

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAH ,
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: A37-07168
Date Received: 11/17/1988
Receipt No: S003867
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ECD, INC. 702-873-2316
Address: 2416 PLAZA DEL GRANDE
LAS VEGAS, NV 89102

2. Date of Priority: OCT 24, 1972

3. Source: SPRING Trib. to: TRAIL CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	18E	8	SW	NW			BLAINE

5. Description of diverting works:
DITCH & POND.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
AESTHETIC	01/01	12/31	0.100		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
J/POND.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	18E	8	SW	NW		AES	

11. Place of use in counties: BLAINE

A37-07168

Page 1

Date: 11/17/88

MICROFILMED
FEB 24 1993

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

13. Other Water Rights Used:
NONE

14. Remarks:

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 _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, Title
_____, that I have signed the foregoing
_____, Organization
document in the space below as _____ of
_____, Title
_____ and that the statements contained in the
_____, Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

A37-07168

Page

My Commission Expires

2

Date: 11/17/88

MICROFILMED
FEB 24 1983

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

A37-07168

Date Received

Receipt Number

5003867 4C

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

OCT 26 1988

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) ECD, Inc. Phone (702) 873-2316

Mailing Address 2416 Plaza del Grande, Las Vegas, Nev. Zip 89102

2. Date of Priority (Only one (1) per claim) 10-24-1972

3. Source of water supply (a) SPRING
which is tributary to (b) TRAIL CREEK

4. a. Location of existing point of diversion is: Township 4N Range 18E Section 8,
1/4 of SW 1/4 of NW 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. _____

DITCH & POND

COPIES

MICROFILMED
FEB 24 1993

(acre feet)

For _____ purposes from _____ to _____ amount _____ or _____

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.)

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. 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.

[illegible]

Total number of acres irrigated

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

12. Do you own the property listed above as place of use? Yes XX 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 (X)

14. Remarks:

COPY

MICROFILMED
FEB 24 1993

Last Name ECD, Inc. Ident No. A37-07168

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License XX Permit _____
Decree _____
If applicable provide IDWR Water Right Number 37-07168
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 or affirm that I am President _____
Title

of ECD, Inc _____, that I have signed the foregoing
Organization

document in the space below as President of ECD, Inc
Title Organization

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

Signature of Authorized Agent Edmund W. Dumble _____

Title and Organization President _____ Date Oct. 24, 1988

State of Idaho/or _____)
County of BLAINE) SS.

Subscribed and sworn (or affirmed) before me this 24 day of OCTOBER 19 88

SEAL.

Notary Public Deborah Melanson _____

Residing at SUN VALLEY, IDAHO _____

My Commission Expires MARCH 23, 1994 _____

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 ECD, Inc. Ident. Number A37-07168

