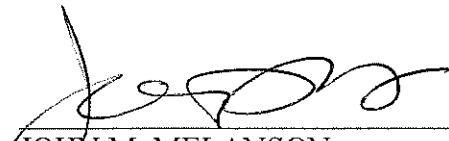


DEPARTMENT OF
WATER RESOURCES

IT IS SO ORDERED.

Dated: September 20, 2006.



JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER CONDITIONAL GRANTING MOTION TO FILE LATE NOTICE OF CLAIM was mailed on September 21, 2006, with sufficient first-class postage to the following:

GLENNS FERRY GRAZING ASSN INC

Represented by:

DAVID L WHITNEY

PO BOX 26

CALDWELL, ID 83606-0026

Phone: 208-459-3659

DIRECTOR OF IDWR

PO BOX 83720

BOISE, ID 83720-0098

A handwritten signature in cursive script, appearing to read "Julie Murphy", is written over a horizontal line.

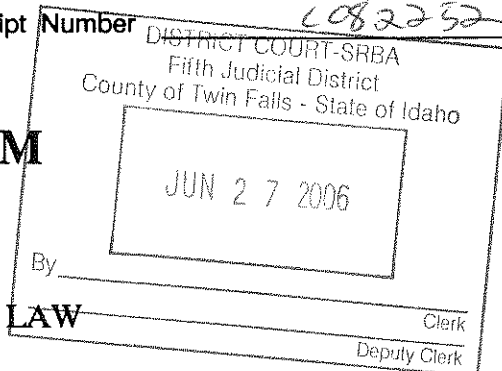
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

**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 55-2072-ADate Received 7.26.06Receipt Number 2082252

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



Please type or print clearly

1. Name of Claimant (s) GLENN'S FERRY GRAZING ASSOCIATION, INC Phone (208) 442-7429
Officer/Director/Ranch Manager Mike Stanford (208) 583-2442
Mailing Address P.O. Box 342, Kuna, Idaho Zip 83634

2. Date of Priority (Only one (1) per claim) 04/19/1916

3. Source of water supply (a) Little Smith Creek and Smith Creek
which ^{are} tributary to (b) Owyhee River

4. a. Location of existing point of diversion is: Little Smith Creek
Township 11S Range 04W Section 15.

NW 1/4 of SW 1/4 of 1/4, Govt. Lot, B.M., County of Owyhee
Smith Creek, Township 11S, Range 04W, Section 15,
Additional points of diversion if any: NW 1/4 of NW 1/4, B.M., County of Owyhee

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 _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

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. Earthen/rock dams each with two (2) headgates with screw valves, one located in Little Smith Creek and one located in Smith Creek; earthen ditches; earthen ditch extends Southeasterly from Smith Creek to Little Smith Creek where it crosses with assistance of a plastic dam and then extends easterly to field. A second dirt ditch carries water easterly from Little Smith to field.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 4/1 to 9/1 amount 2,200 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2,200 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Grazing livestock may drink while irrigating.

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
11S	04W	10																30	30
11S	04W	11											30						30
11S	04W	14						25											25
11S	04W	15	25																25

Total number of acres irrigated 110

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

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.
_____ or None (X)

14. Remarks: Glenns Ferry Grazing Association, Inc. ("GFGA") thought Notice of Claims had been filed on all of its water rights. Recently IDWR advised that it did not show a filing on the water right covered by IDWR #55-2072A. In fact, IDWR is showing this claim in the name of James J. Swisher. In fact, Rubelts acquired the Swisher property and resold, with other property, to GFGA on March 25, 1969. There appears to be an error in the filing of the Notice. GFGA requests leave to file a new Notice which is identified as both a late notice and an amended notice.

