

2

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

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

JUL 24 2006

RECEIVED
JUL 25 2006
DEPARTMENT OF
WATER RESOURCES

In Re SRBA

Case No. 39576

Subcase: 35-02924

ORDER GRANTING MOTION TO FILE
LATE NOTICE OF CLAIM

By _____ Clerk
_____ Deputy Clerk

On August 29, 2005, Kevin Rhodehouse filed a *Motion to File Late Notice of Claim* for the above-captioned water right. Hearing was held on the *Motion* on November 15, 2005, and the matter was referred to Special Master Terrence A. Dolan.

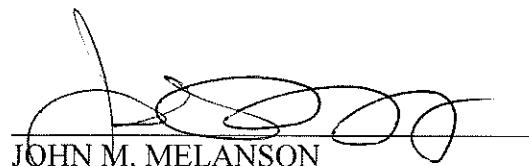
On May 11, 2006, a *Special Master's Report and Recommendation* was filed for the above-captioned water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired. Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report and Recommendation* and wholly adopts them as its own.

THEREFORE, IT IS ORDERED, that the *Motion to File a Late Notice of Claim* for the above-captioned 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. Following investigation by the Idaho Department of Water Resources, recommendation for the claim 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

CERTIFICATE OF MAILING

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

KEVIN RHODEHOUSE

Represented by:
JAMES A PENDLEBURY
482 CONSTITUTION WAY
SUITE 316
IDAHO FALLS, ID 83401
Phone: 208-528-7666

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 35-2924
Date Received: 10/27/2004
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

KEVIN RHODEHOUSE Phone: (208)745-7816

4132 E 100 N
RIGBY ID USA 83442

2. Date of Priority: 07/21/1965

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	37E	15	SW SW	JEFFERSON	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.02	
INDUSTRIAL	01/01	12/31	1.11	

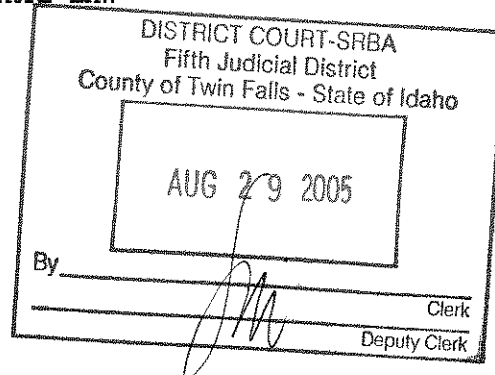
7. Total Quantity Appropriated is:
1.11 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	37E	14	NW	SW 7	INDUSTRIAL	
			NW	SW 8	INDUSTRIAL	
			SW	SW 5	INDUSTRIAL	



04N 37E 15

SW
SE

INDUSTRIAL
INDUSTRIAL

04N 37E 22

NE NW
NW NE

INDUSTRIAL
INDUSTRIAL

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: License

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 Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Kevin Shodehouse Date: 8-26-2005

Date:

State of Idaho)
County of Jefferson) SS.

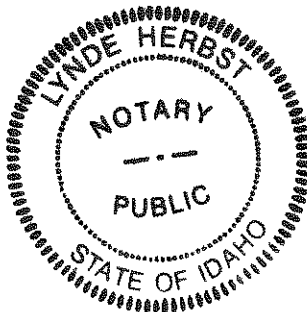
Subscribed and sworn (or affirmed) before me this
of 26th August 2005

Lynde Herbst

Notary Public

Residing at Jefferson Co.

My commission Expires 3-18-2011



Receipt Details for ID E030371

Status	Adjustment Type	Version
		1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
10/27/2004 2:03:35 PM	10/27/2004 3:06:46 PM	EASTERN	\$211.00	Check
Payer		KEVIN RHODEHOUSE		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1207			
Card Expiration Date	Credit Card Transaction #		

Comment late adjudication claim 35-2924

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$211.00	ADJUDICATION FILING FEE	43503	0337			1155

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
--------------	-----------------	--------------	--------	------

Print Report

*Fees Pd.
directly to
EDWR*