Copies White-State, Yellow-Claimant

MICROFILMED
FEB 24 1993

ECR, INC

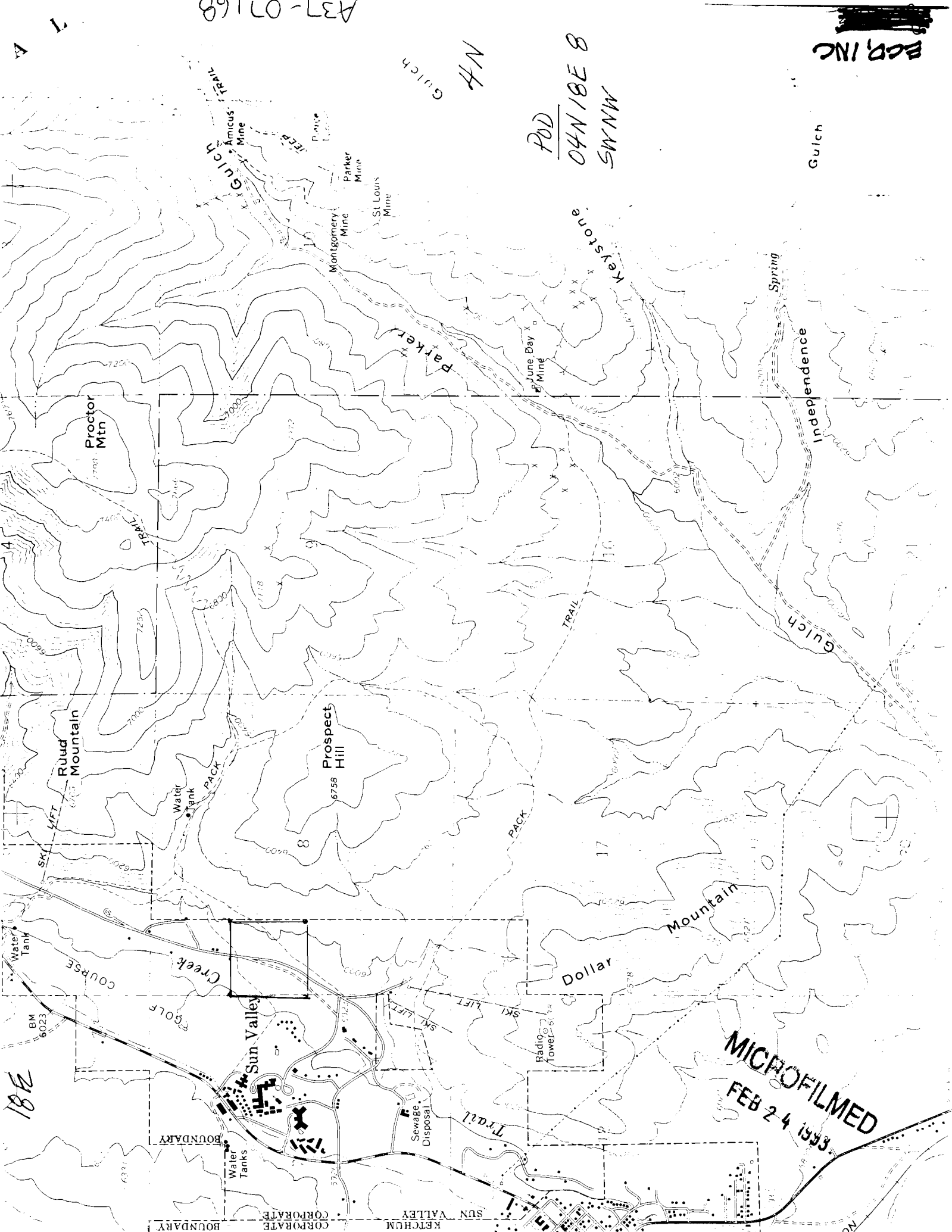
POD
04N18E8
SWNW

4N
Gulch

Gulch

A37-07168

1
A



MICROFILMED
FEB 24 1983

18E

SUN VALLEY CORPORATE BOUNDARY

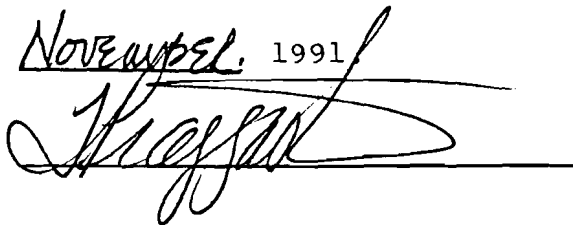
RE: In Re the General Adjudication of Rights to the Use of
Water from the Snake River Basin Water System, Case
No. 39576, District Court for Twin Falls County, Idaho

Claimant: ECD, Inc.; Sagewillow, Inc.

Claim No.(s): A37-12209; A37-07416B; ~~A37-07168~~; A34-10118

X It is my desire that the law firm of Rosholt,
Robertson & Tucker enter an appearance on my behalf in the
Adjudication and represent my interest in the Adjudication
process.

DATED this 20 day of NOVEMBER, 1991



 It is not my desire that the law firm of Rosholt,
Robertson & Tucker represent my interest in the Adjudication
process.

DATED this _____ day of _____, 1991.

MICROFILMED
FEB 24 1993

04/20/2010

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-7168

NAME AND ADDRESS: ECD INC
C/O EDMUND DUMKE-PRESIDENT
3416 PLAZA DEL GRANDE
LAS VEGAS NV 89102

SOURCE: SPRING

TRIBUTARY: TRAIL CREEK

QUANTITY: 0.100 CFS

PRIORITY DATE: 10/24/1972

POINT OF
DIVERSION: T04N R18E S8 NWSNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
AESTHETIC	1/01 12/31	0.100 CFS

Aesthetic use under this right is for a small impoundment near the home and this impoundment shall not be increased in size over that existing as of February, 1979, the licensing field exam date.

PLACE OF USE: AESTHETIC in BLAINE County

T04N R18E S08 SWNW

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

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

12/29/2006

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

RIGHT NUMBER: 37-7168

NAME AND ADDRESS: ECD INC
C/O EDMUND DUMKE-PRESIDENT
3416 PLAZA DEL GRANDE
LAS VEGAS NV 89102

SOURCE: SPRING

TRIBUTARY: TRAIL CREEK

QUANTITY: 0.100 CFS

PRIORITY DATE: 10/24/1972

POINT OF DIVERSION:

T04N R18E S8 NWSNW Within BLAINE County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

