

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

RECEIVED

OCT 11 1988

Ident. Number: A37-07821
Date Received: 9/15/1988
Receipt No: 5002871
Received By: ADP

Department of Water Resources
Snake River Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT G. STEVENS 208-726-7700
Address: P.O. BOX 308
KETCHUM, ID 83340
AND/OR
Name: CAROL F. STEVENS 208-726-8839
Address: P.O. BOX 308
KETCHUM, ID 83340

2. Date of Priority: MAR 14, 1980

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	17E	23	SW	NW	NE		BLAINE

5. Description of diverting works:
WELL & 7 1/2 H.P. PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.220		39.00

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

8. Total consumptive use is 32.5 Acre Feet Per Annum.

9. Non-irrigation uses:

COPY

MICROFILMED
FEB 24 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	17E	23	NW	NE		IRR	11.0
			SW	NE		IRR	2.0
						Section Acres	13.0
						Total Acres	13.0

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:
NONE

14. Remarks:

P/U A PORTION OF H.E.S 129.

DOMESTIC USES ON ORIGINAL LICENSE SERVED BY SEPARATE WELLS UNDER
OTHER CLAIMS.

15. Basis of Claim: LICENSE

COPY

MICROFILMED
FEB 24 1993

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 X 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):

Robert H. Havers

Date:

9/15/88

Date:

State of Idaho

County of

Twin Falls

)
) SS.
)

Subscribed and sworn (or affirmed) before me this 15th day

of

Sept.

19

88

Allen D. Merritt

Notary Public

Seal

Residing at

Kimberly, Id

My Commission Expires

6/30/94

MICROFILMED
FEB 24 1993

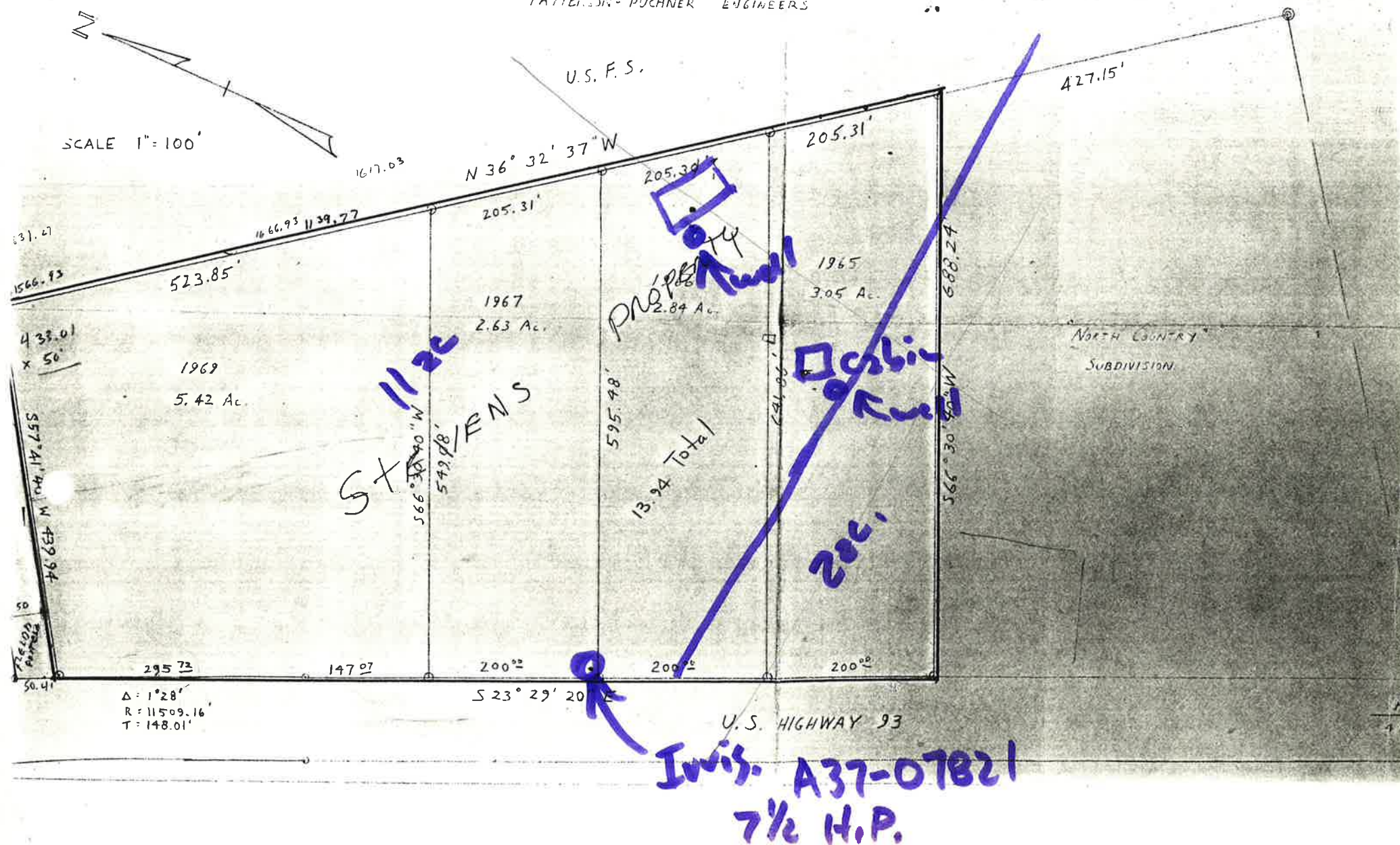
Carol F.

