

AJ5856NP

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

DATE: OCT-24-1997

PAGE: A-1558

RIGHT NUMBER: 37-12991

NAME & ADDRESS: BRIEN S WYGLE
202 OVERLAKE DR E
BELLEVUE WA 98004

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 12/31/1966

POINT OF DIVERSION: T04N R17E S11 NESE Within BLAINE County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within BLAINE County
T04N R17E S11 NESE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. K05800030070A

D 7-29-98

Claim proofread by: _____

Date: _____

MH
11-3

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: A37-12991
Date Received: 4/11/1989
Receipt No: C006267
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

200
200
200-454-5931

1. Name: BRIEN S. WYGLE
Address: 202 OVERLAKE DRIVE E.
BELLEVUE, WA 98004

2. Date of Priority: DEC 31, 1966

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	17E	11	NE	SE			BLAINE

5. Description of diverting works:
WELL, 67' DEPTH, 8" DIA.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE AND LAWN/GRDEN IRRIGATION OF ONE LOT, UNDER 1/2 ACRE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	17E	11	NE	SE		DOMEST	

11. Place of use in counties: BLAINE

A37-12991

Page 1

Date: 04/20/89

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FEB 26 1993

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

13. Other Water Rights Used:
NONE

14. Remarks:

LOT 7, BLOCK 3, WARM SPRINGS VALLEY SUBD. WELL AGREEMENT ALLOWS
USE BY LOTS 3 & 5 (OWNED BY OTHER PERSONS) BUT PERMIT FILED FOR
USE BY ONLY ONE HOUSEHOLD.

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 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 A37-12997Date Received 4-11-89Receipt Number C006267RECEIVED
APR 11 1989NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

OCT 26 1988

Department of Water Resources

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

Department of Water Resources
Southern Region Office

Please type or print clearly

- Name of Claimant (s) BRIEN S. WYGLE Phone (206) 454-5931
Mailing Address 202 Overlake Drive E., Bellevue, WA. Zip 98004
- Date of Priority (Only one (1) per claim) 1966 (month and day unknown)
- Source of water supply (a) groundwater
which is tributary to (b) N/A
- Location of point of diversion is: Township 4N Range 17E
Section 11, 1/4 of NE 1/4 of SE 1/4, Govt. Lot ----, B.M.,
County of Blaine
Additional points of diversion if any: none
- Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. One well, 67 feet in depth, 8
inches in diameter
- Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)
(Both dates are inclusive) (cfs)
For domestic purposes from January 1 to December 31 amount .04
lawn/garden
For irrigation purposes from April 1 to November 1 amount -----
- Total quantity claimed .04 (cfs)
- Total consumptive use claimed is de minimus
- Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of
livestock) Domestic - 1 household and lawn/garden irrigation of one lot,
under 1/2 acre

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FEB 26 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

(208) 327-7900

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - [REDACTED]

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

March 14, 1989

Mr. Brien S. Wygle
202 Overlake Drive East
Bellevue, WA 98004

RE: Snake River Basin Adjudication
Notice of Claim to a Water Right

Dear Mr. Wygle:

We are returning your Notice of Claim to a Water Right filed for your property in Blaine County, submitted in October, 1988, and your check #9308 in the amount of \$25.00. We are giving you an opportunity to withdraw, modify or resubmit this claim.

During the initial review of your claim, we have encountered several questions which you may wish to address through modification of your claim.

You based your claim on a permit you hold (37-08086) which was applied for in 1983. A permit generally holds a priority date based on when the application was filed. You list a priority date of 1966, however, on your claim. If you base your claim on the permit, you should be aware that there is a good chance that the Department will recommend to the court that the priority date be that date listed on the permit, specifically, April 14, 1983.

If, however, you wish to present a 1966 priority, you may file a claim based on "beneficial use". A single family domestic use is exempt from the permit process; therefore, you may claim a right for a domestic use in a single unit based on putting the water to beneficial use in 1966. This exemption does not, however, apply to three domestic uses on one well claiming a common priority date after 1963. We have enclosed a computer-generated claim completed with your information and based on beneficial use with a 1966 priority date, because we thought you may want to preserve the earlier, pre-permit, water right you may have for a single domestic unit.

