

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: **A37-01006A**
Date Received: 9/22/1988
Receipt No: S002455
Received By: _____

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

1. Name: HAL S BINGHAM 208-823-4447
Address: PO BOX 33
CAREY ID 83320

2. Date of Priority: APR 1, 1888

3. Source: LITTLE WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	21E	28	SW	SW	NW		BLAINE

5. Description of diverting works:
HEADGATE, FLOOD IRRIG., VIA WEST CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	2.000		

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

8. Total consumptive use is 314.7 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	21E	28	NE	SW		IRR	18.0
			NW	SW		IRR	25.0
			SW	SE		IRR	37.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	80.0
		33	NW	NE	IRR	24.4
					Section Acres	24.4
		34	NE	NW	IRR	0.5
					Section Acres	0.5
					Total Acres	104.9

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:
A37-02501

14. Remarks:

TRANS. 313. BOTH CLAIMS IRRIG. 105 ACRES WITH 4.6 CFS.
***** IDWR NOTE *****
OWNERSHIP CHANGE 3/30/90 ADM
OWNERSHIP CHANGE MADE 1-3-95 BY TLB.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

N. R. WOODWORTH ET. AL.
Decree Plaintiff

FRANK ANTHONY ET. AL., AMENDE
vs Decree 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 _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

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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 _____

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Water Right Number - R37-01006A

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

BINGHAM

HAL S

1 - PO BOX 33

2 -

3 -

City- CAREY

State- ID Zip- 83320

Phone - 208-823-4447

*** O - ORIGINAL OWNER ***

HASKELL

VERA L.

1 - P.O. BOX 11

2 -

3 -

City- CAREY

State- ID Zip- 83320

Phone - 208-823-4367

HASKELL

C.H.

1 - P.O. BOX 11

2 -

3 -

City- CAREY

State- ID Zip- 83320

Phone - 208-823-4367

WEST

ESTATE OF JAMES E.

1 - P.O. BOX 360

2 -

3 -

City- BELLEVUE

State- ID Zip- 83313

Phone - 208-788-4445

+ - - Priority Date - - +
04/01/1888+ - - Region - - - +
17 SOUTHERN+ - - Stage - - - +
D - DECREED

+ - - Status - - - +

+ - - Source - - - - - +
LITTLE WOOD RIVER+ - - Tributary - - - - - +
MALAD RIVER+ - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County

01S 21E 28 SW SW NW (13) BLAINE

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

01 - IRRIGATION

04/01

10/31

2.000

+ - Total Div. Rate - + + - Total Div. Volume - +
2.000+ - Total Consumptive Use - + + - KW Usage - +
314.7+ - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

01S	21E	28	NE SW		18.0	01	IRRIGATION	(13) BLAINE
01S	21E	28	NW SW		25.0	01	IRRIGATION	(13) BLAINE
01S	21E	28	SW SE		37.0	01	IRRIGATION	(13) BLAINE
01S	21E	33	NW NE		24.4	01	IRRIGATION	(13) BLAINE
01S	21E	34	NE NW		0.5	01	IRRIGATION	(13) BLAINE

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Prefix Translation: RESEARCH

[illegible]

Total Acres: 104.9

+ - - Diversion Means - HEADGATE, FLOOD IRRIG., VIA WEST CANAL

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - A37-02501

+	-----	Remarks	-----	+
		TRANS. 313. <u>BOTH</u> CLAIMS IRRIG. 105 ACRES WITH 4.6 CFS.		
		***** IDWR NOTE *****		
		OWNERSHIP CHANGE 3/30/90 ADM		
		OWNERSHIP CHANGE MADE 1-3-95 BY TLB.		

+ - - - - Old Water Right Numbers - - - - +
No Old Water Right Numbers Found

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

+ - - - Decree Plaintiff - - - +	+ - - - Decree Defendant - - - +	+ - Decree Date - +
N. R. WOODWORTH ET. AL.	FRANK ANTHONY ET. AL., AMENDED	00/00/0000

+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+
Date: 01/04/1995 User Id: TBACKLUN Subject: OWNERSHIP CHANGE
OWNERSHIP CHANGE RECEIVED 7-29-92. WEST-FORMER OWNER, BINGHAM-NEW OWNER. FORM WITH BOTH SIGNATURES.
OWNERSHIP CHANGED 1-4-95.

+ - - Audit Fields - - +
01/04/95 TBACKLUN

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

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	- 09/22/1988	Last Amended Date	- 04/20/1992	Temporary Right	- T
		Receipt Number	- X777777	Water District	- 37N
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- AND/OR	Presumption Flag	-
				Notice of Error Flag	-

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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

06-JAN-94 09:25

HAL BINGHAM
PO BOX 33
CAREY, ID 83320

RE: SRBA CLAIMS: A37-01006A
WEST

DEAR CLAIMANT(S):

PURSUANT TO THE NOTIFICATION THAT YOU HAVE PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIM, WE HAVE CHANGED THE DEPARTMENT'S RECORD(S) AS YOU HAVE REQUESTED. **THIS COPY IS FOR YOUR RECORDS.** PLEASE REVIEW THE RECORDS(S) FOR ACCURACY.