A. SPIEGEL- LAND NOW ROBERT C. Stevens
FELDHUSEN RANCH
BLAINE COUNTY
IDAHO
PATTERSON - PUCHNER ENGINEERS
BO X 308
Ketchum
COR. 1

COR. 3 H.E.S. 129

C2614
9/1/1977
1 1/2 H.P.
0.04

House
9/1/77
0.04



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 37-21427

WATER RIGHT NUMBER: 37-21427

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CAROL F STEVENS PO BOX 308 KETCHUM, ID 83340 (208)726-7700
Current Owner	ROBERT G STEVENS PO BOX 308 KETCHUM, ID 83340 (208)726-7700

Priority Date: 03/14/1980

Basis: License

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 11/01	0.210 CFS	37.20 AF
	<u>Total Diversion:</u>	0.210 CFS	37.20 AF

Location of Point(s) of Diversion

GROUND WATER

SW1/4NW1/4NE1/4

Sec. 23, Twp 05N, Rge 17E, B.M.

BLAINE County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	17E	23		10.4	2.0														12.4

Total Acres: 12.4

Conditions of Approval:

1. Place of use is located within a portion of H.E.S 129.
2. T09 Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 37-21427

Comments:

1. pskaggs 5/26/2005 2:42:54 PM Transferred Right
Comment: This is now an approved transfer, transfer number = 71808

Water Supply Bank:

Claimants Names:

Robert G. Stevens and
Carol F. Stevens

Attorney Name & Address:

James P. Speck, ISB#2067
Speck & Aanestad
A Professional Corporation
120 East Avenue
P. O. Box 987
Ketchum, Idaho 83340
(208) 726-4421
FAX: (208) 726-0752

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

In Re SRBA

Case No. 39576

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NOTICE OF APPEARANCE

Box 16

DESCRIPTIVE SUMMARY

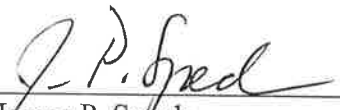
This is a notice of appearance by counsel on behalf of the new claimant and purchaser of the water rights identified below.

NOTICE OF APPEARANCE

The law firm of Speck & Aanestad, A Professional Corporation, hereby enters its appearance in the action on behalf of Claimants, Robert G. Stevens and Carol F. Stevens, for the following water right which is not the subject of a subcase: 37-21427.

