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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	)	Subcase <u>37-596</u>
	)	(Insert water right number)
	)	
Case 39576	)	STANDARD FORM 4
	)	
	)	MOTION TO FILE:
	)	☐ LATE NOTICE OF CLAIM
	)	☒ AMENDED NOTICE OF CLAIM

INSTRUCTIONS

This form is used to file a late Notice of Claim or an amendment to a Notice of Claim in a reporting area where the Director's Report has been filed. Forms may be obtained from the SRBA Court, the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you copy or reproduce this form, please copy on both sides with the even-number pages upside down.

The water right number for your late or amended claim must be indicated above in the blank space following "Subcase." You must use a **separate form for each** late or amended Notice of Claim.

This form has been adopted by the court in **SRBA Administrative Order 1, Rules of Procedure** (amended Sept. 30, 1996), Section 4, which may be consulted for further information.

By filing a *Motion to File a Late Notice of Claim* or a *Motion to File an Amended Notice of Claim*, you certify that it is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and is not filed for any improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation.

☐ I have read **SRBA Administrative Order 1, Rules of Procedure** (amended Sept. 30, 1996).

My name is Charles Newell

My address is P.O. Box 584
Shoshone Id 83352

My phone number is: Work _____ Home 208-886-2598

I am an attorney representing _____

My name is _____

My address is _____

My phone number is _____

MOTION TO FILE A LATE NOTICE OF CLAIM

A Motion to File a Late Notice of Claim will require a hearing before the Presiding Judge.

☐ I did not file a Notice of claim to the use of water in the SRBA because:

☐ I filed a Notice of Claim and elected to defer judicial proceedings on my domestic or stock watering use. I desire to reinstate my Notice of Claim for domestic or stock watering use.

☐ I am providing legal and factual documentation for my claimed use of water. You must describe these documents and attach a readable copy. (You do not need to fill this out if you are reinstating a Notice of Claim for domestic or stock watering use, but you **must** attach a copy of your Notice of Claim.)

I have attached:

- ☐ A fully completed Notice of Claim (available from IDWR).
- ☐ A claim filing fee for a domestic and stock watering use. IDWR may charge this fee pursuant to I.C. § 42-1414. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.
- ☐ A claim filing fee and a late claim fee for those claims other than a domestic or stock watering use for which a notice of claim was not filed. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.

Follow these instructions regarding the hearing on this motion.

1. Contact the Clerk of the SRBA Court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

This motion will be heard on _____
(insert Date and Time)

at the SRBA courthouse, 253 Third Avenue North, Twin Falls, Idaho.

MOTION TO FILE AN AMENDED NOTICE OF CLAIM

A Motion to File an Amended Notice of Claim may require a hearing before the Presiding Judge or Special Master or may be granted by leave of the court or by written consent of the parties and the Idaho Department of Water Resources. Leave to amend a claim shall be freely given when justice so requires.

☒ I must amend my Notice of Claim to the use of water in the SRBA because:

Please see following page.

Feb.24, 2006

Charles Newell
Box 584
Shoshone, Idaho 83352

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

To Whome It May Concern:

I must amend my Notice of Claim on water right number 37-59G because:

The claim of 50 inches of water was based on the amount of water delivered in the past. After receiving the Directors Report, inquiries were made regarding the 27% conveyance loss.

The Watermaster, Kevin Lickley, for Water District 37-37M, had Decree Books from the past showing the water right to be 80 inches or 1.6 cfs. With a conveyance loss of 27%, the delivery of water should be 58.4 inches of water.

As a result of these findings my original claim for water right 37-59G should have been for 1.6 cfs or 80 inches. The conveyance loss of 27% would allow the amount of delivered water to be 58.4 inches of water.

A copy of the Directors Report for water right number 37-59G follows.

Thank you,

Charles Newell



29



I am providing legal and factual documentation to support my amended Notice of Claim.
You must describe these documents and attach a readable copy.

Please see following page

I have attached:

☐ An amended Notice of Claim (available from IDWR).

☐ Payment of the following additional fees required by IDWR:

Water right number
37-59G

The documentation to support this amended claim is as follows;

1. A copy of the Frost Decree, water right number 37-0059 Big Cottonwood Canal Company, dated May 27, 1899 and Wm. Mubbutt, 37-0432, dated April 15, 1885.
2. A copy of water rights dated 1923 and 1955;

70 H G Baugh, 80 inches BWR and Willis Larsen, 80 inches BWR 58.4 inches LWR.
3. Copies from District 37M Silver Creek and Little Wood River Decree Book. Copies include dates of 1920, 1930, 1970, 1981, 1990, and 2003.

