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DEC 28 1995
Department of Water Resources
Adjudication Bureau

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2 Claimant: Clear Lakes County Club
3 Attorney Name and Address: HEPWORTH, LEZAMIZ & HOHNHORST,
4 CHARTERED
5 133 Shoshone St. North
6 P.O. Box 389
7 Twin Falls, ID 83303-0389
8 Telephone: (208)734-7510

9
10
11 IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
12 STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

13 * * * * *

14 In Re SRBA)
15)
16) AFFIDAVIT OF
17) TED EASTMAN
18 Case No. 39576) (Subcase Nos. 36-04148B and 36-04074)
19)

20 * * * * *

21 STATE OF IDAHO)
22) ss.
23 County of Twin Falls)

Ted Eastman, being first duly sworn upon oath, deposes and says:

1. My name is Ted Eastman. I make the following statements based upon my personal knowledge. I am otherwise competent to testify.
2. I am generally familiar with the ground upon which the Clear Lakes Country Club golf course is built for several reasons. I live near the golf course and work adjacent to the golf course. I have golfed at the golf course for decades.

1 3. It is my understanding that two water rights numbered 36-04148B and
2 36-04074 have been claimed by the golf course in the SRBA. I further understand that
3 IDWR has recommended less than the amount currently being used by the golf course to
4 water the 18 holes of the course and other areas presently being irrigated.

5 4. Most of the land which is presently being irrigated has been irrigated
6 as either row crops or as pasture since at least 1937. I recall that in 1937 the greens which
7 were then in place were fenced, as they were sand greens, and fencing was necessary in
8 order to keep the livestock from wandering onto the greens. The livestock pastured on the
9 fairways, as well as in much of the rough which was irrigated pasture land. In the attached
10 map, I have outlined the approximate location of the ditches which were utilized to irrigate
11 the ground since the thirties.

12 5. There is one area of the presently irrigated land which was not irrigated
13 before 1987. The area is on the east end of the golf course as indicated in the map. It was
14 not irrigated because it was a marshy area.

15 6. It is also my understanding that the two water right claims are for the
16 water which was utilized through the ditches indicated on the attached map: Right 36-
17 04074 is the claim which relates to the ditch that used to run from west to east across the
18 top of the property on the eastern half of the golf course. That ditch then ran down and
19 around to the west and then took another turn clear back around to the east thus enabling
20 most of the land indicated on the map to be irrigated from that ditch.

21 7. There was also a pipeline which ran from about the same place as the
22 ditch, in a southerly direction across the Clear Lake island and out onto that area indicated
23

1 on the map. That water was used since the thirties to irrigate the island and the more
2 eastern end of the golf course.

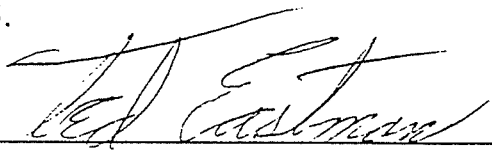
3 8. Additionally, there was another main ditch about where I have drawn
4 it on the map. It ran from the outlet of Clear Lakes in a southerly direction, looped around
5 and ran back to the west. That ditch was used to irrigate the ground at the very
6 southeastern portion of the golf course.

7 9. Most of the land which was not in cultivated agriculture, was pasture
8 land where the ditches were allowed to flood the pastures.

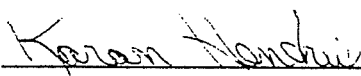
9 10. Water used through the two main ditches and the pipeline would have
10 been for more water than would be required to sprinkler irrigate the golf course.

11 11. Further your affiant sayeth not.

12 Dated this 4 day of August, 1995.

13 
14 Ted Eastman

15 SUBSCRIBED and SWORN to before me this 4 day of August, 1995.

16 
17 NOTARY PUBLIC FOR IDAHO
18 Residing at: 2011 S. 1st St.
19 My Commission Expires: May 1998

20
21
22 (WATER\82971AFF.TE)llm
23

CERTIFICATE OF SERVICE

The undersigned, a resident attorney of the State of Idaho, with offices at 133 Shoshone St. North, P.O. Box 389, Twin Falls, Idaho 83303, and one of the attorneys for the claimant in this matter, certifies that on the 21st day of December, 1995, he served a true and correct copy of the foregoing document by the method indicated below, and addressed to the following:

A. Lynne Krogh
Susan E. Hamlin
Deputy Attorneys General
P. O. Box 44449
Boise, ID 83711-4449

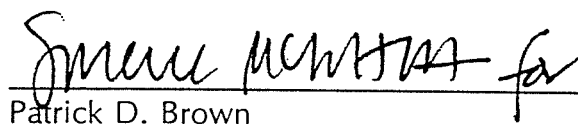
☒ U.S. Mail
☐ Hand Delivered
☐ Overnight Mail
☐ Telecopy (Fax)

