

NOV 09 1999

Department of Water Resources
Southern RegionIN 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 FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A37-02595

Date Received: 12/20/1988

Receipt No: S004704

Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: LITA WEST 208-823-4700
 Address: PO BOX 867
 BELLEVUE ID 83313

2. Date of Priority: APR 2, 1957

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	21E	19	NW	NW	NE		BLAINE

5. Description of diverting works:

WELL- 156' DEEEP, 40HP PUMP, MAINLINE & PIVOT SPRINKLER.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.000		

7. Total Quantity Appropriated is:

1.000 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 337.5 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	21E	18	NE	SW		IRR	8.4
			NW	SW		IRR	6.4
			SW	SW		IRR	38.8
			SE	SW		IRR	40.0

COPY

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	21E	18	SW	SE		IRR	16.0
						Section Acres	109.6
		19	NE	NE		IRR	15.2
			NW	NE		IRR	27.6
			SW	NE		IRR	32.0
			SE	NE		IRR	34.4
			NE	NW		IRR	38.4
			NW	NW		IRR	28.4
			SW	NW		IRR	8.0
			SE	NW		IRR	13.6
			NE	SE		IRR	17.2
						Section Acres	214.8
						Total Acres	324.4

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
A37-12381, SEE REMARKS

14. Remarks:

276 AF OF "OLD STORAGE" & 50 AF OF "NEW" STORAGE IN THE LITTLE WOOD RESERVOIR OF THE LITTLE WOOD IRR. DIST., 18 SHARES OF THE LITTLE WOOD CANAL CO., AND BENEFICIAL USE CLAIM FOR ADDITIONAL WATER FROM THE SAME WELL.

OWNERSHIP CHANGE 1/17/92 BY JG.

9/1/99, DJ: DRAFT AMENDED CLAIMS PREPARED TO CORRECT PLACE OF USE AND REMARKS.

475 AF OF "OLD STORAGE" AND 63 AF OF "NEW STORAGE" IN LITTLE WOOD RESERVOIR IF THE LITTLE IRRIGATION DIST AND 38 SHARES IN THE LITTLE WOOD CANAL CO.

CLAIMED AREAS REPRESENT ACTUAL AREA IRRIGATED PRIOR TO OR DURING 1987.

BENEFICIAL USE CLAIM 37-12381 FILED FOR ADDITIONAL WATER FROM SAME WELL.

15. Basis of Claim: LICENSE

COPY

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

Signature of Claimant(s): Lita Weir Date: Sept 15, 1999

Date: _____

State of Idaho)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 15th day
of September 19 99 Kathi Peck
Notary Public

Seal

Residing at Carey, Idaho
My Commission Expires 8/31/2001

COPY

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: A37-02595

Date Received: 12/20/1988

Receipt No: S004704

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LITA WEST
Address: P.O. BOX 360
BELLEVUE ID

83313

2. Date of Priority: APR 2, 1957

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	21E	19	NW	NW	NE		BLAINE

5. Description of diverting works:

WELL- 156' DEEEP, 40HP PUMP, MAINLINE & PIVOT SPRINKLER.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.000		

7. Total Quantity Appropriated is:

1.000 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

337.5 Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
01S	21E	19	NE	NE		IRR	30.0
			NW	NE		IRR	30.0
			SW	NE		IRR	25.0
			SE	NE		IRR	40.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01S	21E	19	NE SE		IRR	10.0
Section Acres						135.0
Total Acres						135.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
37-0563, 37-0564, 37-0565, 37-4243, 37-4244, & (SEE REMARKS)

14. Remarks:
276 AF OF "OLD STORAGE" & 50 AF OF "NEW" STORAGE IN THE LITTLE WOOD RESERVOIR OF THE LITTLE WOOD IRR. DIST., 18 SHARES OF THE LITTLE WOOD CANAL CO., AND BENEFICIAL USE CLAIM FOR ADDITIONAL WATER FROM THE SAME WELL.

