

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

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

Subcase: 85-15681

JAN - 8 2007

ORDER GRANTING MOTION TO FILE
LATE NOTICE OF CLAIM

By _____

Clerk

Deputy Clerk

JAN 10 2007

DEPARTMENT OF
WATER RESOURCES

On June 21, 2006, the City of Craigmont, by and through its counsel Robert C. Strom, filed a *Motion to File Late Notice of Claim* for the above-captioned water right. Hearing was held on the *Motion* on September 19, 2006, and the matter was referred to Special Master Theodore R. Booth.

On November 29, 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 January 8, 2007.


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 January 08, 2007, with sufficient first-class postage to the following:

CITY OF CRAIGMONT

Represented by:
ROBERT C STROM
PO BOX 10
CRAIGMONT, ID 83523
Phone: 208-924-5567

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

ORDER

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FILE COPY FOR 00522

Deputy Clerk

A handwritten signature in cursive script, appearing to read "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

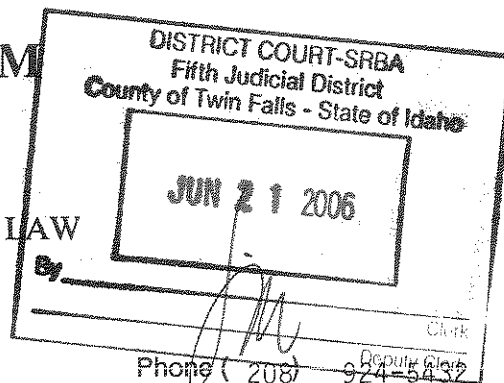
CIVIL CASE NUMBER: 39576

Ident. Number 85-15681

Date Received _____

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW



Please type or print clearly

1. Name of Claimant (s) City of Craigmont Phone (208) 924-5432Mailing Address P.O. Box 250, Craigmont, ID Zip 835232. Date of Priority (Only one (1) per claim) June 19463. Source of water supply (a) Ground water
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township _____ Range _____ Section _____,
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of Lewis
See Attached DescriptionAdditional points of diversion if any: None

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

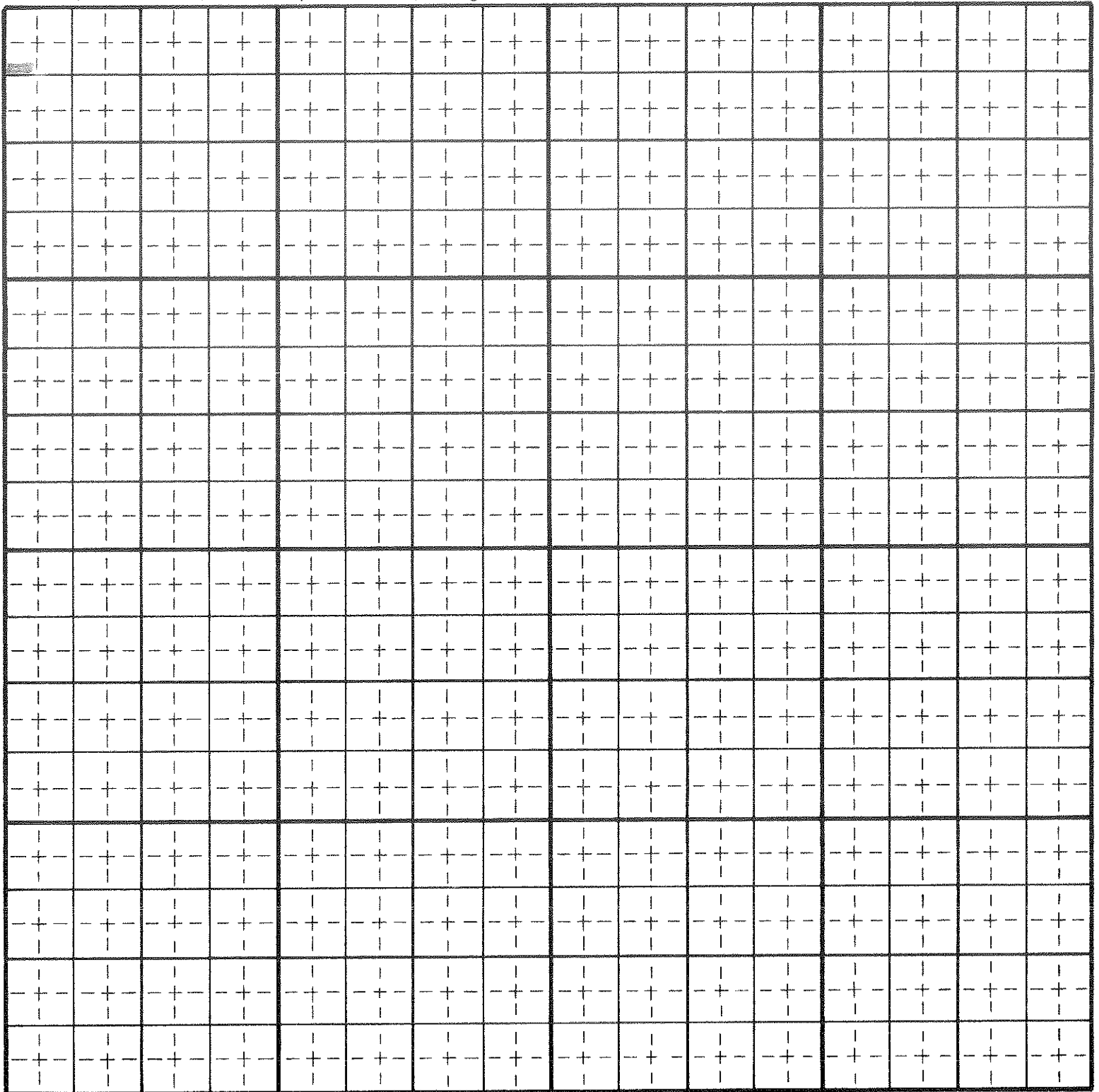
_____ 1/4, Govt. Lot _____ B.M., County of _____