YOU HAVE ANY MORE QUESTIONS, PLEASE FEEL FREE TO CONTACT ME AT THIS OFFICE.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB
ENCLOSURES

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A37-01006A*

" - 02501

07-29-92 ESTATE OF JAMES E. WEST TO HAL S. BINGHAM

owned: T01S R21E S33 NWNE
lying No and W of existing Hwy
right-of-way.

sold: same

prov: signature of former owner
metes and bounds description of
parcel in S33 only

✓ AJQ1: print
✓ AJQ4: print

* amended div amt 04/92 ↑ 2.00
same POV for - 02501 3.CFS

PROBLEM:

- 1) selling 24^{AC⁺} worth of water right in NWNE S33;
- 2) parcel might be 100 ACRES total land? ORIG S33
- 3) Usage covers 104.9 ACRES in S33, 33, 34. "
both rights for a total of 5 CFS IRRIG.

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SD-0601-2 Last Name: WEST

STATE

S	First	O	Water	Priority		Total	Use
E	Name	W	Right No.	Date	Source	Diversion	Code Desc
L		N					
---	WEST						
---	LITA	C	A37-00563	05/30/1881	LITTLE WOOD	1.200	01 IRR
---	ESTATE OF J	C	A37-01006A	04/01/1888	LITTLE WOOD	2.000	01 IRR
---	WEST SIDE WATER	ASSOC.					
---		C	A37-04401	01/01/1949	GROUNDWATER	0.050	04 STOCK
---							10 COMMER
---							43 DOMEST
---	WESTENDORF						
---	KURT W.	C	A37-00619	05/01/1884	BIG WOOD RI	3.200	01 IRR
---	KURT W.	C	A37-01191	09/02/1902	BIG WOOD RI	2.400	01 IRR
---	IRENE	C	A37-01191	09/02/1902	BIG WOOD RI	2.400	01 IRR
---	JERRY L.	C	A37-10404	01/01/1950	GROUNDWATER	0.040	43 DOMEST
---							04 STOCK
---	SUSAN	C	A37-10404	01/01/1950	GROUNDWATER	0.040	43 DOMEST
---							04 STOCK
---	IRENE	C	A37-10405	01/01/1912	GROUNDWATER	0.040	43 DOMEST

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MICROFILMED
 NOV 22 1996

SD-0601-2 Last Name: WEST

STATE

S E L	First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc
WEST							
	DONNA Q.	C	A37-00196	05/01/1896	BIG WOOD RI	0.500	01 IRR
	DONNA Q.	C	A37-12327	05/31/1980	GROUNDWATER	0.040	43 DOMEST
	LITA	C	A37-00565	12/31/1884	DRY CREEK	10.000	01 IRR
	DONNA Q.	C	R37-12327	05/31/1980	GROUNDWATER	0.040	43 DOMEST
	DONNA Q.	P	R37-12327	05/31/1980	GROUNDWATER	0.040	43 DOMEST
	ESTATE OF JA	C	A37-02501	01/20/1949	DRY CREEK C	3.000	01 IRR
					LITTLE WOOD		
	DONNA Q.	C	R37-00196	05/01/1896	BIG WOOD RI	0.500	01 IRR
	LITA	C	A37-02595	04/02/1957	GROUNDWATER	1.000	01 IRR
	LITA	C	A37-00564	05/30/1882	LITTLE WOOD	1.200	01 IRR
	LITA	C	A37-12379	12/31/1884	GROUNDWATER	0.270	43 DOMEST
							04 STOCK
	LITA	C	A37-12380	12/31/1920	GROUNDWATER	0.290	43 DOMEST
							04 STOCK
	LITA	C	A37-12381	08/17/1959	GROUNDWATER	2.300	01 IRR

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SD-42 Prefix: A Basin: 37 Starting Water Right: 01006A STATE

Water Right No.	Name Last, First	O W N	Priority Date	Stg/ Sts	Source	Use Code Desc
A37-01006A	WEST, ESTATE OF JAMES	C	04/01/1888	D/	LITTLE WOOD RIVE	01 IRR
A37-01026	SPLIT RIGHT,	C	04/01/1888	/Z	LITTLE WOOD RIVE	01 IRR
					SPLIT RIGHT	
A37-01026A	WOODBURY, LYLE D.	C	04/01/1888	D/	LITTLE WOOD RIVE	01 IRR
	WOODBURY, CAROL	C				04 STOCK
A37-01026B	MECHAM, KREA V.	C	04/01/1888	D/	LITTLE WOOD RIVE	01 IRR
	MECHAM, VALERIE L.	C				
A37-01036A	HANSEN, LA NETA	C	05/26/1883	D/	LITTLE WOOD RIVE	01 IRR
A37-01036B	SWEAT, ROBERT RAY	C	05/26/1883	D/	LITTLE WOOD RIVE	01 IRR
	SWEAT, MELBA E.	C				
A37-01040A	HANSEN, LA NETA	C	05/31/1882	D/	LITTLE WOOD RIVE	01 IRR
A37-01040B	OLSEN, EMILY	C	05/31/1882	D/	LITTLE WOOD RIVE	01 IRR
	OLSEN, PAUL	C				
A37-01046	BEAN/TWOMBLY LAND & CA	C	04/01/1885	D/	MULDOON CREEK	01 IRR
A37-01046A	MECHAM, PARLEY JAMES	C	04/01/1885	D/	MULDOON CREEK	01 IRR
A37-01046B	YOUNG, BARZILLA	C	04/01/1885	D/	MULDOON CREEK	01 IRR

