

2004 JUL 22 PM 3:57

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO

**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

)
)
) **ORDER GRANTING MOTION TO FILE**
) **LATE NOTICE OF CLAIM**
)
) **For water right: 35-13494**
)

On March 22, 2004, Claimants Zane Clement and Larry Clement filed a *Motion to File Late Notice of Claim* for the above water right. No fees were enclosed with the *Motion*. On July 20, 2004, a hearing was held on the *Motion*, and Mr. Zane Clement appeared. No other parties appeared to oppose the *Motion*.

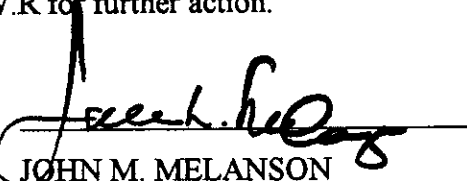
Following questioning by the Court, the Court has concluded that the Claimant presented proper grounds for the *Motion to File Late Notice of Claim* to be granted.

At the hearing, the Court informed Mr. Zane Clement the Claim would be allowed if the Claimants pay the required fees to the Idaho Department of Water Resources. The Court informed Mr. Zane Clement to contact IDWR to determine the correct amount to be paid.

Therefore, IT IS ORDERED, that the above water right is hereby **allowed** to proceed as a claim, **PROVIDED** the Claimants **pay the required fees as determined by IDWR and show proof of the payment to the Clerk of the SRBA Court.**

Upon proof of payment of fees, the Court will forward the original Notice of Claim and a copy of this *Order* to the I.D.W.R for further action.

Dated: July 22, 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 July 22, 2004, with sufficient first-class postage to the following:

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

ZANE CLEMENT
253 N 1000 W
BLACKFOOT, ID 83221
Phone: 208-684-4879

LARRY J CLEMENT
780 W HWY 26
BLACKFOOT, ID 83221
Phone: 208-684-4287

DISTRICT COURT-SRBA
TWIN FALLS CO. IDAHO
FILED

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

2007 MAR 22 PM 9 51

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 35-13494
Date Received: 3/9/2004
Receipt No:
Received By:

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

RECEIVED

AUG 10 2004

Department of Water Resources

1. Name of Claimant(s)

ZANE CLEMENT Phone: (208)684-4879
253 N 1000 W
BLACKFOOT ID USA 83221

LARRY J CLEMENT Phone: (208)684-4287
780 W HWY 26
BLACKFOOT ID USA 83221

2. Date of Priority: 12/10/1971

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02S	34E	14	NW SE SE	BINGHAM	

5. Description of diverting works:

Swing boom on a pivot

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.2	48.6

7. Total Quantity Appropriated is:
0.2 C.F.S. and/or 48.6 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
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02S	34E	14	SE	SE	IRRIGATION	34
			SW	SE	IRRIGATION	30
					Section Acres	64
02S	34E	23	NE	NE	IRRIGATION	34
			NW	NE	IRRIGATION	37
			SE	NE	IRRIGATION	12
			SW	NE	IRRIGATION	9
					Section Acres	92
					Total Acres	156

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:

14. Remarks:

Enlargement claim based on license 35-07193

15. Basis of Claim: Beneficial Use

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

Signature of Claimant(s): *Larry Clement* Date: *3/9/04*
Eto Clement Date: *3-9-04*

State of Idaho)
County of *Bonneville*) SS.

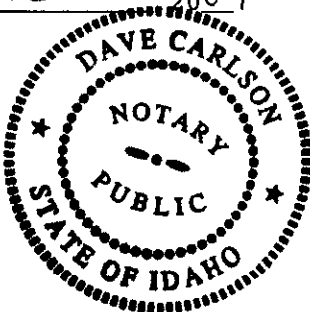
Subscribed and sworn (or affirmed) before me this
of *MAR* *2004*

