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SEP 21 2007

DEPARTMENT OF
WATER RESOURCES

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

SEP 20 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: 75-14465

Case No. 39576

ORDER GRANTING MOTION TO FILE
LATE NOTICE OF CLAIM

On June 7, 2007, Idaho Arrowhead Water District, by and through counsel, Kent W. Foster, filed a *Motion to File Late Notice of Claim* for the above-captioned water right. Hearing was held on the *Motion* on September 18, 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 Sept. 19, 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 September
20, 2007, with sufficient first-class postage to the following:

IDAHO ARROWHEAD WATER DIST

Represented by:

KENT W FOSTER

1000 RIVERWALK DR, STE 200

PO BOX 50130

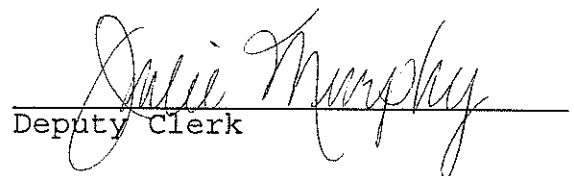
IDAHO FALLS, ID 83405

Phone: 208-523-0620

DIRECTOR OF IDWR

PO BOX 83720

BOISE, ID 83720-0098

A handwritten signature in cursive script, reading "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 75-14465

Date Received 9-21-07

Receipt Number 0084972

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED
2007 JUN 7 AM 9 32

1. Name of Claimant(s) Idaho Arrowhead Water District Phone (208) 756-1012

Mailing Address c/o Robert Kramer, 54 Oliver Dr., Salmon, ID Zip 83467

2. Date of Priority (Only (1) per claim) May 1, 1985

3. Source of water supply (a) Chipps Creek

which is tributary to (b) Pallard Creek

4.a. Location of existing point of diversion is:

Township 21N Range 21E Section 11, NW 1/4 of SW 1/4 of NW 1/4, Govt. Lot _____,
County of Lemhi

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. Intake structure on Chipps Creek with 6" pipeline to reservoir.

6. Water is claimed for the following purposes: (Both dates are inclusive) (cfs) (acre feet)

For Diversion to Storage purposes from 04/01 to 10/31 amount 7.0 cfs or 73.5 afa

For Irrigation Storage purposes from 01/01 to 12/31 amount _____ or 73.5 afa

7. Total quantity claimed (a) 7.0 (cfs) and/or (b) 73.5 (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of household served; Stockwater: Type and number of livestock Etc.) _____
10. Description of place of use:
- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 - If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instruction for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TLS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
21N	21E	1									42	38	41	32	37	40	20	18	268
		2													11		9.8	40	60.8

Total number of acres irrigated 328.8

11. In which county(ies) are lands listed above as place of use located? Lemhi

12. Do you own the property listed above as place of use? Yes ☒ 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.
Natural flow water rights 75-5 and 75-22 or None ()

14. Remarks:

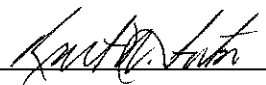
This is an enlargement claim under Idaho Code § 42-1426 and would constitute an enlargement of Water Rights Nos. 75-5 and 75-22, referenced above. Until recently, no one had any proof available that the reservoir was constructed prior to 1987, but it has been discovered from copies of a United States Geological Survey map based on aerial photography done in 1985 that the reservoir was present at that time.

15. Basis of Claim (Check one) Beneficial Use ☐ Posted Notice ☐ Permit ☐ Decree ☐ License ☐
Enlargement of Irrigation Rights Nos. 75-5 and 75-22 If applicable provide IDWR Water Right Number ☐

Court ☐ Case Number ☐ Decree Date ☐
Plaintiff vs Defendant ☐

16. Signature(s) For Organizations:

I do solemnly swear or affirm that I am attorney for Idaho Arrowhead Water District, that I have signed the foregoing document in the space below as Attorney for Idaho Arrowhead Water District, and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent 

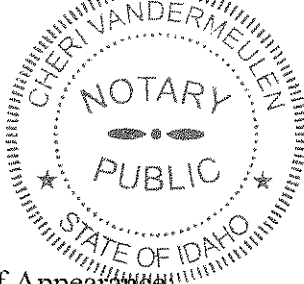
Title and Organization Attorney at law, Idaho Arrowhead Water District Date June 6, 2007

Last Name Idaho Arrowhead Water District Ident. Number 75-14465

State of Idaho

County of Bonneville

Subscribed and sworn (or affirmed) before me this 6th day June, 2007.



