

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED
2004 FEB 19 PM 12 09

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

) Water right claim 31-04069
)

Case No. 39576
_____)

) ORDER GRANTING MOTION TO FILE
) LATE NOTICE OF CLAIM

On October 23, 2003, Claimant Chad Holdaway, filed a *Motion to File Late Notice of Claim*. A hearing was held on the *Motion* February 17, 2004. The *Motion* complied with all procedural requirements under *SRBA Administrative Order 1*, no objections were filed, and good cause for filing the late claim was shown.

THEREFORE, IT IS ORDERED, that the *Motion to File a Late Notice of Claim* for water right **31-04069** is **granted**.

The original Notice 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 February 19, 2004.



JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

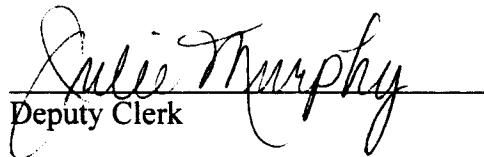
I certify that a true and correct copy of the **ORDER GRANTING MOTION TO FILE LATE NOTICE OF CLAIM** was mailed on February 19, 2004, with sufficient first-class postage to the following:

CHAD HOLDAWAY
PO BOX 74
TERRETON, ID 83450

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

CHIEF, NATURAL RESOURCES DIVISION
OFFICE OF ATTORNEY GENERAL
STATE OF IDAHO
PO BOX 44449
BOISE, ID 83711-4449

U.S. DEPARTMENT OF JUSTICE
ENVIRONMENT & NATURAL RESOURCES DIV.
550 WEST FORT STREET, MSC 033
BOISE, ID 83724


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

Ident. Number A31-04069Date Received 2/24/04Receipt Number CD72797

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Chad Holdaway Phone (208) 663-4641Mailing Address Box 74 Terreton ID Zip 834502. Date of Priority (Only one (1) per claim) April 1, 19303. Source of water supply (a) Ground Water
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 6N Range 34E Section 29,
NE 1/4 of NE 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of Jefferson

Additional points of diversion if any: _____

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.Well, 5 hp pump

6. Water is claimed for the following poses:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic purposes from 1/1 to 12/31 amount 0.04 or 1.6
For Stockwater purposes from 1/1 to 12/31 amount 0.12 or 29
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.16 (cfs) and/or (b) 30.6 (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 500 head cattle

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
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
6N	34E	29	D,S																

Total number of acres irrigated _____

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

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.
_____ or None ()

14. Remarks: Volume calculated on 6 hrs/day. Original use
of stockwater was a large sheep operation, converted
to a feed lot in the 1960's, then to a dairy.

Last Name Holdaway Ident No. 431-04069

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

Last Name Holdaway

Ident No. A 31-04069

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) ☒ Official Use ☐ 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) ~~Starr~~ Chad Holdaway Date 10-16-03
_____ 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 _____

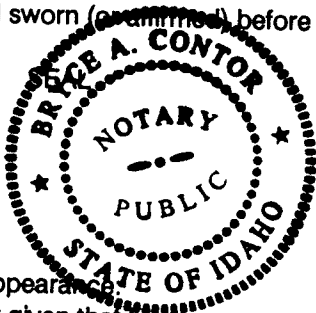
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Jefferson) SS.

Subscribed and sworn (examined) before me this 16 day of Oct 2003



Notary Public Bryce A. Contor

Residing at Mud Lake

My Commission Expires 10/14/05

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 A31-04069 Ident. Number Holdaway

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

THOMAS HODGSON

(Name of Claimant)

Telephone No. 663-4417

(1) Date of priority (When was the water first applied to a beneficial use) April 1, 1930

(2) Describe the source of water. (Name of lake, spring, etc., or ground water)

Groundwater

1000000000

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Description		Domestic Irrigation Stockwater		Domestic Stockwater		Domestic Stockwater	
Quantity	Use	Quantity	Use	Quantity	Use	Quantity	Use
Quantity .04cfs	Use	Domestic	Domestic	Quantity 1/1	Use	Quantity 12/31	Use
Quantity .12cfs	Use	Stockwater	Stockwater	Quantity 1/1	Use	Quantity 12/31	Use
Quantity	Use			Quantity	Use	Quantity	Use
Quantity	Use			Quantity	Use	Quantity	Use
Quantity	Use			Quantity	Use	Quantity	Use

(4)	.16cfs	TOTAL QUANTITY USED.
	(cfs at	

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NE ¼, NE 1/4, Sec. 29 Twp. 6N Rge. 10E B.M., County of Jefferson
Additional points of diversion:

8) Describe means of diversion of water. (Pump and pipeline, well, diversion dam, etc.). Give sizes and capacities, be as specific as possible. Describe any change in the system and give the type of change. Well, pump and distribution lines to two homes

(G) A) Describe location of use by listing number of irrigated acres within each 40-acre tract on adjacent map. If not for irrigation, place an "X" in appropriate box to show location.

[illegible]

Domestic use at two homes

NOTE - In addition to the 500 head cattle, we have 500 head cattle
If you are planning to visit, please contact us at 800-858-8585 or 800-858-8585.

POOR QUALITY ORIGINAL

Remarks

Scale: 2 inches equal 1 mile.

State of Idaho

County of _____

Source: (a) *ibid.* p. 10, 11.

Next as Dances

Background

FOR DEPARTMENT USE ONLY

Received by 200
 Payment check by 200
 \$30.00 fee received by 200
 Published on
 Date

Date 2/26/00 Execution filed by
Date _____ # 20113
Date 1-1-81

$$e^{-1} \min_{\mathbf{t} \in \mathcal{T}_\delta} \|\mathbf{t}\|_2 \leq \|\mathbf{t}_\delta\|_2 \leq e \min_{\mathbf{t} \in \mathcal{T}_\delta} \|\mathbf{t}\|_2$$

POOR QUALITY ORIGINAL

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave.
Idaho Falls, Idaho 83401
(208) 525-7151

APRIL 3, 1982

THOMAS HODGSON
TERPETON

ID 83450

RE Claim No. 31-4069

Dear Claimant

The Department of Water Resources has completed the abstracting of your claim to a water right, and no further action is authorized under Sections 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and abstracting of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Very truly,
Sincerely,

FORWARDED TO:
Eastern Region, Boise, Idaho

Enclosure

Deputy

POOR QUALITY ORIGINAL