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JAN 05 2007

DEPARTMENT OF
WATER RESOURCES

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 37-22047
Date Received: 1/2/2007
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

LITA WEST Phone: (208) 481-1411
PO BOX 867
BELLEVUE ID 83313

2. Date of Priority: 01/01/1948

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01S	21E	20	SW NE NE	BLAINE	

5. Description of diverting works:

2 wells are shared by this smaller house (2nd house) & the larger house next door (1st house).

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31		
DOMESTIC	01/01	12/31	0.06	

7. Total Quantity Appropriated is:
0.06 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
01S	21E	20	NE	NE		STOCKWATER	
			NE	NE		DOMESTIC	

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: 37-12380

14. Remarks:

37-12380 provides water for stock, irrigation of 0.5 acres surrounding 1st house, and in-house use at the two houses with a priority date for when the first house was built in ~ 12/31/1920. This claim provides water for the irrigation of 0.5 acres surrounding 2nd house, some water for stock, and the in-house use at the two houses with a priority date for when the second house was built in 1948. This right will be limited to a limit of 13,000 gallons/day, and will be limited to combined limit of 26,000 gallons/day when used in conjunction with 37-12380.

15. Basis of Claim: Beneficial Use

Idaho Department of Water Resources Receipt

Receipt ID S029151

Payment Amount	\$100.00	Date Received	1/2/2007 8:24:07 AM	Region	Southern	Status	
Payment Type	Check	Check Number	6774				

Payer BROCKWAY ENGINEERING PLLC**Comment** ADJUDICATION CLAIM #37-22047

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$100.00	ADJUDICATION FILING FEE	0337		44503	1155



Signature Line (Dept. Representative)

Form No. 42-1409 (2) a 1/88

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 FORM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

37-22047

Date Received

12/19/2006

Receipt Number

5029151NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

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DEC 19 2006

DEPT. OF WATER RESOURCES
SOUTHERN REGION

SCANNED

Please type or print clearly

1. Name of Claimant (s) Lita West Phone 208-481-1411
Mailing Address PO Box 867, Bellevue, Idaho Zip 83313
2. Date of Priority (Only one (1) per claim) 01/01/1948
3. Source of water supply (a) Ground Water
which is tributary to (b) _____
4. a. Location of existing point of diversion is: Township 01S Range 21E Section 20
SW 1/4 of NE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of Blaine
Additional points of diversion if any: 01S21E20SWNENE
- b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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. 2 Wells are shared by this smaller house (2nd house) & the larger
house next door (1st house)

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AUG 21 2006

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Domestic purposes from 01/01 to 12/31 amount 0.06 or _____

For Stockwater purposes from 01/01 to 12/31 amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) _____ (cfs) and / or (b) _____ (acre feet)

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

9. Non-irrigation uses; described fully (e.g. Domestic: list number of households served; Stockwater: type and number of livestock, etc.) 2 houses served and some stock

10. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	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	
01S	21E	20	X																

Total number of acres irrigated _____

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

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

37-12380

Or None ☐

14. Remarks:

37-12380 provides water for stock, irrigation of 0.5 acres surrounding 1st house, and in-house use at the two houses with a priority date for when the first house was built in ~ 12/31/1920

This claim provides water for the irrigation of 0.5 acres surrounding 2nd house, some water for stock and the in-house use at the two houses with a priority date for when the second house was built in 1948

This right will be limited to a limit of 13,000 gallons/day, and will be limited to combined limit of 26,000 gallons/day when used in conjunction with 37-12380.

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15. Basis of Claim (check one) Beneficial Use XX Posted Notice _____ License _____ Permit _____
Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

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

Signature of Claimant (s) Jeta Werr

Date June 30, 2006

Date _____

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

Of _____ Title _____
Organization _____ that I have signed the foregoing

Document in the space below as _____ of _____
Title _____ Organization _____

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho / or _____)
County of Blaine) ss.

