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(Insert water right number)

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MOTION TO FILE:

☐ LATE NOTICE OF CLAIM

☒ AMENDED NOTICE OF CLAIM

FEB 9 2007

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

My name is DEAN EVANS ^{Sec.} (BLACKFOOT IRRIGATION CO)

My address is 108 E 200 N
BLACKFOOT ID 83221

My phone number is: Work _____ Home 785-6992

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:

☐ 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.)

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 \$ _____.

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 _____
(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:

BLACKFOOT IRRIGATION injects WATER INTO BLACKFOOT Slough,
BLACKFOOT River THEN THE WATER IS DIVERTED DOWNSTREAM
TO WATER USERS VIA FOUR SEPERATE CANALS I.E.
MINERS, RIVERTON, STEVENS, AND CENTRAL CANALS.

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

THIS PROCESS IS THE WAY ITS ALWAYS BEEN
DONE FOR AS LONG AS ANYONE CAN
REMEMBER.

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 Bingham

DEAN EVANS, 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.

Dean Evans
Signature of person filing motion

Attorney signing in representative capacity

Subscribed and sworn to before me on FEB. 5. 2007
(Insert Date)

[Signature]
Notary Public for Idaho
Residing at: Blackfoot
My Commission expires: 12/4/2012

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.

CERTIFICATE OF MAILING

I certify that on Feb 5, 2007, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. Copies to:

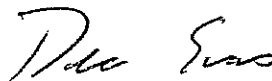
IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

3. If you are filing an amended Notice of Claim in a subcase being heard before the Presiding Judge or a Special Master, you must serve a copy on all parties to that subcase.

(Insert Names/address of parties)



Signature of person or attorney mailing the form

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 1-298
Date Received: 6/2/1989
Receipt No: E008737
Received By: MWH

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

1. Name of Claimant(s)

BLACKFOOT IRRIGATION CO Phone: (208)785-6992
108 E 200 N
BLACKFOOT ID USA 83221

2. Date of Priority: 04/01/1939

3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
01S	37E	6	SW	NE	SE	BINGHAM	
03S	35E	10	SE	SE	SE	BINGHAM	I
03S	35E	9		SE	NE	1 BINGHAM	R
03S	35E	8	SW	SE	NE	8 BINGHAM	R
03S	35E	8	SW	SE	NE	8 BINGHAM	R
03S	35E	18		SW	NE	6 BINGHAM	R

5. Description of diverting works:

LAVA ROCK DIVERSION DAM, 6 CONTROL GATES, GRAVITY CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	100	

7. Total Quantity Appropriated is:
100 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Place of use is 11053.3 acres within the boundary of Blackfoot Irrigation Co.

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:

14. Remarks:

LANDS ARE WITHIN THE BOUNDARIES OF THE SERVICE AREA OF THE BLACKFOOT IRRIGATION CO. AND THE WEST SIDE DITCH CO.

OTHER RIGHTS (CONT.) A27-07318, A27-07306, A27-07315 | | *****
MEMO TO FILE ***** SOME OF THE LANDS ON THE LAND LIST FURNISHED
BY THE WEST SIDE DITCH CO. ONLY HAD THE LANDS BROKEN DOWN BY OWNERSHIP, AND THE ACRES
IN EACH QUARTER-QUARTER SECTION WERE NOT SPECIFIED. THE LANDS IN QUESTION INCLUDE:
50 ACRES OWNED BY MONROC, INC.

60 ACRES OWNED BY EASTERN IDAHO STATE FAIR 40 ACRES OWNED BY CARL W. CLARK CLF 6-5-
89 *****

15. Basis of Claim: Decreed

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 Organizations:

I do solemnly swear or affirm that I am DEAN EVANS (Sec.) of
Title
BLACKFOOT IRRIGATION CO., that I have signed the foregoing
Organization
document in the space below as Sec. of

Title
BLACKFOOT IRRIGATION CO. and that the statements contained in the
Organization
foregoing document are true and correct. Dean Evans

Signature of Authorized Agent

Sec. BLACKFOOT IRRIGATION
Title and Organization

FEB 5, 2007
Date

State of Idaho)
County of Idaho) SS.

Subscribed and sworn (or affirmed) before me this 5th
of Feb 2007

Lo Slosser
Notary Public

Residing at Blackfoot
My commission Expires 12/4/2012

SCANNED