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SEP 22 2006  
DEPARTMENT OF  
WATER RESOURCES

|                                                                                         |              |
|-----------------------------------------------------------------------------------------|--------------|
| DISTRICT COURT-SRBA<br>Fifth Judicial District<br>County of Twin Falls - State of Idaho |              |
| SEP 21 2006                                                                             |              |
| By _____                                                                                | Clerk        |
| _____                                                                                   | 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 SRBA     | ) | Subcases: 72-16705 & 72-16706  |
|                | ) |                                |
| Case No. 39576 | ) | ORDER GRANTING MOTIONS TO FILE |
|                | ) | LATE NOTICES OF CLAIM          |
|                | ) |                                |
|                | ) |                                |

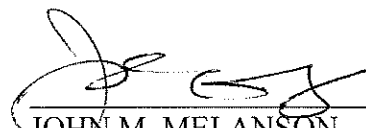
On June 28, 2006, Robin Wegner filed a *Motion to File Late Notice of Claim* for each of the above-captioned water rights. Hearing was held on the *Motions* on September 19, 2006. These *Motions* complied with all procedural requirements under *SRBA Administrative Order 1*, and no objections were made to these late Notices of Claim.

THEREFORE, IT IS ORDERED, that the *Motions to File a Late Notice of Claim* for each of the above-captioned water rights is **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 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 GRANTING  
MOTIONS TO FILE LATE NOTICES OF CLAIM was mailed on September  
21, 2006, with sufficient first-class postage to the following:

ROBIN WEGNER  
HC 63 BOX 1576  
CHALLIS, ID 83226  
Phone: 208-879-5820

DIRECTOR OF IDWR  
PO BOX 83720  
BOISE, ID 83720-0098

ORDER

Page 1 9/21/06

FILE COPY FOR 00572

Deputy Clerk

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

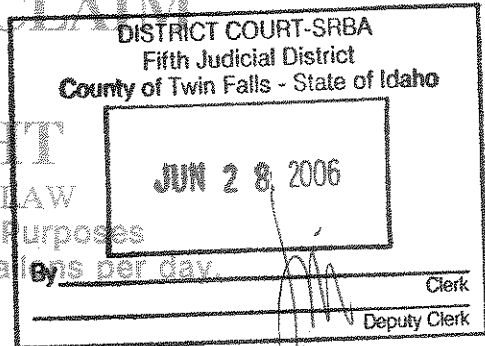
IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. 72-16706  
Date Received 9-25-06  
Receipt Number C082248

NOTICE OF CLAIM  
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

1. Name of Claimant (s) ROBIN WEGNER Phone 208 879-5820  
Mailing Address HC 63 Box 1576 CHALLIS ID Zip 83226

2. Date of Priority (Only one per claim) 10/10/1911 Month/Day/Year

3. Source of water supply (Check one) ( ) Groundwater or Other ☒ (a) EDDY CREEK  
which is tributary to (b) CHALLIS CREEK  
Name of kind of source

4. Location of point of diversion is: Township 14 N Range 18 E  
Section 2 NW 1/4 of SW 1/4 of NW 1/4, Govt. Lot \_\_\_\_\_, BM.,  
County of CLUSTER

Additional points of diversion if any: \_\_\_\_\_

5. 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. HORSES AND/OR STOCK WATER FROM THE CREEK  
AS IT FLOWS THROUGH OUR PROPERTY. THE PROPERTY  
WILL SUPPORT UP TO 40 ANIMALS.

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)  
For Stockwater purposes from 1/01 to 12/31 amount .02 CFS  
(Both dates are inclusive)  
For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_

7. Total quantity claimed .02 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Stockwater - up to 40 horses and/or stock

10. Place of use is: Township: 14 N Range 18 E  
Section 2 NW 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? CUSTER

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.  
( ) None or 72-10033 AND 72-16566

14. Remarks: HISTORICLY AND TRADITIONALLY STOCK ON THE PROPERTY HAS WATERED FROM ALL STREAMS AND SPRINGS.

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 ONE (1)

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Robert M. [Signature] Date \_\_\_\_\_  
\_\_\_\_\_ Date \_\_\_\_\_

For Organizations: I do solemnly swear or affirm that I am \_\_\_\_\_

\_\_\_\_\_ Title  
of \_\_\_\_\_ that I have signed the foregoing  
Organization  
document in the space below as \_\_\_\_\_ of \_\_\_\_\_  
Title Organization  
and that the statements contained in the foregoing document are true and correct.

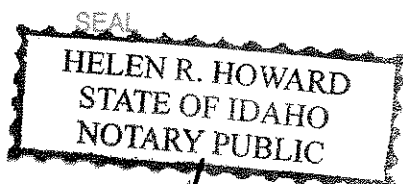
Signature of Authorized Agent \_\_\_\_\_ Date \_\_\_\_\_

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

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

County of CUSTER ) ss. **NOTARIZATION REQUIRED FOR EACH CLAIM**

Subscribed and sworn (or affirmed) before me this 26<sup>th</sup> day of June 2006



Notary Public Helen R. Howard

Residing at Challis

My Commission Expires 3/20/10

Last Name HowARD Ident No. \_\_\_\_\_

Copies: White-State, Yellow-Claimant