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SD-0601-2 Last Name: ESTATE OF JAMES E. WEST

STATE

S	First	O	Water	Priority		Total	Use
E	Name	W	Right No.	Date	Source	Diversion	Code Desc
L		N					
-	-----	-	-----	-----	-----	-----	-----
-	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
-						04	STOCK
-		O A37-00565	12/31/1884	DRY CREEK	10.000	01	IRR
-		O A37-02595	04/02/1957	GROUNDWATER	1.000	01	IRR
-		O A37-00563	05/30/1881	LITTLE WOOD	1.200	01	IRR
-		O A37-00564	05/30/1882	LITTLE WOOD	1.200	01	IRR
-		O A37-12379	12/31/1884	GROUNDWATER	0.270	43	DOMEST
-						04	STOCK
-		O A37-12380	12/31/1920	GROUNDWATER	0.290	43	DOMEST
-						04	STOCK

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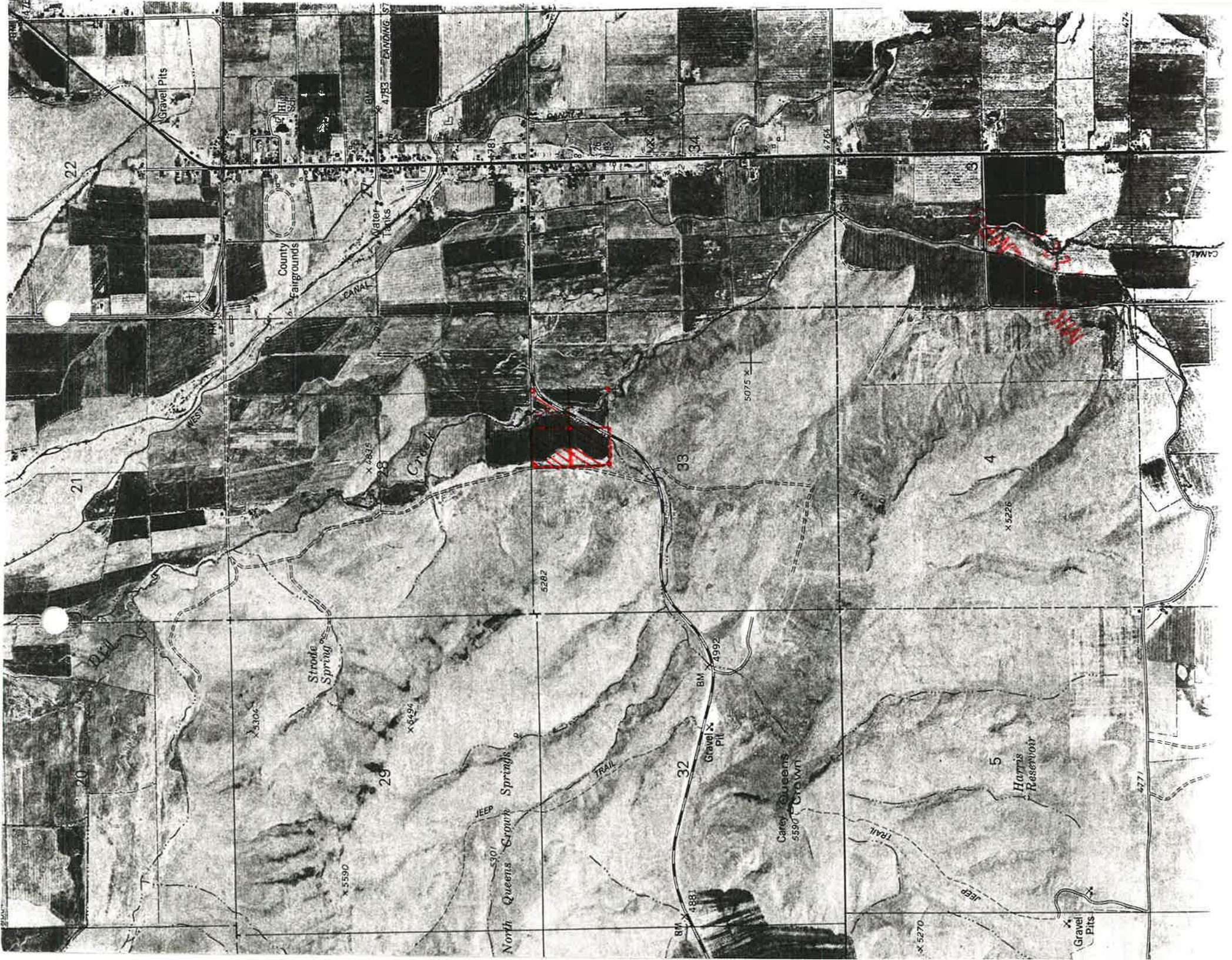
SD-0601-2 Last Name: ESTATE OF JAMES E. WEST

S	O	STATE
E	W	
L	N	
First	Water	Priority
Name	Right No.	Date
		Source
		Total
		Diversion
		Use
		Code Desc
ESTATE OF JAMES	E. WEST, DECEASED	
	O A37-12381	08/17/1959 GROUNDWATER
		2.300
		01 IRR