DATED this 2 day of March, 2007.

SPECK & AANESTAD
A Professional Corporation

By 
James P. Speck

CERTIFICATE OF SERVICE

I hereby certify that on the 2 day of March, 2007, I served a true and correct copy of the foregoing NOTICE OF APPEARANCE on the following persons in the manner designated below:

Chief, Natural Resources Division
Office of the Attorney General, State of Idaho
P. O. Box 44449
Boise, ID 83711-4449

- ☒ United States Mail, Postage Prepaid
☐ Hand Delivery
☐ Facsimile, with copy by United States Mail, Postage Prepaid

The United States Department of Justice
Environmental and Natural Resources
Division
550 West Fort Street
Box 33
Boise, ID 83724

- ☒ United States Mail, Postage Prepaid
☐ Hand Delivery
☐ Facsimile, with copy by United States Mail, Postage Prepaid

Idaho Department of Water Resources
Document Depository
P.O. Box 83720
Boise, ID 83720-0098

- ☒ United States Mail, Postage Prepaid
☐ Hand Delivery
☐ Facsimile, with copy by United States Mail, Postage Prepaid


JAMES P. SPECK

SPECK & AANESTAD

A PROFESSIONAL CORPORATION

ATTORNEYS

120 EAST AVENUE

POST OFFICE BOX 987

KETCHUM, IDAHO 83340

JAMES P. SPECK
jimspeck@cox-internet.com

DOUGLAS J. AANESTAD
aanestad@cox-internet.com

TELEPHONE
(208) 726-4421
FACSIMILE
(208) 726-0752

March 5, 2007

SRBA District Court
P. O. Box 2707
Twin Falls, Idaho 83303-2707

RECEIVED
MAR 08 2007
DEPT. OF WATER RESOURCES
SOUTHERN REGION

RE: Notice of Appearance
Robert G. and Carol F. Stevens
Water Rights: 37-21428 & 37-21427

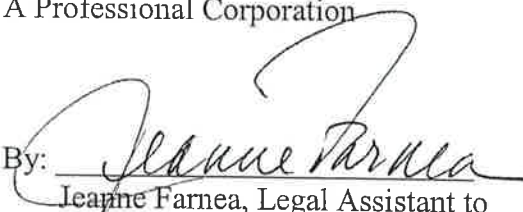
Dear Clerk:

Enclosed is an original and one copy of each of two Notices of Appearance for the above-referenced water rights. Please return the file marked copies to our office in the enclosed envelope.

Thank you.

Sincerely,

SPECK & AANESTAD
A Professional Corporation

By: 

Jeanne Farnea, Legal Assistant to
James P. Speck

Enclosures

cc: Southern Idaho District, IDWR (w/encl.)

05/31/2005

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 37-21427

CAROL F STEVENS

PO BOX 308

KETCHUM ID 83340

Telephone Number: (208)726-7700

ROBERT G STEVENS

PO BOX 308

KETCHUM ID 83340

Telephone Number: (208)726-7700

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

____ I AGREE with this proposed recommendation: no changes need to be made.

DATE: _____ SIGNATURE: _____

Please print your name: _____

IDWR Regional Office,

05/31/2005

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

RIGHT NUMBER: 37-21427
NAME AND ADDRESS: CAROL F STEVENS
PO BOX 308
KETCHUM ID 83340

ROBERT G STEVENS
PO BOX 308
KETCHUM ID 83340

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.210 CFS
37.20 AFY

PRIORITY DATE: 03/14/1980

POINT OF DIVERSION:
T05N R17E S23 SWNWNE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.210 CFS 37.20 AFY

