

RECEIVED

JAN 18 2007

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JAN 17 2007	
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

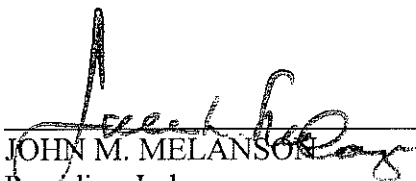
In Re SRBA	)	Water right claim 71-10903
	)	
Case No. 39576	)	ORDER GRANTING MOTION TO FILE
_____	)	LATE NOTICE OF CLAIM

On October 4, 2006, the J. Robb Brady and Rose P. Brady Family Trust, by and through their counsel Scott p. Eskelson, filed a *Motion to File Late Notice of Claim* for the above-captioned water right. A hearing was held on the *Motion* January 16, 2007. The *Motion* complied with all procedural requirements under **SRBA Administrative Order 1** in all respects, no objections were filed, and good cause for filing the late claim was shown.

THEREFORE, IT IS ORDERED, that the *Motion to File a Late Notice of Claim* for water right **71-10903** 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.

Dated: January 17, 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 17, 2007, with sufficient first-class postage to the following:

J ROBB & ROSE P BRADY FAMILY

Represented by:
SCOTT P. ESKELSON
MARTIN & ESKELSON PLLC
425 S HOLMES AVE
PO BOX 3189
IDAHO FALLS, ID 83403-3189
Phone: 208-523-6644

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

ORDER

Page 1 1/17/07

FILE COPY FOR 00135

Deputy Clerk

A handwritten signature in cursive script, appearing to read "Julie Murphy", is written over a horizontal line. The signature is fluid and stylized, with the first name "Julie" and last name "Murphy" clearly distinguishable.

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Form No. 42-1409 (2) a 1/88 (Internet)

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

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 71-10903

Date Received 1-18-07

Receipt Number 2083093

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

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
OCT - 4 2006	
By _____	Clerk
_____	Deputy Clerk

Please type or print clearly

1. Name of Claimant (s) J. Robb Brady and Rose P. Brady Family Phone (208) 524-7105
Mailing Address 314 S. Sunnyside Rd., Idaho Falls, ID Trust Zip 83404

2. Date of Priority (Only one (1) per claim) October 1, 1967

3. Source of water supply (a) Ground water
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 8 N Range 14 E Section 4,
1/4 of SW 1/4 of NW 1/4, Govt. Lot, B.M., County of Custer

Additional points of diversion if any: _____

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, holding tank, pump and other domestic
well-related equipment. See attached well driller log from Lambert Well Drillers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For domestic purposes from 1-1 to 12-31 amount 2 cfs or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .02 cfs (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is .02 cfs 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
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8N	14E	4																	D

Total number of acres irrigated _____

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 None ()

14. Remarks: None

Last Name _____ Ident No. _____

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
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 _____

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

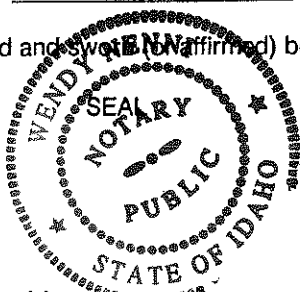
Signature of Claimant (s) J. Robb Brady and Rose P. Brady Family Trust Date 10-3-06
J. Robb Brady
Rose P. Brady Date 10-3-2006

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 _____
Title and Organization _____ Date _____

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

Subscribed and sworn to (or affirmed) before me this 3rd day of October 10-2006
Notary Public Wendy Nenni
Residing at Idaho Falls
My Commission Expires 10-06-10