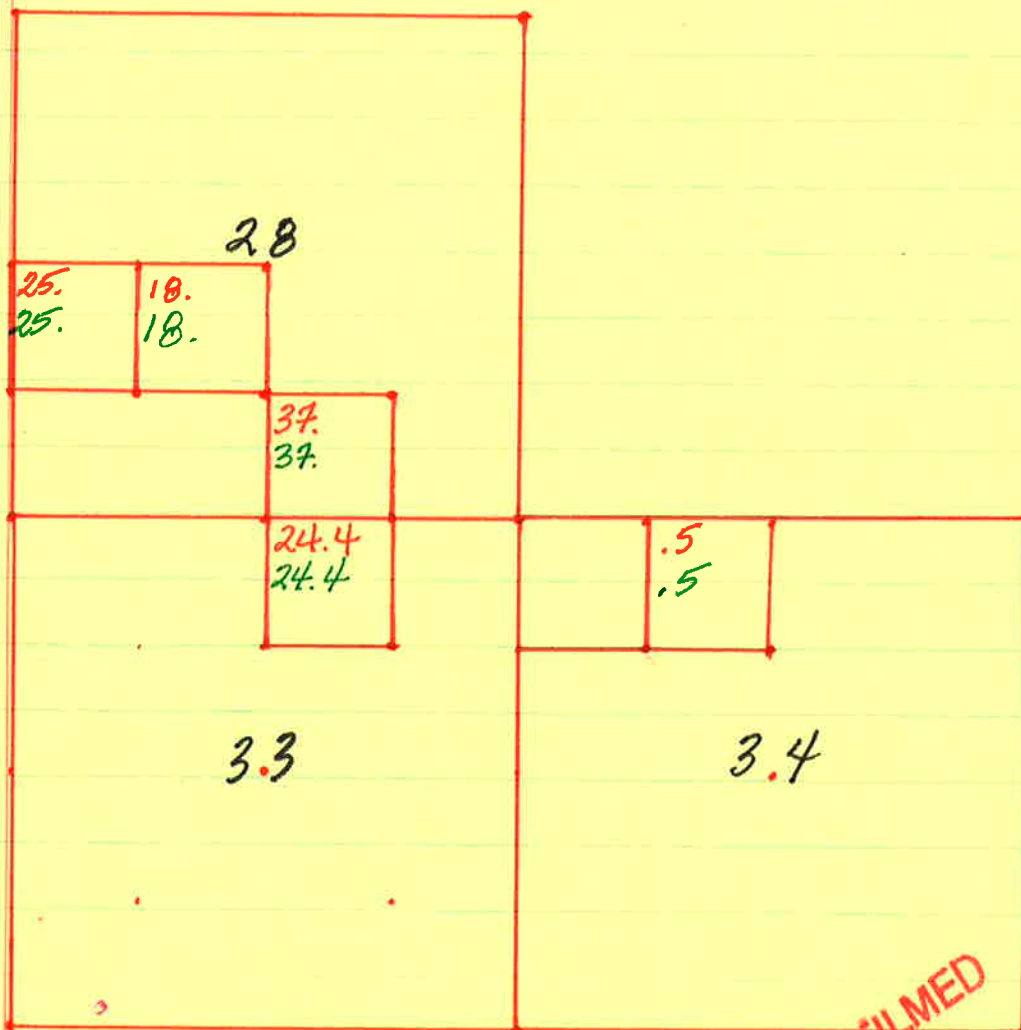
END OF DATA...ENTER MENU OPTION AND/OR PRESS ENTER TO CONTINUE
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A37-01006A —
" -02501 —



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SD-0604-2 Township: 01S Range: 21E Section: 33 Tract: Lot: 38

S	L	Water	Name	O	S	Max #	Records	38	
E	O			W	T	Priority	Use		
L	Tract	T	Right No.	Last, First	N	AC	G	Date	
								Code Desc	
-	NENE		A37-02779			36	L	02/11/1954	02 IRR S
-	NWNE		A37-00421	LITTLE WOOD RIVER CANA	C	24	D	04/15/1893	01 IRR
-	NWNE		A37-00422	LITTLE WOOD RIVER CANA	C	24	D	09/02/1899	01 IRR
-	NWNE		A37-01132	LITTLE WOOD RIVER CANA	C	24	D	05/01/1947	01 IRR
-	NWNE		A37-02773	LITTLE WOOD RIVER IRRI	C	24	L	09/03/1935	03 IRR FS
-	NWNE		A37-02774	LITTLE WOOD RIVER IRRI	C	24	L	11/21/1938	02 IRR S
-	NWNE		A37-02779	LITTLE WOOD RIVER IRRI	C	24	L	02/11/1954	03 IRR FS
-	NWNE		A37-02501	HASKELL, C. H.	O	24	P	01/20/1949	01 IRR
-				HASKELL, VERA L.	O				
-				WEST, ESTATE OF JAMES	C				
-	NWNE		A37-01006A	HASKELL, VERA L.	O	24	D	04/01/1888	01 IRR
-				HASKELL, C.H.	O				
-				WEST, ESTATE OF JAMES	C				