Subscribed and sworn (or affirmed) before me this 30th day of June, 2006



Notary Public: Tracey Kluge

Residing at Fairfield

My Commission Expires 9-13-12

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf 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 me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Ident Number _____



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

December 18, 2006

Allen Merritt
1341 Fillmore Street
Suite 200
Twin Falls, Id. 83301

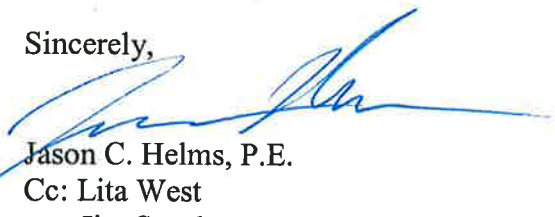
Re: Lita West Beneficial use Claim

Dear Allen:

Please find attached a claim for stockwater and domestic uses at Lita West's property located in Township 1 South, Range 21 East, Section 20. I believe the remarks on the claim describe the intent.

Chuck Brockway Sr. asked me to file this claim as quickly as possible. If you have any questions regarding this claim please give Dr. Brockway or me a call.

Sincerely,



Jason C. Helms, P.E.

Cc: Lita West

Jim Speck

Also CHECK # 6774 For \$100⁰⁰

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

SCANNED

01/12/2007

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

RIGHT NUMBER: 37-22047

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

SOURCE: GROUND WATER

QUANTITY: 0.060 CFS
14.600 AFY

TRIBUTARY:

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 01/01/1948

POINT OF DIVERSION:
T01S R21E S20 SWNE Within BLAINE County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.230 CFS 14.60 AFY
DOMESTIC	01/01 12/31	0.060 CFS 1.20 AFY

PLACE OF USE: STOCKWATER in BLAINE County

T01S R21E S20	NENE	T01S R21E S20	SENE
T01S R21E S21	SWNW		

DOMESTIC in BLAINE County

T01S R21E S20	NENE		
---------------	------	--	--

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. Section 42-1412(6), Idaho Code.

Point of diversion is located within Parcel No. RP01S210202860A.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Domestic use is for 2 homes located within Parcel No. RP01S210202860A.

SRBA Review for 37-22047

1/12/07

M. Anders

- Talked w/ Don Shoff

- Don's opinion was to recommend this as claimed. This claim essentially ~~is~~ bring the total for each house to 13,000 gal/day when combined w/ 37-12380

- Recommended Stock water at same rate as 37-12380

- Recommended Domestic at rate of 1 house → the other half is 37-12380

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71539

This is to certify that: LITA WEST
 PO BOX 867
 BELLEVUE ID 83313
 (208) 481-1411

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
37-12380	WR/Decreed	12/31/1920	0.23 cfs	N/A	N/A	N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
37-12380	NO	YES	YES	YES	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
37-12380	37-12380	0.23 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.23 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 13th day of April, 2005


 Chief, Water Allocation Bureau

WATER RIGHT NO. 37-12380
As Modified by Transfer No. 71539

In accordance with the approval of Transfer No. 71539, Water Right No. 37-12380 is now described as follows.

Right Holder: LITA WEST
 PO BOX 867
 BELLEVUE ID 83313

Priority Date: December 31, 1920

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01	to 12/31	0.06 CFS	
STOCKWATER	01/01	to 12/31	0.23 CFS	
			0.23 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNENE Sec. 20 Twp 01S Rge 21E BLAINE County

GROUND WATER SENWNW Sec. 21 Twp 01S Rge 21E BLAINE County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 21E 20	X																

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S 21E 20	X			X													
01S 21E 21						X											

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Right 37-12380 shall not exceed 0.23 cfs, nor a total combined volume of 13,000 gallons per day.
2. Domestic use is for 2 homes located within Parcel No. RP01S210202860A.
3. One point of diversion is located within Parcel No. RP01S21021294DA and the other within Parcel No. RP01S210202860A.

WATER RIGHT NO. 37-12380
As Modified by Transfer No. 71539

CONDITIONS OF APPROVAL

4. The quantity of water decreed for this water right is not a determination of historical beneficial use.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 13th day of April, 2005


Chief, Water Allocation Bureau