OWNERSHIP CHANGE 1/17/92 BY JG.

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 Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
FEB 23 1992

RECEIVED

SEP 09 1991

CHANGE IN OWNERSHIP

Department of Water Resources
Southern Region Office

This form is used for purposes of notifying IDWR of a change in ownership of an Adjudication Claim.

[x] Water Right Number(s): 37-02595; 37-00563; 37-00564; 37-00565;
37-12380; 37-12379; 37-12381

[x] Name and Address of
Former Claimant(s): The Estate of James E. West, Deceased
c/o Mrs. Lita West, Personal Representative
P.O. Box 360

Bellevue, Idaho 83313

[x] New Claimant(s): Lita West

[x] New Mailing Address: P.O. Box 360

Bellevue, Idaho 83313

[] New Telephone Number: () _____ - _____

[x] Does the change in ownership result in a spitting of the
water right(s) claimed? Yes x No
If yes, then describe the portion of the water right that
is now claimed by the new owner(s):

[] Attach proof of ownership:
Describe proof attached: _____
(Proof of ownership must describe either the property
conveyed or include the claim number.)
(Proof of ownership is not required if this form is
signed by the former claimant.)

[] Signature of New Claimant(s): _____

Date _____

Revised 01/91

(Over Please)

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FEB 23 1993

CHANGE IN OWNERSHIP

[x] Signature of Former Claimant(s): Yule W. West
Personal Representative of the Estate of James E. West

Date: August 26, 1991

[Signature of former claimant(s) is not required if proof of ownership is attached.]

For IDWR use only:

Initial Review and Data-Entry: Date 1/17/92 By K

Further Action Needed / Taken: Date By

Final Review and Data-Entry: Date 1/17/92 By K

Claim Numbers of Split, if any:

After form has been completed, please return to the nearest IDWR office below:

Western Regional Office
2735 Airport Way
Boise, Idaho 83705
(208) 334-2190

Eastern Regional Office
150 Shoup Suite # 15
Idaho Falls, Idaho 83402
(208) 525-7161

Southern Regional Office
222 Shoshone Street East
Twin Falls, Id 83301
(208) 734-3578

Northern Regional Office
1910 Northwest Blvd. Suite 210
Coeur D'Alene Idaho 83814
(208) 765-4639

IDWR State Office
1301 N. Orchard St.
Statehouse Mail
Boise, Idaho 83720
(208) 327-7906

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: A37-02595
Date Received: 12/16/1988
Receipt No: S004704
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ESTATE OF JAMES E. WEST, DECEASED 208-788-4445
Address: % MRS. LITA WEST, PERS. REPR.
P.O. BOX 360
BELLEVUE, ID 83313

2. Date of Priority: APR 02, 1957

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	21E	19	NW	NW	NE		BLAINE

5. Description of diverting works:
WELL- 156' DEEEP, 40HP PUMP, MAINLINE & PIVOT SPRINKLER.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.000		

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

8. Total consumptive use is 337.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	21E	19	NE	NE		IRR	30.0
			NW	NE		IRR	30.0

A37-02595

Page 1

Date: 02/01/89

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FEB 23 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	21E	19	SW	NE		IRR	25.0
			SE	NE		IRR	40.0
			NE	SE		IRR	10.0
						Section Acres	135.0
						Total Acres	135.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
37-0563, 37-0564, 37-0565, 37-4243, 37-4244, & (SEE REMARKS)

14. Remarks:
276 AF OF "OLD STORAGE" & 50 AF OF "NEW" STORAGE IN THE LITTLE WOOD RESERVOIR OF THE LITTLE WOOD IRR. DIST., 18 SHARES OF THE LITTLE WOOD CANAL CO., AND BENEFICIAL USE CLAIM FOR ADDITIONAL WATER FROM THE SAME WELL.

