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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 77-4219  
Date Received: 02/05/08  
Receipt No: C085873  
Received By: KAW

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

AMENDED

DISTRICT COURT - SRBA  
TWIN FALLS CO., IDAHO  
FILED  
2007 JUL 31 AM 7 01

1. Name of Claimant(s)

TAMMIE WALTERS Phone: (208) 628-3803  
P.O. Box 31  
RIGGINS ID USA 83549

KENNETH R. WALTERS Phone: (208) 628-3803  
P.O. Box 31  
RIGGINS ID USA 83549

2. Date of Priority: 09/01/1925

|                                 |                                            |
|---------------------------------|--------------------------------------------|
| 3. Source: WEST FORK LAKE CREEK | Trib. to: LAKE CREEK                       |
| UNNAMED STREAM                  | WEST FORK LAKE CREEK                       |
| UNNAMED CREEK #1                | WEST FORK LAKE CREEK (INSTREAM STOCKWATER) |
| UNNAMED CREEK #2                | WEST FORK LAKE CREEK (INSTREAM STOCKWATER) |

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County | Type                                 |
|----------|-------|---------|-----------------------|--------|--------------------------------------|
| 23N      | 02E   | 07      | NW SE                 | IDAHO  | (WEST FORK LAKE CK-DIVERSION)        |
| 23N      | 02E   | 06      | SE NW SW              | IDAHO  | (INJECTION/REDIVERSION UNNAMED STRM) |
| 23N      | 02E   | 06      | SE NW SW              | IDAHO  | (DIVERSION - UNNAMED STREAM)         |
| 24N      | 02E   | 31      | NE SW                 | IDAHO  | (INJECTION - SHORTS CREEK)           |
| 24N      | 01E   | 23      | NE NE                 | IDAHO  | (REDIVERSION - SHORTS CK)            |

BEGINNING POINT OF CLAIMED INSTREAM FLOW IS: (UNNAMED CREEK #1)

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County | Type                  |
|----------|-------|---------|-----------------------|--------|-----------------------|
| 24N      | 02E   | 31      | SE SW                 | IDAHO  | (INSTREAM STOCKWATER) |

ENDING POINT IS:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County |
|----------|-------|---------|-----------------------|--------|
| 24N      | 02E   | 31      | SW SE                 | IDAHO  |

BEGINNING POINT OF CLAIMED INSTREAM FLOW IS: (UNNAMED CREEK #2)

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County | Type                  |
|----------|-------|---------|-----------------------|--------|-----------------------|
| 24N      | 02E   | 31      | NE SW                 | IDAHO  | (INSTREAM STOCKWATER) |

ENDING POINT IS:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County |
|----------|-------|---------|-----------------------|--------|
| 24N      | 02E   | 31      | SE SE                 | IDAHO  |

5. Description of diverting works: WATER IS CONVEYED BY HISTORIC DITCH FROM WEST FORK LAKE CREEK TO AN UNNAMED STREAM. WATER IS THEN DIVERTED/REDIVERTED FROM THE UNNAMED STREAM BY ANOTHER HISTORIC DITCH AND CONVEYED TO THE HEAD WATERS OF SHORTS CREEK. WATER IS THEN DIVERTED/REDIVERTED FROM SHORTS CREEK AND APPLIED TO THE IRRIGATED PLACE OF USE. STOCKWATER IS FROM DITCH AND ALSO FROM A TANK. A 1.5" PIPE DIVERTS WATER FROM THE HISTORIC DITCH IN THE SWNESW OF SECTION 31, T24N, R2E TO TWO HOLDING TANKS IN THE NENESW OF SECTION 31, T24N, R2E WITH THE OVERFLOW RETURNING TO THE DITCH. WATER IS PUMPED OUT OF THE SECOND TANK THROUGH 1.5" PIPE TO THE NENE OF SECTION 31, T24N, R2E TO ANOTHER HOLDING TANK FOR DOMESTIC USE WITH OVERFLOW GOING TO A STOCK TANK FOR STOCKWATER.

6. Water is used for the following purposes:

| Purpose             | From | To    | C.F.S.   | (or) A.F.A |
|---------------------|------|-------|----------|------------|
| IRRIGATION          | 3/01 | 11/15 | 2.60 CFS |            |
| STOCKWATER          | 1/01 | 12/31 | 0.14 CFS |            |
| DOMESTIC/COMMERCIAL | 1/01 | 12/31 | 0.04 CFS |            |

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

8. Total consumptive use:

9. Non-irrigation uses: STOCKWATER 600; DOMESTIC/COMMERCIAL(LODGE)

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use                 | Acres |
|----------|-------|---------|------------|-----|---------------------|-------|
| 024N     | 01E   | 13      | SW         | NW  | IRRIGATION          | 10.00 |
|          |       |         | NW         | SW  | IRRIGATION          | 5.00  |
|          |       |         |            |     | Section Acres       | 15    |
| 024N     | 01E   | 14      | SW         | NE  | IRRIGATION          | 2.00  |
|          |       |         | SE         | NE  | IRRIGATION          | 2.00  |
|          |       |         | NE         | SE  | IRRIGATION          | 20.00 |
|          |       |         | NW         | SE  | IRRIGATION          | 13.00 |
|          |       |         | NW         | SE  | IRRIGATION          | 3.00  |
|          |       |         | NW         | SE  | IRRIGATION          | 3.00  |
|          |       |         | SW         | SE  | IRRIGATION          | 5.00  |
|          |       |         | SE         | SE  | IRRIGATION          | 2.00  |
|          |       |         |            |     | Section Acres       | 50    |
|          |       |         |            |     | Total Acres         | 65    |
| 024N     | 02E   | 31      | NE         | NE  | DOMESTIC/COMMERCIAL |       |
|          |       |         | NE         | NE  | STOCKWATER          |       |
|          |       |         | NE         | SW  | STOCKWATER          |       |

024N 02E 31

NW SW  
SE SW  
SW SE  
NW SE  
SE SE

INSTREAM STOCKWATER  
INSTREAM STOCKWATER  
INSTREAM STOCKWATER  
INSTREAM STOCKWATER  
INSTREAM STOCKWATER

11. Place of use in counties: IDAHO
12. Do you own the property listed above as place of use? Yes
13. Other Water Rights Used: 77-4089
14. Remarks:
15. Basis of Claim: Beneficial Use/Statutory claim

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:                     

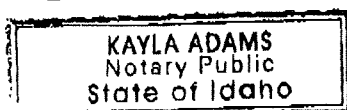
For Individuals:

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

Signature of Claimant(s): Keneth McCallister Date: 7-30-07  
Lamorne Walker Date: 7-30-07

State of Idaho )  
County of Idaho ) SS.

Subscribed and sworn (or affirmed) before me this 30<sup>th</sup>  
of July 2007



Kayla Adams  
Notary Public

Residing at Riggins

My commission Expires December 28, 2012