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Department of Water Resources

2002 AUG 22 PM 12:05

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

)
) Subcase(s): 65-22652 and 65-22653
)
) ORDER GRANTING MOTION TO FILE
) LATE NOTICE OF CLAIM

On May 29, 2002, Hugh L. Fulton filed a *Motion to File Late Notice of Claim*. A hearing was held on the *Motion* August 20, 2002. This *Motion* complied with all procedural requirements under *SRBA Administrative Order 1*, and no objections were made to this Late Notice of Claim.

THEREFORE, IT IS ORDERED, that the *Motion to File a Late Notice of Claim* for water right 65-22652 and 65-22653 is granted.

The original Notice of Claim, as well as any filing fees submitted, 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 22, 2002



ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

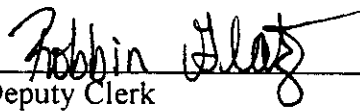
I certify that a true and correct copy of the **ORDER GRANTING MOTION TO FILE LATE NOTICE OF CLAIM** was mailed on August 22, 2002, with sufficient first-class postage to the following:

Hugh L. Fulton
270 Westwood Dr.
Grants Pass, OR 97527

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

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

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 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

Ident. Number 05-22652Date Received 8-23-02Receipt Number 0044141

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

AUG 23 2002

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Hugh L. Fulton, Tracy Pape, Amanda M. Pape,
Amanda R. Wessner, and Brooke A. Pape Phone (541) 955-1554

Mailing Address 270 Westwood Drive Grants Pass OR Zip 97527

2. Date of Priority (Only one (1) per claim) JAN 1st 1950

3. Source of water supply (a) Boulder Creek
which is tributary to (b) Laketown Creek, Payette River, Snake River

4. a. Location of existing point of diversion is: Township 16N Range 3E Section 15,
1/4 of SW 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of Valley

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township 16N Range 3E Section 15, _____ 1/4 of SW 1/4 of NE 1/4,

Govt. Lot _____ B.M., County of Valley

ending point is: Township 16N Range 3E Section 15, _____ 1/4 of SW 1/4 of
NE 1/4, Govt. Lot _____ B.M., County of Valley

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.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For watering stock purposes from April 15 to Nov 1st amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.4 cfs (cfs) and/or (b) _____ (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.) Stock water 10 pair

