

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 SOEUR D'ALENE-SPOKANE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 92-10020
Date Received: 12/6/2010
Receipt No: NO27056B
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

WESLEY CASE

1010 S 7TH
CHALLIS ID USA 83226

248
Phone: 879 2450

2. Date of Priority: 07/14/2005

3. Source: CARPENTER CREEK , CARPENTER CREEK Trib. to: ST MARIES RIVER , ST MARIES RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
43N	01E	7	SE NE	BENEWAH	
43N	01E	7	SE NE	BENEWAH	

5. Description of diverting works:

Check dam 4 ft cement, pump to pipe to troughs and sprinklers.
Check dam 2 ft rock, pump to pipe to troughs and sprinklers.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.13	45
STOCKWATER	01/01	12/31	0.02	0.2
FIRE PROTECTION	01/01	12/31	0.13	

7. Total Quantity Appropriated is:
0.13 C.F.S. and/or 45.2 A.F.A.

8. Total consumptive use: 45.2 AFA

9. Non-irrigation uses: .2

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
43N	01E	7	NE	NE	IRRIGATION	2
			SE	NE	IRRIGATION	13
			NE	NE	STOCKWATER	
			SE	NE	STOCKWATER	
			NE	NE	FIRE PROTECTION	
			SE	NE	FIRE PROTECTION	
					Section Acres	15
					Total Acres	15

11. Place of use in counties: BENEWAH

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

13. Other Water Rights Used:

14. Remarks:

Water shall not be diverted under this right when flows in the St. Maries River are below established minimum flow amounts. The right holder shall be responsible for monitoring the daily flow of the St. Maries River near Santa using real-time data published on the Internet by the U. S. Geological Survey and shall cease diverting water when flows in the St. Maries River are below established minimum instream flow amounts.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.

This right does not grant any right-of-way or easement across the land of another.

Stockwater use is for 25 mixed stock.

Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.

A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

The approach velocity at the point of diversion shall not exceed 0.5 feet per second.

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 X do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1 MAP.

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): Wesley A. Lane Date: 2/11/11