AESTHETIC

1/01 12/31

0.100 CFS

PLACE OF USE: AESTHETIC in BLAINE County

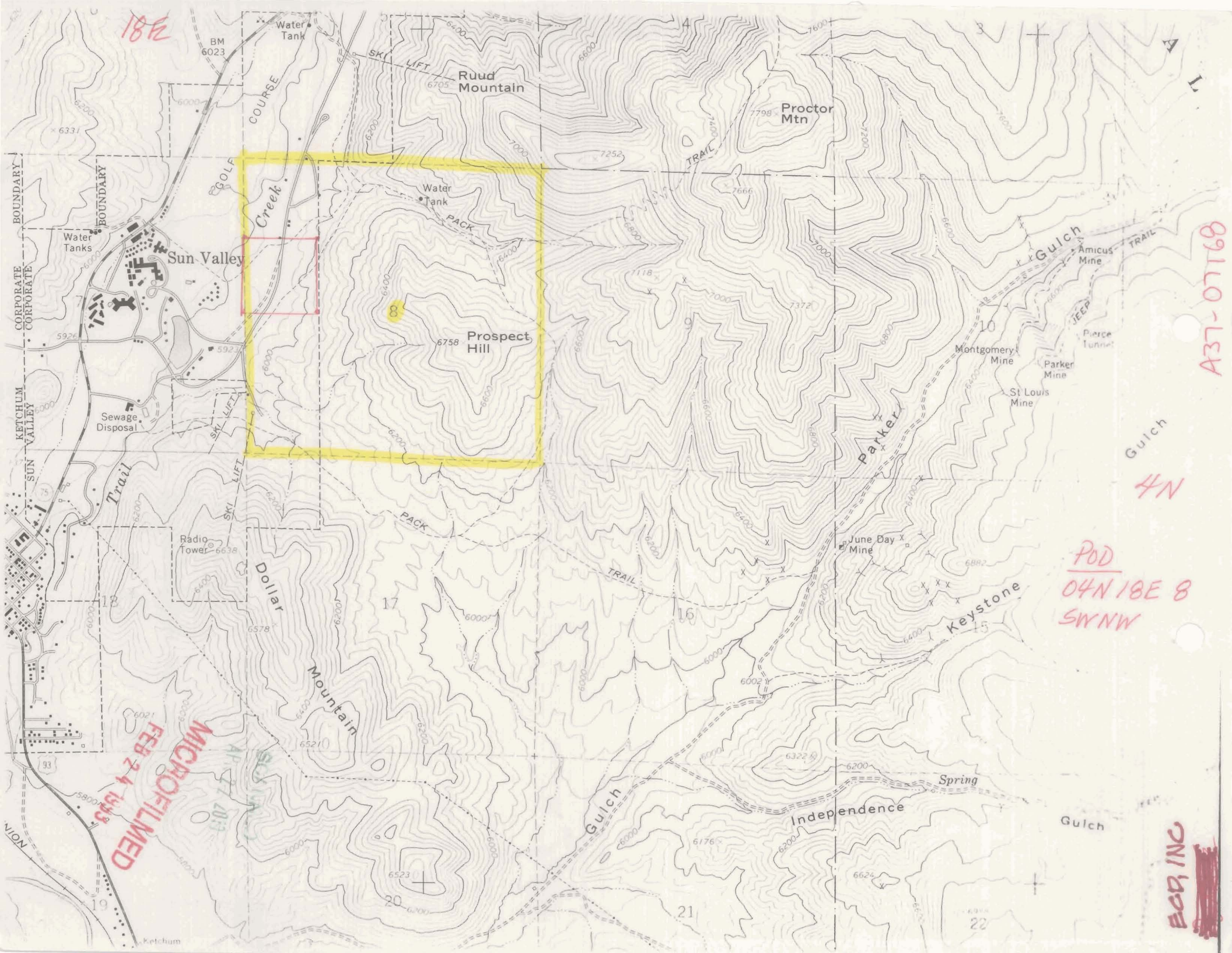
T04N R18E S08

SWNW

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

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License



18E

A37-07168

4N

POD
04N 18E 8
SWNW

BOB, INC

MICROFILMED
FEB 24 1975



Idaho Department of Water Resources

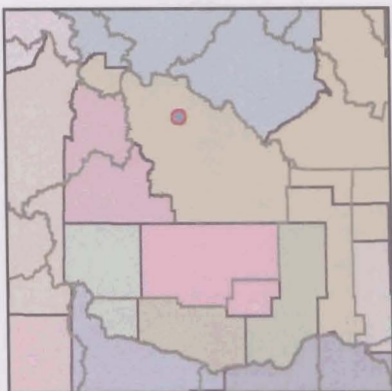
SRBA Recommendation:

