

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 37-22064
Date Received: 1/5/2007
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

WOOD RIVER VALLEY IRRIGATION DIST #45 Phone: (208)788-4061
PO BOX 296
BELLEVUE ID USA 83313

2. Date of Priority: 07/10/1884

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	18E	36	SW NW 3	BLAINE	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/31	3.4	

7. Total Quantity Appropriated is:
3.4 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	
01N	18E	1	NW	NE	2	IRRIGATION	5
			SE	NE		IRRIGATION	8
			NE	SE		IRRIGATION	34
			SE	SE		IRRIGATION	38
			NW	SE		IRRIGATION	20

Section Acres 105

COPY

01N	18E	20	NE	NE	IRRIGATION	39
					Section Acres	39
02N	18E	36	NW	NE	IRRIGATION	1
					Section Acres	1
					Total Acres	145

11. Place of use in counties: BLAINE
12. Do you own the property listed above as place of use? No
13. Other Water Rights Used:
14. Remarks:

This claim represents a claim against the diversion rate for the following claims that were disallowed. 37-113N, 37-113O, 37-113Q and 37-113R. The assertion is that the district has been paying delivery fees for this water and wishes to maintain the water in the ditch for conveyance losses.

15. Basis of Claim: Decreed

16. Signature(s)

For Organizations:

I do solemnly swear or affirm that I am Secretary Treas of

Wood River Valley Irrigation Dist 45 that I have signed the foregoing

document in the space below as Sec Treas of

Wood River Valley Irr Dist 45 and that the statements contained in the

foregoing document are true and correct.

Grace Ecker
Signature of Authorized Agent

WRVLD-45- Sec Treas
Title and Organization

Jan 5, 2007
Date

State of Idaho)

County of Twin Falls)

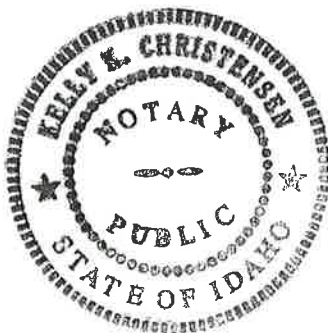
SS.

Subscribed and sworn (or affirmed) before me this 5th day of January 2007

Kelly K. Christensen
Notary Public

Residing at Twin Falls ID

My commission Expires 4-2-2010



COPY

COPY

DISTRICT COURT - SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

OCT 27 2011

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

By _____
Clerk
Deputy Clerk

In Re SRBA

Case No. 39576

SUBCASE NO. 37-11951, 37-11952,
37-11953, 37-11954 and 37-22064

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **CHANGE OF ADDRESS**

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated:

10/27/11


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 10-27, 2011, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

Copies to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

Wood River Valley Irrigation District #45
PO Box 2223
Hailey ID 83333

Paul Arrington
Barker Rosholt & Simpson
PO Box 485
Twin Falls ID 83303



Signature of person or attorney mailing the form

10/17/2011

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
37-11951	WOOD RIVER VALLEY IRRIGATION DIST #45 PO BOX 2223 HAILEY ID 83333	Disallowed	Insufficient evidence of diversion and beneficial use of the water right.

10/17/2011

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

RIGHT NUMBER: 37-11952

NAME AND ADDRESS: WOOD RIVER VALLEY IRRIGATION DIST #45
PO BOX 2223
HAILEY ID 83333

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.320 CFS

This right mitigates for the injury to other water users caused by the diversion and use of water under Right 37-11811. To prevent injury to other water right holders, the watermaster shall deliver 0.32 cfs of this right into the District 45 Canal where it shall remain undiverted.

If the mitigation portion of this right is used for any purpose other than conveyance loss, then water shall not be diverted under Right 37-11811. If the mitigation portion of this right is not deliverable due to a shortage of water or a priority call, then the amount of water authorized for diversion under the uses of Right 37-11811 that are being mitigated shall be reduced by the same proportion as the reduction to this right.

PRIORITY DATE: 10/15/1884

POINT OF
DIVERSION:

T02N R18E S36 NESWNW Lot 3 Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MITIGATION	04/15 10/31	0.320 CFS

PLACE OF USE:

Place of use is within Wood River Valley District 45 Canal.