Please Print Name

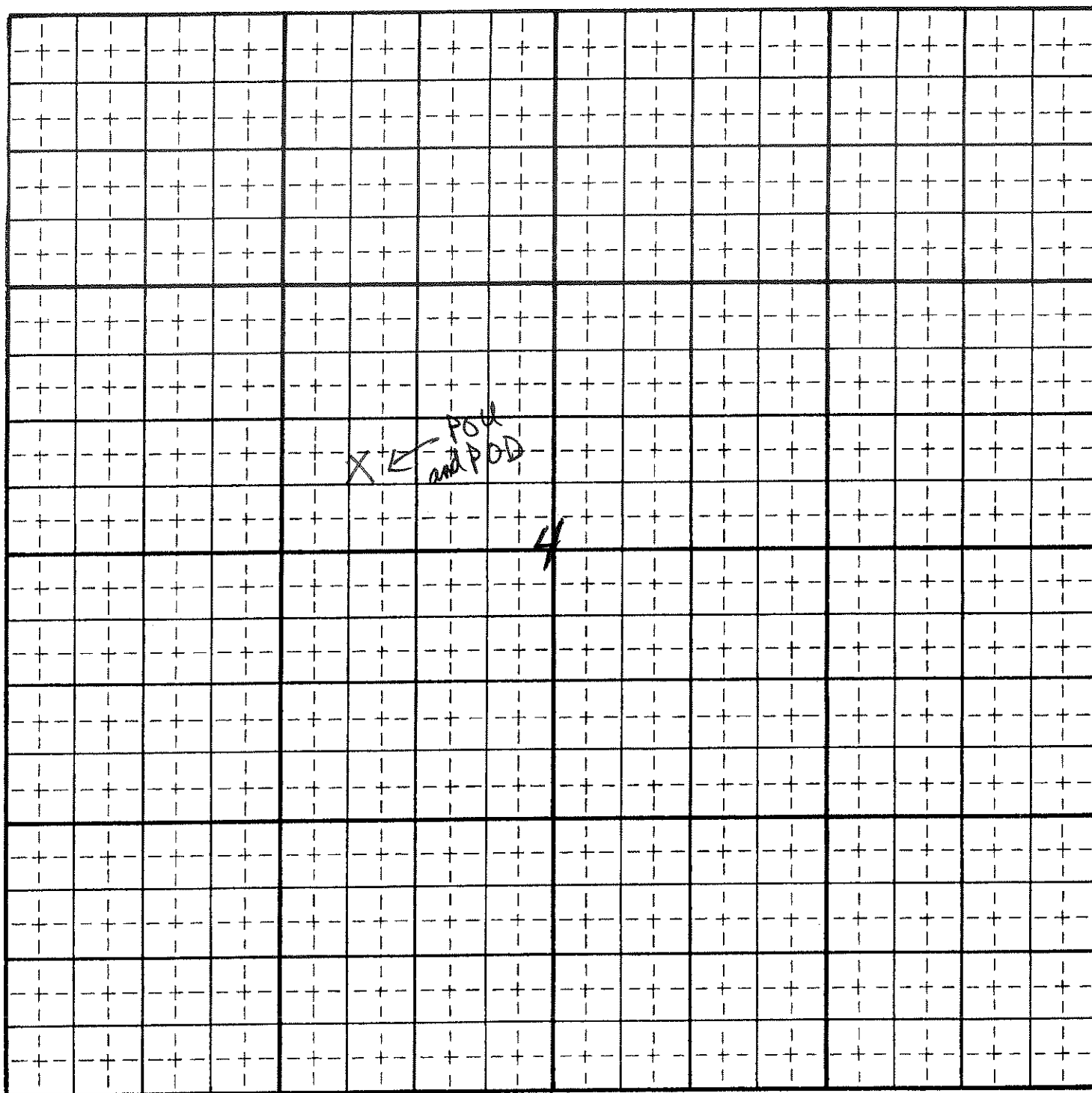
17. Notice of Appearance.
Notice is hereby given that I, Scott P. Eskelson will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature Scott P. Eskelson
Address 425 S. Holmes, Idaho Falls, ID 83401
Date 9-28-06

Last Name _____ Ident. Number _____

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

Scale: 2 inches equals 1 mile



Last Name _____ Ident No. _____

Idaho Department of Water Resources Receipt

Receipt ID C083093

Payment Amount \$100.00 Date Received 1/18/2007 3:35:56 PM Region State Status
Payment Type Check Check Number 8160

Payer MARTIN AND ESKELSON PLLC

Comment 71-10903

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$100.00	ADJUDICATION FILING FEE	0337	41503	1155	



Signature Line (Dept. Representative)