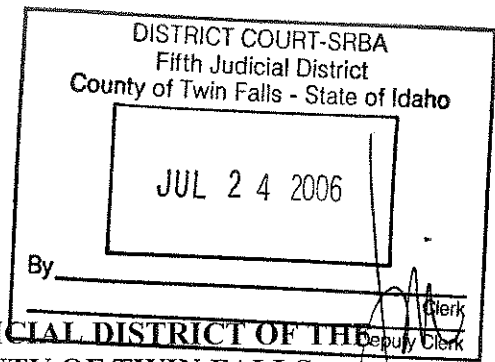




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

) Subcase: See Attached Exhibit A  
) (Chesterfield L&L)

) ORDER GRANTING MOTIONS TO FILE  
) LATE NOTICES OF CLAIM  
)

On November 9, 2005, Chesterfield L & L, filed a *Motion to File Late Notice of Claim* for each of the above-captioned water rights. Hearing was held on the *Motions* on July 18, 2006. This *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 Late Notice of Claim* for the above-captioned water right numbers 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. Following investigation by the Idaho Department of Water Resources, recommendation for the claims will be reported in the next *Late Claims Director's Report* which is issued on an annual basis. This modifies the provisions of **SRBA Administrative Order 1** 4d(2)(h).

IT IS SO ORDERED.

Dated July 24, 2006.

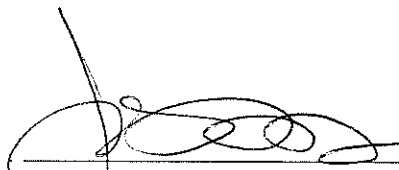
  
JOHN M. MELANSON  
Presiding Judge  
Snake River Basin Adjudication

EXHIBIT A (CHESTERFIELD L & L)

Subcase Nos:

27-12127  
27-12128  
27-12129  
27-12130  
27-12131  
27-12132  
27-12133  
27-12134  
27-12135

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING  
MOTIONS TO FILE LATE NOTICES OF CLAIM was mailed on July 24,  
2006, with sufficient first-class postage to the following:

CHESTERFIELD L & L

Represented by:  
RANDALL C BUDGE  
201 E CENTER, STE A2  
PO BOX 1391  
POCATELLO, ID 83204-1391  
Phone: 208-232-6101

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".

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 27-12128  
Date Received: 11/4/2005  
Receipt No:  
Received By:

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

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

1. Name of Claimant(s)

CHESTERFIELD L & L Phone: (208) 648-7863

C/O RONDO PERKINS  
3124 NIPPER RD  
BANCROFT ID USA 83217

By \_\_\_\_\_ Clerk  
Deputy Clerk

NOV - 9 2005

2. Date of Priority: 05/05/1925

3. Source: UNNAMED STREAM

Trib. to: TWENTY-FOUR MILE CREEK

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot |    |    | County  | Type |
|----------|-------|---------|-----------------------|----|----|---------|------|
| 05S      | 39E   | 32      | SW                    | SW | SW | CARIBOU |      |

5. Description of diverting works:

1 1/2 PVC TO TROUGH

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| STOCKWATER | 05/05 | 11/15 | 0.02   |            |

7. Total Quantity Appropriated is:

0.02 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

100 HEAD RANGE COWS

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 | Lot | Use        | Acres |
|----------|-------|---------|------------|-----|------------|-------|
| 05S      | 39E   | 32      | SW         | SW  | STOCKWATER |       |

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Beneficial Use

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 Organizations:**

I do solemnly swear or affirm that I am \_\_\_\_\_ of  
Title

\_\_\_\_\_, that I have signed the foregoing

Organization  
document in the space below as \_\_\_\_\_ of

Title  
\_\_\_\_\_ and that the statements contained in the  
Organization  
foregoing document are true and correct. \_\_\_\_\_

Signature of Authorized Agent

\_\_\_\_\_  
Title and Organization

\_\_\_\_\_  
Date

State of Idaho )  
County of \_\_\_\_\_ ) SS.

Subscribed and sworn (or affirmed) before me this

of \_\_\_\_\_ 20\_\_

\_\_\_\_\_  
Notary Public

Residing at \_\_\_\_\_

My commission Expires \_\_\_\_\_

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM

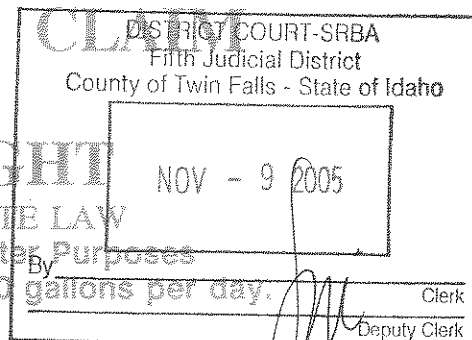
CIVIL CASE NUMBER: 39576

Identification No. 27-12128Date Received 11-4-2005

Receipt Number \_\_\_\_\_

NOTICE OF  
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



Please type or print clearly

- Name of Claimant (s) Chesterfield L & L Phone ( ) 648-7863  
Mailing Address % Rondo Perkins 3124 Nipper Rd Zip 83217
- Date of Priority (Only one per claim) 5-5-1925 Month/Day/Year
- Source of water supply (Check one) ( ) Groundwater or Other ( ) (a) Unnamed Stream  
which is tributary to (b) twenty-four M.I. crk.  
Name or kind of source
- Location of point of diversion is: Township 5S Range 39E  
Section 32, SW 1/4 of SW 1/4 of SW 1/4, Govt. Lot \_\_\_\_\_, BM.,  
County of \_\_\_\_\_  
Additional points of diversion if any: \_\_\_\_\_
- 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. 1 1/2 PVC to trough.
- Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)  
For Stock purposes from 5/5 to 11/15 amount 0.02 (cfs)  
(Both dates are inclusive)  
For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_
- Total quantity claimed 0.02 (cfs)
- Total consumptive use claimed is de minimus
- Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 100 head Range cows.

10. Place of use is: Township: 55 Range 39E  
Section 32 SW 1/4 of SW 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? Caribou.

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.

X None or \_\_\_\_\_

14. Remarks: Ross's Hollow.

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 0

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 Board mem

of C. h & h \_\_\_\_\_, that I have signed the foregoing

document in the space below as Board mem of C. h & h

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

Signature of Authorized Agent A.W. Perkins Date 10-25-05

Title and Organization Board mem C. h. & h

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

County of Burns ) SS.

**NOTARIZATION REQUIRED FOR EACH CLAIM**

Subscribed and sworn (or affirmed) before me this 4<sup>th</sup> day of November, 2005

Notary Public Cindy E Bird

Residing at Lava Hot Springs

My Commission Expires May 1, 2007.

Last Name Chesterfield Ident No. \_\_\_\_\_

Copies: White-State, Yellow-Claimant