These documents support my amended claim to water right number 37-59G.

The Frost Decree shows the priority date of May 27, 1899.

The copy dated 1923 and 1955 show 80 inches of water with a delivery of 58.4 inches.

The Decree Book copies also show a delivery amount of 58.4 inches of water.

Frost Degree

37 0053	Berry, George	8 30 inches.	May 31, 1897.	Little Wood River. + De
37 0054	"	90 "	May 31, 1898.	" " "
37 0055	Best, A. C.	10 "	June 1, 1886.	Soldier Creek. ✓
37 0056	"	90 "	June 1, 1888.	" " "
37 0057	Best, Henry C.	130 "	Aug. 3, 1883.	" " ✓
37 0058	Betts, Frank E.	140 "	Aug. 14, 1906.	Big Wood River.
37 0059	Big Cottonwood Canal Company	9600 "	May 27, 1899.	" " " TRANS 2008 ✓
37 0060	Black, Charles M.	140 "	July 1, 1880.	" " " ✓
37 0061	"	420 "	July 1, 1880.	" " " ✓
37 0062	"	140 "	July 1, 1881.	" " " ✓
37 0063	Black, William M.	100 "	July 31, 1881.	" " " ✓
37 0064	"	280 "	May 1, 1883.	" " " ✓
37 0065	"	385 "	June 15, 1883.	" " " TRANS 104 ✓
37 0066	"	210 "	Dec. 19, 1882.	" " " ✓
37 0067	"	300 "	June 26, 1883.	" " " TRANS 104 ✓
37 0068	"	80 "	June 26, 1883.	" " " ✓
37 0069	"	230 "	Oct. 26, 1886.	" " " TRANS 104 ✓
37 0070	"	100 "	May 15, 1887.	Crystal Creek. ✓
37 0071	Blair, Samuel M.	100 "	May 1, 1892.	Big Wood River. ✓
37 0072	Bliss, D. B.	132 "	Apr. 1, 1885.	" " " ✓
37 0073	Board, Charles	200 "	May 31, 1900.	East Fork of Big Wood River.
37 0074	"	25 cubic ft.	July 13, 1901.	East Fork of Big Wood River. (For power purposes.)
37 0075	"	50 cubic ft.	July 26, 1902.	Warm Springs Creek. (For power purposes.)
37 0076	"	300 cubic ft.	Jan. 2, 1906.	Big Wood River. (For power purposes.)
37 0077	Boardman, Thos. G.	200 inches.	July 15, 1886.	Hix's Creek, or Boardman's Creek.
37 0078	Bock, Henry	90 "	Apr. 15, 1884.	Little Wood River.
37 0079	"	95 "	May 1, 1884.	" " "
37 0080	Bolin, Samuel	160 "	Oct. 20, 1902.	Big Wood River. ✓

37 0433 ✓ Lumb, John	120 inches.	21	Feb. 28, 1906.	Big Wood River. ✓
37 0432 ✓ Mabbutt, William	130 "	48	Apr. 15, 1885.	Little Wood River. (Also shares in Big Cottonwood Canal Co.)
37 0433 ✓ Mackey, Hiram	25 "	44	Apr. 17, 1883.	Big Wood River. ✓
37 0434 ✓ "	225 "	57	June 20, 1884.	" " "
37 0435 ✓ "	50 "	79	June 2, 1890.	" " "
37 0436 ✓ "	700 "	244	June 1, 1901.	" " "
37 0437 ✓ Malicott, Samuel L.	100 "	264	May 6, 1902.	" " "
37 0438 ✓ Mandell, Mattie A., Adm. of Estate of Frank C. Mandell, deceased.	150 inches.	✓	June 15, 1881.	Camp Creek.
37 0439 ✓ Do.	160 "	100	May 15, 1885.	" "
37 0440 ✓ Do.	200 "	128	Mich. 23, 1887.	" "
37 0441 ✓ Do.	75 "	254	May 1, 1901.	Certain springs on or near the land.
37 0442 ✓ Mantoy, Julius and Irene	80 "	37	July 8, 1884.	Butte Creek.
37 0443 ✓ Do.	200 "	702	June 15, 1888.	" "
37 0444 ✓ Marren, Thomas	200 "	441	July 15, 1887.	Upper Malad River.
37 0445 ✓ "	80 "	244	June 1, 1899.	" " "
37 0446 ✓ "	All of.			Marren Spring, on or near the land.
37 0447 ✓ Martin, ...	520 inches.	46	July 1, 1889.	Lower Malad River. #801 ✓
37 0448 ✓ Martin, S. P.	135 "	137	June 15, 1887.	Butte Creek.
37 0449 ✓ Martin, William D.	240 "	✓	June 1, 1881.	Spring Creek. ✓
37 0450 ✓ Mathis, J. W.	50 "	51	Apr. 1, 1885.	Little Wood River.
37 0451 ✓ Mayhew, Justus	120 "	164	Aug. 15, 1889.	Big Wood River.
37 0452 ✓ McCann, William	160 "	72	May 15, 1884.	Soldier Creek. ✓
37 0453 ✓ "	160 "	118	June 1, 1886.	" "
37 0454 ✓ McCart, Hugh F.	40 "	15	Sept. 1, 1883.	Corral Creek.
37 0455 ✓ "	60 "	28	June 1, 1884.	" "
37 0456 ✓ McCart, Orla J.	100 "	19	Apr. 1, 1882.	Little Wood River. (Also shares in Little Wood River Canal Co.)

