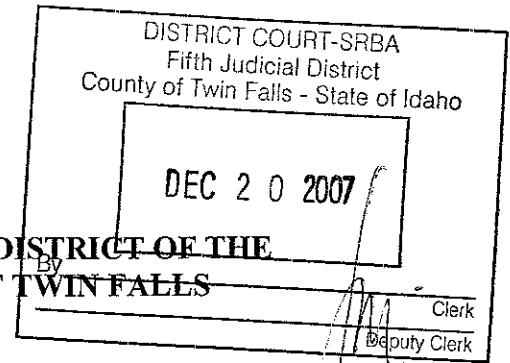


RECEIVED

DEC 21 2007

DEPARTMENT OF
WATER RESOURCES



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: 03-07020

ORDER GRANTING MOTION TO FILE
LATE NOTICE OF CLAIM

On September 28, 2007, the State of Idaho Department of Parks & Recreation, by and through counsel, David J. Barber, Deputy Attorney General, filed a *Motion to File Late Notice of Claim* for the above-captioned water right. Hearing was held on the *Motion* on December 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.

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

STATE OF IDAHO DEPT OF

Represented by:

STATE OF IDAHO

700 W JEFFERSON ROOM 210

P O BOX 44449

BOISE, ID 83711-4449

Phone: 208-334-2400

DIRECTOR OF IDWR

PO BOX 83720

BOISE, ID 83720-0098

A handwritten signature in cursive script, appearing to read "Julie Murphy", is written over a horizontal line.



RECEIVED

DEC 21 2007

DEPARTMENT OF
WATER RESOURCES



C. L. "Butch" Otter
governor

October 16, 2007

Robert L. Meinen
director

Snake River Basin Adjudication
253 3rd Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

Dean Sangrey, Administrator
operations division

David M. Ricks, Administrator
management services division

Subject: Motion for Late Claim 3-7020

IDAHO PARK AND
RECREATION BOARD

Steve Klatt
region one

Dear SRBA Court,

IDPR received a fee review from IDWR staff, Don Shaff, that a late fee was required in addition to the standard claim fee and variable fee.

Randal F. Rice
region two

The standard and variable fees were correctly submitted

Enclosed you will find a warrant in the amount of \$100 to cover the required late fee.

Ernest J. Lombard
region three

Please continue to process the motion for late claim.

Latham Williams
region four

If I can be of any assistance, please contact me at 514-2482 or
mlucachick@idpr.idaho.gov.

Jean S. McDevitt
region five

Sincerely,

Douglas A. Hancey
region six

Mary Lucachick
Water Recreation Analyst

IDAHO DEPARTMENT OF
PARKS AND RECREATION

p.o. box 83720
boise, idaho 83720-0065

(208) 334-4199

fax (208) 334-3741

tdd 1-800-377-3529

street address
5657 Warm Springs Avenue

RECEIVED

DEC 21 2007

DEPARTMENT OF
WATER RESOURCES

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 3-7020

Date Received:

Receipt No:

Received By:

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

1. Name of Claimant(s)

IDAHO DEPARTMENT OF PARKS & RECREATION (LESSEE)
STATEHOUSE MAIL
PO BOX 83720
BOISE ID 83720-0065
(208) 334-4180

2 Date of Priority: FEB 25, 1977

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
35N	06W	26	NW NW	NEZ	PERCE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A.
IRRIGATION	03/01	10/31	1.07	165.0

7. Total Quantity Appropriated is:

1.07 C.F.S. 165.0 A.F.A.

8. Total consumptive use:

9 Non-irrigation uses:

Water Right 3-7020

2007 SEP 28 PM 11 55
FILED
DISTRICT COURT
TWIN FALLS CO., IDAHO

10. Place of use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
35N	06W	23	SE	NW	2	IRRIGATION	2.1
			SW	NW	2	IRRIGATION	5.3
			NE	SW	3	IRRIGATION	2.3
			NW	SW	3	IRRIGATION	9.1
			NW	SW		IRRIGATION	3.2
			SW	SW	4	IRRIGATION	8.7
			SW	SW		IRRIGATION	4.1
			SE	SW	4	IRRIGATION	2.8
Section Acres							37.6
35N	06W	26	NE	NW	3	IRRIGATION	2.1
			NW	NW	3	IRRIGATION	4.6
			NW	NW		IRRIGATION	1.2
Section Acres							7.9
Total Acres							45.5

