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AUG 21 2003

Department of Water Resources

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
AUG 19 2003	
By _____	_____ Clerk Deputy Clerk

**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

Subcase 65-22795

**ORDER GRANTING MOTION TO FILE
LATE NOTICE OF CLAIM**

On May 19, 2003, Claimants Sue and Kerry Serio, filed a *Motion to File Late Notice of Claim*. Hearing was held on the *Motion* August 19, 2003. This *Motion* complied with all procedural requirements under *SRBA Administrative Order 1*, and no objections were made to the late Notice of Claim.

THEREFORE, IT IS ORDERED, that the *Motion to File a Late Notice of Claim* to water right 65-22795 is **granted**.

The original Notices of Claim, as well as any attached filing fees, and a copy of this *Order* will be forwarded to the Idaho Department of Water Resources for further action.

IT IS SO ORDERED.

Dated August 19, 2003.

Roger Burdick

ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

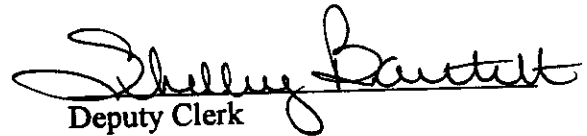
I certify that a true and correct copy of the **ORDER GRANTING MOTION TO FILE LATE NOTICE OF CLAIM** was mailed on August 20, 2003 with sufficient first-class postage to the following:

Sue and Kerry Serio
476 Middlefork Rd.
Garden Valley, Idaho 83622

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div.
550 W. Fort St., MSC 033
Boise, Idaho 83724

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


Deputy Clerk

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. _____

Date Received _____

Receipt Number W030450

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

AUG 21 2003

ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Department of Water Resources

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Kerry ^{and} or Sue Serio Phone (208) 462-2703

Mailing Address 476 Middlefork Rd. Garden Valley, ID. Zip 83622

2. Date of Priority (Only one per claim) 1971 Month/Day/Year

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

which is tributary to (b) _____

4. Location of point of diversion is: Township 10 North Range 4 east

Section 34 1/4 of NW 1/4 of NE 1/4, Govt. Lot _____, BM.,

County of Boise

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. Pump & Horse 1/2 acre yard & garden

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 .04 ^(cfs)
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .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) 1 home, 3 chickens, 2 sheep

10. Place of use is: Township: 10 north Range 4 East

Section 34 NW 1/4 of NE 1/4, Govt. Lot _____, B.M.,

County of Boise for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any NE, NW T10N R4E S34

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

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

14. Remarks: 18

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 N/A

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) Sue Series Date 5/9/03

_____ Date _____

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.

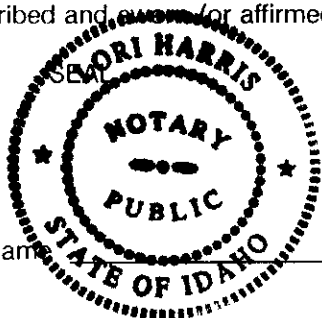
Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 9 day of May, 192003



Notary Public Lori Harris

Residing at Boise, Idaho

My Commission Expires 12-8-06

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

Water Resources
736-3033

COMMITMENT FOR TITLE INSURANCE

SCHEDULE C

File Number: P147414/B

The land referred to in this Commitment is described as follows:

COMMENCING AT THE APPROXIMATE 1/4 CORNER COMMON TO SECTIONS 27 & 34, TOWNSHIP 10 NORTH RANGE 4 EAST BOISE MERIDIAN; THENCE WEST ALONG THE SECTION LINE 48' TO A POINT; THENCE SOUTH 20 DEGREES 30' WEST 400' ALONG A FENCE TO A POINT; THENCE SOUTH 67 DEGREES 30' EAST 300' TO A LARGE PINE TREE; THENCE SOUTH 67 DEGREES 30' EAST 75' TO A POINT WHICH IS THE CENTERLINE OF THE EXISTING COUNTY ROAD, THENCE ALONG THE CENTERLINE OF THE COUNTY ROAD NORTH 57 DEGREES 30' EAST 212' TO A POINT IN THE CENTERLINE OF A CULVERT; THENCE NORTH 40 DEGREES 00' WEST 525' TO THE POINT OF BEGINNING.

EXCEPT ANY PORTION LYING WITHIN THE RIGHT OF WAY OF THE EXISTING COUNTY ROAD.

ALSO A PERMANENT EASEMENT FOR INGRESS AND EGRESS, 30' WIDE WITH IT'S CENTERLINE COMMENCING AT THE PINE TREE ABOVE DESCRIBED, THENCE NORTH 67 DEGREES 30' WEST 15' TO THE REAL POINT OF BEGINNING; THENCE SOUTH 22 DEGREES 30' WEST 330' TO THE CENTERLINE OF THE COUNTY ROAD.

EXCEPT ANY PORTION LYING WITHIN THE RIGHT OF WAY OF THE EXISTING COUNTY ROAD.

END OF LEGAL DESCRIPTION

2735 Airport way
get off vista go right
Left at stoplight
office on right
2nd drive

This sketch is for the
The County of
for vari
NEER

ROAD

114
Section 34
T10N R4E

Boise County Landfill
R.O.S. # 130092
W.D. # 130787