3920
796

[illegible]

1920

Canal No.	Canal Name	Owner	Decreed to	Priority No.	Date	Inches	Sec. Ft.
67	Beck	Mrs. H. C. Bock Est. Do.	Henry Bock Do.	15 17	4-15-84 5-1-84	90 95	1.80 3.70
68 & 68A	White	Mrs. Elizabeth White & Sons Margaret Morrisen Mrs. Elizabeth White & Sons	J. F. White Do. Do.	18A 18B 19-48B	5-5-84 5-5-84 B.C.Canal Co. 1088	305.44 4.56	6.20
69	Gooding-Mott	Lincoln Addition Chas. Dill M. L. Webb et al Chas. Dill Fred W. Gooding Est. L. J. Mott M. L. Webb	Quong Simg Chas. Dill J. W. Wheeler (Carey Act Water) Do. Do. Elva A. Wheeler	7B 10E 23B 16-48B	11-28-82 4-1-83 4-1-85 B.C.Canal Co.	27 75 85 25 394 133.4 16	0.54 2.04 3.74 11.62 14.79
70A	City Pump	Village of Shoshone	Village of Shoshone	7A	11-28-82	60	1.20
70	Mabbutt	H. G. Baugh	Wm Mabbutt	25	4-15-85	130	2.00
70	Mabbutt	H. G. Baugh	Wm Mabbutt	9-48B	B.C.Canal Co.	80	
71 & 72	Steekslager, N. & S.	Harriet L. Ceppedge Do. Do.	F. Millsaps Mary E. Millsaps	10F 73 17-48B	4-1-83 6-27-08 B.C.Canal Co.	55 160 96	1.10 4.30
73 to 75	Myers	Chas. Myers Do. Do. Do.	C. P. Johnson Lucy Stiffler (Carey Act Water)	11B 14J 18-48B	4-6-83 4-1-84 B.C.Canal Co.	200 100 19.2 125	4.00 6.00
76 & 77	McFall, N. & S.	Matt McFall Do. Do.	Matt McFall Do. Do.	20 22 20-22-48B	6-3-84 7-17-84 B.C.Canal Co.	200 70 492.8	4.00 5.40
78 to 80	Hunter	John W. Hunter Do. Do. Do. Clara Hunter Do.	John W. Hunter Do. Do. Do. Do. Do.	6 19B 23C 3-48B 32 4-48B	11-1-82 5-15-84 4-1-85 B.C.Canal Co. 5-15-86 B.C.Canal Co.	20 110 30 486.4 100 19.2	0.40 2.60 3.20 5.20

Note: The Big Cotton Wood Canal Co. decree on Big Wood River of date of 5-27-99 is priority No. 48

