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JUL 23 2007

DEPARTMENT OF

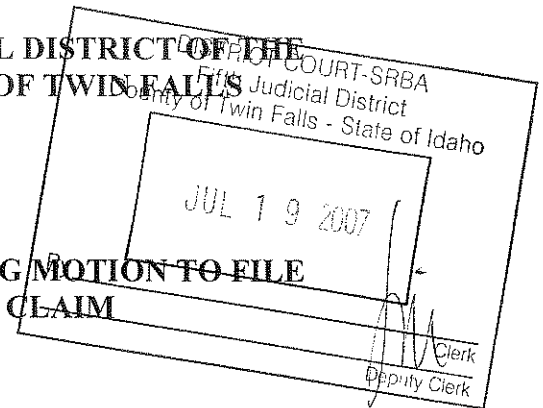
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

Subcase: 29-02476

ORDER GRANTING MOTION TO FILE
LATE NOTICE OF CLAIM



On November 22, 2006, Darwin and Marianne Josephson filed a *Motion to File Late Notice of Claim* for the above-captioned water right. Hearing was held on the *Motion* on February 20, 2007, and the matter was referred to Special Master Brigette Bilyeu.

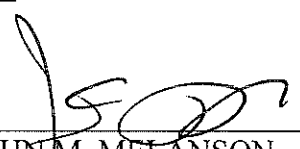
On May 15, 2007, a *Special Master's Report and Recommendation* was filed for the above-captioned water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired. Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 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 July 18, 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 July 19, 2007, with sufficient first-class postage to the following:

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

DARWIN JOSEPHSON
MARIANNE JOSEPHSON
1333 HATCH LOOP RD
BANCROFT, ID 83217
Phone: 208-648-7373

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 29-2476
Date Received: 12/13/2006 7.23-07
Receipt No: ~~XXXXXXXXXX~~
Received By: AG ~~XXXXXXXXXX~~ 2084605

AMB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DARWIN JOSEPHSON Phone: (208)648-7373
1333 HATCH LOOP N
BANCROFT ID USA 83217

MARIANNE JOSEPHSON Phone: (208)648-7373
1333 HATCH LOOP N
BANCROFT ID USA 83217

2. Date of Priority: 06/21/1963

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07S	39E	12	SW SE	CARIBOU	

5. Description of diverting works:
Well, pump.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	1.87	489

7. Total Quantity Appropriated is:
1.87 C.F.S. and/or 489 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
07S	39E	12	SE SW	IRRIGATION	38
			SW SE	IRRIGATION	35
				Section Acres	73
07S	39E	13	NE NE	IRRIGATION	35
			NW NE	IRRIGATION	30
			NE NW	IRRIGATION	25
				Section Acres	90
				Total Acres	163

11. Place of use in counties: CARIBOU

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

Claim incomplete. Waiting for signature and fees. Jennifer Crabtree 12-14-2006

15. Basis of Claim: License

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): Darwin Johnson Date: 2-20-07

Date: _____

State of Idaho)
County of Bonneville) SS.

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

Dave Carlson

Notary Public

Residing at Rigby, Id

My commission Expires 2/26/2008