PLACE OF USE: IRRIGATION Within BLAINE County
T05N R17E S23 NWNE 11.0 T05N R17E S23 SWNE 1.4

12.4 ACRES TOTAL

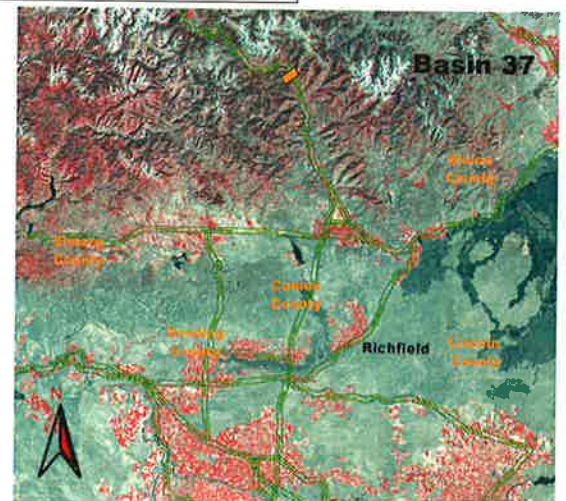
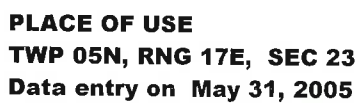
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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: BASIS OF CLAIM - License

This right is a split from former right 37-7821 through approved transfer 71808.

RECOMMENDED PLACE OF USE FOR 37-21427



05/31/2005

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

RIGHT NUMBER: 37-21427
NAME AND ADDRESS: CAROL F STEVENS
PO BOX 308
KETCHUM ID 83340

ROBERT G STEVENS
PO BOX 308
KETCHUM ID 83340

VERIFIED BY NT

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 0.210 CFS
37.200 AFY
PRIORITY DATE: 03/14/1980
POINT OF DIVERSION:

T05N R17E S23 SWNWNE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.210 CFS 37.20 AFY

PLACE OF USE: IRRIGATION Within BLAINE County

T05N R17E S23	NWNE	11.0	T05N R17E S23	SWNE	1.4
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12.4 ACRES TOTAL