37-7168

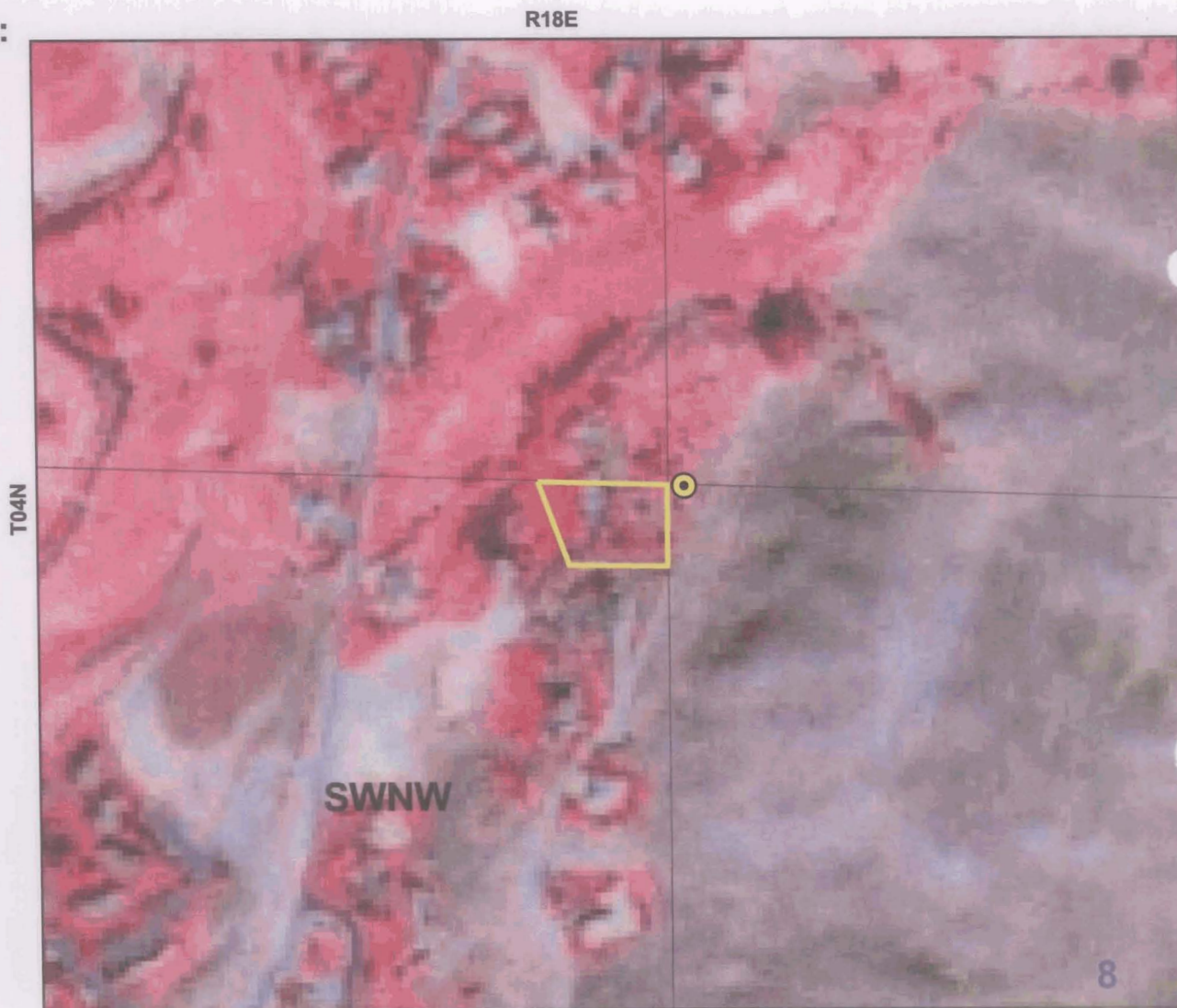
(Aesthetic)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Blaine County
IDWR Basin 37



0 0.1 0.2 Miles



Prepared by C. Clark
On Friday, December 29, 2006
1987/88 Aerial Photography

RECEIVED
DEC 20 2006
DEPARTMENT OF
WATER RESOURCES

December 18, 2006

Idaho Department of Water Resources
Attn: Cynthia Bridge Clark
322 East Front Street
PO Box 83720
Boise, ID 83720-0098

Re: Snake River Basin Adjudication Claim 37-7168
ECD, Inc
Edmund Dumke-President

Dear Ms. Clark,

Please find enclosed the maps that have been marked by Mr. Dumke. If you need any further assistance please feel free to call. Mr. Dumke will be in Idaho through the holidays and can be reached at (208) 622-5385.

