

RECEIVED

JUL 17 2008

DEPARTMENT OF
WATER RESOURCES

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

JUL 16 2008

By

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: 29-13831

Case No. 39576

ORDER GRANTING MOTION TO FILE
LATE NOTICE OF CLAIM

On April 7, 2008, William and Ronda Brennan, by and through counsel, Robert L. Harris, filed a *Motion to File Late Notice of Claim* for the above-captioned water right. Hearing was held on the *Motion* on July 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 July 16, 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 July 16, 2008, with sufficient first-class postage to the following:

RONDA BRENNAN
WILLIAM BRENNAN
Represented by:
ROBERT L HARRIS
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

ORDER

Page 1 7/16/08

FILE COPY FOR 00504

Deputy Clerk

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	29-13831
Date Received	DISTRICT COURT-SRBA
Receipt No.	Fifth Judicial District
Received By	County of Twin Falls - State of Idaho
APR - 7 2008	
Clerk	
Deputy Clerk	

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day

- Name of Claimant(s) William or Ronda Brennan Phone (801) 592-0522
Mailing Address 2329 Michigan Avenue, Salt Lake City, UT Zip 84108
c/o Keith C. Wilson Rocky Mountain Environmental Associates, Inc.
482 Constitution Way, Ste 303 (208) 524-2353
Idaho Falls, ID 83402 (208) 524-1795 Fax
- Date of Priority (Only one per claim) June 1, 1948
Month/Day/Year (YYYY)
- Source of water supply (Check one) Groundwater () or Other (X) (a) Spring
which is tributary to (b) Sinks
- Location of existing point of diversion is: Township 8S Range 38E Section 28,
NE 1/4 of NW 1/4 of NE 1/4, or Govt. Lot _____, BM., County of Bannock; Parcel (PIN) No. _____
Additional points of diversion if any: _____
If Available, GPS Coordinates: Lat/Long 42° 42' 10.910" N; 112° 0' 44.120" W
- 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.
Collection pipe and tank with mainline to single domestic home, collection tank overflow diverted into small recreation pond with surface area less than 1/2 acre.
- Water is claimed for the following purposes: (Limited to Domestic and/or Stockwater uses. See page 1 of the instructions.)
For Domestic purposes from 01/01 to 12/31 amount 0.04 (cfs) or (AFA)
- Total Quantity claimed 0.04 (cfs) or (AFA)
- Non-irrigation uses. Describe fully (eg. Domestic: Give number of households served if single ownership;
Stockwater: Type and number of livestock) Single domestic home

9. Location of Place of Use is: Township 08S, Range 38E, Section 28,
NW ¼ of NE ¼, Govt. Lot _____, BM.; Parcel (PIN) No. _____
 For (Circle One) Domestic Stock Domestic and Stock
 Additional places of use, if any _____

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

11. Do you own the property listed above as place of use? Yes X No
 If your answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.
 None (X) _____

13. Remarks: _____

14. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree _____
 Court _____ Decree Date _____ Plaintiff vs Defendant _____
 If applicable provide IDWR Water Right Number _____

15. 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.
 annual fee for monthly copies of the docket sheet.

Number of Attachments 5

For Individuals: I/we do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) Ronda Brennan Date 03.04.08
Mike A. Brennan Date 03.04.08

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am

_____ of _____
 (Title) (Organization)

that I have signed the foregoing document in the space below as

_____ of _____
 (Title) (Organization)

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

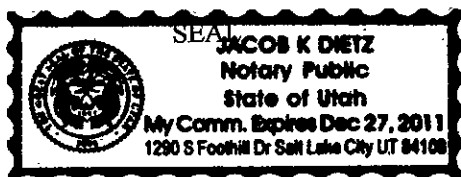
Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or Utah

County of Salt Lake

Subscribed and sworn (or affirmed) before me this 4 day of March 2008



Notary Public Jacob K Dietz
 Residing at 1290 S Foothill Dr, Salt Lake City, UT 84108
 My Commission Expires December 27, 2011