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	
16N	3E	15									X								

Total number of acres irrigated _____

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

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

14. Remarks: Attachment - map

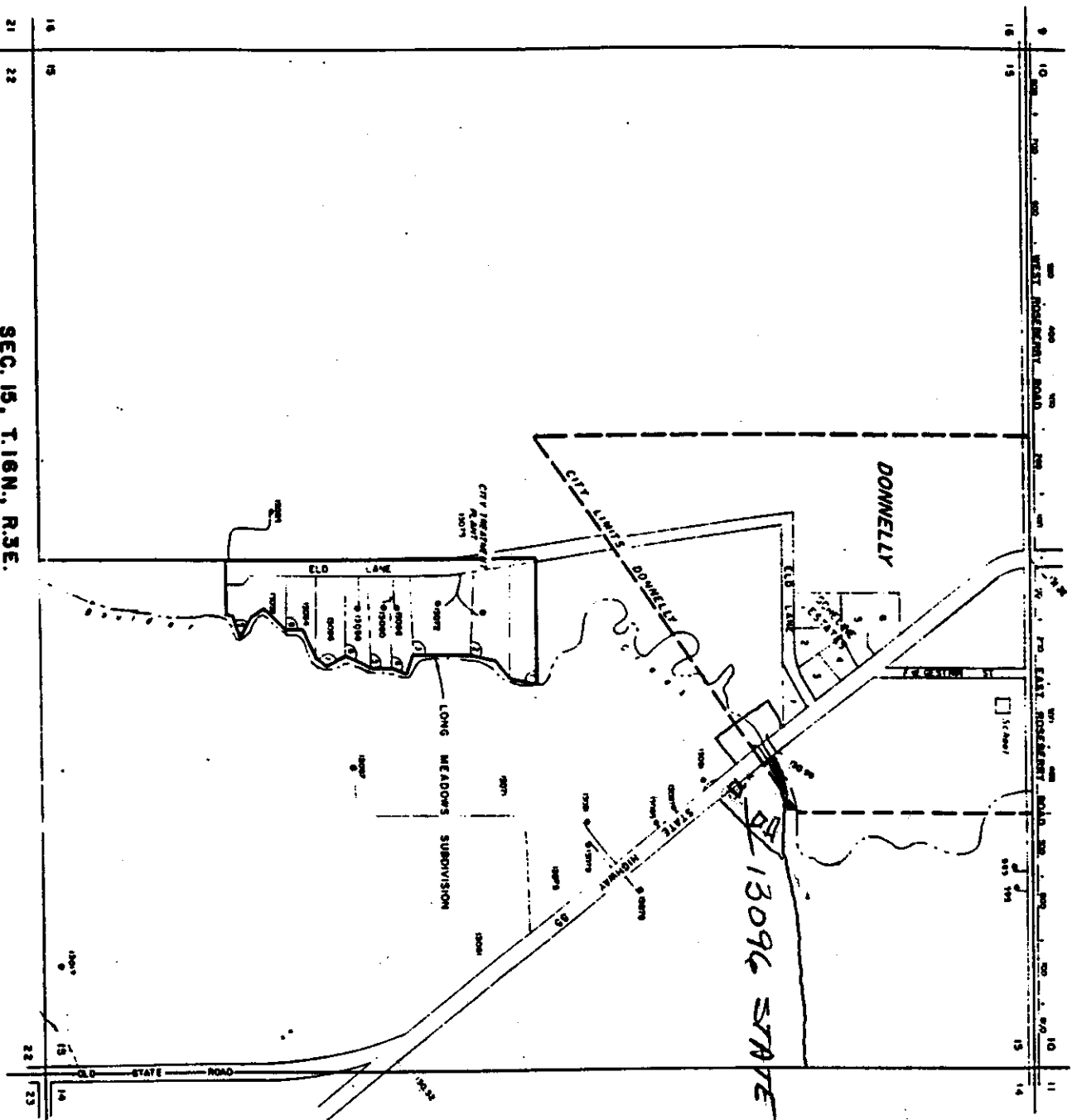
Last Name Fulton Ident No. 65-22652

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

A 16x16 grid of squares, each containing a crosshair. A small arrow points to the square at row 3, column 15.



SEC. 15, T. 16N., R. 3E.

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15. Basis of Claim (check one) Beneficial 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) Hugh L. Fulton Date 5-22-2002

Date _____

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

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

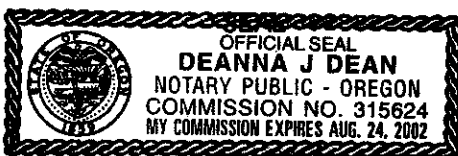
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or Oregon)
County of Josephine) SS.

Subscribed and sworn (or affirmed) before me this 22 day of May 10 2002



Notary Public Deanna J. Dean

Residing at Home Valley Bank

My Commission Expires Aug 24 2002

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 Fulton Ident. Number 65-22652

Copies White-State, Yellow-Claimant

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 65-22653
Date Received 8-23-02
Receipt Number 2064142

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
AUG 23 2002
Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Georgia Ann Fulton Loving Trust Phone (571) 479-6669
Dated February 23 1999

Mailing Address 270 Westwood Drive Zip 97527

2. Date of Priority (Only one (1) per claim) Jan 1st 1950

3. Source of water supply (a) Boulder Creek
which is tributary to (b) Lake Fork Creek, Payette River, Snake River

4. a. Location of existing point of diversion is: Township 16N Range 3E Section 15,
1/4 of NE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of Valley

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township 16N Range 3E Section 15, 1/4 of NE 1/4 of NE 1/4,

Govt. Lot _____ B.M., County of Valley County

ending point is: Township 16N Range 3E Section 15, 1/4 of NE 1/4 of NE
NE 1/4, Govt. Lot _____ B.M., County of Valley

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.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For watering stock purposes from April 15 to Nov 1st amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .07 cfs (cfs) and/or (b) _____ (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.) Stock water 30 pair

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	
<u>16N</u>	<u>3E</u>	<u>15</u>	<u>X</u>																

Total number of acres irrigated _____

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

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: Attachment: map

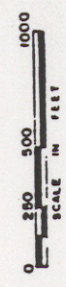
Last Name Fulton Ident No. 65-22653

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

[illegible]

Copies: White-State, Yellow-Claimant



	2534	
2518	PAGE 2519	2557
	2520	

**VALLEY COUNTY
ENGINEERING DEPARTMENT**

SEC. 15, T. 16N., R. 3E.

15. Basis of Claim (check one) Beneficial 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) Margaret Ann Fulton Date 5/20/02

Date _____

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

Title

of _____, that I have signed the foregoing

Organization

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 OREGON)
County of JOSEPHINE) SS.

Subscribed and sworn (or affirmed) before me this 20TH day of MAY 192002



Notary Public Marianne Lexin

Residing at 1674 NE 'A' ST

My Commission Expires 9/09/05

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 Fulton Ident. Number 65-22653

Copies White-State, Yellow-Claimant