Sincerely,

Judy Church
Secretary

Spoke with Debbie Mayo
702-555-2150
ecdbook@aol.com (emailed map)
update file if get info

12/11/06



Idaho Department of Water Resources

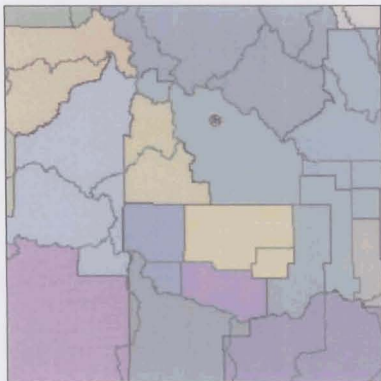
SRBA Claim:

37-7168

(Aesthetic)

Legend

-  Townships
-  PLS Sections
-  Quarter Quarters
-  Parcels



Blaine County
IDWR Basin 37



R18E



Prepared by C. Clark
On Monday, December 11, 2006
2004 Aerial Photography



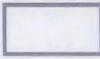
Idaho Department of Water Resources

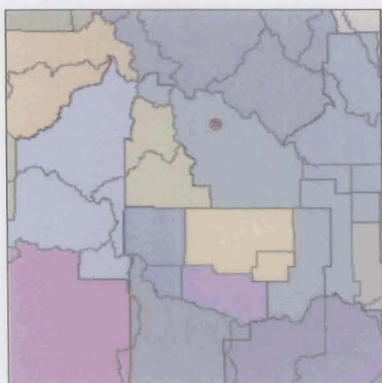
SRBA Claim:

37-7168

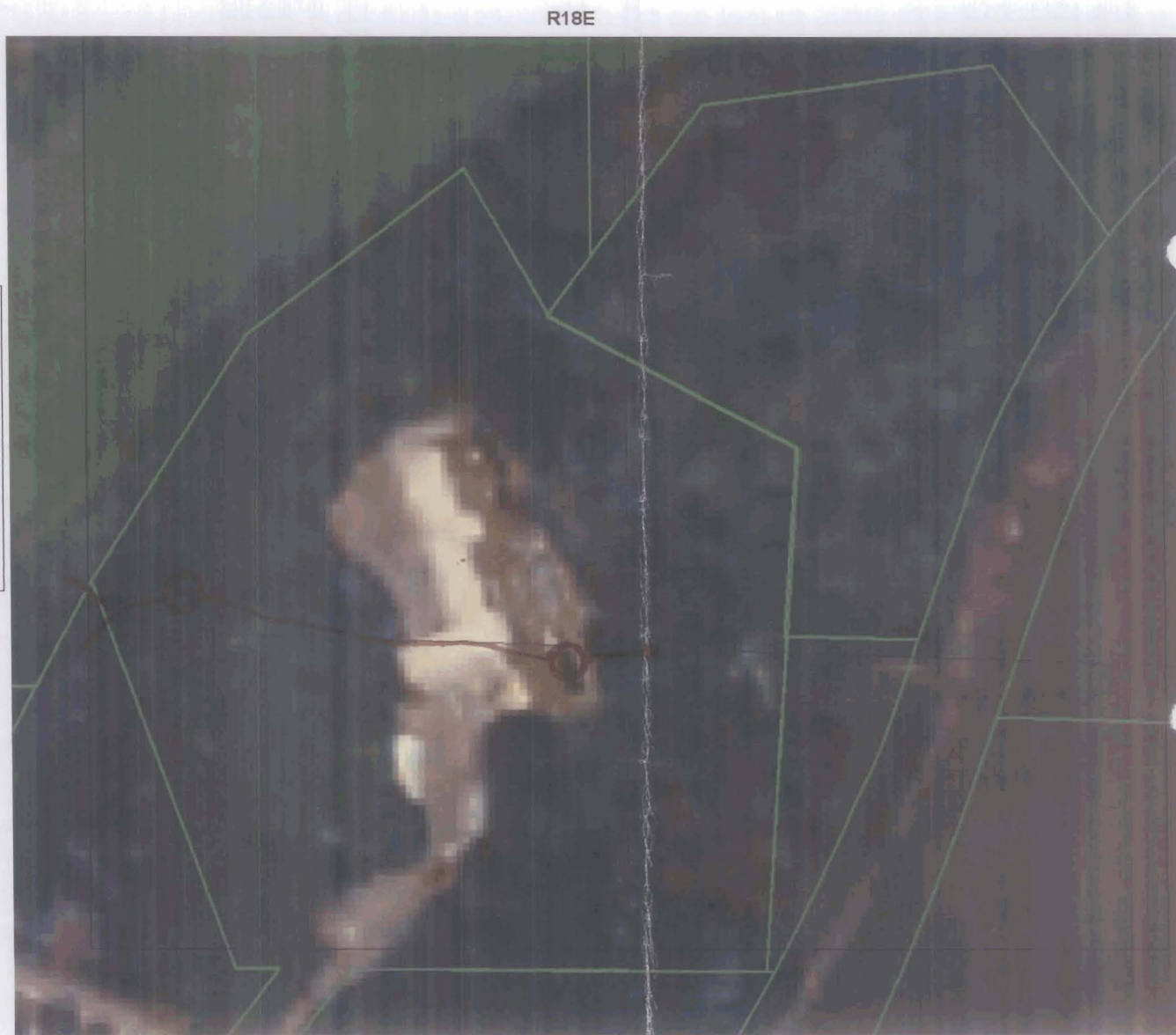
(Aesthetic)