Last Name BRENNAN

Identification No. _____

29-13831

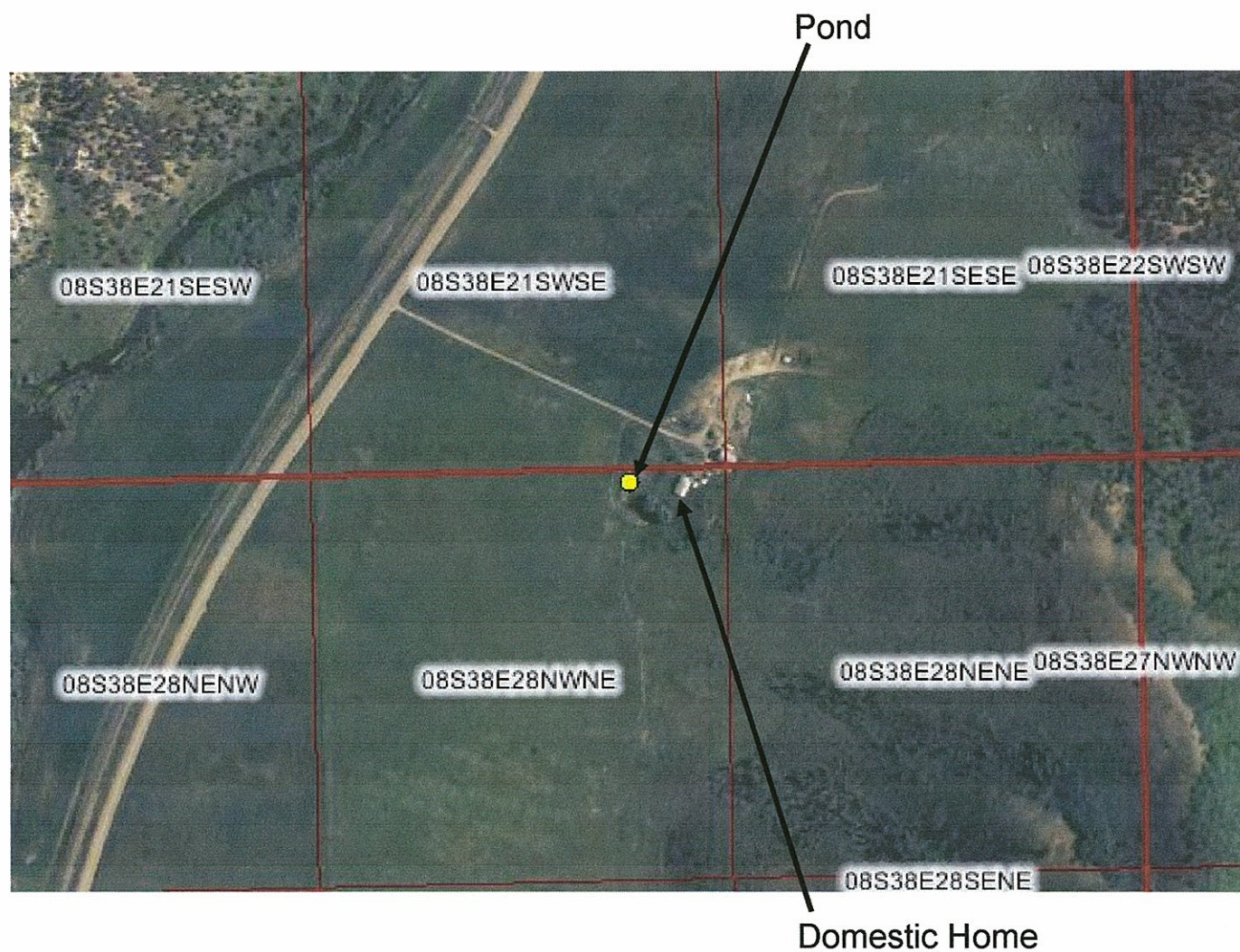
Pond Location/Place of use

The lat/long you provided was 42° 42' 12.420" N; 112° 0' 47.440" W

Here are the results:

NW quarter of the **NE** quarter of Section **28**, Township **08S**, Range **38E**

IDTM NAD83 coordinates: Easting=2662722; Northing=1280022



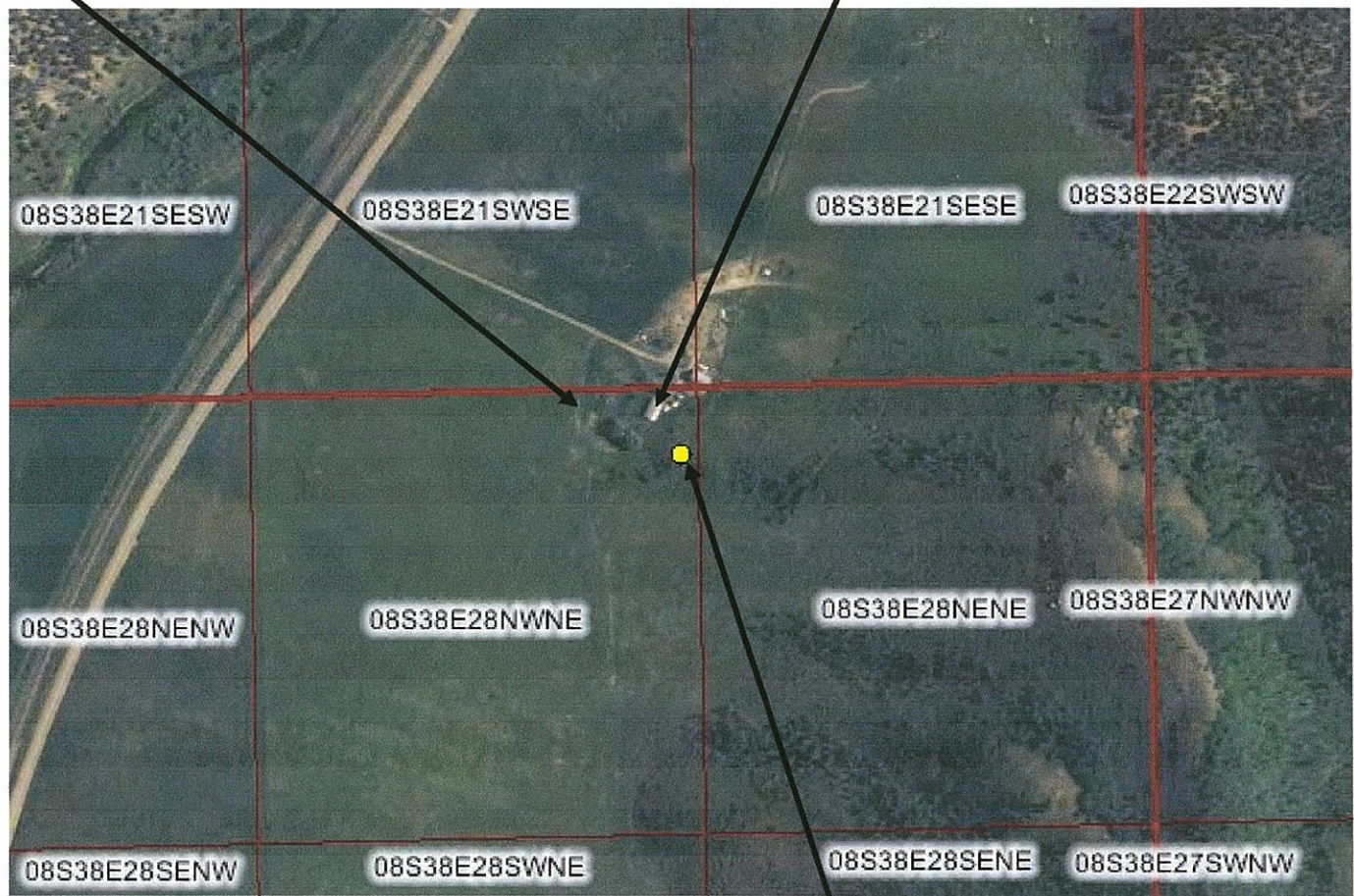
Spring Location/Point of Diversion

The lat/long you provided was 42° 42' 10.910" N; 112° 0' 44.120" W
Here are the results:

IDTM NAD83 coordinates: Easting=2662799; Northing=1279977

Pond (See attached Pond Locator page)

Domestic Home



Point of Diversion

Spring Location/Point of Diversion

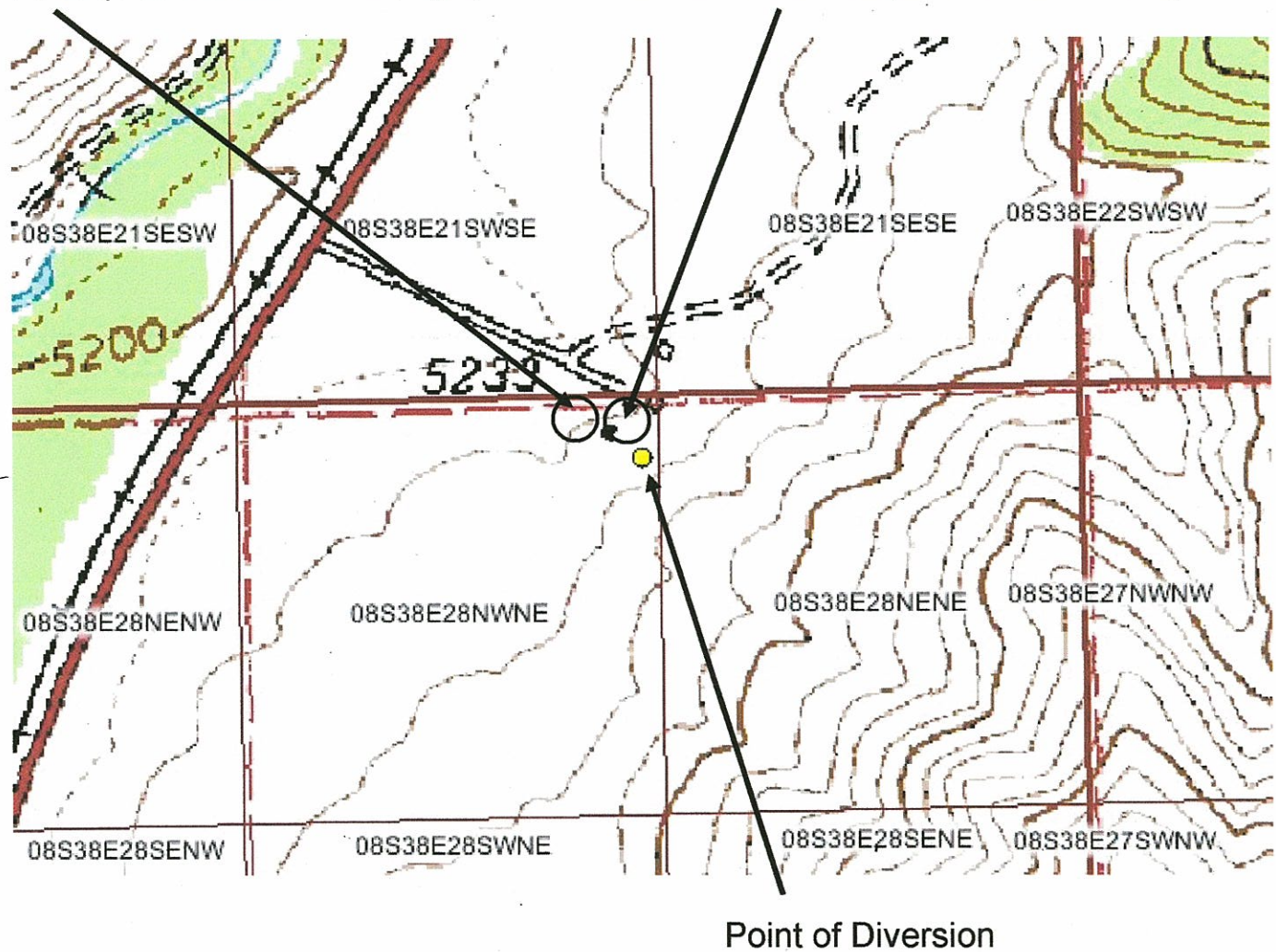
The lat/long you provided was 42° 42' 10.910" N; 112° 0' 44.120" W