No.	Name of Canal	Cutter	Deeded to	Date	Inches	Description of Land	Sec.	T.	S. R.
68	White	White Bros. "	T. F. White "	5-8-04 B.C.C.Co.	310" 1150"	SE $\frac{1}{4}$, NE $\frac{1}{4}$, E $\frac{1}{2}$, S $\frac{1}{2}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$, SE $\frac{1}{4}$, NE $\frac{1}{4}$, E $\frac{1}{2}$, S $\frac{1}{2}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$.	35	5	17
69	Gooding-Mott	Chas. Dill " " H.L. Webb et al Fred Gooding L. T. Mott H. L. Webb	Chas. Dill T. W. Wheeler	4-1-03 Carey Act. 4-1-05 Carey Act Carey Act. B.C.C. Co.	75" 25" 65" 304" 1021" 16"	SW $\frac{1}{4}$, SE $\frac{1}{4}$, Small tracts, town lots etc. I.I. Co. to be taxed for deliveries I.I. Co. to be taxed for deliveries. Fr. SW $\frac{1}{4}$	36 36 35	5	17
70	Mabbatt	H. G. Baugh	T. H. Mabbatt	4-15-05 B.C.C.Co.	130" 80"	E $\frac{1}{2}$, E $\frac{1}{2}$, E $\frac{1}{2}$, Sec. 33, S $\frac{1}{2}$, SE $\frac{1}{4}$	34 28	5	17
71	G. Stockslager	Mrs. Carrie F. Stockslager " " " "	Frank Millisops Mary K. Millisops	4-1-02 4-27-08 B.C.C.Co.	55" 160" 56"	NW $\frac{1}{4}$, SE $\frac{1}{4}$, S $\frac{1}{2}$, SE $\frac{1}{4}$, Sec. 29, S $\frac{1}{2}$, SE $\frac{1}{4}$	32 28	5	17
72	K. Stockslager	Mrs. Carrie F. Stockslager				See Canal # 71			
73	Myers Upper	Chas. Myers " " " " " "	C.P. Johnson Mrs Lucy Stiffler	4-6-03 4-1-04 B.C.C.Co. Carey Act	200" 100" 19.2" 125"	SW $\frac{1}{4}$, SE $\frac{1}{4}$, E $\frac{1}{2}$, SE $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 31; NW $\frac{1}{4}$, SE $\frac{1}{4}$, S $\frac{1}{2}$, NW $\frac{1}{4}$. I.I.Co to be taxed for deliveries	30 29	5	17
74	Myers South	Chas. Myers				See Canal # 73.			
75	Myers Lower	Chas Myers				See Canal # 73			
76	McFall South	Matt McFall " "	Matt McFall " "	6-3-04 6-17-04 B.E.C.Co.	200" 70" 492.6	SE $\frac{1}{4}$, SW $\frac{1}{4}$, NE $\frac{1}{4}$, E $\frac{1}{2}$, NW $\frac{1}{4}$, E $\frac{1}{2}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$, E $\frac{1}{2}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$.	24 25	5	16
77	McFall North	Matt McFall				See Canal # 76.			

						1970	DATE OF DECREE	INCHES	OWNER CFS	CANAL CFS
NO	NO	NAME	TO	TO	DATE OF DECREE	INCHES	OWNER CFS	CANAL CFS		
8A2	69A	Gooding Mott	Lincoln County Cemetery	Village of Shoshone	11-28-1882	8	.16	.16		
	69A	"	L.C. Cemetery	B.W. Canal Co	C.A.W.	12.50	.41	.41		
16A1	69A	"	Oneida's Inc.	Charles Dill	4-1-1883	28	.56	.97		
	69A	"	Farrel Clark	B.W. Canal Co	C.A.W.	5	.10	1.07		
8A1A	Pump 69B	Pump	Byron Hall (Connell)	Village of Shoshone	11-28-1882	22	1.04	1.04		
8A1	69A	City	City of Shoshone	Village Shoshone	11-28-1882	20	1.44	1.44		
9A1	69A	City	Lincoln Addition	Quong Sing	11-28-1882	65	2.74	2.74		
44A2	69A	City	City of Shoshone	J.W. Wheeler	4-1-1885	50.1	3.74	3.74		
	69A	City	Village Shoshone	B.W. Canal Co	C.A.W.	12.5	.04	3.78		
16A4	69A	City	Marvin Cole	Charles Dill	4-1-1883	2	.63	3.98		
	69A	City	Adams Trucking	B.W. Canal Co	C.A.W.	10.1	.20	3.99		
	69A	City	Bill Flavel	B.W. Canal Co	C.A.W.	.45	.008	4.00		
	69A	City	Ferry Hadlock	B.W. Canal Co	C.A.W.	.4	.008	4.01		
	69A	City	Carl Kenny	B.W. Canal Co	C.A.W.	.4	.008	4.02		
	69A	City	Sam Saras	B.W. Canal Co	C.A.W.	.4	.008	4.03		
	69A	City	Bill Parsons	B.W. Canal Co	C.A.W.	.4	.008	4.04		
	69A	City	Frank Carothers	B.W. Canal Co	C.A.W.	.4	.008	4.08		
	69A	City	Howard Atkins	B.W. Canal Co	C.A.W.	24.63	.45	4.57		
	69A	City	L.D.S. Church	B.W. Canal Co	C.A.W.	4.50	.14	.14		
9A2	69C	Pump	City of Shoshone	Qwong Sing	11-28-1882	7	.14	.14		
44A3	70	Ballard	Robert Ballard	J.W. Wheeler	4-1-1885	20	.40	.40		
7AB63A7	70	Ballard	Robert Ballard	Big Cotton Wood	5-27-1899	11.7	.63	.63		
	70A	Mabbutt Pump	Roy Hays Gary Kissler	B.W. Canal Co	C.A.W.	1.45	.01	.03		
16A5	70B	Ohlinger	O.J. Harris	Charles Dill	4-1-1883	25	.50	.50		
	70B	Ohlinger	O/J. Harris	B.W. Canal Co	C.A.W.	29.7	1.09	1.09		
51A	70C	Mabbutt	Thurman Jackson	William Mabbutt	4-15-1885	130	2.60	2.60		
7Ab63A8	70C	Mabbutt	Thurman Jackson	Big Cotton Wood	5-27-1899	58.4	3.77	3.77		
			C.M. Newell							

