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FEB 14 2007

DEPARTMENT OF
WATER RESOURCES

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

) Subcase 45-4160
) (Insert water right number)
)

Case 39576

) STANDARD FORM 4
)
)

) MOTION TO FILE:
)

) ☒ LATE NOTICE OF CLAIM
)

) ☐ AMENDED NOTICE OF CLAIM

INSTRUCTIONS

This form is used to file a late Notice of Claim or an amendment to a Notice of Claim in a reporting area where the Director's Report has been filed. Forms may be obtained from the SRBA Court, the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you copy or reproduce this form, please copy on both sides with the even-number pages upside down.

The water right number for your late or amended claim must be indicated above in the blank space following "Subcase." You must use a **separate form for each** late or amended Notice of Claim.

This form has been adopted by the court in **SRBA Administrative Order 1, Rules of Procedure** (amended Sept. 30, 1996), Section 4, which may be consulted for further information.

By filing a *Motion to File a Late Notice of Claim* or a *Motion to File an Amended Notice of Claim*, you certify that it is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and is not filed for any improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation.

☐ I have read *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996).

My name is CHARLES W LARSON

My address is 274 S 150 E BURLEY ID 83315

My phone number is: Work 312-3110 Home 678-2315

I am an attorney representing _____

My name is _____

My address is _____

My phone number is _____

MOTION TO FILE A LATE NOTICE OF CLAIM

A *Motion to File a Late Notice of Claim* will require a hearing before the Presiding Judge.

☐ I did not file a Notice of claim to the use of water in the SRBA because:

BORGET FARM IN 2005 FOUND OUT WELL
WASNT FILED ON

☐ I filed a Notice of Claim and elected to defer judicial proceedings on my domestic or stock watering use. I desire to reinstate my Notice of Claim for domestic or stock watering use.

☒ I am providing legal and factual documentation for my claimed use of water. You must describe these documents and attach a readable copy. (You do not need to fill this out if you are reinstating a Notice of Claim for domestic or stock watering use, but you **must** attach a copy of your Notice of Claim.)

COPY OF PUMP PURCHASE INVOICE

I have attached:

- ☒ A fully completed Notice of Claim (available from IDWR).
- ☐ A claim filing fee for a domestic and stock watering use. IDWR may charge this fee pursuant to I.C. § 42-1414. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.
- ☒ A claim filing fee and a late claim fee for those claims other than a domestic or stock watering use for which a notice of claim was not filed. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ 200.

Follow these instructions regarding the hearing on this motion.

1. Contact the Clerk of the SRBA Court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

This motion will be heard on MAY 15 1:30
(Insert Date and Time)

at the SRBA courthouse, 253 Third Avenue North, Twin Falls, Idaho.

MOTION TO FILE AN AMENDED NOTICE OF CLAIM

A Motion to File an Amended Notice of Claim may require a hearing before the Presiding Judge or Special Master or may be granted by leave of the court or by written consent of the parties and the Idaho Department of Water Resources. Leave to amend a claim shall be freely given when justice so requires.

- ☐ I must amend my Notice of Claim to the use of water in the SRBA because:

- ☐ I am providing legal and factual documentation to support my amended Notice of Claim. You must describe these documents and attach a readable copy.

I have attached:

- ☐ An amended Notice of Claim (available from IDWR).
- ☐ Payment of the following additional fees required by IDWR:

VERIFICATION (Must be completed)

State of Idaho

County of Twin Falls

Charles W. Larson, being first duly sworn, upon oath, deposes and says:
(Insert name of person filing form)

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined by I.C. §§ 42-1401A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

Charles W. Larson
Signature of person filing motion

Attorney signing in representative capacity

Subscribed and sworn to before me on 2/07/07.
(Insert Date)

Douglas Jones
Notary Public for Idaho
Residing at: Buhl, ID
My Commission expires: 8/8/2007

INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the SRBA Court. **FAX filings will not be accepted by the SRBA Clerk of the Court.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

ESTIMATE

TELEPHONE: RAYMOND 3-3381

LAYNE & BOWLER PUMP COMPANY

2943 VAIL AVENUE, LOS ANGELES 22, CALIFORNIA, MAILING ADDRESS: P.O. BOX 6991

DATE 8/26/61BY J. H. Thompson

NO. _____

CONDITIONS: 1020 sq. ft. @ 60 ftTotal Head of 22.34 ftTO: Donald LarsonAt 1 Barclay St. 1610

ATTN. MR. _____

PHONE _____

QUANTITY

DESCRIPTION

1	#17 R 8" Discharge Head w/ 8" Std Outlet	245			
70 ft	8" Std 1 1/2" x 1" Column Sucker Shaft Assembly	896			
1	12" C.H. Bowl Assembly w/ Pump & Impeller 755 Bowl	500			
1	3" Std Suction Strainer w/ 1 ft Pipe	40			
10 ft	8" Std Discharge Pipe	63			
		1749		1377	00
1	Amalco 1/2" to 1 1/2" Ratio Reverse Rotation Gear Drive w/ 200 Reverse Back Stops		285	407	
1	W.L. 31 Motor Drive Shaft 36" long			41	60
1	W.L. 31 Gear Drive Flange			7	70
1	W.L. 31 Gear Drive Flange 1 3/4" x 6 1/2"			11	30
				1844	60
	Installation of Pump & Included Testing of Well Included				
	40% down Payment 2 years on Balance				
	20% Payment of 200 ⁰⁰ would be put 40%			1800	00