U.S. Department of Justice
Environment & Natural Resources
Division
550 West Fort St.
MSC 033
Boise, ID 83724

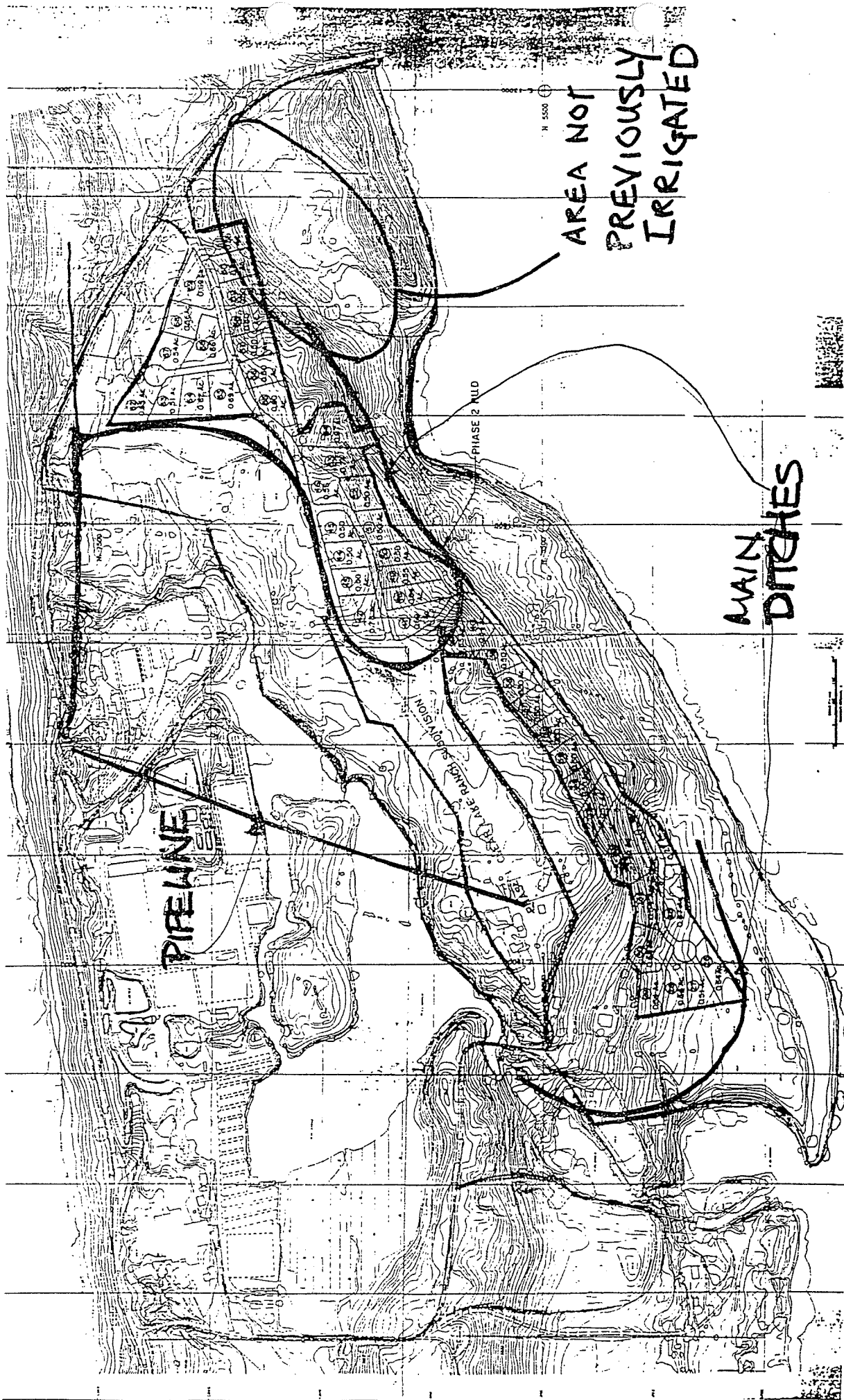
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☐ Overnight Mail
☐ Telecopy (Fax)

Director of IDWR
P. O. Box 83720
Boise, ID 83720-0098

☒ U.S. Mail
☐ Hand Delivered
☐ Overnight Mail
☐ Telecopy (Fax)


Patrick D. Brown

(WATER\82971AFF.TE)llm



AREA NOT
PREVIOUSLY
IRRIGATED

MAIN
DITCHES

PIPELINE

PHASE 2 RUD