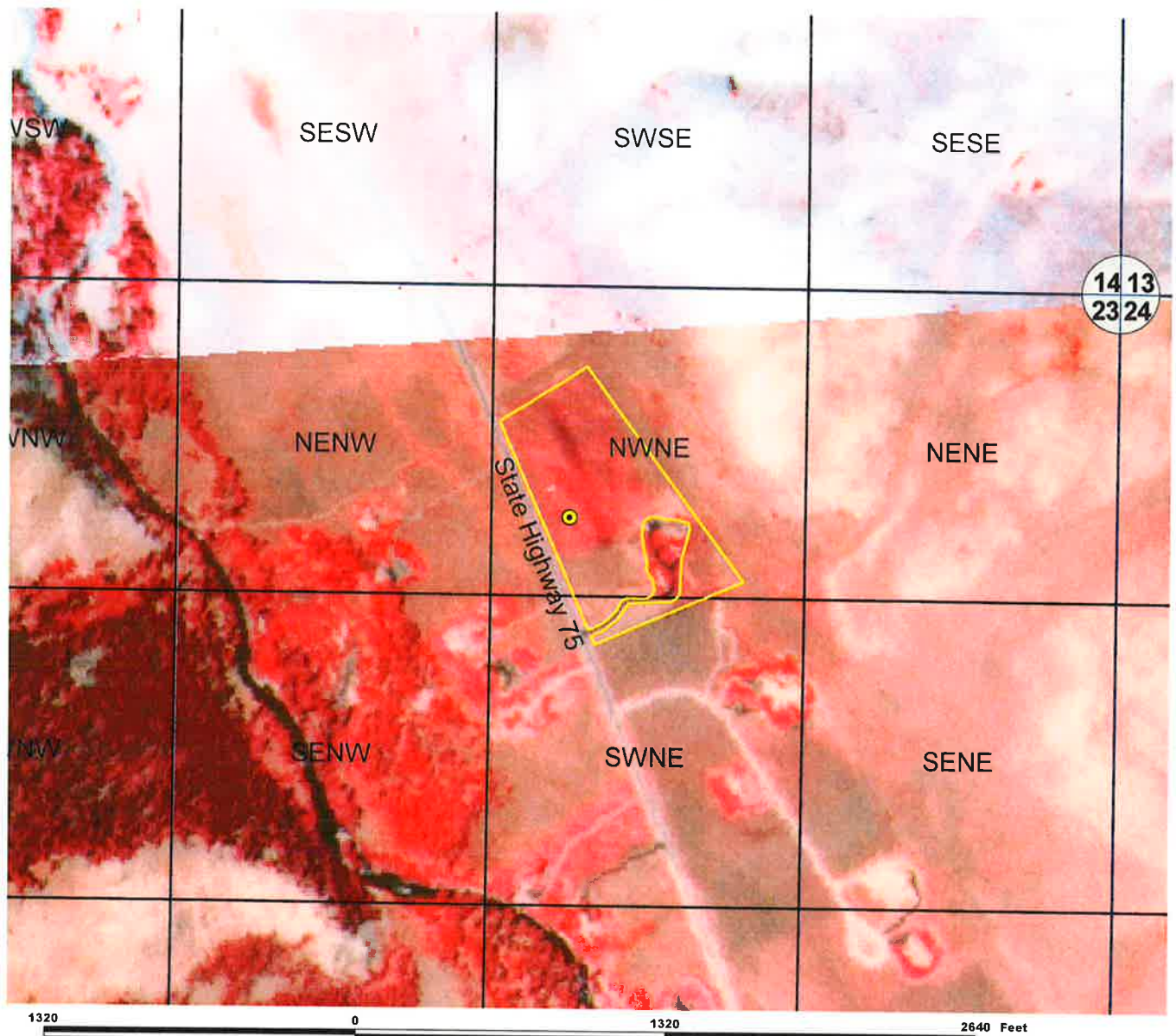
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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EXPLANATORY MATERIAL: License

This right is a split from former right 37-7821 through approved transfer 71808.

RECOMMENDED PLACE OF USE FOR 37-21427



PLACE OF USE
TWP 05N, RNG 17E, SEC 23
Data entry on May 31, 2005

-  **RECOMMENDED POINT OF DIVERSION**
-  **RECOMMENDED PLACE OF USE**
-  **TOWNSHIP LINES**
-  **SECTION LINES**
-  **QUARTER/QUARTER LINES**

 **LOCATION IN BASIN**

GIS PLACE OF USE PRESENTATION
1987/1988 NAPP AERIAL PHOTOGRAPHY
DATA ENTRY BY NICK TREASURE



State of Idaho
Department of Water Resources

0002 1 1 AON

WATER RIGHT LICENSE

License of Water Right No. 37-7821 Priority March 14, 1980 Amount 0.22 cfs

THIS IS TO CERTIFY, that Robert G. Stevens
of Ketchum, Idaho, has complied with the terms and conditions of Permit
No. 37-7821 issued pursuant to Application for Permit dated March 14, 1980,
and has submitted proof to the Department of Water Resources on March 16, 1982,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.22 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>April 1</u> to <u>November 1</u>	at <u>0.22</u> cfs and	<u>39.0</u> acre feet
Domestic	from <u>January 1</u> to <u>December 31</u>	at <u>0.08</u> cfs and	<u>2.4</u> acre feet
(2 Units)	from _____ to _____	at _____ cfs and	_____
	(both dates inclusive)		

Subject, however, to the condition that no more than 0.22 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
41.4 acre feet per year, said waters to be diverted within the NW 1/4 NE 1/4 Section 23,
Twp 5N, Rge 17E in the County of Blaine

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	17E	23		11	2														13
5N	17E	23		D															

D = domestic place of use.

Total number of acres irrigated _____

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