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 - Decreed

10/17/2011

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
37-11953	WOOD RIVER VALLEY IRRIGATION DIST #45 PO BOX 2223 HAILEY ID 83333	Disallowed	Insufficient evidence of diversion and beneficial use of the water right.

10/17/2011

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
37-11954	WOOD RIVER VALLEY IRRIGATION DIST #45 PO BOX 2223 HAILEY ID 83333	Disallowed	Insufficient evidence of diversion and beneficial use of the water right.

10/17/2011

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
37-22064	WOOD RIVER VALLEY IRRIGATION DIST #45 PO BOX 2223 HAILEY ID 83333	Disallowed	No lawful appropriation shown.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

October 27, 2011

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

WOOD RIVER VALLEY IRRIGATION DIST #45
PO BOX 2223
HAILEY ID 83333

RE: SRBA Claim(s) 37-11951, 37-11952, 37-11953, 37-11954, 37-22064

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosure

cc: Paul Arrington
Barker Rosholt & Simpson
PO Box 485
Twin Falls ID 83303

Fawcett, Trish

From: Pepin Corso-Harris [pepin.corsoharris@yahoo.com]
Sent: Monday, October 17, 2011 10:30 AM
To: Fawcett, Trish
Subject: WRVID Change of Address

Thanks Trish - Here's the updated contact info.

For snailmail:

WRVID Old Address = P.O. Box 108, Bellevue, ID 83313

WRVID New Address = P.O. Box 2223, Hailey, ID 83333

AND if you record such info, we now have an email address and phone number as well! Please make sure that Allen Merritt receives this info.

Email to: woodriver45@gmail.com

Phone number: (208)720-9311

Thanks for updating our info -

Pepin

COPY

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

2009 APR 21 PM 12 56

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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SUBCASE NO. 37-11951, 37-11952,
37-11953, 37-11954, 37-22064

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

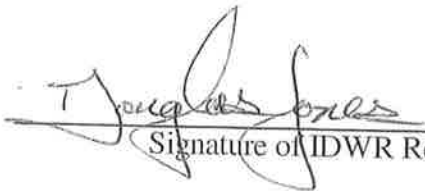
IDWR has completed the following Administrative proceeding: **CHANGE OF ADDRESS**

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated: _____

4/21/09



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 4-21, 2009, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

Copies to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

Wood River Valley Irrigation District #45
PO Box 108
Bellevue ID 83313

Travis Thompson
Paul Arrington
Barker Rosholt & Simpson
PO Box 485
Twin Falls ID 83303



Signature of person or attorney mailing the form

04/13/2009

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
37-11951	WOOD RIVER VALLEY IRRIGATION DIST #45 PO BOX 108 BELLEVUE ID 83313	Disallowed	Insufficient evidence of diversion and beneficial use of the water right.

04/13/2009

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

RIGHT NUMBER: 37-11952

NAME AND ADDRESS: WOOD RIVER VALLEY IRRIGATION DIST #45
PO BOX 108
BELLEVUE ID 83313

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.320 CFS

This right mitigates for the injury to other water users caused by the diversion and use of water under Right 37-11811. To prevent injury to other water right holders, the watermaster shall deliver 0.32 cfs of this right into the District 45 Canal where it shall remain undiverted.

If the mitigation portion of this right is used for any purpose other than conveyance loss, then water shall not be diverted under Right 37-11811. If the mitigation portion of this right is not deliverable due to a shortage of water or a priority call, then the amount of water authorized for diversion under the uses of Right 37-11811 that are being mitigated shall be reduced by the same proportion as the reduction to this right.

PRIORITY DATE: 10/15/1884

POINT OF
DIVERSION:

T02N R18E S36 NESWNW Lot 3 Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

MITIGATION

04/15 10/31

0.320 CFS

PLACE OF USE:

Place of use is within Wood River Valley District 45 Canal.