Legend

-  Townships
-  PLS Sections
-  Quarter Quarters
-  Parcels



Blaine County
IDWR Basin 37



Prepared by C. Clark
On Monday, December 11, 2006
2004 Aerial Photography

Clark, Cynthia (Bridge)

From: Clark, Cynthia (Bridge)
Sent: Wednesday, December 13, 2006 12:04 PM
To: 'Ecdbook@aol.com'
Cc: Travis Thompson (E-mail)
Subject: FW: Snake River Basin Adjudication Claim 37-7168

Ms. Mayo,

I got your e-mail about sending the map today. I sent this on December 11, 2006 and it did not come back so I assumed it made it through to you. Just in case, the maps and water right information are attached below. I also spoke with attorney Travis Thompson from the law firm Barker, Rosholt, and Simpson yesterday. He mentioned that their firm does represent Mr. Dumke so I am copying him on this e-mail in case he has anything to offer.

Let me know if you have any questions.

Thank you,
Cynthia

-----Original Message-----

From: Clark, Cynthia (Bridge)
Sent: Monday, December 11, 2006 1:26 PM
To: 'ecdbook@aol.com'
Subject: Snake River Basin Adjudication Claim 37-7168

Ms. Mayo,

Thank you again for returning my telephone call regarding Snake River Basin Adjudication claim 37-7168. As we discussed, the Idaho Department of Water Resources is making an effort to complete review and recommendations for all of the water right claims filed in the Big Wood River and Sun Valley area by the beginning of the new year. Mr. Dumke's claim, filed in the name of ECD Inc., is for aesthetic water use in a pond. The pond appears to be fed by a spring on the property. We have some information regarding the water right from a field exam and water right license that were finalized in the seventies. The information in the water right file does not, however, clearly identify the location of the point of diversion (e.g. the spring) or the location of the place of use (e.g. the pond). In order for me to correctly digitally map the location of the spring and pond, I have attached two jpeg images of Mr. Dumke's property with background satellite imagery from 2004. Based on the tax lot information shown on the maps, Mr. Dumke or ECD Inc. owns two lots (one with the house and the adjacent lot to the Northeast). If Mr. Dumke can mark the location of the spring and pond on either of the maps, I can finalize review of his claim. The map can be faxed, e-mailed or mailed back to me at the following address:

Cynthia Bridge Clark
Idaho Department of Water Resources
322 East Front Street
PO Box 83720
Boise, Idaho 83720-0098

I have also attached a report of the claim filed in 1988. You may want to verify that all of the information is current on the claim (e.g. mailing address). Upon completion of the recommendation, you will receive a copy for your review. I appreciate your help in this matter. Please do not hesitate to contact me with questions.

Thank you,
Cynthia

Cynthia Bridge Clark, P.E.

Staff Engineer, Water Allocation Bureau
Idaho Department of Water Resources
Phone (208) 287-4946
Fax (208) 287-6700
cynthia.clark@idwr.idaho.gov



ecd 37-2637
layout.jpg



ecd 37-7168 layout 37-7168 Claim.RTF
2.jpg



12/11/2006

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

RIGHT NUMBER: 37-7168

NAME AND ADDRESS: ECD INC
C/O EDMUND DUMKE-PRESIDENT
3416 PLAZA DEL GRANDE
LAS VEGAS NV 89102

SOURCE: SPRING

TRIBUTARY: TRAIL CREEK

QUANTITY: 0.100 CFS

PRIORITY DATE: 10/24/1972

POINT OF DIVERSION:

T04N R18E S8 SWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
AESTHETIC	1/01 12/31	0.100 CFS

PLACE OF USE: AESTHETIC in BLAINE County

T04N R18E S08 SWNW

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

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License



Idaho Department of Water Resources

SRBA Recommendation:

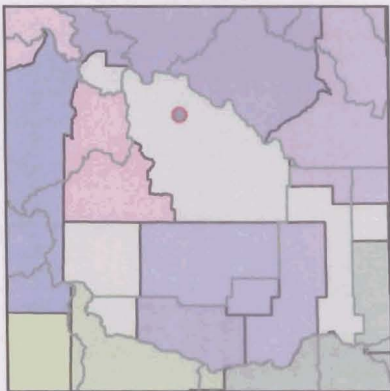
37-7168

(Aesthetic)

