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JAN 25 2005

DEPARTMENT OF  
WATER RESOURCES

**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: 65-08018**  
)  
)

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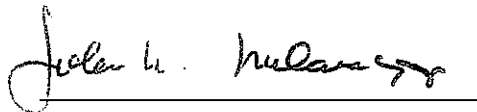
On September 24, 2004, Claimant Hugh Fulton filed a *Motion to File Late Notice of Claim* for the above water right. On January 18, 2005, a hearing was held on the *Motion*. The Claimant appeared to support the *Motion*.

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.

Therefore, IT IS ORDERED, that the above water right is hereby **allowed** to proceed as a claim.

The original Notice of Claim, as well as any attached filing fees, and a copy of this **Order** will be forwarded to the I.D.W.R for further action.

Dated: January 24, 2005.



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 January 24, 2005, with sufficient first-class postage to the following:

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

HUGH LLOYD FULTON  
1115 S EAGLE RD  
KUNA, ID 83634  
Phone: 208-922-5288

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 65-8018  
Date Received: ~~1/1/1900~~  
Receipt No:  
Received By: *[Signature]*

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

HUGH LLOYD FULTON Phone: (541)218-0100

1115 S EAGLE RD  
KUNA ID USA 83634

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Department of Water Resources

2. Date of Priority: 06/01/1948

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County |
|----------|-------|---------|-----------------------|--------|
| 16N      | 03E   | 15      | SW NE                 | VALLEY |

Type

5. Description of diverting works:

6. Water is used for the following purposes:

| Purpose    | From | To    | C.F.S. | (or) A.F.A |
|------------|------|-------|--------|------------|
| STOCKWATER | 1/01 | 12/31 | 0.02   | 0.7        |
| DOMESTIC   | 1/01 | 12/31 | 0.04   | 1.2        |

7. Total Quantity Appropriated is:  
0.06 C.F.S. and/or 1.9 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 |
|----------|-------|---------|----------------|-----|-------|
|----------|-------|---------|----------------|-----|-------|

16N

03E

15

SW

NE

DOMESTIC

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Decreed

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): Hugh L. Fultz Date: 9/23/04

\_\_\_\_\_  
Date:

State of Idaho )  
County of Ada ) SS.

Subscribed and sworn (or affirmed) before me this 23<sup>rd</sup> day  
of Sept 2004 S. Sherman

Notary Public

Residing at Boise ID

My commission Expires 11-14-2010

