

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

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

2002 OCT 25 PM 3 49

In Re SRBA

Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 75-10486

NAME AND ADDRESS: BARBARA WESTFALL
ROLLIN A WESTFALL
1901 ROOSEVELT AVE
SALMON, ID 83467-3028

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 04/10/1964

POINT OF DIVERSION: T21N R22E S05 SESW Within Lemhi County

PURPOSE AND

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

PLACE OF USE: Domestic Within Lemhi County
T21N R22E S05 SESW

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.

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

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

RECEIVED

JUL 16 1999

Department of Water Resources
Eastern Region

In Re SRBA

Case No. 39576

) NOTICE OF COMPLETED
) ADMINISTRATIVE PROCEEDINGS
)
) Water Right 75-10486
)

IDWR has completed the following Administrative Proceeding:

- ☒ Change of Address
☐ Substitution of Party
☐ I.C. 42-222 Transfer

CHANGE OF ADDRESS

Name of Claimant: BARBARA WESTFALL
New Address: 1901 ROOSEVELT AVE
SALMON ID 83467-3028
Phone: (208) 756-3566

Claimant's Water Rights: 75-10486

The Claimant has filed Objections or Responses to the following water rights:

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
6/10/1999

75-10486

PAGE 1

CERTIFICATE OF MAILING

I certify that on 6-21-99 I mailed the original
and copies of this form to the following persons, postage prepaid
and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Each party in the subcase, or attorney of record:

BARBARA WESTFALL
ROLLIN A WESTFALL
1901 ROOSEVELT AVE
SALMON ID 83467-3028
3. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
4. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of person or attorney mailing the form

AJ5856NP

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

DATE: MAY-25-1999
PAGE: A-12

RIGHT NUMBER: 75-10486

NAME & ADDRESS: BARBARA WESTFALL
ROLLIN A WESTFALL
1901 ROOSEVELT AVE
SALMON ID 83467-3028

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 04/10/1964

POINT OF DIVERSION: T21N R22E S05 SESW Within LEMHI 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 LEMHI County
T21N R22E S05 SESW

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. RPA0001024004AA

AJ0749NP
No. 75-10486

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 05/21/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BARBARA WESTFALL	04/10/1964	DOMESTIC	01-01 12-31	0.040 CFS	
C	ROLLIN A WESTFALL 1901 ROOSEVELT AVE SALMON ID 834673028 (208) 756-3566					
TOTAL DIVERSION:					0.040 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T21N R22E S05 SESW

LEMHI County

Place of use Legal Description for: DOMESTIC

		NE				NW				SW				SE			
T	R S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
21N	22E 5	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
D																	

POU County: LEMHI

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP PARCEL NO. RPA0001024004AA

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Comments: Date: 05/21/1999 User-ID: SSHERMAN Subject: ADDRESS CHANGE
ADDRESS CHANGE BY CLAIMANT LETTER.

Audit: 05/21/99 SSHERMAN



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

MAY 17 1999

Department of Water Resources

DIRK KEMPTHORNE
GOVERNOR

May 6, 1999

KARL J. DREHER
DIRECTOR

ROLLIN AND BARBARA WESTFALL
1901 ROOSEVELT AVE
SALMON ID 83467-3028

Re: Snake River Basin Adjudication (SRBA)

Water Right #75-10486

Change of Address

*Re and changed, NCAP prepared
5-21-99*

Dear Water Right Holders:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your water right or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by May 17, 1999. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water right referenced above, please write down the name and address of the new owner(s) so we can send them a form to make this required change to the water right record.

Sincerely,

Sally

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

Rollin & Barbara Westfall
Claimant Signature

756-3566
Telephone No.

SEP 26 2001

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

Identification No. A75-10486

Date Received 5-3-90

Receipt Number E014157

OK# 10292 2500

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

RECEIVED

MAY - 3 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Rollix A. or Barbara Westfall Phone (208) 756-3566

Mailing Address 1213 Main Salmon, Idaho Zip 83467

2. Date of Priority (Only one per claim) 4-10-64 Month/Day/Year

3. Source of water supply (Check one) (☒ Groundwater or Other () (a) _____

which is tributary to (b) _____ Name or kind of source

4. Location of point of diversion is: Township 21 North Range 22 East

Section 5, SW 1/4 of SE 1/4 of SW 1/4, Govt. Lot _____, B

County of Lemhi

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the date, changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Well 6" Casing 24 DEEP 2 H.P. CENTRIFICAL Pump