Here are the results:

IDTM NAD83 coordinates: Easting=2662799; Northing=1279977

Pond (See Pond Locator page)

Domestic Home (See Aerial Photos)



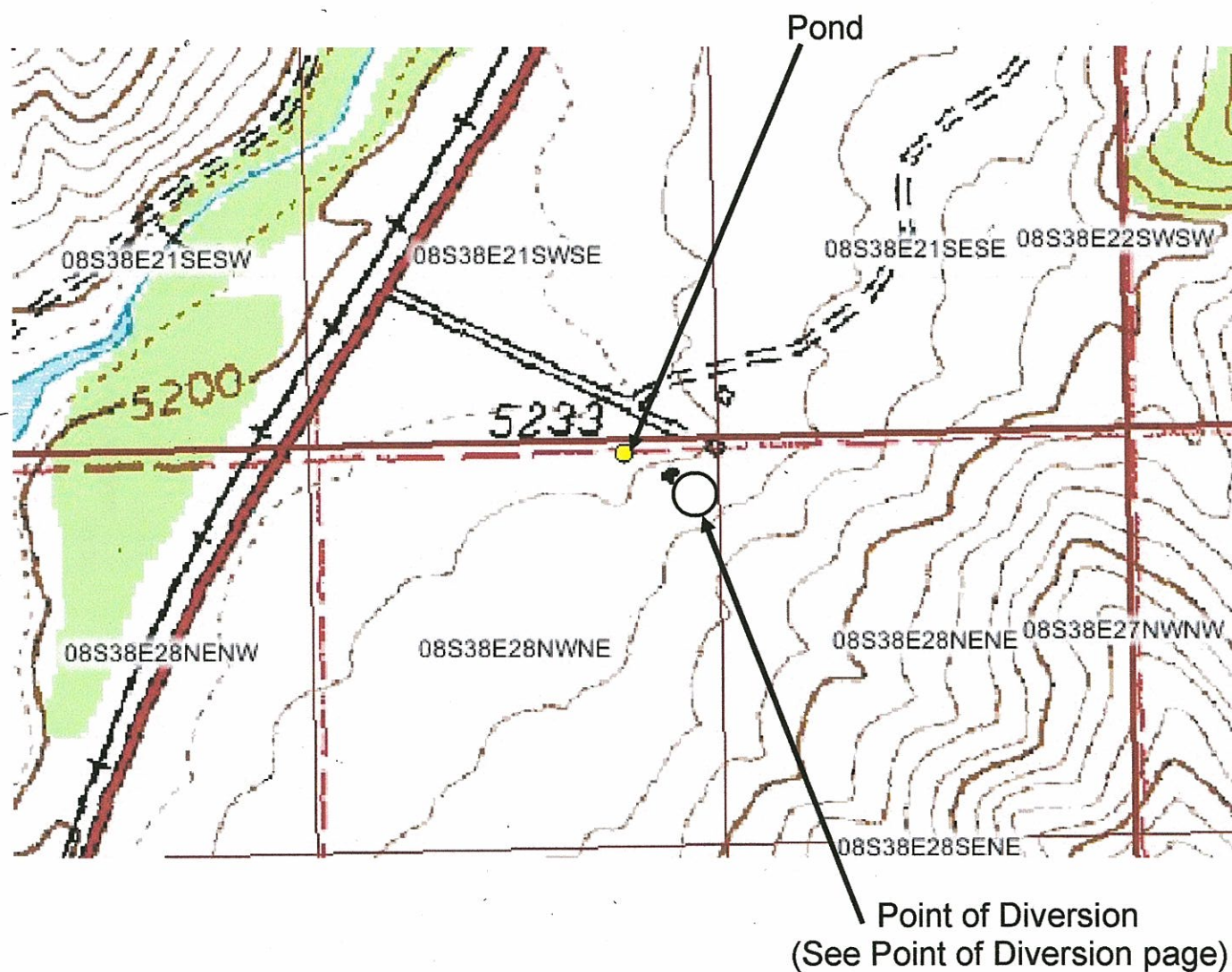
Pond Location/Place of use

The lat/long you provided was 42° 42' 12.420" N; 112° 0' 47.440" W

Here are the results:

NW quarter of the NE quarter of Section 28, Township 08S, Range 38E

IDTM NAD83 coordinates: Easting=2662722; Northing=1280022



IPM101 | PARCEL MASTER INQUIRY | [2008] | [INQUIRY 1] | [02/19/08]

Parcel No [R4053001504] Status [] Legal Description []
 Owner Name [BRENNAN, WILLIAM] [S28-T8S-R38E]
 Address 1 [& BRENNAN, RONDA H/W] [TR NW4NE4 TR 22 2.44 AC]
 Address 2 [2429 MICHIGAN AVE]
 Address 3 []
 Address 4 []
 City [SALT LAKE CITY] St [UT] []
 Zip [841080000] Comment []
 Property House Dr Street [CONTIQ W/R4053000402]
 Address [000000] [] [BLAZER HWY] []
 Property Type [RR] Deed Number [20721258]
 Code Area [006000] Old Deed No [20615993]
 Bank Code [] Previous No [R4053001501]
 LL [00] SM [00] Next Parcel [] Homeowner's []
 Last Signed []
 CB Code [] Hardship Flag []
 CB Amount [] Hardship Pct [.00]
 Urban Code [] Base [] Appr 05 Coml Geo []

03 NON-IRRIGATED AGRICULTURAL LAND 10 HOMESITE LAND ON CATEGORIES 1 TH