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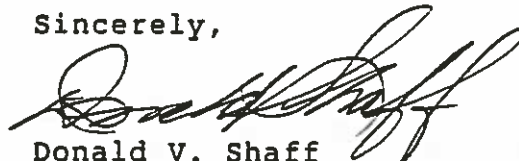
FEB 26 1993

Mr. Brien S. Wygle
March 14, 1989
Page 2

Other options you have are to claim the permit in total or for each owner to claim a portion of the permit. Since proof of beneficial use is not required to be filed until April 1, 1990 and has not been filed, you are not required to file an adjudication claim on this permit at this time, although, you may do so if you wish. If you claim the permit in full, the filing fee is \$60.00. Three separate claims at \$25.00 each would have total fees of \$75.00.

Whatever decision you make, we must receive your claim form, if you submit one, by April 14, 1989 in order for late fees not be assessed. Please feel free to contact the Department if you have any questions or need assistance.

Sincerely,



Donald V. Shaff
Adjudication Section Manager

DVS:HH:db
Enclosures

Claim Forms - A37-08086 and A37-12898
Short Form Completed
Check #9308, \$25.00

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FEB 26 1993

Water Right Number - 37-08086

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

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

*** C - CURRENT OWNER ***
WYGLE

BRIEN S.

1 - 202 OVERLAKE DRIVE E.

2 -

3 -

City- BELLEVUE

State- WA Zip- 98004

Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
04/14/1983 17 P - PERMIT+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)
04N 17E 11 NE SE (13) BLAINE+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 0.060
43 - DOMESTIC 01/01 12/31 0.080+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.140+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
04N 17E 11 NE SE 2.0 01 IRRIGATION (13) BLAINE

Total Acres: 2.0

+ - - Diversion Means - WELL, PUMP

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

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

+ - - - - Conditions of Approval - - - - - +

+ - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - Microfilm Rolls -

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FEB 26 1993

Water right number - 37-08086

Adj. flag translation: Standard Water Right Number

+ - - Audit Fields - 09/22/87

05/28/88 CONVERT

+ - - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date	- 04/01/1990	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 04/22/1985	Protested Date	- 00/00/0000	Swan Falls	- 2
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 37
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000				

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FEB 26 1993

WATER RIGHT NUMBER - A37-12991 PREFIX TRANSLATION: ADJUDICATION CLAIM OLD (D) NUMBER -

+ - - - - LAST NAME - - - - + + - FIRST NAME - - + + - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***
WYGLE BRIEN S. 1 - 202 OVERLAKE DRIVE E.
2 -
3 -
CITY- BELLEVUE STATE- WA ZIP- 98004
PHONE - 206-454-5931

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - +
12/31/1966 ERROR IN REGION J - BENEFICIAL USE

+ - - - - SOURCE - - - - + + - - - - TRIBUTARY - - - - +
GROUNDWATER

+ - - - - POINT OF DIVERSION - - - - - +
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)
04N 17E 11 NE SE (13) BLAINE

+ - - - - WATER USE - - - - - +
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME
43 - DOMESTIC 01/01 12/31 0.040

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.040 0.0

+ - - - - PLACE OF USE - - - - - +
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY
04N 17E 11 NE SE 43 DOMESTIC (13) BLAINE

+ - - DIVERSION MEANS - WELL, 67' DEPTH, 8" DIA.

+ - - NON-IRRIGATION USE - D/1 HOUSE AND LAWN/GRDEN IRRIGATION OF ONE LOT, UNDER 1/2 ACRE

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - REMARKS - - - - - +
LOT 7, BLOCK 3, WARM SPRINGS VALLEY SUBD. WELL AGREEMENT ALLOWS
USE BY LOTS 3 & 5 (OWNED BY OTHER PERSONS) BUT PERMIT FILED FOR
USE BY ONLY ONE HOUSEHOLD.

+ - - - - OLD WATER RIGHT NUMBERS - - - - - +
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - CONDITIONS OF APPROVAL - - - - - +
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - + + - - - - DECREE DEFENDANT - - - +

+ - DECREE DATE -
00/00/0000
MICROFILMED
NOV 27 1996

120 Surf Lane 83340

PREFIX TRANSLATION: ADJUDICATION CLAIM

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+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+
                                -COMMENTS-
                                NO COMMENTS FOUND

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COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 04/11/1989	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- C006267	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

CHECKED 2/3/94 DW

VERIFIED
MAR 04 1992

PROOF
JAN 07 1992

CERTIFIED
JUN 4 1992
WATER EXAMINER