15. Basis of Claim: BENEFICIAL USE

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

CIVIL CASE NUMBER: 39356

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

Ident Number A37-02595
Date Received 12-16-88
Receipt Number 5004704 *occ*

RECEIVED

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

DEC 16 1988

Department of Water Resources
Southern Region Office

1. Name of Claimant(s): Estate of James E. West, deceased
Phone: (208) 788-4445
Mailing Address: c/o Mrs. Lita West, Personal Representative
P. O. Box 360
Bellevue, ID 83313

2. Date of Priority: April 2, 1957

3. Source of water supply (a) Groundwater
which is tributary to (b)

4. a. Location of point of diversion is:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>	<u>Lot</u>	<u>County</u>
1S	21E	19	NW	NW	NE		Blaine

Additional points of diversion if any: None.

- b. If instream flow, beginning point:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>	<u>Lot</u>	<u>County</u>
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Ending point:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>	<u>Lot</u>	<u>County</u>
-----------------	--------------	----------------	------------	------------	------------	------------	---------------

5. Description of existing diversion works: 156 ft. deep well with 40 HP pump, mainline, pivot.

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FEB 23 1993

6. Water is claimed for following purposes:

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
Irrigation	April 1	November 1	1.0 cfs

7. Total Quantity Claimed: 1.0 cfs

8. Total consumptive use claimed is 337.5 acre feet per annum.

9. Non-irrigation uses: None.

10. Place of use:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>¼</u>	<u>¼</u>	<u>Use</u>	<u>Irrig. Acres</u>
1S	21E	19	NE	NE	I	30
1S	21E	19	NW	NE	I	30
1S	21E	19	SW	NE	I	25
1S	21E	19	SE	NE	I	40
1S	21E	19	NE	SE	I	10

Total number of irrigated acres: 135

11. Place of use is located in Blaine County.

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

13. Describe any other water rights used at the same place and for the same purposes as described above? 37-0563, 37-0564, 37-0565, 37-4243, 37-4244, 276 AF of "old storage" and 50 AF of "new storage" in the Little Wood Reservoir under the Little Wood Irrigation District, 18 shares of the Little Wood Canal Company, and beneficial use claim for additional water from the same well.