CANAL NAME	PRIORITY NO	PRESENT OWNER	STATE W.R.NO	ORIGINALLY DECREED	DATE OF PRIORITY	INCHES	OWNER C.F.S	CANAL TOTAL
			1981					
Harris	16-A5a1	O.J. Harris	37-0177	Charles Dill	4-1-1883	2.0	.04	1.09
Mabbutt	51-A	^{Henrietta} Henrietta Newell	37-0432	William Mabbutt	4-15-1885	130.0	2.60	2.60
Mabbutt	37-63A8	Henrietta Newell	37-0059	Big Cottonwood Water	5-27-1899	58.4	3.77	3.77
Pump		Henrietta Newell		Can use to deliver part of the above decreed water.				
Stock	17-A	Fred Frazier Estate	37-0485	Frank Millsap	4-1-1883	55.0	1.10	1.10
Stock	142-A	Fred Frazier Estate	37-0486	Mary E. Millsap	6-27-1908	160.0	4.30	4.30
Stock	CAW	Fred Frazier Estate		Big Wood Canal Co.	CAW	15.0	4.60	4.60
72-A Stock	CAW	Fred Frazier Estate		Big Wood Canal Co.	CAW	10.0	4.80	4.80
		Diversion point 71A-72A will be turned on with 10.0 inches of CAW for season only.						
Meyers	19-A2	Barbara Farms inc.	37-0344	C.P. Johnson	4-6-1883	200.0	4.00	4.00
Meyers	29-A	Barbara Farms Inc.	37-0973	Lucy Stiffler	4-1-1884	100.0	6.00	6.00
Meyers	36-63A9	Barbara Farms Inc.	37-0059	Big Cottonwood Water	5-27-1899	14.0	6.28	6.28
Meyers	Contract	Barbara Farms Inc.		Big Wood Canal Co.	CAW	Contract Water is 314 A.F.		
McFall	40-A	Kenneth Ohlinger	37-0460	Matt McFall	6-3-1884	200.0	4.00	4.00
McFall	43-A	Kenneth Ohlinger	37-0461	Matt McFall	7-17-1884	70.0	5.40	5.40
McFall	37-63A10	Kenneth Ohlinger	37-0059	Big Cottonwood Water	5-27-1899	359.7	12.59	12.59
McFall	AFW	Kenneth Ohlinger		American falls Water 100%	100%	46.9	13.53	13.53

