

RECEIVED

OCT 23 2008

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

OCT 23 2008

Subcase: 27-12183

ORDER GRANTING MOTION TO FILE
LATE NOTICE OF CLAIM and NOTICE
SETTING STATUS CONFERENCE

By _____

Clerk
Deputy Clerk

On July 24, 2008, Katie Wallace filed a *Motion to File Late Notice of Claim* for the above-captioned water right. Hearing was held on the *Motion* on October 21, 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** conditionally, upon full payment of the appropriate filing fees. NOTICE IS HEREBY GIVEN that a status conference is set in this matter on **Tuesday, November 18, 2008, at 1:30 p.m. (Mountain Time), at the Snake River Basin Adjudication District Court, 253 - 3rd Avenue North, Twin Falls, Idaho.** Parties may participate by telephone by dialing the number 1-918-583-3445 and when prompted entering code 406128. If verification of full payment of fees is received by this Court prior to the hearing date, said hearing will be **vacated**.

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 October 22, 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 AND NOTICE SETTING STATUS CONFERENCE was mailed on October 22, 2008, with sufficient first-class postage to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

KATIE WALLACE
449 E 400 N
BLACKFOOT, ID 83221
Phone: 208-709-3311

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

Date Received:

Receipt No.

Received By:

CLERK OF DISTRICT COURT-SEBA
Fifth Judicial District
County of Twin Falls - State of Idaho

JUL 24 2008

By: [Signature]
Deputy Clerk

Phone (208) 769-3391

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Katie Wallace

Mailing Address 449 East 400 North Blackfoot, Idaho ZIP 83221
Street or Box City State

2. Date of Priority (Only one (1) per claim) 6-1-1907
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water (✓) or Other () (a) _____
which is tributary to (b) Blackfoot River

4. a. Location of Point of Diversion is: Township 2S, Range 36E, Section 14,
SE, 1/4 of NW, 1/4 of NE, 1/4 Govt. Lot _____, BM., County of Bingham

Additional points of diversion if any: _____

If available, GPS Coordinates _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4 of _____, 1/4
Govt. Lot _____, BM., County of _____

ending point is: Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4 of _____,
1/4 Govt. Lot _____, BM., 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. Head gate in stream to ditches for flood irrigation.

Last Name Wallace Ident No. _____

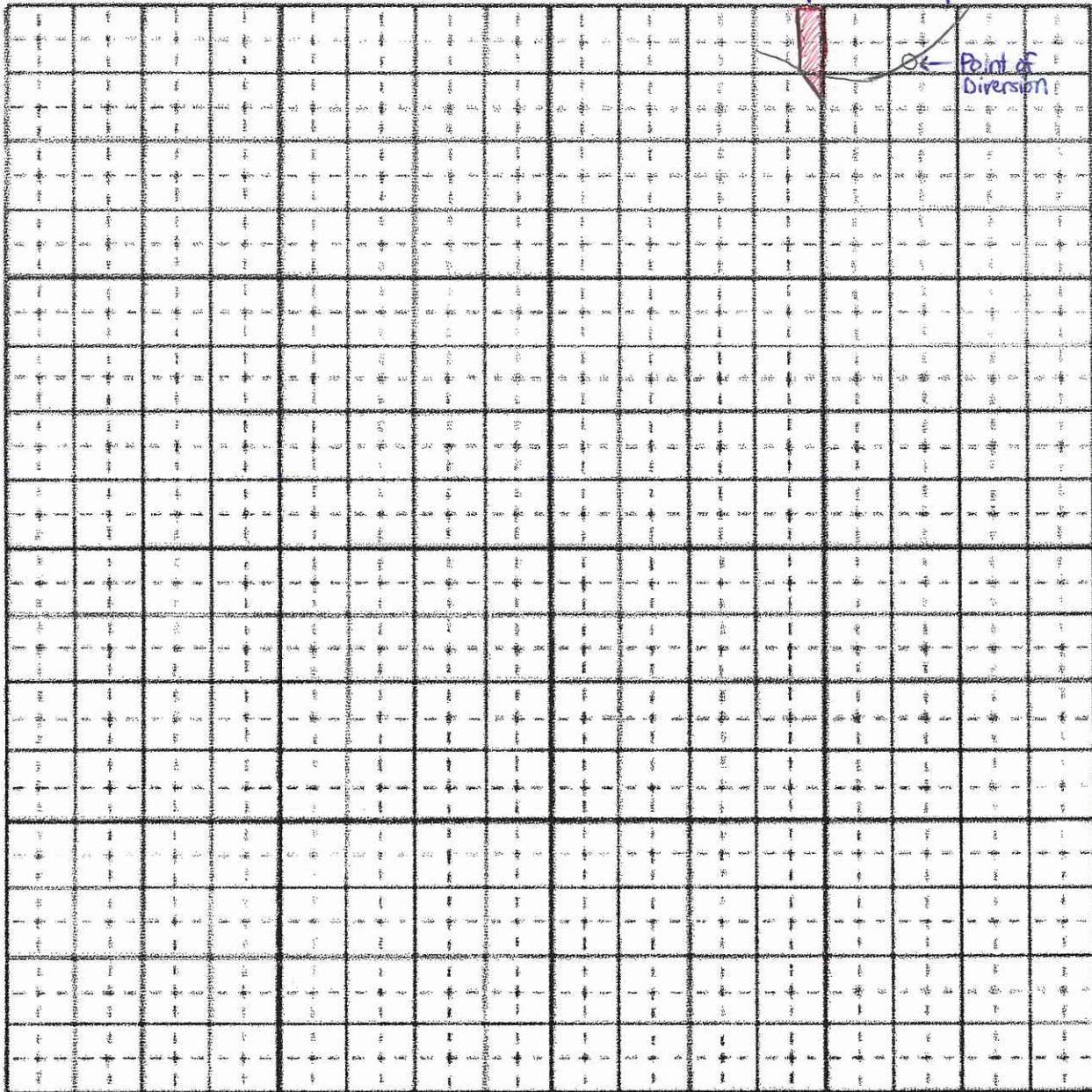
Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 Inches equals 1 mile