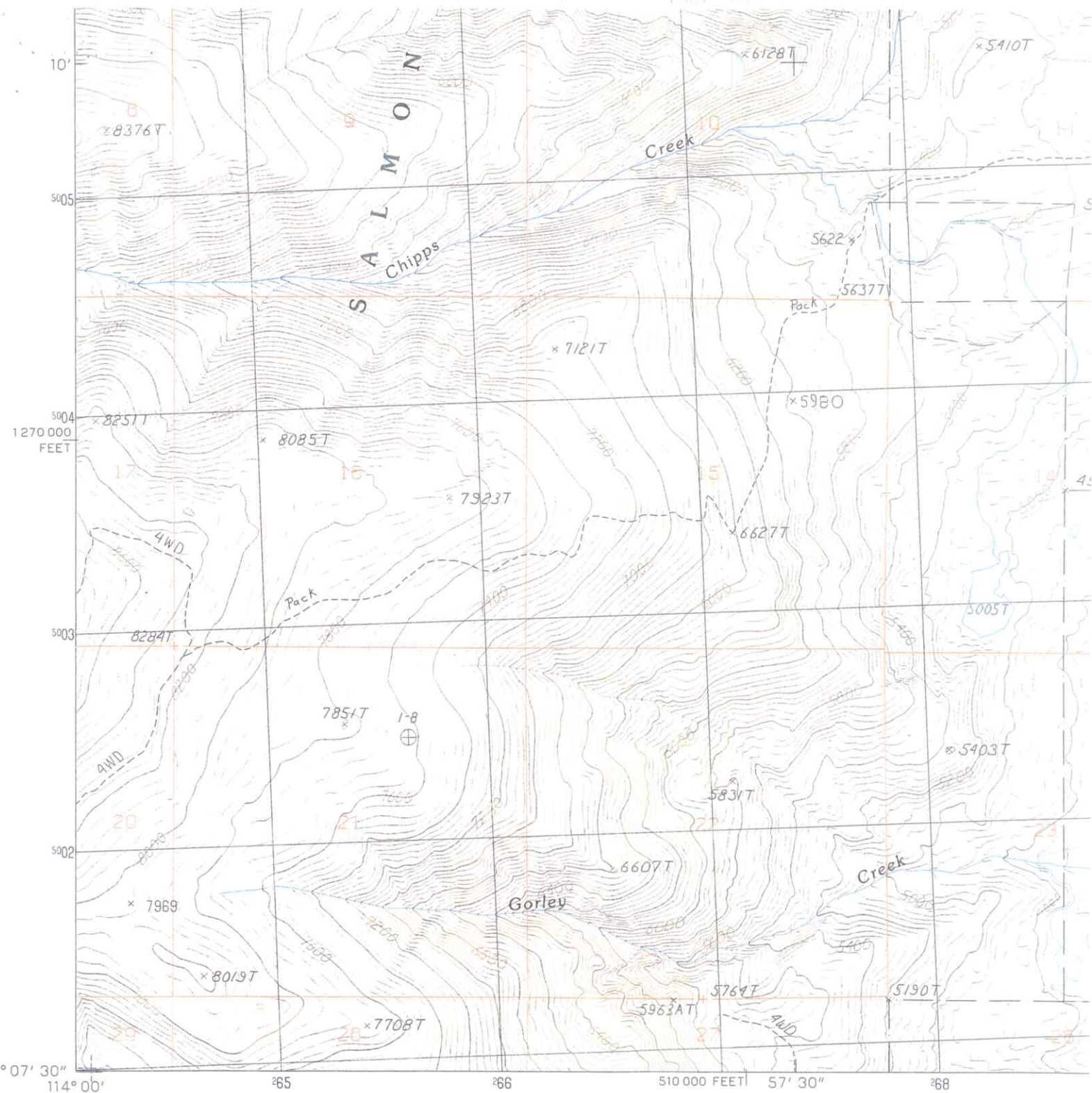
Cheri Vandermeulen
Notary Public for Idaho
Residing at: Idaho Falls, ID
My Commission Expires: July 7, 2009

17. Notice of Appearance:

Notice is hereby given that I, KENT W. FOSTER 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 Kent W. Foster
Address PO Box 50130 Idaho Falls, ID 83405
Date June 6, 2007

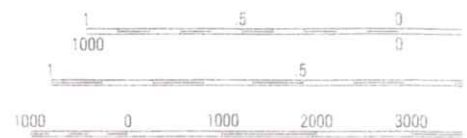
G:\WPDATA\KWF\7557 Arrowhead Water District\Claim, 75-14465.wpd:cdv



PRODUCED BY THE UNITED STATES GEOLOGICAL SURVEY
 CONTROL BY USGS NOS/NOAA
 COMPILED FROM AERIAL PHOTOGRAPHS TAKEN 1985
 FIELD CHECKED 1986, MAP EDITED 1989
 PROJECTION TRANSVERSE MERCATOR
 GRID: 1000-METER UNIVERSAL TRANSVERSE MERCATOR ZONE 12
 10,000 FOOT STATE GRID TICKS IDAHO, CENTRAL ZONE
 UTM GRID DECLINATION 2°05' WEST
 1989 MAGNETIC NORTH DECLINATION 16°30' EAST
 VERTICAL DATUM NATIONAL GEODETIC VERTICAL DATUM OF 1929
 HORIZONTAL DATUM 1927 NORTH AMERICAN DATUM
 To place on the predicted North American Datum of 1983,
 move the projection lines as shown by dashed corner ticks
 (12 meters north and 71 meters east)
 There may be private inholdings within the boundaries of any
 Federal and State Reservations shown on this map
 No distinction made between houses, barns, and other buildings
 Gray tint indicates area in which selected buildings are shown

PROVISIONAL MAP
 Produced from original
 manuscript drawings. Informa-
 tion shown as of date of
 photography.

NORTH



CONTY
 SUPPLEMENTAR

To convey
 To convey
 THIS MAP COMPLIES WITH
 FOR SALE BY U.S. GEOLOGICAL
 SURVEY