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 - Decreed

04/13/2009

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
37-11953	WOOD RIVER VALLEY IRRIGATION DIST #45 PO BOX 108 BELLEVUE ID 83313	Disallowed	Insufficient evidence of diversion and beneficial use of the water right.

04/13/2009

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
37-11954	WOOD RIVER VALLEY IRRIGATION DIST #45 PO BOX 108 BELLEVUE ID 83313	Disallowed	Insufficient evidence of diversion and beneficial use of the water right.

04/13/2009

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
37-22064	WOOD RIVER VALLEY IRRIGATION DIST #45 PO BOX 108 BELLEVUE ID 83313	Disallowed	No lawful appropriation shown.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

April 21, 2009

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

WOOD RIVER VALLEY IRRIGATION DISTRICT #45
PO BOX 108
BELLEVUE ID 83313

RE: SRBA Claim(s) 37-11951, 37-11952, 37-11953, 37-11954,
37-22064

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosure

cc: Travis Thompson
Paul Arrington
Barker Rosholt & Simpson
PO Box 485
Twin Falls ID 83303

RECEIVED
APR 09 2009
DEPT. OF WATER RESOURCES
SOUTHERN REGION

ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM

Claim Number(s): 37 0316, 0666, 0483, 11953, 11954, 22069

Previous Mailing Address: Wood River Valley Irrigation Dist #45

P.O. Box 296

Bellevue, ID 83313

New Mailing Address:

Wood River Valley Irrigation Dist #45

P.O. Box 108

Bellevue, ID 83313

Telephone Number:

(208) 788-6571

Signature of all Claimant(s): Gerald B Bashaw Pres. WR Ir Dist 45

Please print your name below your signature.

Gerald B Bashaw

Please mail or FAX this completed form to the office nearest you:

Adjudication Bureau

Idaho Dept. of Water Resources

7600 N. Mineral Dr., Ste. 100

Coeur d'Alene, ID 83815

Ph. 208/762-2800 or

FAX 208/762-2819

Adjudication Bureau

Idaho Dept. of Water Resources

2735 Airport Way

Boise, ID 83705-5082

Ph. 208/334-2190 or

FAX 208/334-2348

Adjudication Bureau

Idaho Dept. of Water Resources

1341 Fillmore St., Ste. 200

Twin Falls, ID 83301-3380

Ph. 208/736-3033 or

* FAX 208/736-3037

Adjudication Bureau

Idaho Dept. of Water Resources

900 N. Skyline, Ste. A

Idaho Falls, ID 83402-3653

Ph. 208/525-7161 or

FAX 208/525-7177

Adjudication Bureau

Idaho Dept. Of Water Resources

322 E. Front St.

P.O. Box 83720

Boise, ID 83720-0098

Ph 208/287-4800

FAX 208/287-6700

SS

ADDRESS FM.doc

Revised 01/07/08

IDWR Use Only:

Data Entry: CWA

Date: 4/9/09

01/05/2007

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

RIGHT NUMBER: 37-22064

NAME AND ADDRESS: WOOD RIVER VALLEY IRRIGATION DIST #45
PO BOX 296
BELLEVUE ID 83313

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 3.400 CFS

PRIORITY DATE: 07/10/1884

POINT OF DIVERSION:

T02N R18E S36 SWNW Lot 3 Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	3.400 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01N R18E S01 Lot 2 NWNE	5.00	T01N R18E S01	SENE	8.00	
T01N R18E S01	NESE	34.00	T01N R18E S01	NWSE	20.00
T01N R18E S01	SESE	38.00	T01N R18E S20	NENE	39.00
T02N R18E S36	NWNE	1.00			

145 ACRES TOTAL

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

No lawful appropriation shown.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

No lawful appropriation shown: There are a number of circumstances in which a claim is proposed to be disallowed on this basis. This is most commonly included for a claim based on beneficial use or posted notice that is proposed to be disallowed because the right claimed is not within an exception to the mandatory permit statute, and beneficial use of water prior to the mandatory permit statute was not confirmed. This is also included where a claim is proposed to be disallowed because the claim is to water that is not public water subject to appropriation. This is also included where a right was determined not to exist in a prior adjudication.