14. Remarks:

Last Name: Estate of James E. West

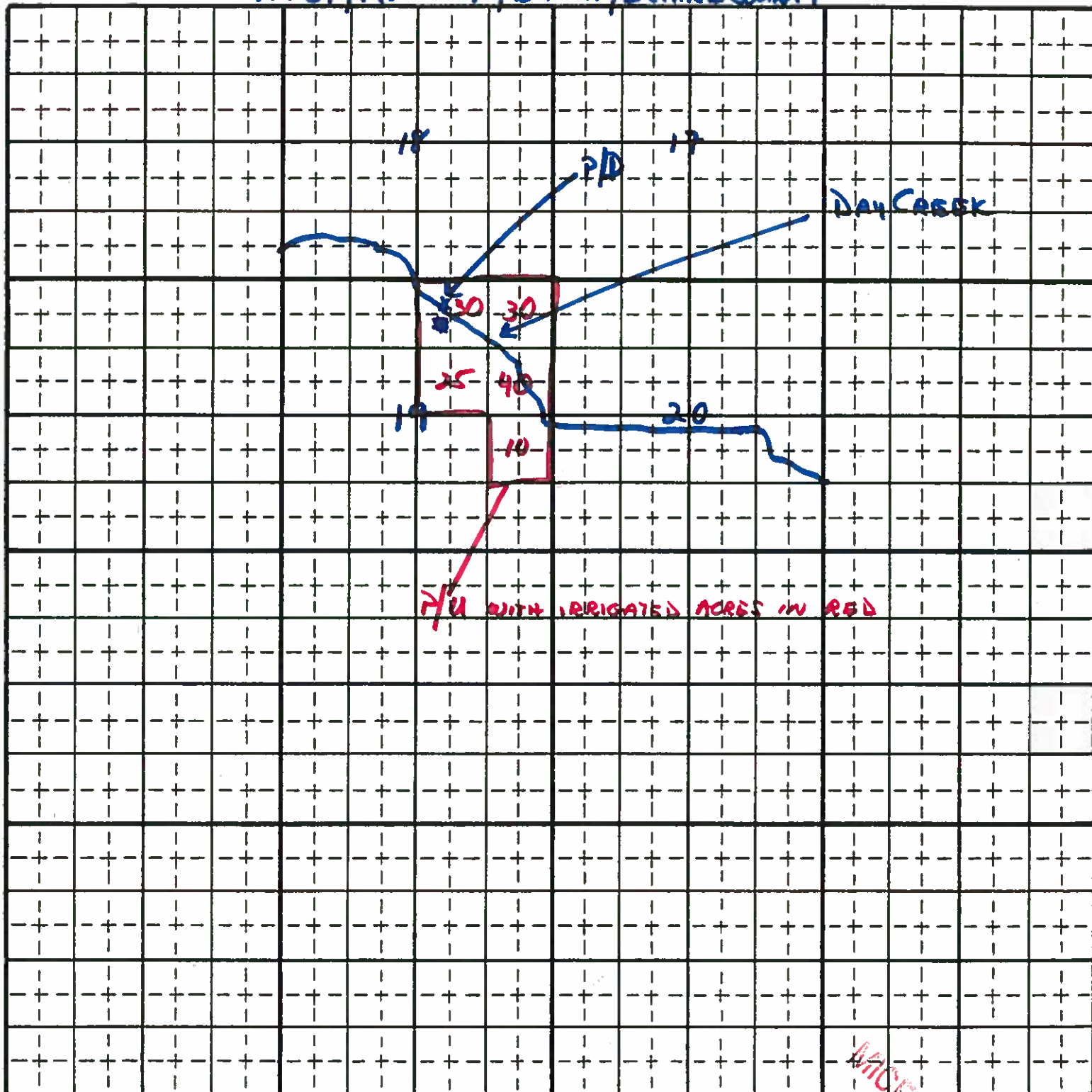
Ident No. _____

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FEB 23 1993

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

T.1S., R.21E., B.M., BLAINE COUNTY



RECORDED
FEB 23 1993

Last Name ESTATE OF JAMES E. WELSH Ident No. _____

Copies: White-State, Yellow-Claimant

15. **Basis of Claim: License**
IDWR Water Right Number: 37-2595
Court:
Case Number:
Decree Date:
Plaintiff v. 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 not wish to receive and pay a small annual fee for monthly copies of the docket sheet. Number of attachments - none.

[For Organizations] I do solemnly swear or affirm that I am the Personal Representative of the Estate of James E. West, deceased, that I have signed the foregoing document in the space below as Personal Representative of said Estate, and that the statements contained in the foregoing document are true and correct.

Estate of James E. West, deceased

By: Lita W. West
Lita West, Personal Representative

Date: December 15, 1988

State of Idaho)
County of Blaine) ss.

Subscribed and sworn before me this 15th day of December, 1988.

Notary Public James P. Speck
Residing at East Fork, ID
Commission Expires 1/22/91

17. **Notice of Appearance:**

Notice is hereby given that I, James P. Speck, will be acting as attorney at law 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 the address listed below.

Signature: James P. Speck
James P. Speck
Hogue, Speck & Aanestad
P.O. Box 987
Ketchum, ID 83340

Date: 12/15/88

Last Name: Estate of James E. West
a:west1.clm

Ident No.: _____

MICROFILMED
FEB 23 1993

Date Received _____

State of Idaho
Department of Water Resources

REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

RECEIVED
OCT 24 1988

The Idaho Department of Water Resources will consider this form as a request that the claimant be granted an additional extension of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

Estate of James E. West

Name of Claimant

c/o Lita West, P.O. Box 360

Post Office Address

Bellevue, Idaho 83313

City, State, Zip Code

Blaine

County(s) where Place of Use is located

October 26, 1988

Date Claim Originally Due

See attached Addendum

Identify water right(s) for which extension is requested

State reason(s) why an extension of time is requested:

See attached Addendum

Claimant requests an extension to December 15, 1988.