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MICROFILMED
NOV 22 1996

SD-0604-2 Township: 01S Range: 21E Section: 28 Tract: SE Lot: 107

S	L	Water	Name	O	S	Max #	Records	107
E	O	Right No.	Last, First	W	T	Priority	Use	
L	Tract	T		N	AC	G	Date	Code Desc
-	NESE	A37-02779		-	33	L	02/11/1954	02 IRR S
-	SWSE	A37-00421	LITTLE WOOD RIVER CANA	C	37	D	04/15/1893	01 IRR
-	SWSE	A37-00422	LITTLE WOOD RIVER CANA	C	37	D	09/02/1899	01 IRR
-	SWSE	A37-01132	LITTLE WOOD RIVER CANA	C	37	D	05/01/1947	01 IRR
-	SWSE	A37-02773	LITTLE WOOD RIVER IRRI	C	37	L	09/03/1935	03 IRR FS
-	SWSE	A37-02774	LITTLE WOOD RIVER IRRI	C	37	L	11/21/1938	02 IRR S
-	SWSE	A37-02779	LITTLE WOOD RIVER IRRI	C	37	L	02/11/1954	03 IRR FS
-	SWSE	A37-02501	HASKELL, C. H.	O	37	P	01/20/1949	02 IRR S
-			HASKELL, VERA L.	O				01 IRR
-			WEST, ESTATE OF JAMES	C				
-	SWSE	A37-01006A	HASKELL, VERA L.	O	37	D	04/01/1888	01 IRR
-			HASKELL, C.H.	O				
-			WEST, ESTATE OF JAMES	C				

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NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

Please print or type

(see instructions on back of page)

JUL 29 1992

DATE OF CLOSING: Nov 1 1992

LEGAL DESCRIPTION OF PROPERTY: Township See ATTACHED LEGAL DESCRIPTION Range See ATTACHED LEGAL DESCRIPTION Department of Water Resources
 Section , 1/4 of 1/4 of 1/4, Govt. Lot , BM. Southern Region Office
 Lot , Block , Subdivision/Townsite .

If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: A37-01006A - 100" 1888

☐ Name and Address of Former Owner/Claimant(s)(Seller): Estate of James E. West
c/o Lita West, P. O. Box 867, Bellevue, ID 83313

☐ New Owner/Claimant (Purchaser): Hal S. Bingham
P. O. Box 33

☐ New Mailing Address: Carey, ID 83320

☐ New Telephone Number: () - 823-4447

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes x no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ 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 owner/claimant.)

☐ Signature of New Owner/Claimant(s): Hal S. Bingham Date 5-1-92

Date _____

☐ Signature of Former Owner/Claimant(s): Lita Walker West Date _____

Date May 1 1992

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

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Original to be mailed to Idaho Department of Water Resources
 Copies to Former Owner and New Owner

DESCRIPTION
OF BINGHAM RANCH PARCELS
sold to Lita West

Parcels located within Section 21, T. 1S., R. 21E., B. M., Blaine County,
Idaho, as follows:

SW1/4, SE1/4;

SE1/4, SW1/4;

NW1/4, SW1/4;

Excepting that portion of the County road right-of-way for Foothill
Road.

DF:cdb
4/17/92

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DESCRIPTION
OF
A FRACTION OF THE S1/2 NW1/4, SECTION 21 (Tax Lot 6233)
for Lita West

A parcel of land lying within the S1/2 NW1/4, Section 21, T. 1S., R. 21E.,
B. M., Blaine County, Idaho, being more particularly described as follows:

Commencing at the 5/8" bar marking the north 1/16 corner common to Sections 20
and 21, which bears North 0°00'08" West, 4002.76 feet from the brass cap marking the
southwest corner of said Section 21, and which bar is the REAL POINT OF BEGINNING;

thence North 89°48'34" East, 836.98 feet along the 1/16 line to the northwest corner of
that parcel owned by Stewart and Simpson (Tax Lot 4872);

thence South 00°00'00" East, 200.00 feet to the southwest corner of said parcel (Tax Lot
4872);

thence North 89°48'34" East, 306.61 feet to the centerline of the West Canal;

thence South 28°06'02" East, 160.48 feet along said centerline;

thence South 25°48'55" East, 305.19 feet along said centerline;

thence South 30°52'22" East, 459.47 feet along said centerline;

thence South 16°05'27" East, 255.47 feet along said centerline;

thence South 37°17'06" East, 92.58 feet along said centerline to the center section line;

thence South 89°43'26" West, 1714.71 feet to the west 1/4 corner of said Section 21;

thence North 00°00'08" West, 1334.25 feet to the REAL POINT OF BEGINNING,
containing 41.21 acres, more or less.

Excepting therefrom that portion of the County road right-of-way for Dry Creek
Road.

DF:cdb
4/23/92

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A FRACTION OF THE NE1/4 SW1/4, SECTION 21 (Tax Lot 6234)
for Lita West

A parcel of land lying within the NE1/4 SW1/4, Section 21, T. 1S., R. 21E.,
B. M., Blaine County, Idaho, being more particularly described as follows:

Commencing at the 5/8" bar marking the southwest 1/16 corner of said Section 21
which point is the REAL POINT OF BEGINNING;

thence North 00°01'14" West, 1332.98 feet to the center west 1/16 corner;

thence North 89°43'26" East, 391.56 feet along the center section line to the centerline
of the West canal;

thence South 37°17'06" East, 138.98 feet along said centerline;

thence North 77°45'42" East, 163.76 feet along said centerline;

thence South 56°56'36" East, 209.02 feet along said centerline;

thence South 53°23'15" East, 151.78 feet along said centerline;

thence South 30°49'17" East, 256.89 feet along said centerline;

thence South 50°36'34" East, 335.39 feet along said centerline to the center section
line;

thence South 00°02'20" East, 613.37 feet to the center South 1/6 corner;

thence South 89°40'07" West, 1323.58 feet to the REAL POINT OF BEGINNING,
containing 34.00 acres, more or less.