 31 IMPROVEMENTS ON CATEGORY 10 32 IMPROVEMENTS ON CATEGORIES 1 THR

Page 2

IRC101 RESIDENTIAL PROPERTY INQUIRY 2008 02/19/08
 INQUIRE

PARCEL NO. R4053001504 SHEET NO. 01 of 1 CODE-AREA 006000
 OWNER NAME BRENNAN, WILLIAM LEGAL S28-T8S-R38E
 ADDRESS & BRENNAN, RONDA H/W DESC TR NW4NE4 TR 22 2.44 AC
 2429 MICHIGAN AVE

LOCATION SALT LAKE CITY UT
 000000 BLAZER HWY COMM CONTIQ W/R4053000402
 MISCELLANEOUS DATA
 GRADE 2.00 USE CODE 311200 MKT GRADE 2 SHAPE CODE
 YR BUILT 1948 YR RMDLD EFF AGE 58 ZONE CODE
 DT OCC % COMPLETE 1.00 PHOTO # MAP # 05
 (Y OR N) VALUES SUMMARY
 COMPUTED BY EC DATE 05/03/06 PRE-BUILT? RESID 158,265
 APPRAISER JH DATE 02/10/06 BLDG PERMIT? GARAGE
 ASSESSOR DATE UNDER CONSTRU? CARPORT
 REINSPECTION DATE OTH IMP
 TOTAL 158,265
 PURCH PRICE DATE
 PURCH PRICE DATE
 PURCH PRICE DATE

P.O. Box 4969
Pocatello, Idaho 83205-4969
Phone 236-7260
Fax 236-7074



Jo Lynn Anderson
Assessor

Room 204
624 E. Center St.
Pocatello, Idaho

FEB. 15, 2008

WILLIAM & RONDA BRENNAN
2429 MICHIGAN AVE
SALT LAKE CITY, UT 84108

TO WHOM IT MAY CONCERN:

ENCLOSED FIND DOCUMENT COPIES FROM THE OWNERSHIP FILES IN
BANNOCK COUNTY. ALL RECORDS CONCERNING THE PROPERTY ON
BLAZER HIWAY, INDICATE YEAR OF CONSTRUCTION OF THIS HOME TO
BE 1948.