James E. West
Signature

ATTORNEY FOR ESTATE OF JAMES E. WEST
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby

X granted _____ denied,

and the filing deadline extended to 12/15, 1988.

RECEIVED

Signed this 24 day of October, 1988.

NOV 8 1988

W. K. & Aarnestad

Director or his designated agent

DAVID B. SHAW

MICROFILMED
FEB 23 1993

Date Received _____

State of Idaho
Department of Water Resources

REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

RECEIVED
OCT 24 1988

The Idaho Department of Water Resources will consider this form as a request that the claimant be granted an additional Department of Water Resources of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

Estate of James E. West
Name of Claimant

c/o Lita West, P.O. Box 360
Post Office Address

Bellevue, Idaho 83313
City, State, Zip Code

Blaine
County(s) where Place of Use is located

October 26, 1988
Date Claim Originally Due

See attached Addendum
Identify water right(s) for which extension is requested

State reason(s) why an extension of time is requested:

See attached Addendum

Claimant requests an extension to December 15, 1988.

James E. West
Signature

ATTORNEY FOR ESTATE OF JAMES E. WEST
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby
X granted _____ denied,
and the filing deadline extended to 12/15, 1988.

RECEIVED

Signed this 24 day of October, 1988.
NOV 8 1988

W & Aarnestad

David B. Shaw
Director or his designated agent
DAVID B. SHAW

RECEIVED
FEB 23 1989

12/19/2006

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

RIGHT NUMBER: 37-2595

NAME AND ADDRESS: LITA WEST
PO BOX 867
BELLEVUE ID 83313

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.000 CFS
396.000 AFY

PRIORITY DATE: 04/02/1957

POINT OF DIVERSION:

T01S R21E S19 NWNWNE Within BLAINE County

PURPOSE AND
PERIOD OF USE:PURPOSE OF USE

IRRIGATION

PERIOD OF USE

04/15 10/31

QUANTITY1.000 CFS
396.00 AFY

PLACE OF USE:

IRRIGATION in BLAINE County

T01S R20E S13 Lot 1 NENE	6.10	T01S R20E S13	NWNE	34.00
T01S R20E S13	SWNE	8.40	T01S R20E S13 Lot 2 SENE	18.00
T01S R20E S13 Lot 3 NESE	7.50	T01S R21E S18	NESW	7.50
T01S R21E S18 Lot 3 NWSW	7.50	T01S R21E S18 Lot 4 SWSW		43.00
T01S R21E S18	SESW	36.00	T01S R21E S18	SWSE
				13.00
T01S R21E S19	NENE	15.00	T01S R21E S19	NWNE
				29.00
T01S R21E S19	SWNE	33.00	T01S R21E S19	SENE
				37.00
T01S R21E S19	NENW	38.00	T01S R21E S19 Lot 1 NWNW	26.00
T01S R21E S19 Lot 2 SWNW	6.90	T01S R21E S19	SENW	15.00
T01S R21E S19	NESE	16.00	T01S R21E S20	NENE
				14.00
T01S R21E S20	NWNE	8.10	T01S R21E S20	SWNE
				40.00
T01S R21E S20	SENE	40.00	T01S R21E S20	NENW
				14.00
T01S R21E S20	NWNW	15.00	T01S R21E S20	SWNW
				40.00
T01S R21E S20	SENW	40.00	T01S R21E S20	NESW
				40.00
T01S R21E S20	NWSW	40.00	T01S R21E S20	SWSW
				19.00
T01S R21E S20	SESW	24.00	T01S R21E S20	NESE
				40.00
T01S R21E S20	NWSE	40.00	T01S R21E S20	SWSE
				16.00
T01S R21E S20	SESE	13.00		

840 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 495 acres in a single irrigation season. Combined Right Nos.: 37-563, 37-564, 37-565, and 37-2595.

