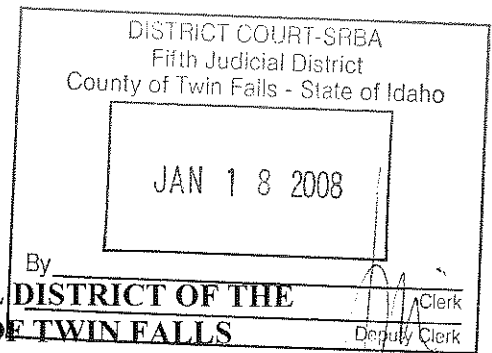




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Subcase: 22-13781

Case No. 39576

ORDER GRANTING MOTION TO FILE
LATE NOTICE OF CLAIM

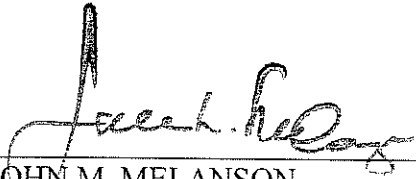
On October 4, 2007, Idaho Ranch Subdivision LLC, by and through counsel, Gordon S. Thatcher, filed a *Motion to File Late Notice of Claim* for the above-captioned water right. Hearing was held on the *Motion* on January 15, 2008. This *Motion* complied with all procedural requirements under **SRBA Administrative 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 January 18, 2008.


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 January 18,
2008, with sufficient first-class postage to the following:

IDAHO RANCH SUBDIVISION LLC

Represented by:

GORDON S THATCHER

THATCHER LAW OFFICE, PLLC

116 S CENTER

PO BOX 216

REXBURG, ID 83440

Phone: 208-359-5885

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.

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 22-13781
Date Received: 10/3/2007
Receipt No: C085747
Received By: TG

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

IDAHO RANCH SUBDIVISION LLC Phone: (208)787-4554
PO BOX 362
VICTOR ID USA 83455

2. Date of Priority: 04/15/1975

3. Source: PONY CREEK Trib. to: CANYON CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	43E	33	SE SE SE	TETON	

5. Description of diverting works:

Dam in Pony Creek to ditch to pump to sprinkler system.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/31	3.86	

7. Total Quantity Appropriated is:
3.86 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
06N	43E	29	SW SW	IRRIGATION	28
			SE SW	IRRIGATION	22
				Section Acres	50

06N	43E	32	NE	NW	IRRIGATION	35
			NW	NW	IRRIGATION	37
			NE	SE	IRRIGATION	5.1
					Section Acres	77.1
06N	43E	33	NW	NW	IRRIGATION	5.2
			SW	NW	IRRIGATION	36
			SE	NW	IRRIGATION	3.4
			NE	SW	IRRIGATION	34
			NW	SW	IRRIGATION	31
			SE	SW	IRRIGATION	18
			NW	SE	IRRIGATION	18
			SW	SE	IRRIGATION	40
			SE	SE	IRRIGATION	3.1
					Section Acres	188.7
					Total Acres	315.8

11. Place of use in counties: MADISON, TETON

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

13. Other Water Rights Used:

14. Remarks:

Right Nos. 22-628A and 22-13781 are limited to a total combined diversion rate of 6.0 cfs.

Right Nos. 22-628A and 22-13781 are limited to the irrigation of a combined total of 315.8 acres in a single irrigation season.

This right is for an enlargement of 193.8 acres within the place of use described for this right.

This right is based upon an enlargement of Right No. 22-628A pursuant to Section 42-1426, Idaho Code.

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

This claim will remain in temporary status until approved by the court.

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 _____ 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 Attorney of
Idaho Ranch Subdivision LLC, that I have signed the foregoing
Organization
document in the space below as attorney of
Title
Idaho Ranch Subdivision LLC and that the statements contained in the
Organization
foregoing document are true and correct. Gordon S. Phatella

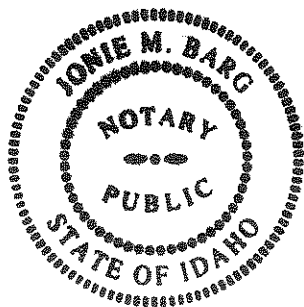
Signature of Authorized Agent

Attorney for Idaho Ranch Subdivision LLC
Title and Organization

October 3, 2007
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 3 day of October 2007



Jonie M. BARG
Notary Public
Residing at Idaho Falls
My commission Expires July 24, 2013