04/02/90

OWNER	OWNER	DIST. PRIOR.	ST. ID	ORIG DECREE TO	PRIORITY DATE	INCHES	C.F.S.	OWNER C.F.S.	CANAL C.F.S.
ROSE	KENNETH ROSE	44-A4	37-0691	JAMES W. WHEELER	04-01-1885	12.00	0.24	0.24	0.24
BEITZ	ROGER DALRYMPLE	300-CA		BIG WOOD CANAL CO	CAW---3000	0.45	0.00		
HARRIS	ERNEST BRYANT III	300-CA		BIG WOOD CANAL CO	CAW---3000	15.63	0.31		
HARRIS	ERNEST BRYANT III	16-A5	37-0177	CHARLES DILL	04-01-1883	8.00	0.16	0.16	0.16
HARRIS	ERNEST BRYANT III	16-A6	37-0177	CHARLES DILL	04-01-1883	15.00	0.30	0.46	0.46
HARRIS	ERNEST BRYANT III	300-CA		BIG WOOD CANAL CO	CAW---3000	14.06	0.28		
STUTZ	ERNEST BRYANT III	16-A5A	37-0177	CHARLES DILL	04-01-1883	2.00	0.04	0.04	0.04
MABBUTT	HENRIETTA NEWELL	51-A	37-0432	WILLIAM MABBUTT	04-15-1885	130.00	2.60	2.60	2.60
MABBUTT	HENRIETTA NEWELL	200	37-0059	COTTONWOOD	05-27-1899	58.40	1.16		
X MABBUTT	HENRIETTA NEWELL	0-0				0.00	0.00		
UP TO 25" OF WATER AT OLD PUMP LOCATION									
B STOCK	BONNIE ARKOOSH	17-A	37-0485	FRANK MILLSAP	04-01-1883	55.00	1.10	1.10	1.10
B STOCK	BONNIE ARKOOSH	142-A	37-0486	MARY E MILLSAP	06-26-1908	160.00	3.20	4.30	4.30
A STOCK	BONNIE ARKOOSH	300-CA		BIG WOOD CANAL CO	CAW---3000	25.00	0.50		
X STOCK	SHOROCK HYDRO	700-PM	37-8113	CO-GENERATION		9000.00	180.00		
NOT APPROVED AS OF THIS DATE									
X STOCK	SHOROCK HYDRO	700-PM	37-7863	CO-GENERATION	10-31-1980	3000.00	60.00		
THIS IS NON-CONSUMPTIVE CHARGE 15% OF TOTAL DELIVERED									
X STOCK	SHOROCK HYDRO	700-PM	37-7911	CO-GENERATION	05-07-1981	3000.00	60.00		
X GEGBON	GEGBON, INC	700-PM	37-8096	GEGBON INC,	05-04-1983	15000.00	300.00		
THIS IS NON-CONSUMPTIVE CHARGE 15% OF TOTAL DELIVERED									
B MEYERS	ERNEST BRYANT III	19-A2	37-0344	C.F. JOHNSON	04-06-1883	200.00	4.00	4.00	4.00
B MEYERS	ERNEST BRYANT III	29-A	37-0973	FRED STIFFER	04-01-1884	100.00	2.00	6.00	6.00
Y MEYERS	ERNEST BRYANT III	200	37-0059	COTTONWOOD	05-27-1899	14.00	0.28		
X COYOTE	ERNEST BRYANT III	300-CA		BIG WOOD CANAL CO	CAW---3000	0.00	0.00		
CONTRACT WATER 314 A.F. DELIVERED UPON DEMAND									

