

**AMENDED****RECEIVED****OCT 14 2009****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 FALLSIN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FORM  
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 37-22117

Date Received

Receipt Number

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

Please type or print clearly

1. Name of Claimant (s) Lava Lake Land & Livestock, LLC Phone (208) 788-1710  
Mailing Address P.O. Box 2249, Hailey, ID Zip 83333
2. Date of Priority (Only one (1) per claim) 4/15/1938
3. Source of water supply (a) Springs  
which is tributary to (b) Lava Lake
4. a. Location of existing point of diversion is: Township 1N Range 23E Section 22,  
SE 1/4 of NE 1/4 of SW 1/4, Govt. Lot, B.M., County of Blaine  
Additional points of diversion if any: \_\_\_\_\_  
b. If instream flow, beginning point of claimed instream flow is:  
Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4,  
Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_  
ending point is: Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc.),  
including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed  
and as enlarged and the depth of each well. On-stream storage reservoir to pipeline and pump serving irrigated  
area.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Irrigation Storage purposes from 1/1 to 12/31 amount \_\_\_\_\_ or 20

For Irrigation From Storage purposes from 4/15 to 10/31 amount \_\_\_\_\_ or \_\_\_\_\_

For Stockwater Storage purposes from 1/1 to 12/31 amount \_\_\_\_\_ or 20

For Stockwater from Storage purposes from 1/1 to 12/31 amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) \_\_\_\_\_ (cfs) and / or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is \_\_\_\_\_ acre feet per annum.

9. Non-irrigation uses; described fully (e.g. Domestic: list number of households served; Stockwater: type and number of livestock, etc.) \_\_\_\_\_

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| TWP | RNG | SEC | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | TOTALS |
|-----|-----|-----|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|     |     |     | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
| 1N  | 23E | 22  |        |        |        |        |        |        |        |        | Stor   |        |        |        |        |        |        |        |        |
| 1N  | 23E | 16  |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 14     |        | 14     |
| 1N  | 23E | 21  | 15     | 31     | 22     | 40     |        |        |        |        |        |        |        |        | 40     | 18     | 28     | 40     | 234    |
| 1N  | 23E | 22  |        |        |        |        |        |        | 33     |        |        | 40     | 40     | 11     |        |        |        |        | 124    |
| 1N  | 23E | 28  | 41     | 21     | 6.8    | 40     |        |        |        |        |        |        |        |        | 12     | 1.9    |        |        | 122.7  |
| 1N  | 23E | 27  |        |        |        |        | 28     | 37     | 30     |        |        |        |        |        |        |        |        |        | 95     |
|     |     |     |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total number of acres irrigated 589.7 PPU

11. In which county (ies) are lands listed above as place of use located? Blaine

12. Do you own the property listed above as place of use? Yes X No \_\_\_\_\_  
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

\_\_\_\_\_ Or None ☐

14. Remarks:

Priority date substantiated by affidavit from Bud Purdy. Reservoir may be refilled multiple times during any one  
season depending on water supply. Claimed place of use is PPU established prior to SRBA commencement.  
Limited to 336.7 acres within PPU, representing historically irrigated area south of main road.

Last Name \_\_\_\_\_ Ident. No. \_\_\_\_\_

15. Basis of Claim (check one) Beneficial Use X Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_  
Decree \_\_\_\_\_

If applicable provide IDWR Water Right Number 37-22117

Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_

Plaintiff vs Defendant \_\_\_\_\_

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

Signature of Claimant (s) \_\_\_\_\_ Date \_\_\_\_\_

\_\_\_\_\_ Date \_\_\_\_\_

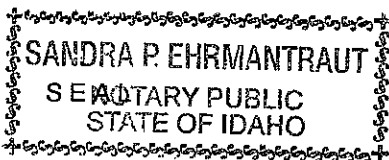
**For Organizations:** I do solemnly swear of affirm that I am President Title  
Of Lava Lake Land & Livestock, LLC that I have signed the foregoing  
Document in the space below as President Organization  
Title of Lava Lake Land & Livestock, LLC Organization

And that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature]  
Title and Organization President, Lava Lake Land & Livestock, LLC Date 9.15.09

State of Idaho / or \_\_\_\_\_ )  
County of Blaine ) ss.

Subscribed and sworn (or affirmed) before me this 15 day of September, 2009.



Notary Public [Signature]  
Residing at [Signature]  
My Commission Expires 4.21.12

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, \_\_\_\_\_ will be acting as attorney at law on behalf Of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature \_\_\_\_\_

Address \_\_\_\_\_

Date \_\_\_\_\_

Last Name \_\_\_\_\_ Ident. Number \_\_\_\_\_