I CERTIFY THE DOCUMENTS TO BE TRUE AND EXACT COPIES OF THE
SAME.

SINCERELY,

CRICKETT HAWKINS
CHIEF DEPUTY ASSESSOR
BANNOCK COUNTY



Crickett Hawkins
Chief Deputy
BANNOCK COUNTY ASSESSOR'S OFFICE

Room 204
624 E Center
P.O. Box 4969
Pocatello, ID 83205-4969

E-MAIL: cricketth@bannockcounty.us
OFFICE: (208) 236-7425
FAX: (208) 236-7074

Last Name Brennan

Identification Number 29-13831

BLAZER HWY
R4053001504 006000
BRENNAN, WILLIAM
& BRENNAN, RONDA H/W
2429 MICHIGAN AVE
SALT LAKE CITY UT 84108
S28-TBS-R38E
TR NW4NE4 TR 22 2.44 AC

IDAHO RESIDENTIAL PROPERTY RECORD

Sheet No. 1462 of

MISCELLANEOUS DATA

Class
Use Code 3112
Units
Market Grade
Year Built 1948
Year Remodeled
Effective Age
Effective Year
Shape Code
Date Occupied

YES	NO

Prebuilt
Building Permit
Under Construct.

Photo No.

VALUES SUMMARY

	YEAR	YEAR
Residence	\$	\$
Garage	\$	\$
Carport	\$	\$
Other	\$	\$
Total Improve.	\$	\$
Land	\$	\$
MARKET VALUE	\$	\$

PURCHASE INFORMATION

Price
Price
Asking
Rent Per Date

Property Address

Inspected By 2-10-06 DH Date 3-12-07 Rev Yr
Computed By Date Rev Yr
Certified Appraiser Date Rev Yr
Assessor Date Rev Yr
Reinspection Date Rev Yr



LAND INFORMATION

01 NEIGHBORHOOD	02 OFF-SITE IMPROVEMENTS	03 TOPOGRAPHY	04 WATER FRONT PROPERTY	05 ON-SITE UTILITIES
01 Urban 06 Stable 02 Suburban 07 Improving 03 Rural 08 Declining 04 Recreational 90	Street: 04 Asphalt/Conc. 01 None 05 Grave/Dirt 02 Public Access 06 Sidewalks 03 Private Access 07 Curb/Gutters 90	01 Low 02 Level 03 Moderate Slope 04 Steep Slope 90	01 Lake 6 Beach: 02 River/Creek None P F A G E 03 Accretion 7 Grade: 04 Bluff Land P F A G E 05 Flood Plain 90	01 Electricity 05 Public Water 02 Gas 06 Private Well 03 Underground Elec/Telephone 07 Public Sewer 04 Cable TV 08 Septic System 90

06 SUBJECT DIMENSIONS	07 SITE INFORMATION	08 REMARKS
Frontage Depth Other 90	01 Location P F A G E 02 Amenities P F A G E 03 Landscaping P F A G E 04 View P F A G E 05 Detriments Few Many None 06 Zoned	

09 COMPOSITE ADJUSTMENT	10 SITE ADJUSTMENTS
CAT LOC CLASS TYPE UNIT QTY COST BASE VALUE	01 Location 10 Access 20 View 30 Topography 40 Width TOTAL EXT. 50 Depth 60 Plottage 70 Beach 80 Corner 90 FACTOR VALUE
	% % % % % % % %
	% % % % % % % %
	% % % % % % % %
	% % % % % % % %

APPRaiser: APPRAISAL DATE: REVIEW YR
REINSPECTED APPR. DATE REVIEW YR

29-13831

LAND VALUE \$