MARCH 6, 2003

SILVER CREEK & LITTLE WOOD DECREE BOOK

Below Station 54
Decrees

DIVER NAME	OWNER	STATE ID #	OWNER	PRIORITY DATE	INCHES	CFS	OWNER CFS	CANAL CFS
HARRIS	ERNEST BRYANT III	37-0177	CHARLES DILL	04/01/1883	8.00	0.16	0.16	0.16
HARRIS	ERNEST BRYANT III	37-0177	CHARLES DILL	04/01/1883	15.00	0.30	0.46	0.46
HARRIS	ERNEST BRYANT III #9586	CAW	BIG WOOD CANAL CO	CAW	31.25	0.63	} 37.5 @ 80%	
HARRIS	ERNEST BRYANT III #9585	CAW	BIG WOOD CANAL CO	CAW	15.63	0.31		
STUTZ	JOHN T UHRIG	37-0177	CHARLES DILL	04/01/1883	2.00	0.04	0.04	0.04
MABBUTT	CHARLES NEWELL	37-0432	WILLIAM MABBUTT	04/15/1885	130.00	2.60	2.60	2.60
MABBUTT	CHARLES NEWELL	37-0059	COTTONWOOD	05/27/1899	58.40	1.17		
STOCK	BONNIE ARKOOSH	37-0485	FRANK MILLSAP	04/01/1883	55.00	1.10	1.10	1.10
STOCK	BONNIE ARKOOSH	37-0486	MARY E. MILLSAP	06/26/1908	160.00	3.20	4.30	4.30
STOCK	BONNIE ARKOOSH #7380	CAW	BIG WOOD CANAL CO	CAW	25.00	0.50		
SHOROCK	SHOROCK HYDRO-NCP	37-7863	CO-GENERATION	10/31/1980	3000.00	60.00		
SHOROCK	SHOROCK HYDRO-NCP	37-7911	CO-GENERATION	05/07/1981	3000.00	60.00		
SHOROCK	SHOROCK HYDRO-NCP	37-8113	CO-GENERATION	06/02/1983	9000.00	180.00		
GEOBON	NOTCH BUTTE HYDRO -NCP	37-8096	GEOBON INC.	05/04/1983	15000.00	300.00		
MEYERS	ERNEST BRYANT III	37-0344	C.P. JOHNSON	04/06/1883	200.00	4.00	4.00	4.00
MEYERS	ERNEST BRYANT III	37-0973	FRED STIFFER	04/01/1884	100.00	2.00	6.00	6.00
MEYERS	ERNEST BRYANT III	37-0059	COTTONWOOD	05/27/1899	14.00	0.28		
COYOTE	CONTRACT WATER AF DELIVERED UPON DEMAND #10071			CONTRACT	7950.00	159.00		
MC FALL	MONTE S DAY	37-0460	MATT MC FALL	06/03/1884	200.00	4.00	4.00	4.00
MC FALL	MONTE S DAY	37-0461	MATT MC FALL	07/17/1884	70.00	1.40	5.40	5.40
MC FALL	MONTE S DAY	37-0059	COTTONWOOD	05/27/1899	389.70	7.79		
MC FALL	MONTE S DAY # 11898	CAW	BIG WOOD CANAL CO.	CAW	46.88	0.94		
HUNTER	BILL ARKOOSH CATTLE	37-0327	JOHN W. HUNTER	05/15/1884	110.00	2.20	2.20	2.20
HUNTER	BILL ARKOOSH CATTLE	37-0329	J.W. HUNTER	05/15/1886	100.00	2.00	4.20	4.20
HUNTER	BILL ARKOOSH CATTLE	37-0059	COTTONWOOD	05/27/1899	84.10	1.68		
HUNTER	BILL ARKOOSH CATTLE #12	AFW	AMERICAN FALLS	AFW	33.75	0.68		
HUNTER	BILL ARKOOSH CATTLE #258	AFSW	AMERICAN FALLS	AFSW	24.60	0.60		

7.45

7.61

7.91

7.95

10.55

11.72

12.82

16.02

20.02

22.02

22.30

26.30

27.70

35.49

37.69

39.69

41.37

VERIFICATION (Must be completed)

State of Idaho

County of Lincoln

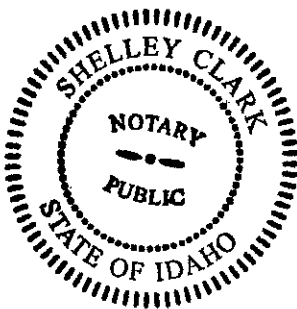
Charles Newell, being first duly sworn, upon oath, deposes and says:
(Insert name of person filing form)

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined by I.C. §§ 42-1401A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

Charles E Newell
Signature of person filing motion

Attorney signing in representative capacity

Subscribed and sworn to before me on Feb. 28, 2006
(Insert Date)



Shelley Clark
Notary Public for Idaho
Residing at: Lincoln County
My Commission expires: 12-17-2010

INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the SRBA Court. **FAX filings will not be accepted by the SRBA Clerk of the Court.** You must also send a copy to all the parties listed below in the Certificate of Mailing

CERTIFICATE OF MAILING

I certify that on Feb 28, ²⁰⁰⁶~~199~~, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. Copies to:

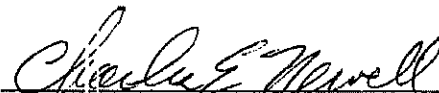
IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

3. If you are filing an amended Notice of Claim in a subcase being heard before the Presiding Judge or a Special Master, you must serve a copy on all parties to that subcase.

(Insert Names/address of parties)



Signature of person or attorney mailing the form