The rights listed below are limited to the irrigation of a combined total of 360 acres in a single irrigation season. Combined Right Nos.: 37-563, 37-564, and 37-565.

This right is limited to the irrigation of 135 acres within the place of use described above in a single irrigation season.

12/19/2006

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

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

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

HAWLEY TROXELL ENNIS & HAWLEY

ATTORNEYS AND COUNSELORS

FIRST INTERSTATE CENTER

SUITE 1000

POST OFFICE BOX 1617

BOISE, IDAHO 83701

TELEPHONE

(208) 344-6000

FAX

(208) 342-3829

POCATELLO OFFICE

125 NORTH GARFIELD

POST OFFICE BOX 4167

POCATELLO, IDAHO 83205

TELEPHONE

(208) 233-0845

RICHARD B. BURLEIGH

September 6, 1991

RECEIVED

SEP 09 1991

Department of Water Resources
Southern Regional Office

Alan Merritt
Idaho Department of Water Resources
Southern Regional Office
222 Shoshone Street East
Twin Falls, ID 83301

Re: Change in Ownership

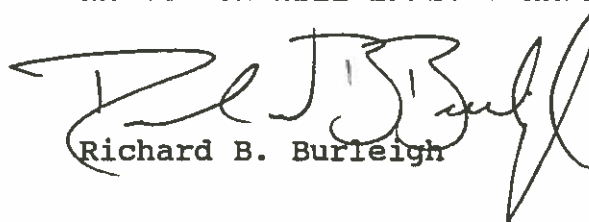
Dear Mr. Merritt:

Please find enclosed a Change in Ownership form for the water rights currently owned by the Estate of James E. West, deceased. The form is signed by Lita W. West, Personal Representative of the Estate of James E. West, deceased. Attached to the form is the formal appointment of Lita W. West as the Personal Representative of the Estate by the District Court of the Fifth Judicial District of the State of Idaho in and for the County of Blaine.

If you have any questions or require further information, please contact me immediately.

Sincerely,

HAWLEY TROXELL ENNIS & HAWLEY


Richard B. Burleigh

RBB/gmt
Enclosures
cc: Lita W. West

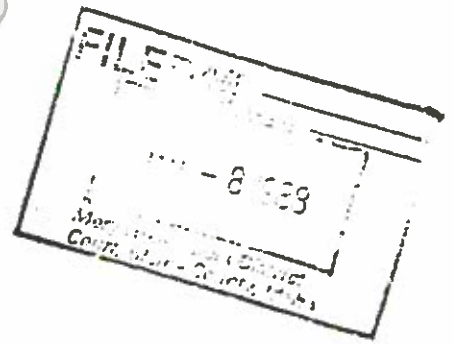
MICROFILMED
FEB 23 1993

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SEP 09 1991

Department of Water Resources
Southern Region Office



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BLAINE

IN THE MATTER OF THE ESTATE OF)

JAMES EVERETT WEST,)

Deceased.)

Case No. 14435

FORMAL PROBATE OF WILL AND
FORMAL APPOINTMENT OF
PERSONAL REPRESENTATIVE

Upon consideration of the Petition for Formal Probate of
Will and Formal Appointment of Personal Representative filed by
LITA WALKER WEST on December 7, 1987, the Court finds:

1. The required notices have been given.
2. This proceeding was commenced within the time
provided by law.
3. The decedent died on October 24, 1987, domiciled in
Blaine County, Idaho.
4. Venue is proper.
5. The heirs and devisees of the decedent are as
follows:

FORMAL PROBATE OF WILL AND FORMAL APPOINTMENT
OF PERSONAL REPRESENTATIVE - 1

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<u>Name</u>	<u>Relationship</u>
Lita Walker West	Spouse
J. Michael West	Son
Victoria Anne West	Daughter
James D. McLaughlin	Friend
Elizabeth Hull	Friend
Marianne J. Reis	Friend
Chris Foley	Friend

6. Petitioner is the spouse of the decedent and also one of the individuals designated in the Last Will and Testament of decedent to be a Personal Representative. The other individual designated in the Last Will and Testament of the Decedent to be Co-Personal Representative is the decedent's son, J. Michael West. J. Michael West has heretofore filed with this Court a document renouncing and disclaiming his right to act as Co-Personal Representative with Petitioner and agreeing Petitioner should be appointed the sole Personal Representative of this Estate. LITA WALKER WEST is therefore entitled to appointment as the decedent's sole Personal Representative to act without bond.

7. The testamentary instruments to which this Petition relates are the Last Will and Testament of Decedent dated June 8, 1987, and Codicil thereto dated June 10, 1987.

THEREFORE:

1. The Last Will and Testament of decedent dated June 8, 1987, and the Codicil thereto dated June 10, 1987 are hereby formally probated.

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1 2. LITA WALKER WEST is hereby formally appointed as
2 Personal Representative of the decedent to act without bond.
3

4 3. Upon qualification and acceptance, Letters
5 Testamentary shall be issued to LITA WALKER WEST as Personal
6 Representative.
7

8 DATED: January 8, 1988.
9

10 
11 THE HONORABLE DANIEL L. ALBAN
12 Magistrate Judge
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T17:17/cc

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FEB 23 1993

SD-33	Last Name: ESTATE		STATE	
S	O			
E	W	Water	Priority	
L	N	Right No.	Date	Source
	First Name			Total Diversion
				Use Code Desc
ESTATE OF JAMES E. WEST, DECEASED				
C A37-01198		05/14/1909	SPRINGS	5.400 01 IRR
C A37-01200		12/17/1891	SEAMANS CRE	3.400 01 IRR
C A37-12375		12/31/1891	SEAMANS CRE	0.160 04 STOCK
C A37-12376		12/31/1891	SPRINGS	0.080 43 DOMEST
C A37-12377		10/31/1959	GROUNDWATER	0.160 04 STOCK
C A37-12378		11/12/1984	GROUNDWATER	0.200 43 DOMEST
C A37-12379		12/31/1884	GROUNDWATER	0.270 04 STOCK
C A37-12380		12/31/1920	GROUNDWATER	0.290 43 DOMEST
C A37-12381		08/17/1959	GROUNDWATER	2.300 01 IRR
C A37-00564		05/30/1882	LITTLE WOOD	1.200 01 IRR
C A37-00563		05/30/1881	LITTLE WOOD	1.200 01 IRR
C A37-00565		12/31/1884	DRY CREEK	10.000 01 IRR

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SD-33	Last Name: ESTATE					STATE	
S	O						
E	W	Water	Priority		Total	Use	
L	N	Right No.	Date	Source	Diversion	Code	Desc

ESTATEOF JAMES E. WEST, DECEASED							
C A37-02595			04/02/1957	GROUNDWATER	1.000	01	IRR

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FEB 23 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

22-Jan-1992 10:59

RICHARD B BURLEIGH
HAWLEY TROXELL ENNIS & HAWLEY
FIRST INTERSTATE CENTER
SUITE 1000
POST OFFICE BOX 1617
BOISE ID 83701

Re: Ownership Change for Adjudication Claim No.(s): A37-02595, A37-00563,
A37-00564, A37-00565, A37-12380, A37-12379 & A37-12381 - THE ESTATE OF
JAMES E. WEST, DECEASED C/O MRS. LITA WEST

Dear Mr. Burleigh:

Pursuant to the notification that you are representing the new claimants
on the above-referenced Adjudication Claim(s), the Department has changed the
record(s) of the current owner as you requested.

