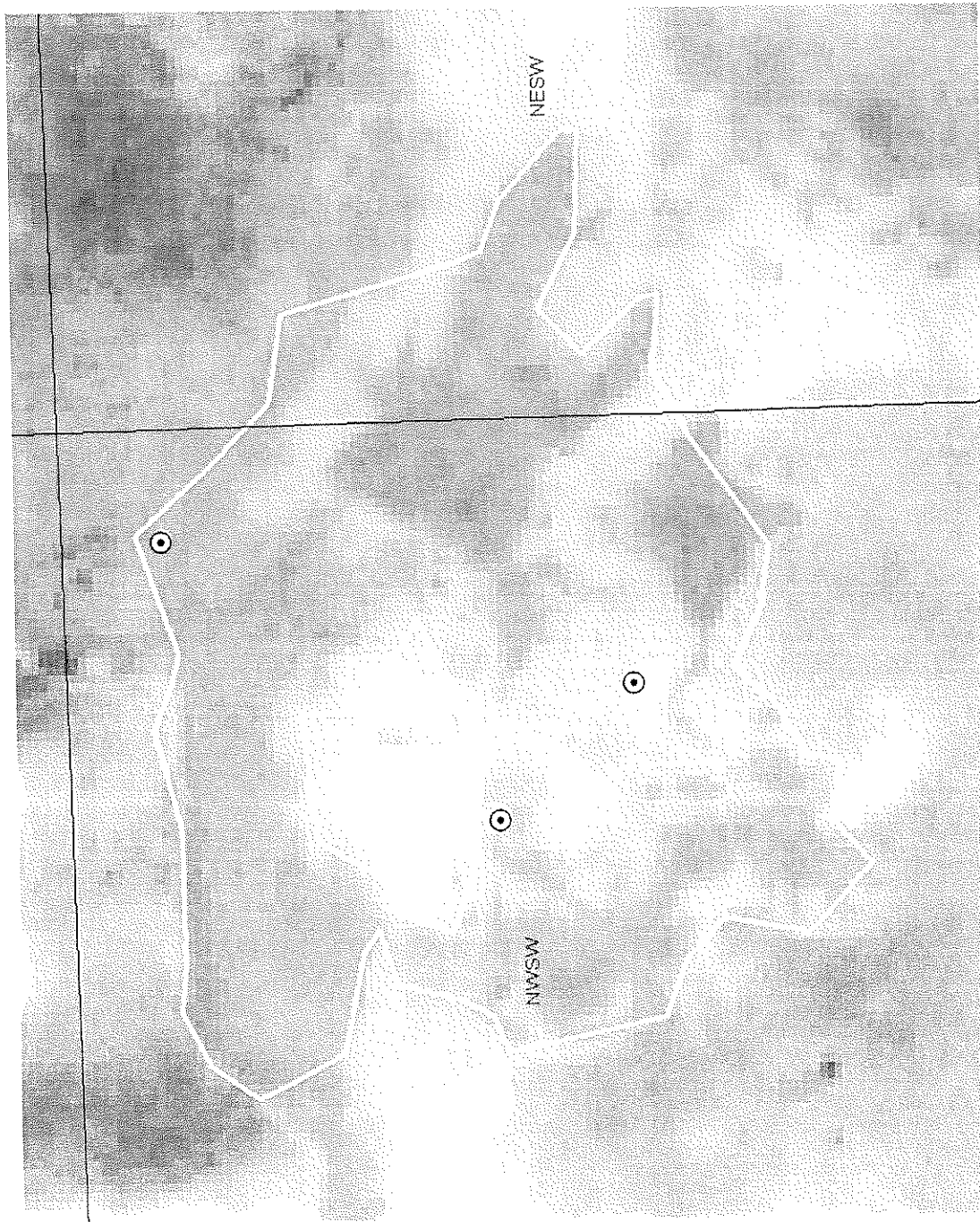
27-2075



- 27-2075gps_92007.shp
- T06s42e.shp
- 27-2075.shp
- Caribou taxlots
- GCDB07S44E GCDB
- Sections
- T14s42e.shp



1987 NAPP Photography
Prepared by: cbird
Nov. 26, 2007



0.16 Miles

0.08

0

0.08