11. Place of use in counties: NEZ PERCE

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

13. Other Water Rights Used: NONE FOR SAME PURPOSE

14. Remarks:

License incorrectly described POD as: T35N, R6W, S26, NENW. Correct POD is shown on IDWR file's copy of attached Corps sketch map =T35N, R6W, S26, NWNW. Note: Although physical POD location has never changed, this should be considered an accomplished transfer.

License incorrectly described POU in S23. Correct tracts are in the NW & SW, T35N, R6W, S23, as shown on IDWR file's copy of attached Corps sketch map. Note: Although physical POU location has never changed, this should be considered an accomplished transfer

This claim clarifies the POD & POU physical location of irrigation using 2004 imagery of "Hells Gate" State Park, Lease No.: DACW68-1-75-25. See attached 2004 imagery "Idaho Department of Parks and Recreation" map dated 6-11-07

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 Organizations:

I do solemnly swear or affirm that I am Director of

Idaho Parks & Recreation, that I have signed the foregoing
Organization

document in the space below as Director of
Title

Idaho Parks and Recreation and that the statements contained in the
Organization

foregoing document are true and correct. Robert E. Meinen
Signature of Authorized Agent

Director Idaho Department of Parks & Recreation
Title and Organization

9/26/07
Date

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: _____

State of Idaho

County of Ada) SS

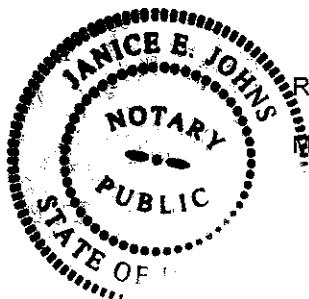
Subscribed and sworn (or affirmed) before me this

