

12-07-07

Dear sir/madam:

Enclosed is 1. STANDARD FORM 4
2. NOTICE OF CLAIM TO A WATER RIGHT
3. LETTER FROM IDWR
4. RECEIPT FROM IDWR

THANK YOU,

Jan D. McGreggor
McGreggor Land and
Livestock LP

RECEIVED
DEC 13 2007
DEPARTMENT OF
WATER RESOURCES

65-23188

In Re SRBA

Subcase

(Insert water right number)

Case 39576

STANDARD FORM 4

MOTION TO FILE:

☒ LATE NOTICE OF CLAIM☐ AMENDED NOTICE OF CLAIM

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

My name is MAC GREGOR Land & Livestock LP
Jodie D MacGregor

My address is PO Box 1410
Casper, ID 83611

My phone number is: Work 708 382 4266 Home _____

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:

It was my (mistaken) understanding that the
Contractor through his well driller would be
taking care of that. I was misinformed
or I misunderstood. One or the other
should have known better!!! Goca

☐ 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 \$ 150.00.

\$50 already Paid Down

☐ 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 March 18 2008 1:30 pm
(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 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 \$ 250.00.

SD already Paid IDWR

☐ 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 \$ _____.

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MOTION TO FILE AN AMENDED NOTICE OF CLAIM

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

VERIFICATION (Must be completed)

State of Idaho

County of Valley

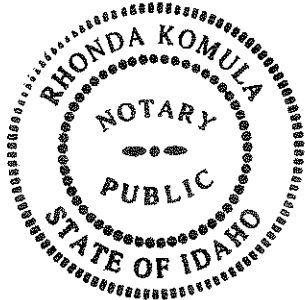
Jack D. MacGregor, being first duly sworn, upon oath, deposes and says:
(Insert name of person filing form)

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.

Jack D. MacGregor
Signature of person filing motion

Attorney signing in representative capacity

Subscribed and sworn to before me on 12-7-07.
(Insert Date)



Rhonda Komula
Notary Public for Valley County
Residing at: Cascade, ID
My Commission expires: 8/14/2013

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 Dec 12, 1997, 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:

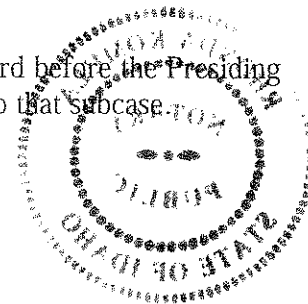
IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

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 65-23/88Date Received: 11-9-07Receipt No: C086294Received By: amk

RECEIVED

NOTICE OF CLAIM TO A WATER RIGHT

RECEIVED

DEC 13 2007

ACQUIRED UNDER STATE LAW

NOV 09 2007

DEPARTMENT OF
WATER RESOURCESFor Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per dayDEPARTMENT OF
WATER RESOURCES1. Name of Claimant(s) MacGregor Land & Livestock LP Phone (208) 382-4266Mailing Address PO Box 1410 Boise, ID Zip 836112. Date of Priority: (Only one per claim) 9-06-06 Month/Day/Year3. Source of water supply (Check one) ☒ Ground Water () or Other () (a) _____

which is tributary to (b) _____

4. Location of Point of Diversion is: Township 13 N, Range 4 E, Section 30,NW, 1/4 of NE, 1/4 of NW, 1/4 Govt. Lot _____, BM., County of Valley

Additional points of diversion if any: _____

5. Description of diverting works (Wells, Pumps, Spring boxes, Pipelines, 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.

100 ft well & pump

6. Water is claimed for the following: (limited to Domestic and/or Stockwater uses. See page 1 of the instructions.)

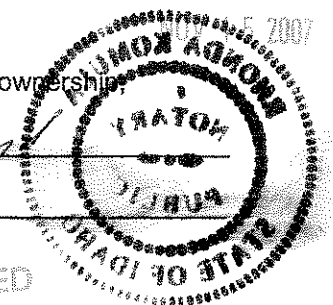
For Domestic purposes from Jan 1 to Dec 31 amount .04 (cfs)For Stockwater purposes from Jan 1 to Dec 31 amount .047. Total Quantity claimed .08 (cfs)8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership)

Stockwater and Number of livestock) 1 household, yard andstockwater up to 200 hd cattle

SCANNED

NOV 15 2007



SCANNED

NOV 15 2007

10. Location of Place of Use is: Township 13 N, Range 4 E, Section 30,
NE, 1/4 of NW, 1/4, Govt. Lot _____, BM.

for (Circle One) Domestic Stock Domestic and Stock
 Additional places of use, if any _____

11. Which county (ies) are lands listed above as place of use located? Valley

12. Do you own the property listed above as place of use? Yes (→) No ()

If the 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.

None (→) _____

14. Remarks:

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree
 Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number _____

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: 1

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) _____ Date: _____

_____ Date: _____

For Organizations: I do solemnly swear or affirm that I am General Partner

of MacGregor Land & Livestock Limited Partnership, that I have signed the foregoing document in the space below as
 Organization Title

General Partner of MacGregor Land & Livestock Limited Partnership
 Title Organization

And that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent John D. MacGregor Date 11-07-07

Title and Organization General Partner MacGregor Land & Livestock Limited Partnership

State of Idaho)
) SS.

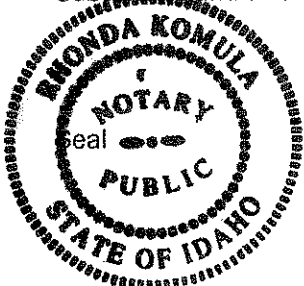
County of Valley

Subscribed and sworn (or affirmed) before me this 17th day of November 2007

Notary Public Rhonda Komula

Residing at Cascade, ID

My commission Expires 8/14/2013



Last Name _____ Identification No. 65-23188

SCANNED
 NOV 15 2007