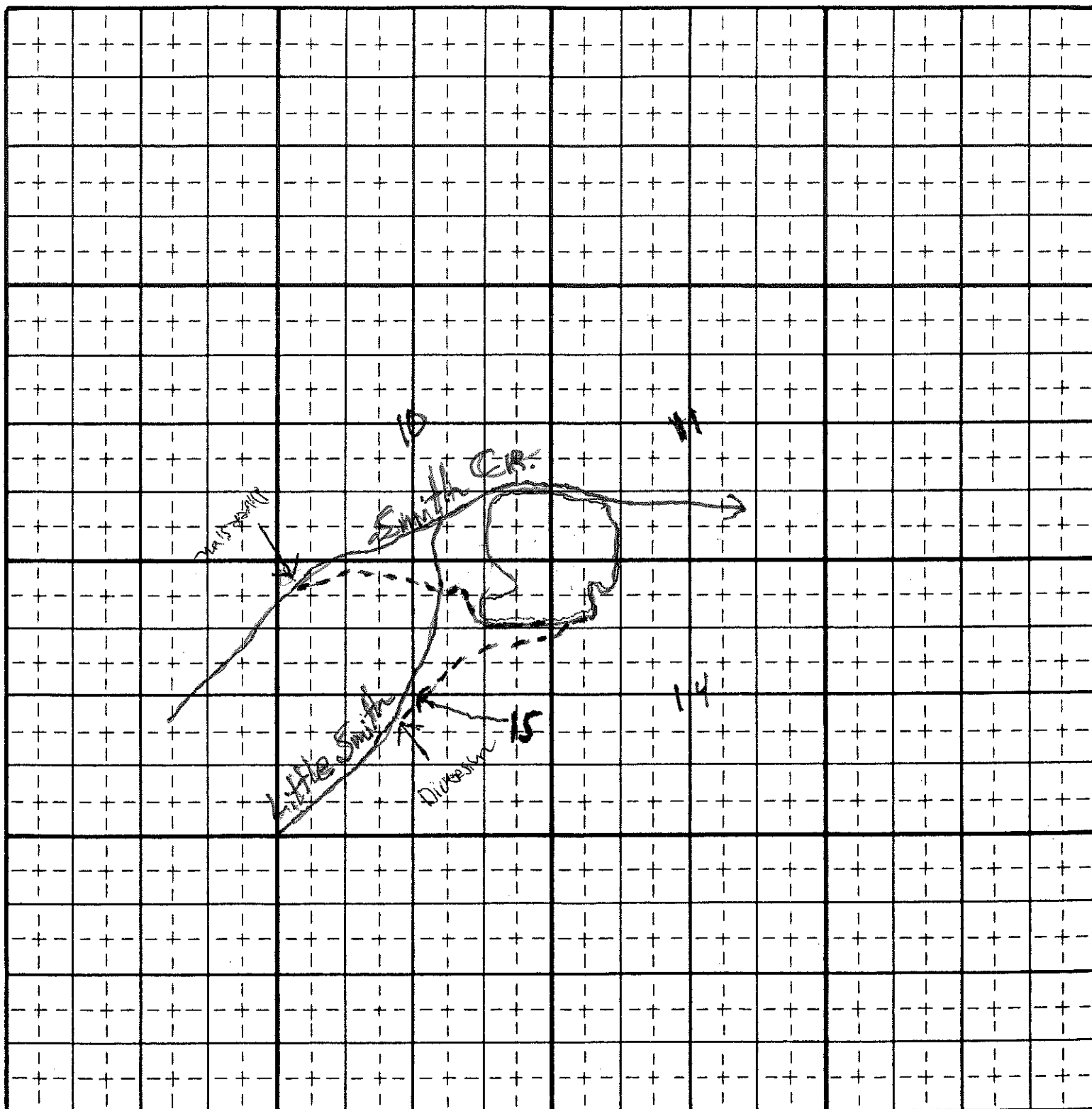
Glenns Ferry Grazing Association, Inc.

Last Name By W. J. Swisher Ident No. 55-2072A

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



Glenns Ferry Grazing Assoc.

By Michael E. Self
Last Name

Ident No. 55-2072A

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use XX Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 55-2072A

Court Fifth Judicial Dist. Case Number 39576 Decree Date _____

Plaintiff vs Defendant In Re The General Adjudication of Rights to the Use of Water from the Snake River Basin Water System

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 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 Ranch manager/officer/director

Title

of GLENN'S FERRY GRAZING ASSOCIATION, INC., that I have signed the foregoing

Organization

document in the space below as ranch manager/officer/dir. of Glenns Ferry Grazing Assoc., Inc

Title

Organization

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

Signature of Authorized Agent

Title and Organization RANCH MANAGER/OFFICER/DIRECTOR Date 6/23/06

State of Idaho/or _____)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 23rd day of June 1906

Notary Public for Idaho

Residing at Caldwell, Idaho

My Commission Expires 12/16/11

Please Print Name DAVID L. WHITNEY

17. Notice of Appearance

Notice is hereby given that I, DAVID L. WHITNEY will be acting as attorney at law on behalf of the claimant signing 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

Address P.O. Box 26, Caldwell, ID 83606-0026

Date 6/23/06

Glenns Ferry Grazing Association, Inc.
Last Name By Michael S. Stufel Ident. Number 55-2072A

Copies White-State, Yellow-Claimant