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JUL 25 2007

DEPARTMENT OF  
WATER RESOURCES

|                                                                                         |              |
|-----------------------------------------------------------------------------------------|--------------|
| DISTRICT COURT-SRBA<br>Fifth Judicial District<br>County of Twin Falls - State of Idaho |              |
| JUL 23 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

) Subcase: 22-13686

Case No. 39576

) ORDER GRANTING MOTION TO FILE  
) LATE NOTICE OF CLAIM  
)  
)  
)  
)

On April 2, 2007, Robert Scott and LuAnn Wood filed a *Motion to File Late Notice of Claim* for the above-captioned water right. Hearing was held on the *Motion* on July 17, 2007. This *Motion* complied with all procedural requirements under **SRBA Administrative Order 1**, and no objections were made to this late Notice of Claim.

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 20, 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 23, 2007, with sufficient first-class postage to the following:

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

LU ANN WOOD  
ROBERT SCOTT WOOD  
2372 N 8000 E  
TETON, ID 83451  
Phone: 208-458-4929

  
\_\_\_\_\_

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 22-13686

Date Received: 3/29/2007

Receipt No:

Received By:

COB4634  
am

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

DISTRICT COURT - SRBA  
TWIN FALLS CO., IDAHO  
FILED  
2007 APR 2 PM 10 21

1. Name of Claimant(s)

ROBERT SCOTT WOOD Phone: (208) 458-4929  
2372 N 8000 E  
TETON ID USA 83451

LU ANN WOOD Phone: (208) 458-4929  
2372 N 8000 E  
TETON ID USA 83451

2. Date of Priority: 07/01/1907

3. Source: MOODY CREEK Trib. to: TETON RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of 1/4 of 1/4 Lot | County  | Type            |
|----------|-------|---------|-----------------------|---------|-----------------|
| 05N      | 41E   | 3       | SE SW                 | MADISON | Beginning Point |
| 05N      | 41E   | 3       | NW SE                 | MADISON | Ending Point    |

5. Description of diverting works:

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| STOCKWATER | 05/01 | 11/01 | 0.02   |            |

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

| Township | Range | Section | 1/4 of 1/4 Lot | Use        | Acres |
|----------|-------|---------|----------------|------------|-------|
| 05N      | 41E   | 3       | NE SW          | STOCKWATER |       |
|          |       |         | SE SW          | STOCKWATER |       |
|          |       |         | NW SE          | STOCKWATER |       |
| 05N      | 41E   | 11      | NE SE          | STOCKWATER |       |

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:

14. Remarks:

This is submitted as a late instream stock water claim.  
Water is trucked to stock trough in NESE 11 5N 41E.

15. Basis of Claim: Beneficial Use

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 X 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):

Robert Scott Wood  
Suzanne Wood

Date:

3/30/07

Date:

3/30/07

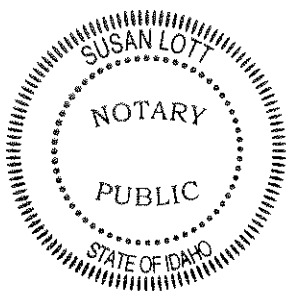
State of Idaho )

County of

Idaho

) SS.

Subscribed and sworn (or affirmed) before me this 30 of March 2007



Susan Lott  
Notary Public

Residing at

Newdale, Idaho

My commission Expires

6/02/2012

# The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at BLACKFOOT, IDAHO, has been deposited in the General Land Office, whereby it appears that, pursuant to the Act of Congress of May 20, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the acts supplemental thereto, the claim of WALTER OLSON has been established and duly consummated, in conformity to law, for the EAST HALF OF THE SOUTHWEST QUARTER AND THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION THREE AND THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION TEN IN TOWNSHIP FIVE NORTH OF RANGE FORTY-ONE EAST OF THE BOISE MERIDIAN, IDAHO, CONTAINING ONE HUNDRED SIXTY ACRES,

according to the Official Plat of the Survey of the said Land, returned to the GENERAL LAND OFFICE by the Surveyor-General:

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said claimant and to the heirs and assigns of the said claimant forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing, or other purposes, and rights to ditches and reservoirs used in connection with such water rights, as may be recognized and acknowledged by the local customs, laws, and decisions of courts; and there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States; reserving, also, to the United States all coal in the lands so granted, and to it, or persons authorized by it, the right to prospect for, mine, and remove coal from the same upon compliance with the conditions of and subject to the limitations of the ACT OF MARCH 3, 1909 --35 STAT., 844--.

THIS PATENT IS ISSUED IN LIEU OF PATENT NO. 282132, DATED JULY 1, 1912, WHICH HAS BEEN CANCELED BECAUSE OF AN ERROR IN THE DESCRIPTION.

IN TESTIMONY WHEREOF, I, WILLIAM H. TAFT

President of the United States of America, have caused these letters to be made Patent, and the seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the TWENTIETH

(SEAL)

day of SEPTEMBER In the year of our Lord one thousand nine hundred and TWELVE and of the Independence of the United States the one hundred and THIRTY-SEVENTH

By the President:

By

*Wm. H. Taft*  
*H. O. LeRoy*

Secretary,

*H. O. LeRoy*  
Recorder of the General Land Office.

RECORD OF PATENTS: Patent Number 292881

6-2183

See Supplemental Patent No. 688,323  
issued under the Act of April 14, 1914