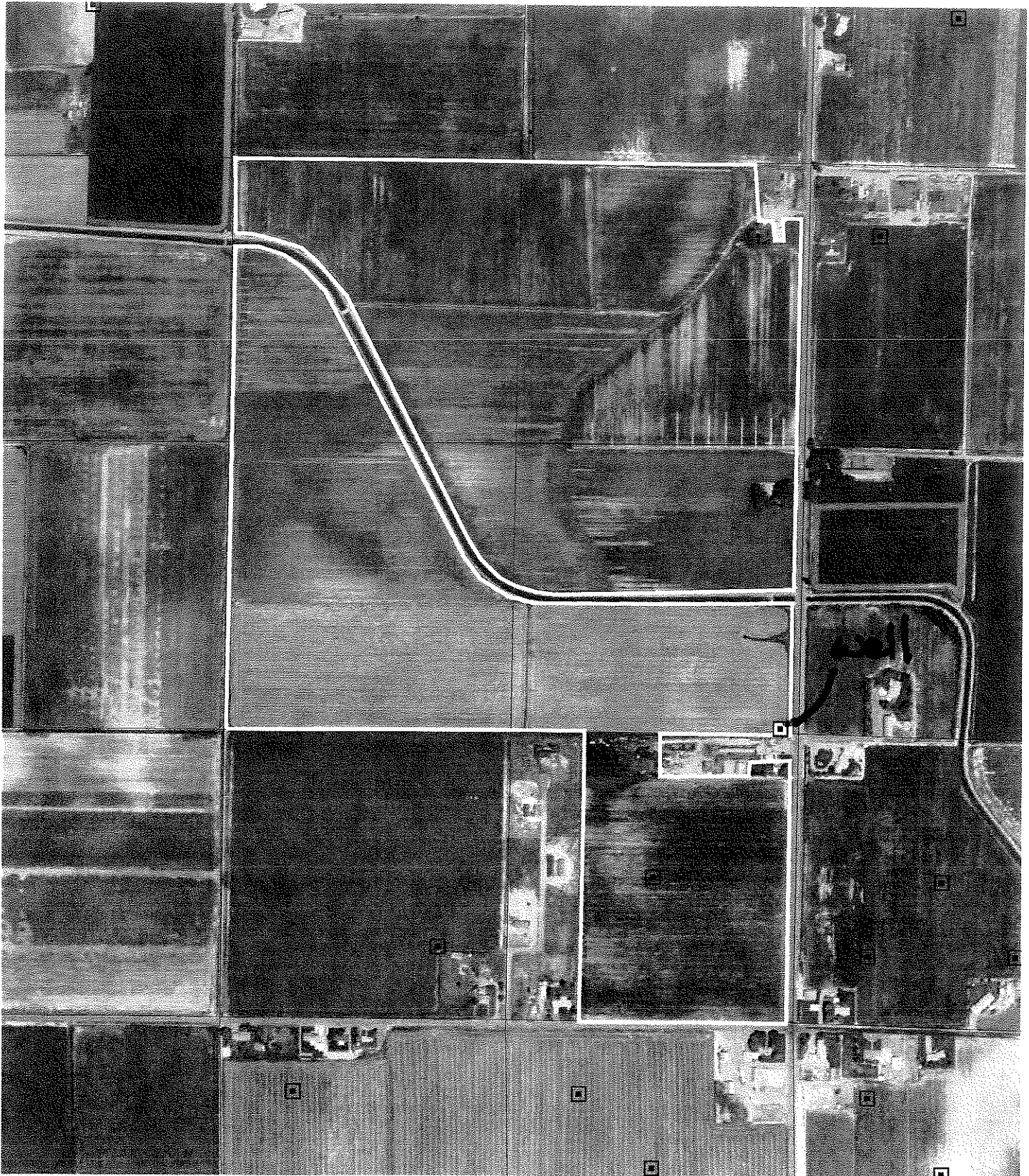
Factory Branch: Layne & Bowler Pump Co. - 1760 Kimberly Road Twin Falls, Idaho - Telephone: Office RE 3-4278 After Hours RE 3-5281 or RE 3-6492

No agreement or contract made by a factory representative shall be binding upon Layne & Bowler Pump Company until accepted in writing by its Home Office at Los Angeles, California.

720
7200

45-4160

Draft Late Claim



660 0 660 Feet

- Claim POD
- POU-RecChecked Out POU
- GCDB11S23E GCDB
- Administrative BasinsAdminbas.shp



D. Jones
2-7-2007

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 45-4160
Date Received: 2/7/2007
Receipt No:
Received By:

\$200

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CHARLES W LARSON Phone:

274 S 150 E
BURLEY ID USA 83318

BECKY J LARSON Phone:

274 S 150 E
BURLEY ID USA 83318

2. Date of Priority: 03/15/1962

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
11S	23E	4	SE NE SE	CASSIA	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	2.4	748

7. Total Quantity Appropriated is:
2.4 C.F.S. and/or 692 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
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11S 23E 4

SW	NE	IRRIGATION	36
SE	NE	IRRIGATION	36
NE	SE	IRRIGATION	37
NW	SE	IRRIGATION	38
SE	SE	IRRIGATION	26

Section Acres 173

Total Acres 173

11. Place of use in counties: CASSIA

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

2-7-2007, DJ: Late claim drafted for submittal with SF-4 to court.

15. Basis of Claim: Statutory Claim

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

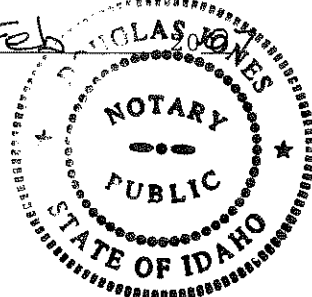
Signature of Claimant(s): Charles W Lueser Date: 2-07-07

Date:

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this

of Feb 7th



Douglas Jones
Notary Public

Residing at Buhl ID

My commission Expires 8/3/2007