of 9/06 2007

Janice E. Johns
Notary Public

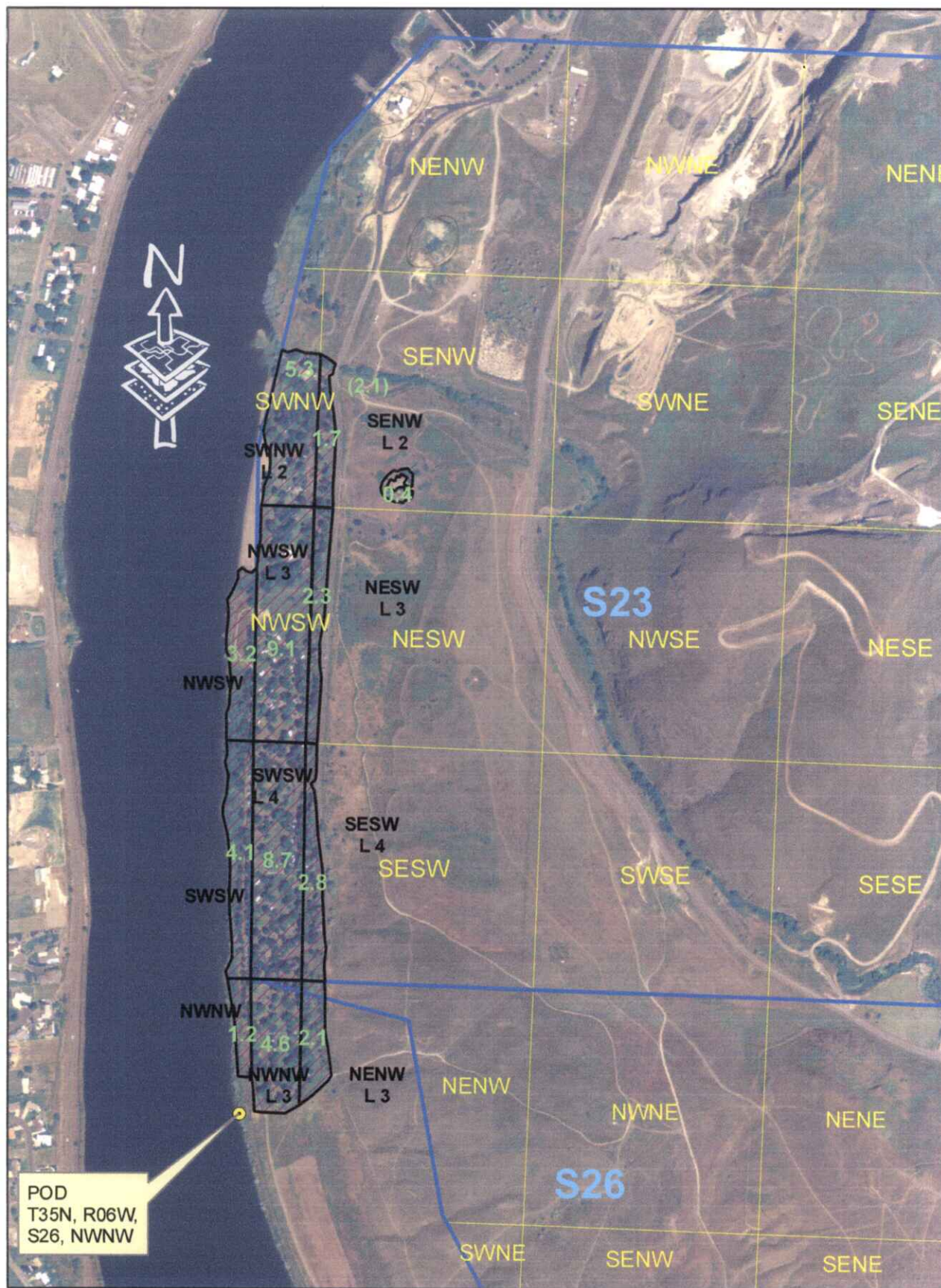
Residing at Boise Idaho

My commission Expires 7/23/2010



IDAHO DEPARTMENT OF PARKS & RECREATION

T35N, R06W, S23 & S26



POD
T35N, R06W,
S26, NWNW



03-07020 POD



03-07020 POU

0 0.125 0.25 0.5 Miles

LICENSE 03-07020

Map prepared
by: RDH 6-11-07
2004 MAP

CORPS OF ENGINEERS, U.S. ARMY

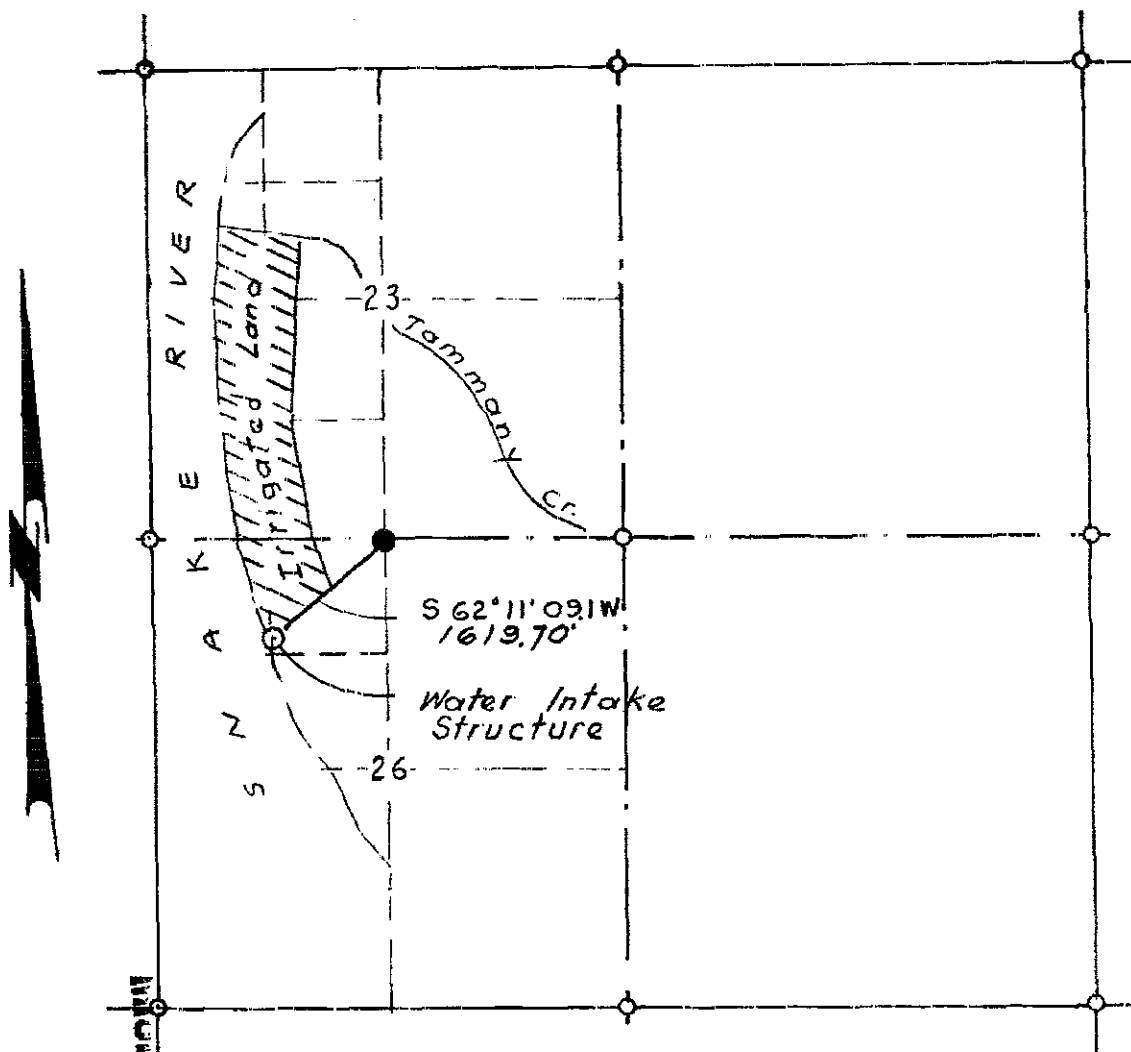
WALLA WALLA DISTRICT

ENGINEERING DIVISION E&M BRANCH SURVEY SECTION

PROJECT LOWER GRANITE RESERVOIR, HELLSGATE PARK

SUBJECT WATER INTAKE STRUCTURE

BY DATE CHECKED PART PAGE OF

SECTION 26 TOWNSHIP 35 N, RANGE 6 W., BOISE MERIDIAN
NEZ PERCE COUNTY, IDAHO

Scale 1" = 1000'

NPD Form 7A O/P-1
June 1962Clearprint
RP
Translucent Grid

DESCRIPTION: THE WATER INTAKE STRUCTURE IS LOCATED IN THE NW 1/4 OF THE NW 1/4 OF SECTION 26, TOWNSHIP 35 NORTH, RANGE 6 WEST, BOISE MERIDIAN, NEZ PERCE COUNTY, IDAHO. BEING S. 62-11-09.1 W. A DISTANCE OF 1619.70 FT. FROM THE NORTH QUARTER CORNER OF SECTION 26, LAMBERT, WASHINGTON SOUTH ZONE COORDINATES ARE: N. 390,786.62 E. 2,863,599.26