DF:cdb
5/7/92

MICROFILMED
NOV 22 1996 3060(5)

TOWNSHIP 1 SOUTH, RANGE 21 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

Section 33: A parcel of land located within the NW1/4 NE1/4, being all of the said NW1/4 NE1/4, lying Northwest of the new Highway No. 20 right-of-way, designated as Federal Aid Project No. F-2342(4) and more being particularly described as follows:

COMMENCING at the Northeast corner of the NW1/4 NE1/4, and being the REAL POINT OF BEGINNING; thence South 0° 48' 30" East along the East line of said NW1/4 NE1/4, a distance of 330.44 feet to a point on a line parallel with, and 100.00 feet Northwesterly from the centerline, and bears North 36° 51' 29" West, 100.00 feet, from Station 1100+36.51 of said U.S. Highway No. 20, Project No. F-BR-2342(4) Highway Survey; thence along said parallel line as follows:

Southwesterly along a 2183.48 foot radius curve left (the long chord of which bears South 44° 29' 17" West, 657.08 feet) an arc length of 659.58 feet, to a point opposite Station 1094+07.14 of said Highway Survey; thence South 35° 50' 03" West, 657.44 feet to a point in the South line of said NW1/4 NE1/4 that bears North 54° 09' 57" West, 100.00 feet, from Station 1087+49.70 of said Highway Survey; thence South 89° 51' 18" West, 452.95 feet along the South boundary of said NW1/4 NE1/4, Section 33 to an aluminum cap at the Southwest corner of said NW1/4 NE1/4, Section 33; thence North 0° 40' 13" West, 1327.39 feet, along the West boundary of said NW1/4 NE1/4 to an aluminum cap at the Northwest corner of said NW1/4 NE1/4, Section 33; thence North 89° 44' 13" East, 1309.18 feet, along the North boundary of said NW1/4 NE1/4, Section 33 to the REAL POINT OF BEGINNING.

MICROFILMED
NOV 22 1996

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: **A37-01006A**
Date Received: 9/22/1988
Receipt No: S002455
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: ESTATE OF JAMES E. WEST 208-788-4445
Address: P.O. BOX 360
BELLEVUE ID 83313

2. Date of Priority: APR 1, 1888

3. Source: LITTLE WOOD RIVER

Trib. to: MALAD RIVER

4. Point of Diversion:

Township Range Section 1/4 of 1/4 of 1/4 Lot County
01S 21E 28 SW SW NW BLAINE

5. Description of diverting works:
HEADGATE, FLOOD IRRIG., VIA WEST CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	2.000		

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

8. Total consumptive use is 314.7 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
01S	21E	28	NE	SW		IRR	18.0
			NW	SW		IRR	25.0
			SW	SE		IRR	37.0

MICROFILMED

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	80.0
		33	NW	NE	IRR	24.4
					Section Acres	24.4
		34	NE	NW	IRR	0.5
					Section Acres	0.5
					Total Acres	104.9

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:
A37-02501

14. Remarks:

TRANS. 313. BOTH CLAIMS IRRIG. 105 ACRES WITH 4.6 CFS.
***** IDWR NOTE *****
OWNERSHIP CHANGE 3/30/90 ADM

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

N. R. WOODWORTH ET. AL.
Decree Plaintiff

FRANK ANTHONY ET. AL., AMENDE
vs Decree 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 _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

MICROFILMED

FEB 23 1993

For Organizations:

I do solemnly swear or affirm that I am executrix of
James E. West Estate, that I have signed the foregoing
Organization document in the space below as executrix/owner of
James E. West Estate and that the statements contained in the
Organization foregoing document are true and correct.

Vita W. West
Signature of Authorized Agent

Title and Organization

April 20, 1992
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 20th day
of April 20 19 92

[Signature]
Notary Public

Seal

Residing at Kimberly ID

My Commission Expires 6/30/92

MICROFILMED
FEB 23 1993

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: A37-01006A
Date Received: 9/22/1988
Receipt No: S002455
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ESTATE OF JAMES E. WEST 208-788-4445
Address: P.O. BOX 360
BELLEVUE, ID 83313

2. Date of Priority: APR 01, 1888

3. Source: LITTLE WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	21E	28	SW	SW	NW		BLAINE

5. Description of diverting works:
HEADGATE, FLOOD IRRIG., VIA WEST CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.600		

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

8. Total consumptive use is 314.7 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	21E	28	NE	SW		IRR	18.0
			NW	SW		IRR	25.0
			SW	SE		IRR	37.0
						Section Acres	80.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	21E	33	NW	NE		IRR	24.4
						Section Acres	24.4
		34	NE	NW		IRR	0.5
						Section Acres	0.5
						Total Acres	104.9

