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MAY 19 2005

DEPARTMENT OF
WATER RESOURCES

2005 MAY 18 PM 2:26

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

In Re SRBA

) Subcase 84-12202
)

Case No. 39576

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

On February 25, 2005, Claimant Allegianco Foundation Group filed a *Motion to File Late Notice of Claim*. Hearing was held on the *Motion* on May 16, 2005. 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 the above water right 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

May 18, 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 FOR LATE NOTICE OF CLAIM was mailed on May 18, 2005, with sufficient first-class postage to the following:

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

ALLEGIANCO FOUNDATION GROUP
2300 CANDELARIA NE SUITE 105
ALBUQUERQUE, NM 87107
Phone: 208-935-7790

RECEIVED

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

MAY 19 2005

DEPARTMENT OF
WATER RESOURCES

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

84-12202

5-19-05

607791

NOTICE OF CLAIM TO A WATER RIGHT

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

Filing Fee \$25

FILED
DISTRICT COURT - 5th
TWIN FALLS CO., IDAHO
2005 FEB 25 AM 10:07

Please type or print clearly

1. Name of Claimant (s) Allegiance Foundation Group Phone (208) 935-2096
Mailing Address 2300 Candalaria NE Suite 105, Albuquerque NM 87107 Zip 87107

2. Date of Priority (Only one per claim) Aug 26 - 1994 Month/Day/Year

3. Source of water supply (Check one) (X) Groundwater or Other () (a) ~~Surface~~
which is tributary to (b) _____ Name or kind of source

4. Location of point of diversion is: Township 34 N Range 3 E
Section 14 West 1/4 of the South East 1/4 and the East 1/4 of the South West 1/4
County of Idaho County 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot LOT 2 BM.,
Amend # 1

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. one well - 555 ft deep - pump & pipelines to house hold & pastures, barn aprickets

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 0.040 (cfs)
For Stockwater purposes from 1/1 (Both dates are inclusive) to 12/31 amount 0.020 cfs

7. Total quantity claimed 0.060 (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) Two Households - six horses

10. Place of use is: Township: 34 N Range 3 E
Section 14 WEST 1/4 of The South East 1/4 and The East 1/4 of The Southwest 1/4
Govt. Lot 2 B.M.,

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

Additional places of use, if any None.

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

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.

14. Remarks:

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

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments 4pgs (7 total)

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Date
 Date

X For Organizations: I do solemnly swear or affirm that I am Executive Trustee

of Allegiance Foundation Group Title
that I have signed the foregoing
document in the space below as Executive Trustee of Allegiance Foundation Group
Title Organization

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

Signature of Authorized Agent A. Scott Rebb EXECUTIVE TRUSTEE Date FEB. 1, 2005

Title and Organization Executive Trustee of Allegiance Foundation Group

X State of Idaho or ARKANSAS)
County of BOONE) SS.

Subscribed and sworn (or affirmed) before me this 1 day of February 2005

SEAL

Notary Public Asa R. R.

Residing at Boone County

My Commission Expires

Last Name Rebb Ident No.