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from 1-1 Month/Day to 12-31 Month/Day amount 0.04 (cfs)

For _____ purposes from _____ to _____ amount _____ (Both dates are inclusive)

7. Total quantity claimed 0.04 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) _____

MICROFILMED

APR 19 1994

A7510486



10. Place of use is: Township: 21 North Range 22 East
Section 5, SW 1/4 of SE 1/4, Govt. Lot _____, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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

12. Do you own the property listed above as place of use? Yes ☒ 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.
☒ None or _____

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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) Barbara Westfall Date 4-30-90
Barbara Westfall Date 4-30-90

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing

document in the space below as _____ of _____

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of Lemhi) SS. **NOTARIZATION REQUIRED FOR EACH CLAIM**

Subscribed and sworn (or affirmed) before me this 30th day of April 19 90

SEAL

Notary Public Arla Bates

Residing at Salmon, Idaho

My Commission Expires 2-17-93

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

MICROFILMED

APR 19 1994

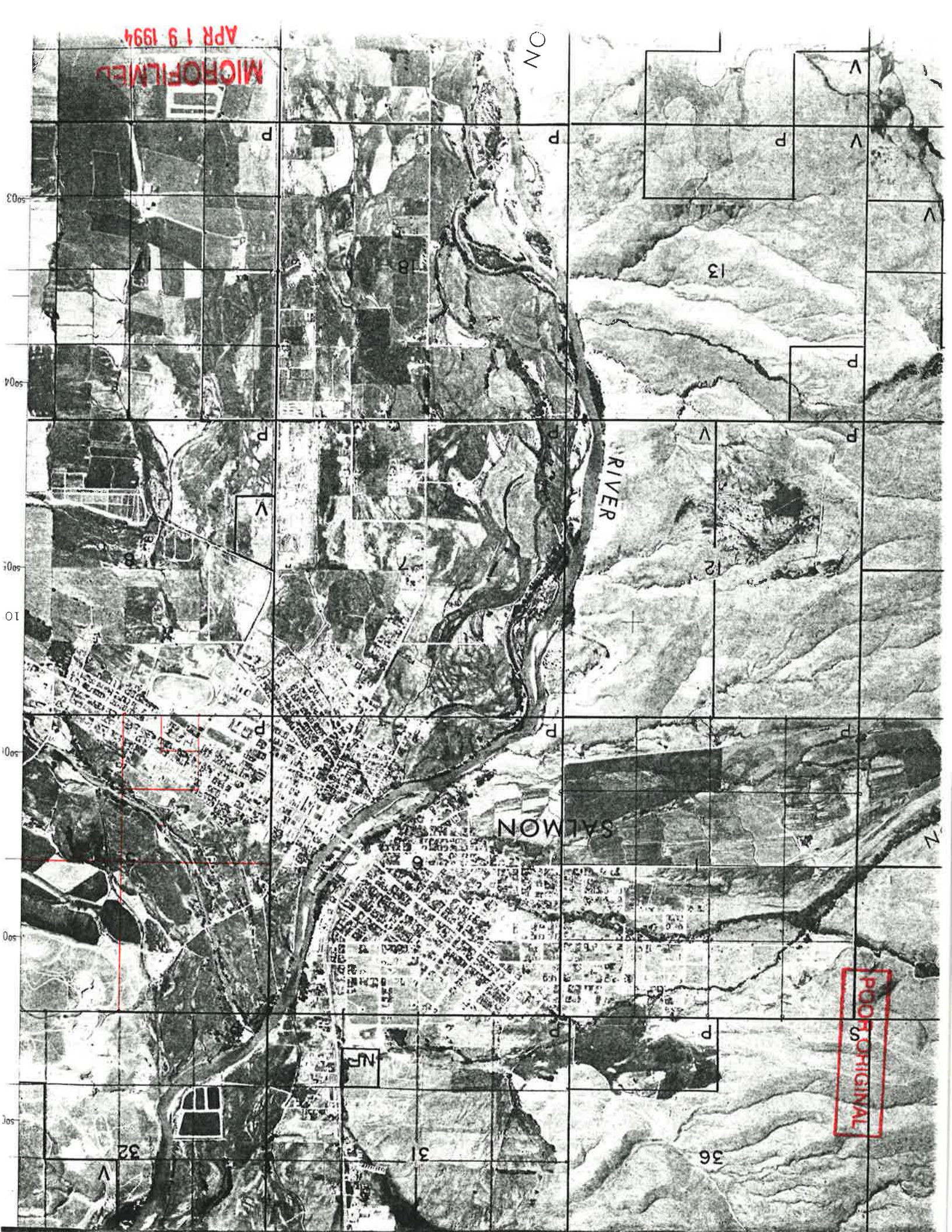
MICROFILMED
APR 19 1994

NO

RIVER

SALMON

POOR ORIGINAL



1/11/1989

SRA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME WESTFALLCLAIM IDENT. NO. A75-10486

DATE RECEIVED _____

CR # _____

AMOUNT \$ _____

YES

NO

Requiring
Filing?