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. Well was drilled in 1946 and pump installed.Depth: 100 ft. Static: 46 ft. GPM: 20

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

Scale: 2 inches equals 1 mile

Lot 8, Section 8, Township 33 North, Range 1 West of the Boise Meridian.



6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Cemetery irrigation purposes from June 1st to Oct. 15th amount 2.28 or

For purposes from to amount or

For purposes from to amount or

For purposes from to amount or

7. Total quantity claimed (a) 2.28 (cfs) and/or (b) (acre feet)

8. Total consumptive use claimed is N/A acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) N/A

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	
33N	1WBM	8					I												

Total number of acres irrigated 4.57 Acres

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

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: Water is used for Cemetery irrigation only.

See attached Warranty Deed between The Craigmont Lodge #76 I.O.O.F.

and the City of Craigmont.

Last Name City of Craigmont Ident No. 85-15681

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) ☒ Beneficial Use ☐ Posted Notice ☐ License ☐ Permit ☐
Decree _____
If applicable provide IDWR Water Right Number 85-15681
Court _____ Case Number _____ 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 ☒
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments 2

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

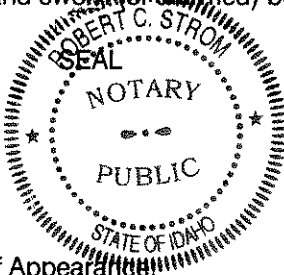
Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Mayor
_____ Title
of _____ City of Craigmont, Idaho _____, that I have signed the foregoing
_____ Organization
document in the space below as _____ Mayor _____ of _____ City of Craigmont, Idaho
_____ Title _____ Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Roger D. Ruggen
Title and Organization _____ Mayor of the City of Craigmont _____ Date June 13, 2006

State of Idaho/or State of Idaho)
County of Lewis) SS.

Subscribed and sworn (or affirmed) before me this 13th day of June 19 2006



Notary Public Robert C. Strom
Residing at Craigmont, Idaho
My Commission Expires 10-17-2006

Please Print Name

17. Notice of Appearance
Notice is hereby given that I, Robert C. Strom 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 Robert C. Strom
Address P.O. Box 10, Craigmont, ID 83523
Date 6-13-2006

Last Name City of Craigmont Ident. Number 85-15681

Copies White-State, Yellow-Claimant