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April 18, 2006

RECEIVED

APR 20 2006

DEPARTMENT OF
WATER RESOURCES

Karl J. Dreher, Director
Idaho Department of Water Resources
The Idaho Water Center
322 E. Front Street
P. O. Box 83720
Boise, ID 83720-0098

RE: **Flat Top Sheep Company claims to water rights;
Licensed Water Right Nos. 37-02260A and 37-02260B**

Dear Mr. Dreher:

Enclosed for filing with IDWR are two (2) *Notices of Claim to a Water Right* for the above-referenced licensed water rights. Also enclosed is our firm's check in the amount of \$100.00 representing \$50.00 for each claim. It is my understanding that, since a Director's Report has not been issued, a *Late Notice of Claim* is not required and that the documents and fees provided should be all that is necessary for filing. Thank you.

Sincerely,

LING, ROBINSON & WALKER



Michael P. Tribe

MPT/jb
encs
pc: Mr. Matt Anders

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APR 20 2006

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: 37-02260A

Date Received: 4/20/06Receipt No.: 0081022

**NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s): Flat Top Sheep Company Phone: (208) 788-2850
Mailing Address: P.O. Box 88, Carey, Idaho Zip: 83320
2. Date of Priority (Only one (1) per claim): 02/13/1913
3. Source of water supply: South Fork Muldoon Creek which is tributary to Muldoon Creek
Friedman Creek which is tributary to South Fork Muldoon Creek
4. a. Location of existing point of diversion is: Township 02N Range 21E Section 12
SW1/4 of SE1/4, Govt. Lot, E.B.M., County of Blaine
Additional points of diversion if any: Township 02N Range 21EBM Section 14
NE1/4 of SE1/4, Govt. Lot, E.B.M., County of Blaine
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____ divorce
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. _____
Concrete check with headgates to distribution ditches

- | TWP | Range | SEC | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres |
|-----|-------|-----|-----|-------|-------|-----|-------|-------|-----|-------|-------|-----|-------|-------|
| 02N | 21E | 13 | | NWNE | 10 | | | | | | | | | |
| | | | | NENW | 30 | | NWNW | 30 | | SWNW | 35 | | SENW | 30 |
| | | | | NESW | 20 | | NWSW | 30 | | | | | | |
| | | 14 | | SENE | 30 | | | | | | | | | |
| | | | | NESW | 10 | | SWSW | 25 | | SESW | 15 | | | |
| | | | | NESE | 5 | | NWSE | 20 | | SESE | 5 | | | |
| | | 22 | | NENE | 20 | | NWNE | 20 | | SWNE | 30 | | SENE | 30 |
| | | | | NENW | 10 | | SENE | 35 | | | | | | |
| | | | | NESW | 20 | | SWSW | 30 | | SESW | 20 | | | |
| | | | | NESE | 20 | | NWSE | 20 | | SWSE | 30 | | SESE | 30 |
| | | 23 | | NENE | 25 | | NWNE | 10 | | SWNE | 35 | | SENE | 37 |
| | | | | NENW | 5 | | NWNW | 10 | | SWNW | 5 | | SENW | 25 |
| | | | | NESW | 40 | | NWSW | 15 | | SWSW | 40 | | SESW | 40 |
| | | | | NESE | 40 | | NWSE | 40 | | SWSE | 40 | | SESE | 40 |
| | | 24 | | SWNW | 35 | | SENE | 10 | | | | | | |
| | | | | NESW | 30 | | NWSW | 40 | | SWSW | 40 | | SESW | 25 |
| | | 25 | | SWNE | 10 | | | | | | | | | |
| | | | | NENW | 20 | | NWNW | 40 | | SWNW | 35 | | SENW | 30 |
| | | | | NESW | 30 | | NWSW | 25 | | SWSW | 25 | | SESW | 25 |
| | | | | NWSE | 30 | | SWSE | 20 | | SESE | 20 | | | |
| | | 26 | | NENE | 40 | | NWNE | 40 | | SWNE | 40 | | SENE | 40 |
| | | | | NENW | 40 | | NWNW | 38 | | SWNW | 40 | | SENW | 40 |
| | | | | NESW | 40 | | NWSW | 40 | | SWSW | 30 | | SESW | 25 |
| | | | | NESE | 40 | | NWSE | 40 | | SWSE | 30 | | SESE | 25 |

TWP	Range	SEC	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
		27		NENE	35		NWNE	40		SWNE	15		SENE	40
				NENW	20		NWNW	20		SWNW	15		SENW	20
				NESW	30		NWSW	25		SESW	10			
				NESE	40		NWSE	35		SWSE	20		SESE	20
		28		NENE	30		SENE	15						
				NESE	10									
		35		NENE	10		NWNE	5		SWNE	20		SENE	25
				NENW	15		NWNW	10		SENW	10			

Total number of acres irrigated: 2670

11. In which county(ies) are lands listed above as place of use located? Blaine
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.
37-00390 through 37-00401 and 37-02092, 37-02234 and 37-02294 or None ()
14. Remarks: The point of diversion has been transferred through an accomplished transfer which was completed prior to November of 1987
15. Basis of Claim (check one): Beneficial Use Posted Notice License X Permit
Decree
If applicable, provide IDWR Water Right Number.:
Court Case No. 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 X 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.

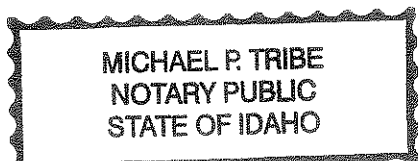
Signature of Claimant(s) Date
 Date

For Organizations: I do solemnly swear or affirm that I am John Peavey, President of Flat Top Sheep Company, that I have signed the foregoing document in the space below as President of Flat Top Sheep Company, and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent John T. Peavey
Title and Organization President, Flat Top Sheep Company Date 4/17/2006

State of Idaho)
) ss.
County of Minidoka)

Subscribed and sworn (or affirmed) before me this 17th day of April, 2006.



Michael P. Tribe

Notary Public, State of Idaho

Residing at: Rupert, Idaho

My Commission expires: 4/5/11

17. Notice of Appearance:

Notice is hereby given that I, Roger D. Ling and Michael P. Tribe, will be acting as attorneys at law on behalf of the claimant signing the 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 Michael P. Tribe
Michael P. Tribe

Address LING, ROBINSON & WALKER
P.O. Box 396
Rupert, Idaho 83350

Date April 17, 2006