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:
A37-02501

14. Remarks:

TRANS. 313. BOTH CLAIMS IRRIG. 105 ACRES WITH 4.6 CFS.
***** IDWR NOTE *****
OWNERSHIP CHANGE 3/30/90 ADM

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

N. R. WOODWORTH ET. AL.
Decree Plaintiff

vs

FRANK ANTHONY ET. AL., AMENDED
Decree 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 _____ 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 _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. E, Twin Falls, Idaho 83301

(208) 734-3578

30-Mar-1990 15:34

Estate of James E. West
P.O. Box 360
Bellevue, ID 83313

RE: SRBA Claim A37-02501 & A37-01006A

Dear Claimant:

Pursuant to the notification that you presently own the property in which the above referenced adjudication claims are appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed copies of the computer record of the claims noting the change in claimant. Please review the record and if you have any corrections please contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Allen Merritt'.

Allen Merritt, P.E.
Water Rights Supervisor

Encl:

MICROFILMED

FEB 23 1993

WARRANTY DEED

For Value Received

C. H. HASKELL AND VERA L. HASKELL, husband and wife; DEAN C. HASKELL AND GLORIA HASKELL, husband and wife; AND BLAINE C. HASKELL AND JOYCE HASKELL, husband and wife

Hereinafter called the grantor, hereby grants, bargains, sells and conveys unto

LITA WALKER WEST, Personal Representative of the Estate of James E. West

whose address is: P.O. Box 360, Bellevue, ID 83313

Hereinafter called the grantee, the following described premises, in Blaine County, Idaho, to-wit:

Township 1 South, Range 21 East of the Boise Meridian, Blaine County, Idaho

Section 28: W $\frac{1}{2}$ SE $\frac{1}{4}$,
NE $\frac{1}{4}$ SW $\frac{1}{4}$ EXCEPT

COMMENCING at the Northwest corner of said NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 28, which point is also the REAL POINT OF BEGINNING;

THENCE South 1,320 feet, more or less, along the Westerly boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 28, to the Southwest corner of said NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 28;

THENCE East 924 feet, more or less, along the Southerly boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 28, to a fence;

THENCE Northwesterly 1,378 feet, more or less, along said fence to a point on the Northerly boundary of said NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 28;

THENCE Westerly 528 feet, more or less, along said Northerly boundary of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 28, to the POINT OF BEGINNING.

Section 33: NW $\frac{1}{4}$ NE $\frac{1}{4}$ lying North and West of existing highway right-of-way.

Together with all water rights appurtenant thereto, including but not limited to:

200 acre feet New Reservoir Water

200 acre feet Old Reservoir Water

150 inches Dry Creek A37-02501

100 inches April 1, 1888 decree A37-01006A

20 shares of Canal Stock Little Wood River Canal Company

Subject to Easements, Restrictions, and Encumbrances of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: January , 1990

Dean C. Haskell
C. H. Haskell

Gloria Haskell
Gloria Haskell

Blaine C. Haskell
Blaine C. Haskell

Vera L. Haskell
Vera L. Haskell

Gloria Haskell
Gloria Haskell

Joyce Haskell
Joyce Haskell

STATE OF Idaho, COUNTY OF Blaine
On this 12 day of January, 1990,
before me, a notary public in and for said State, personally appeared

C. H. & Vera L. Haskell
Dean C. & Gloria Haskell
Blaine C. & Joyce Haskell

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that they have executed the same.

Residing at
Comm. Expires

Notary Public
, Idaho

STATE OF IDAHO, COUNTY OF

On this day of February, 1990,
before me, a notary public in and for said State, personally appeared

Blaine C. Haskell & Joyce Haskell

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that they have executed the same.

Residing at
Comm. Expires

Notary Public
Idaho

Blaine C. Haskell & Joyce Haskell

Jan 5, 1990

316070

BLAINE CO. REQUEST
OF: Sawtooth Title Co., Inc.

Deed

'90 FEB 5 PM 4 37

MARY GREEN, CLERK *mp*

FEES \$ *6.00*

MICROFILMED

FEB 23 1993

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

[X] Water Right Number(s): A37-02501, A37-01006A, 200 Acre Feet New Reservoir Water
200 Acre Feet Old Reservoir Water

[X] Name and Address of
Former Claimant: C. H. Haskell and Vera L. Haskell; Dean C. Haskell;
and Blaine C. Haskell
P.O. Box 11, Carey ID 83320

RECEIVED

[] New Claimant(s): Estate of James E. West MAR 16 1990

Department of Water Resources
Southern Region Office

[] New Mailing Address: P.O. Box 360, Bellevue, ID 83313

New Telephone Number: (208) 788 - 4445

[] Does the change in ownership result in a splitting of the
water right claimed? yes X no

If yes, then describe the portion of the water right that is
now claimed by the new owner:

[] Attach proof of ownership
Describe proof attached: Warranty Deed

[] Signature of New Claimant(s): Lita Walker West Personal Representative
Lita Walker West, Personal Representative of
the Estate of James E. West

Date: _____

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 3/30/90 By: AD

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 3/30/90 By: AD

Claim Numbers of Split, if any:

MICROFILMED

FEB 23 1990



SAWTOOTH TITLE CO. INC.