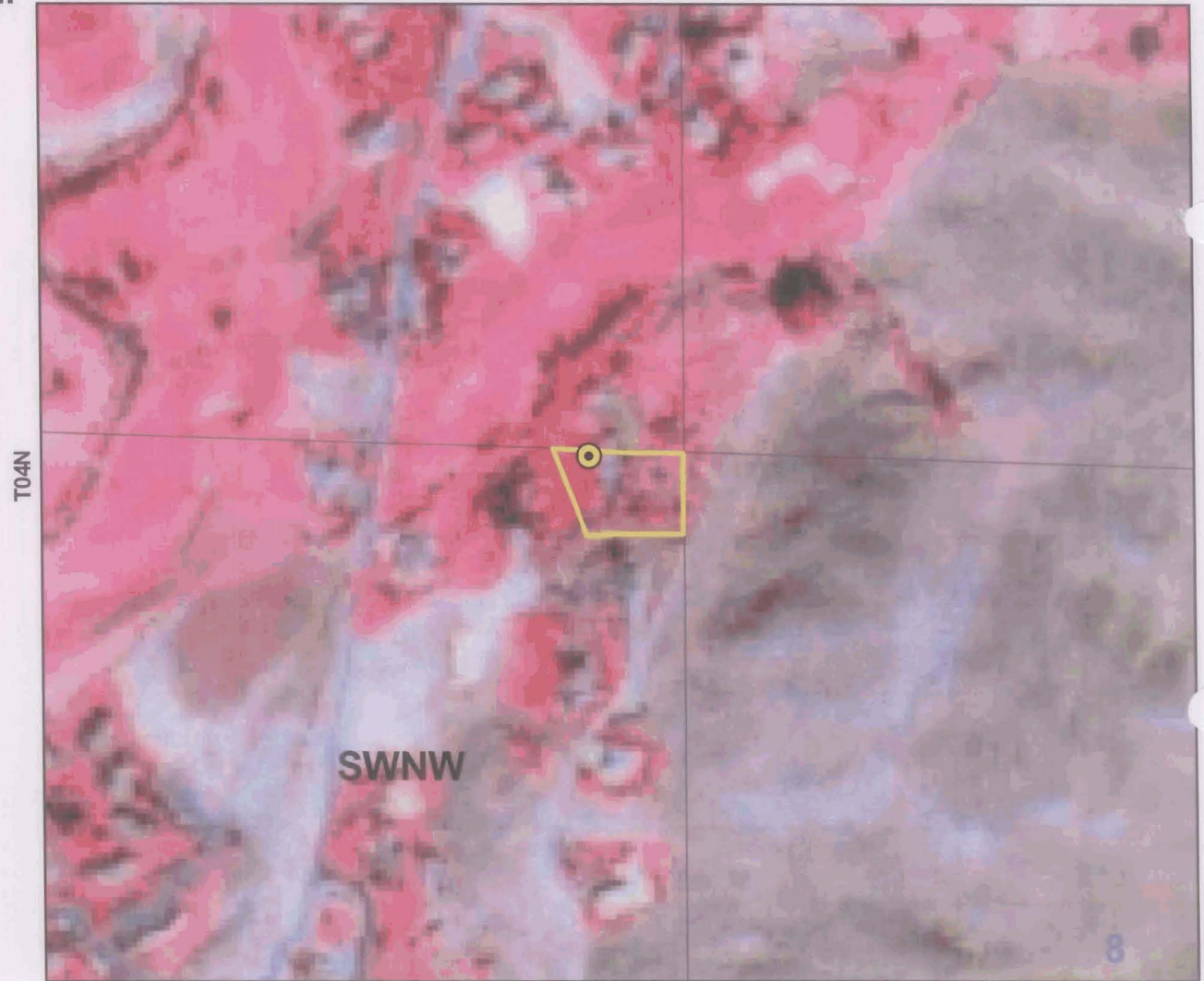
R18E

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Blaine County
IDWR Basin 37



0 0.1 0.2 Miles



Prepared by C. Clark
On Monday, December 11, 2006
1987/88 Aerial Photography

Clark, Cynthia (Bridge)

From: Clark, Cynthia (Bridge)
Sent: Monday, December 11, 2006 1:26 PM
To: 'ecdbook@aol.com'
Subject: Snake River Basin Adjudication Claim 37-7168

Ms. Mayo,

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Idaho Department of Water Resources
322 East Front Street
PO Box 83720
Boise, Idaho 83720-0098

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Thank you,
Cynthia

Cynthia Bridge Clark, P.E.