9 Dave Carlson

Notary Public

Residing at *Rigby, Id*

My commission Expires *2/26/2008*



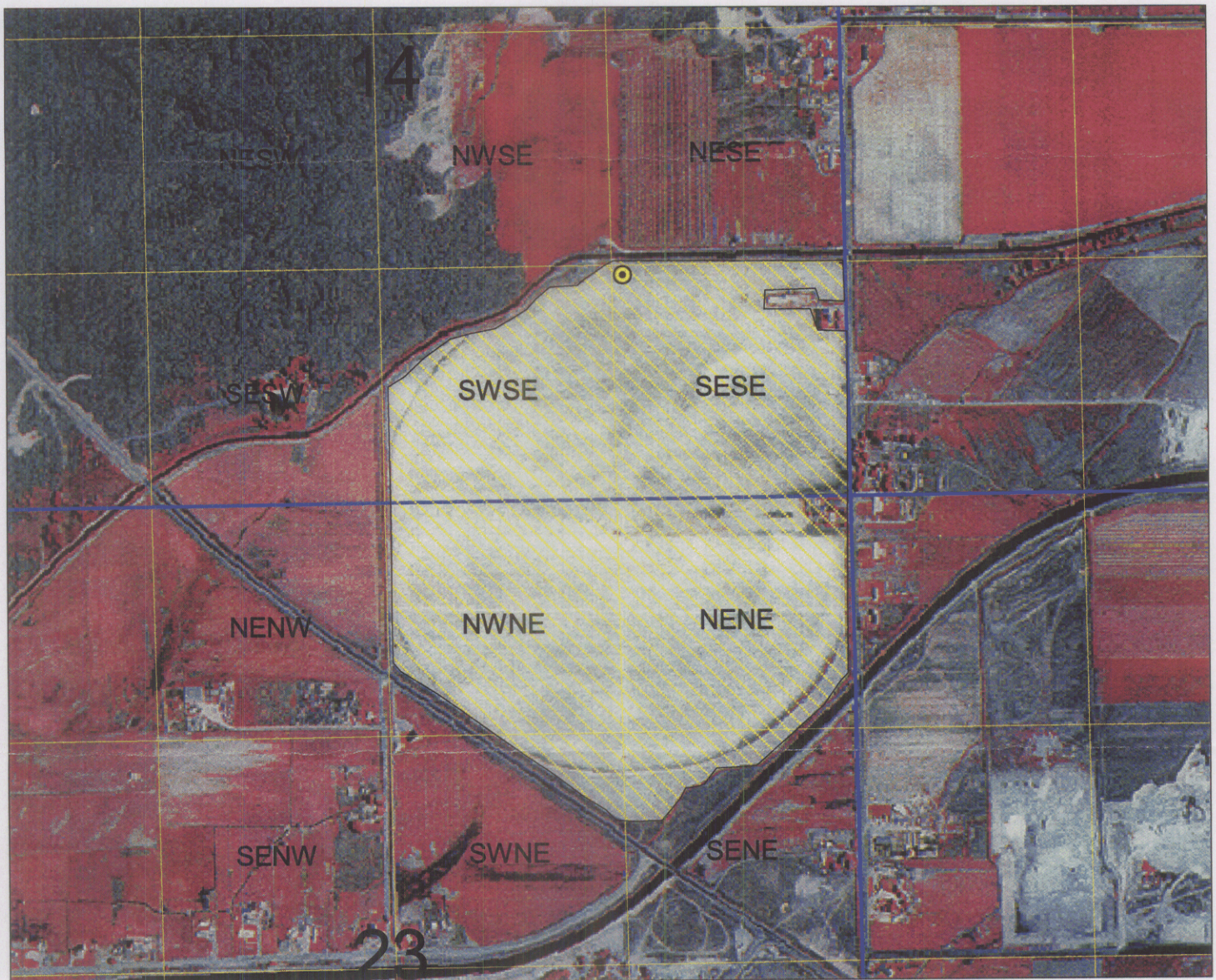


State of Idaho

Department of Water Resources

Eastern Region

Water Right(s): 35-13494



1320 0 1320 Feet



- Point of Diversion
- Place of Use
- Township/Range
- Sections
- QQ

GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by R. Mikesell
Date: March 2004