Please review the record(s) and should you have any questions, please
feel free to call this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Judy Givens'.

Judy Givens
Adjudication Secretary

/jg

Enclosures

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IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT

Water Right Number - 37-02595

Adj. Flag Translation: Standard Water Right Number

Old (D) Number - 26838

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
DAY

LESLIE H.

1 -
2 -
3 -
City- CAREY
Phone -

State- ID Zip- 83320

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
04/02/1957 17 L - LICENSE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

01S 21E 19 NW NE (13) BLAINE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

1.000

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
1.000

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

01S	21E	19	NE NE		30.0	01	IRRIGATION	(13) BLAINE
01S	21E	19	NW NE		30.0	01	IRRIGATION	(13) BLAINE
01S	21E	19	SW NE		25.0	01	IRRIGATION	(13) BLAINE
01S	21E	19	SE NE		40.0	01	IRRIGATION	(13) BLAINE
01S	21E	19	NE SE		10.0	01	IRRIGATION	(13) BLAINE

Total Acres: 135.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
No Remarks found.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

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Field Exam Fee -
Swan Falls -
Temporary Right - P
DLE/Carey Act -
Water District -
Transfer/Amended -

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FEB 23 1993

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION

OF

ATTORNEYS

120 EAST AVENUE

POST OFFICE BOX 987

KETCHUM, IDAHO 83340

(208) 726-4421

TELECOPIER (208) 726-0732

December 15, 1988

TERRY G. HOGUE

JAMES P. SPECK

DOUGLAS J. AANESTAD

J. STEPHEN CRABTREE

TRACY DUNLAP

HAILEY OFFICE:

16 WEST CROY STREET

SUITE K

POST OFFICE BOX 460

HAILEY, IDAHO 83333

(208) 788-3567

CERTIFIED MAIL

RETURN RECEIPT REQUESTED

Mr. James Stanton

Idaho Department of Water Resources

2148 4th Avenue East

Twin Falls, ID 83301

Re: Snake River Basin Adjudication - Notices of Claims
Estate of James E. West, deceased

Dear Jim:

I represent the Estate of James E. West, deceased (the "Estate"). I obtained an extension of the deadline for filing Notices of Claims in the Adjudication for water rights in Blaine County to December 15, 1988 (see enclosed copy of the granted request). The Estate owns two (2) ranches for which Notices of Claims have been prepared and enclosed as follows:

A. Dry Creek Ranch.

<u>WATER RIGHT</u>	<u>USE</u>	<u>FEE</u>
37-2595	irrigation	\$50.00
ben. use well	irrigation	50.00
37-0563	irrigation	50.00
37-0564	irrigation	50.00
37-0565	irrigation	50.00
ben. use well	dom./stock	25.00
ben. use well	dom./stock	25.00

The total irrigated acres under these Claims is 943. Thus, the variable fee for these Claims totals \$943.00, for a total fee for this Ranch of \$1,243.00.

B. Ee-Da-Ho Ranch.

<u>WATER RIGHT</u>	<u>USE</u>	<u>FEE</u>
37-1198	irrigation	\$50.00
37-1200, 1201 & 1202	irrigation	50.00
ben. use well	domestic	25.00
ben. use well	stockwater	25.00
ben. use springs	domestic	25.00
in-stream	stockwater	25.00

The total irrigated acres on this Ranch is 268. Thus, the total

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Mr. James Stanton
Idaho Department of Water Resources
December 15, 1988
Page 2

variable fee for these Claims is \$268.00, for a total fee for this Ranch of \$468.00. A check is enclosed to cover the fee for both Ranches in the sum of \$1,711.00.

Please call me if you have any questions. Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD


James P. Speck

JPS/
cc: Ms. Lita West (w/ enclosures)

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