Staff Engineer, Water Allocation Bureau
Idaho Department of Water Resources
Phone (208) 287-4946
Fax (208) 287-6700
cynthia.clark@idwr.idaho.gov



ecd 37-2637
layout.jpg



ecd 37-7168 layout 37-7168
2.jpg



LEFT MESSAGE w/ EDC & TERRIS THOMPSON TO
VERIFY LOCATION. NO RESPONSE as of 12/11/06

No. C 121781	Due no later than December 31, 2006		2. Registered Agent and Office NO PO BOX																								
Return to:	Annual Report Form																										
SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080	1. Mailing Address - Correct in this box, if applicable ECD, INC. 2416 PLAZA DEL GRANDE LAS VEGAS, NV 89102		THOMAS C PRAGGASTIS 191 FIFTH ST WEST KETCHUM, ID 83340																								
NO FILING FEE IF RECEIVED BY DUE DATE			3. New Registered Agent Signature																								
4. Corporations: Enter Names and Business Addresses of President, Secretary and Directors. <table border="1"> <thead> <tr> <th>Office held</th> <th>Name</th> <th>Street or P.O. Address</th> <th>City</th> <th>State</th> <th>Zip</th> </tr> </thead> <tbody> <tr> <td>President</td> <td>Edmund Dumke</td> <td>2416 Plaza Del Grande</td> <td>Las Vegas</td> <td>NV</td> <td>89102</td> </tr> <tr> <td>Secretary</td> <td>Carol Dumke</td> <td>2416 Plaza Del Grande</td> <td>Las Vegas</td> <td>NV</td> <td>89102</td> </tr> <tr> <td>Treasurer</td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> </tbody> </table>				Office held	Name	Street or P.O. Address	City	State	Zip	President	Edmund Dumke	2416 Plaza Del Grande	Las Vegas	NV	89102	Secretary	Carol Dumke	2416 Plaza Del Grande	Las Vegas	NV	89102	Treasurer					
Office held	Name	Street or P.O. Address	City	State	Zip																						
President	Edmund Dumke	2416 Plaza Del Grande	Las Vegas	NV	89102																						
Secretary	Carol Dumke	2416 Plaza Del Grande	Las Vegas	NV	89102																						
Treasurer																											
5. Organized Under the Laws of: NEVADA C 121781		6. Signature <u>Edmund W Dumke</u> Date <u>11/20/06</u> Name (Typed or Printed) <u>Edmund Dumke</u> Title <u>President</u>																									

Issued 10/02/2006

Do Not Tape or Staple

200612009569

MEMORANDUM

To: Claim files 37-7168

From: Cynthia Bridge Clark

Date: December 11, 2006

Re: SRBA Claim Review notes

Claim review was based on information available in the water right file. Two lots appear to be owned by the claimant based on available tax lot information. A portion of the southern lot is in the SWNW, Section 8, Twp 4N, Rge 18E where the pond was claimed. This lot also contains a house. It is difficult to identify the exact location of the pond or point of diversion based on available imagery or information in the water right file, though the exam describes the use as claimed. I tried to contact the claimant as well as the claimant's attorney to verify location information, but did not get a response.



NWNW

NENW

EDC

EDC

Pond?

SKIWEIN

SWNW

SENW

ROSHOLT, ROBERTSON & TUCKER

Chartered
ATTORNEYS AT LAW

JOHN A. ROSHOLT
J. EVAN ROBERTSON
JAMES C. TUCKER
GARY D. SLETTE
JERRY V. JENSEN
BRUCE M. SMITH
GARY L. QUIGLEY
JUSTIN R. SEAMONS
JOHN O. FITZGERALD
D. BERNARD ZALEHA

Twin Falls Office
142 3rd Ave. North
P.O. BOX 1906
TWIN FALLS, IDAHO 83303-1906
TELEPHONE (208) 734-0700
FAX (208) 736-0041

Boise Office
1020 MAIN STREET, SUITE 400
P.O. BOX 2139
BOISE, IDAHO 83701-2139
TELEPHONE (208) 336-0700
FAX (208) 334-6034

February 5, 1992

RECEIVED

FEB 11 1992

IDENTIFIED BY [illegible]
[illegible]

Attention: Judy Givens
Southern Region
Idaho Department of Water Resources
222 Shoshone St. E.
Twin Falls, ID 83301

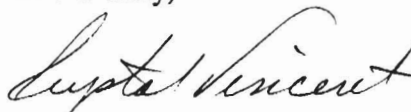
RE: SRBA CLAIMS IN THE SOUTHERN REGION

Dear Judy:

The attached is a list of our clients for whom we filed claims in the SRBA, and who by signing and returning a letter to our office, have requested that we continue to represent them in the adjudication process.

The claims highlighted identify those we filed in your region. Please check these claims and make certain that we are shown on your computer as representative, in order for us to receive the mailings from the department and perform the required service for our clients in a timely manner.

Yours truly,


Crystal Vincent

CV:mw
02059207.CV

MICROFILMED
FEB 24 1993