1. Is the name and address complete with zip code? _____
2. Is a priority date entered? _____
3. Is the priority date acceptable in view of mandatory filing dates? _____
- See Adjudication Memos #1 and #4 to determine if a permit is required.

POOR ORIGINAL

3. (a) Is a source entered? _____
- (b) Is a tributary to entered? (if required) _____ N/A _____
4. Is the legal description of the p.d. sufficient? _____
5. Is there a description of the diverting works? _____
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. _____
- Is the period of use included? _____
- Is a quantity claimed for each use? _____
7. Is a total quantity claimed entered? _____
8. Is required is a consumptive use entered? _____ N/A _____
- Is the consumptive use correct? _____ N/A _____
9. Are the non-irrigation uses listed properly? Is this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo #4. _____ N/A _____
10. Is (are) the place(s) of use and purpose(s) indicated? _____
11. Is (are) the county(ies) entered? _____
12. Is the ownership of p.d. checked? _____
13. Are other water rights listed or "none" indicated? _____
14. Is required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) _____ N/A _____
15. Is the basis of the claim indicated? _____
16. Is the claimant requested a monthly check sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) _____ N/A _____
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. _____
18. Has the claim been signed, sealed, and dated by a notary? _____
19. Was this claim filed on time, or was an extension granted? _____
20. Is the fee enclosed correct? _____ Example _____
21. Is this claim is based on an existing water right, has the identification number been entered? _____ N/A _____
22. Should this claim be data entered? _____

Claim checked by: JtDate: 12-6-90

Claim must be returned to claimant: _____

Claimant must be notified of additional: _____

Requisite Prepared by: _____

Claim data entered by: _____

Sent to claimant by: _____

Date: _____

Date: _____

Date: _____

Checked by: _____

Date: _____

Comments: Code 10: SE SW; Code #9: Dom, 1 home D.E.V. LTR

MICROFILMED

APR 19 1994

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: **A75-10486**
Date Received: 2/ 3/1993
Receipt No: E014157
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: ROLLIN A. WESTFALL 208-756-3566
Address: 1213 MAIN
SALMON ID 83467

OR

Name: BARBARA WESTFALL 208-756-3566
Address: 1213 MAIN
SALMON ID 83467

2. Date of Priority: APR 10, 1964

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
21N	22E	5	SE	SW			LEMHI

5. Description of diverting works:
24' WELL, 6" CASING, 2HP CENTRIFICAL PUMP.

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:
SINGLE DOMESTIC HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
21N	22E	5	SE SW		DOMEST	

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:
NONE

14. Remarks:

CLAIMANT SHOULD VERIFY POD AND POU LEGAL DESCRIPTIONS. LISTED AS
SESW.

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 _____

FEBRUARY 10, 1993

ROLLIN A WESTFALL
1213 MAIN
SALMON ID 83467

RE: DOMESTIC ADJUDICATION NOTICE: A75-10486

Dear Mr. Westfall:

Please find enclosed a computer generated copy of your Notice of Claim to a Water Right, A75-10486. In review of your original claim, the following discrepancies were noted.

The Place of Use in Item #10, has been modified to describe the same 40-acre tract you listed for the Point of Diversion in Item #4. You should verify this information is correct.

The number of households that use water from the claimed source must be entered in Item #9. **SINGLE DOMESTIC HOUSEHOLD** has been entered.

Should you concur with these modifications, simply keep the enclosed Notice for your records. To change items on the Notice, line through the incorrect information, write in the correct information, then sign the form in the presence of a Notary and return it to this office.

If you should have questions or comments regarding this matter, please call IDWR at (208) 525-7161.

Respectfully submitted,

Allen B. Ruberry
Senior Water Agent - Adjudications

Enclosure: Notice of Claim, A75-10486

MICROFILMED

APR 19 1994