March 14, 1990

RECEIVED

MAR 16 1990

Department of Water Resources
Southern Region Office

Idaho Water Resources
2148 4th Avenue East
Twin Falls, Idaho 83301

Dear Sirs or Madam:

Enclosed please find "Change in Ownership of Notice of Claim" for Haskell to West. Also please find photo copy of Warranty Deed for the property involved.

Thank you for your attention to this matter.

Sincerely,

SAWTOOTH TITLE CO., INC.

Nina M. Severson
Escrow Officer

Enclosures

MICROFILMED
FEB 23 1995

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: A37-01006A
Date Received: 9/22/1988
Receipt No: S002455
Received By: lw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: C.H. HASKELL 208-823-4367
Address: P.O. BOX 11
CAREY, ID 83320

AND/OR
Name: VERA L. HASKELL 208-823-4367
Address: P.O. BOX 11
CAREY, ID 83320

2. Date of Priority: APR 01, 1888

3. Source: LITTLE WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	21E	28	SW	SW	NW		BLAINE

5. Description of diverting works:
HEADGATE, FLOOD IRRIG., VIA WEST CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.600		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	21E	28	NE	SW		IRR	18.0
			NW	SW		IRR	25.0
			SW	SE		IRR	37.0
						Section Acres	80.0
		33	NW	NE		IRR	24.4
						Section Acres	24.4
		34	NE	NW		IRR	0.5
						Section Acres	0.5
						Total Acres	104.9

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:
A37-02501

14. Remarks:
TRANS. 313. BOTH CLAIMS IRRIG. 105 ACRES WITH 4.6 CFS.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

N. R. WOODWORTH ET. AL.
Decree Plaintiff

vs

FRANK ANTHONY ET. AL., AMENDED
Decree 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 _____ do not / wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

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): G. H. Haskell Date: 9-22-88

Date: _____

State of Idaho)
County of TE) SS.

Subscribed and sworn (or affirmed) before me this 22nd day
of Sept 19 88 Lori White
Notary Public

Seal

Residing at TE
My Commission Expires 5/95

1940

MICROFILMED
FEB 23 1966

RECEIVED

APR 2 1990

Department of Water Resources
Southern Region Office

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

200 AF New Reservoir H2O
200 AF Old Reservoir
20 shares Canal Stock, Little
River, Ariz.

Water Right Number(s): ~~37-02501~~ / 37-02501 / 37-01006A (A)

[] Name and Address of
Former Claimant:

Charles and Vera Haskell

Alan C. and Blaine C. Haskell

[] New Claimant(s):

Estate of James E. Wen

[] New Mailing Address:

Box 360

Buller Idaho 83313

New Telephone Number: (208) 788 - 4445

[] Does the change in ownership result in a splitting of the
water right claimed? yes X no

If yes, then describe the portion of the water right that is
now claimed by the new owner:

[] Attach proof of ownership warranty

Describe proof attached:

Died in Idaho in Blaine Co. #316070 filed Feb 5, 1990

[] Signature of New Claimant(s):

Lita W. Wen

Executive Estate J. E. Wen

Date:

March 30, 1990

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date:

By:

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date:

By:

Claim Numbers of Split, if any:

A37-02501 & A37-01006A

changed.

Reservoir with 2 shares
2nd part of other claims
by Dist.

MICROFILMED

FEB 23 1993

02/03/2004

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

RIGHT NUMBER: 37-1006A

NAME AND ADDRESS: HAL S BINGHAM
PO BOX 33
CAREY ID 83320

SOURCE: LITTLE WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 2.000 CFS

PRIORITY DATE: 04/01/1888

POINT OF DIVERSION:

T01N R21E S30 NWSWSE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/15 10/31

QUANTITY
2.000 CFS

PLACE OF USE:

IRRIGATION Within BLAINE County

T01S R21E S28	NESW	13.0	T01S R21E S28	NWSE	22.0
T01S R21E S28	SWSE	35.0	T01S R21E S33	NWNE	26.0

96 ACRES TOTAL

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: Decreed

WATER IS DELIVERED THROUGH WEST CANAL.

IDAHO DEPT OF WATER RESOURCES

37-1006A



1320 0 1320 Feet

-  Basin 37 part 1-POU
-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 1S
RNG: 21E
SEC. 28 & 33



GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: FEBRUARY 3, 2004

37-1006A 37-2501

1/6/04
SCC

This was sold to West but not to Bingham...

SE corner of S. 33 (T1S R21E) is owned
by different owners than the rest of the original
POU. GIS (all) = 96.2 AC.

→ Recommend POU as claimed on all lands!

TAXLOT OWNERS: DON & THERESA M KRAUSE

PO Box 714

PICABO ID 83348

GIS PORTION: 8.2 AC share

Where is the $\frac{1}{2}$ acre in S. 34?

was not sold from Haskell to West. (per deed)

Permit 37-2501 did not list S34 in its POU.

appears to have been added in SRBA.

Cannot identify which $\frac{1}{2}$ acre was originally claimed
and was not split from any COO action.

* Permit 37-2501: Needs an assignment to COO of permit.

WR FNE - Correspondence and preliminary order to
Void this Permit.

37-1006A POD: West Canal

T1N R21E S30 NWSWSE

BLM

GIS AC =
96.2 AC

T1S
R21E

37-2501

12/10/02
ECL

← BINGHAM

← KAUSE

28 27

33 34