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JAN 19 2006

DEPARTMENT OF  
WATER RESOURCES

DISTRICT COURT-SRBA  
Fifth Judicial District  
County of Twin Falls - State of Idaho

JAN 18 2006

By

Clerk

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 SRBA

Case No. 39576

Subcase: 85-15520, 85-15530 & 85-15531

ORDER GRANTING MOTIONS TO FILE  
LATE NOTICE OF CLAIM

On October 11, 2005, 3C LLC, by and through its counsel, James W. Givens, filed a *Motion to File Late Notice of Claim* for each of the above-captioned water rights. Hearing was held on the *Motions* on January 17, 2006. These *Motions* complied with all procedural requirements under **SRBA Administrative Order 1**, and no objections were made to these late Notices of Claim.

THEREFORE, IT IS ORDERED, that the *Motions to File a Late Notice of Claim* for the above-captioned water rights are **granted**.

The original Notices 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 January 18, 2006.

  
JOHN M. MELANSON  
Presiding Judge  
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING  
MOTIONS TO FILE LATE NOTICE OF CLAIM was mailed on January 18,  
2006, with sufficient first-class postage to the following:

3C, LLC

Represented by:  
JAMES W GIVENS  
BOX 875  
LEWISTON, ID 83501  
Phone: 208-746-2374

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

A handwritten signature in cursive script, reading "Julie Murphy", is written over a horizontal line. The signature is in dark ink and is positioned to the right of the printed text "Deputy Clerk".

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JAN 19 2006

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

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. 85-15520Date Received 85-15520Receipt Number 0080118

**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

|                                                                                         |              |
|-----------------------------------------------------------------------------------------|--------------|
| DISTRICT COURT-SRBA<br>Fifth Judicial District<br>County of Twin Falls - State of Idaho |              |
| OCT 11 2005                                                                             |              |
| By <u>[Signature]</u>                                                                   | Clerk        |
|                                                                                         | Deputy Clerk |

Please type or print clearly

1. Name of Claimant (s) SC, LLC Phone (208) 962-7112Mailing Address Rt. 1 Box 206, Grangeville Zip 835302. Date of Priority (Only one per claim) 1-10-05 Month/Day/Year3. Source of water supply (Check one) ( ) Groundwater or Other ☒ (a) spring

Name or kind of source

which is tributary to (b) Cottonwood Creek4. Location of point of diversion is: Township 31N Range 3ESection 8, NE 1/4 of SE 1/4 of SE 1/4, Govt. Lot \_\_\_\_\_, BM,County of Idaho

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. Pipelines to troughs

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions)

For stockwater purposes from 1-1 Month/Day to 12-31 Month/Day amount 20 (cfs)

(Both dates are inclusive)

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_

7. Total quantity claimed 20 (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) stockwater, 200 cows

10. Place of use is: Township: 3, N Range 3 E  
Section 8, 1/4 of 1/4, Govt. Lot \_\_\_\_\_, B M,

for (Circle One) Domestic Stock Domestic and Stock  
Additional places of use, if any \_\_\_\_\_

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

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.  
( ) None or \_\_\_\_\_

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 ✓ 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) \_\_\_\_\_ Date \_\_\_\_\_  
\_\_\_\_\_ Date \_\_\_\_\_

For Organizations: I do solemnly swear or affirm that I am President \_\_\_\_\_  
\_\_\_\_\_ Title

of 3C, LLC \_\_\_\_\_, that I have signed the foregoing  
\_\_\_\_\_ Organization  
document in the space below as President of 3C, LLC  
\_\_\_\_\_ Title \_\_\_\_\_ Organization

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

Signature of Authorized Agent Jany Cwa \_\_\_\_\_ Date 1-12-05

Title and Organization President - 3C, LLC \_\_\_\_\_

State of Idaho/or \_\_\_\_\_ )

County of \_\_\_\_\_ ) SS

**NOTARIZATION REQUIRED FOR EACH CLAIM**

Subscribed and sworn (or affirmed) before me this 12th day of January 19 2005

SEAL

KENNETH J. GORTSEMA  
NOTARY PUBLIC  
STATE OF IDAHO

Notary Public Kenneth J. Gortsema

Residing at Grangeville, Idaho

My Commission Expires 3-15-05

Last Name \_\_\_\_\_ Ident No \_\_\_\_\_  
Copies: White-State, Yellow-Claimant

# Idaho Department of Water Resources Receipt

Receipt ID C080118

|                |         |               |                       |        |       |        |
|----------------|---------|---------------|-----------------------|--------|-------|--------|
| Payment Amount | \$25.00 | Date Received | 1/19/2006 12:54:11 PM | Region | State | Status |
| Payment Type   | Check   | Check Number  | 15570                 |        |       |        |

|                |                             |
|----------------|-----------------------------|
| <b>Payer</b>   | JAMES W GIVENS              |
| <b>Comment</b> | NOTICE OF CLAIM ID#85-15520 |

## Fee Detail

| Amount  | Description             | Fund | FD | PCA   | SO   |
|---------|-------------------------|------|----|-------|------|
| \$25.00 | ADJUDICATION FILING FEE | 0337 |    | 41503 | 1155 |

Signature Line (Dept. Representative)