Township 2 South, Range 36 E, Section 14

Place of Use
↓

(Please see enclosed aerial
photos for concise location)



Last Name Wallace Ident No. _____

B49108

535097

WARRANTY DEED

BINGHAM COUNTY RECORDER
BLACKFOOT, IDAHO
FEE 3.00 DEPT

2003 DEC -1 PM 4:10

RECORDED AT THE REQUEST OF

For Value Received **Katie Christiansen, a single woman**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Katie Christiansen, an unmarried woman

FIRST AMERICAN TITLE COMPANY

whose address is: **449 East 400 North, Blackfoot, Idaho 83221**

Hereinafter called the Grantee, the following described premises situated in Bingham County, Idaho, to-wit:

A portion of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 14, Township 2 South, Range 36 E.B.M., Bingham County, Idaho, described as: Beginning at a point on the S. right-of-way of a county road that is S. 89°45'00" E. 2048.60 feet along the section line and S. 25.00 feet and S. 89°45'00" E. 365.00 feet from the NW corner of said Section 14, and running thence S. 89°45'00" E. 242.44 feet; thence S. 00°25'04" E. 1050.28 feet; thence N. 43°47'15" W. 361.41 feet; thence N. 790.34 feet to the point of beginning.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: November 24, 2003

Katie Christiansen
Katie Christiansen

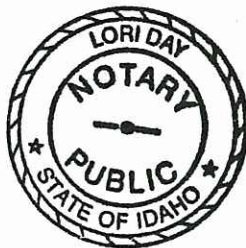
STATE OF Idaho

)ss.

COUNTY OF BINGHAM

On this 24th day of November, 2003, before me Lori Day, personally appeared Katie Christiansen, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that she executed the same.

Lori Day
Notary Public of Idaho
Residing at: Blackfoot, Idaho
Commission Expires: 10/21/09



535097

B49108

53509'7

WARRANTY DEED

BINHAM COUNTY RECORDER
BLACKFOOT, IDAHO
FEE 3 DEC

2003 DEC -1 PM 4:10

RECORDED AT THE REQUEST OF

For Value Received **Katie Christiansen, a single woman**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Katie Christiansen, an unmarried woman

FIRST AMERICAN TITLE COMPANY

whose address is: **449 East 400 North, Blackfoot, Idaho 83221**

Hereinafter called the Grantee, the following described premises situated in **Bingham** County, Idaho, to-wit:

A portion of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 14, Township 2 South, Range 36 E.B.M., Bingham County, Idaho, described as: Beginning at a point on the S. right-of-way of a county road that is S. 89°45'00" E. 2048.60 feet along the section line and S. 25.00 feet and S. 89°45'00" E. 365.00 feet from the NW corner of said Section 14, and running thence S. 89°45'00" E. 242.44 feet; thence S. 00°25'04" E. 1050.28 feet; thence N. 43°47'15" W. 361.41 feet; thence N. 790.34 feet to the point of beginning.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: November 24, 2003

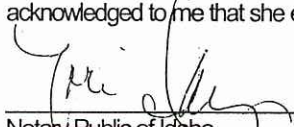

Katie Christiansen

STATE OF Idaho

)ss.

COUNTY OF BINGHAM

On this 24th day of November, 2003, before me Lori Day, personally appeared Katie Christiansen, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that she executed the same.


Notary Public of Idaho
Residing at: Blackfoot, Idaho
Commission Expires: 10/21/09



53509'7

An aerial photograph showing a patchwork of agricultural fields. The fields are mostly rectangular, with some circular or irregular shapes. The colors range from dark green to light brown, indicating different crops or stages of growth. A red rectangle is drawn on the image, highlighting a specific area in the lower-left quadrant. The text "August 2000" is overlaid on the bottom of the image.

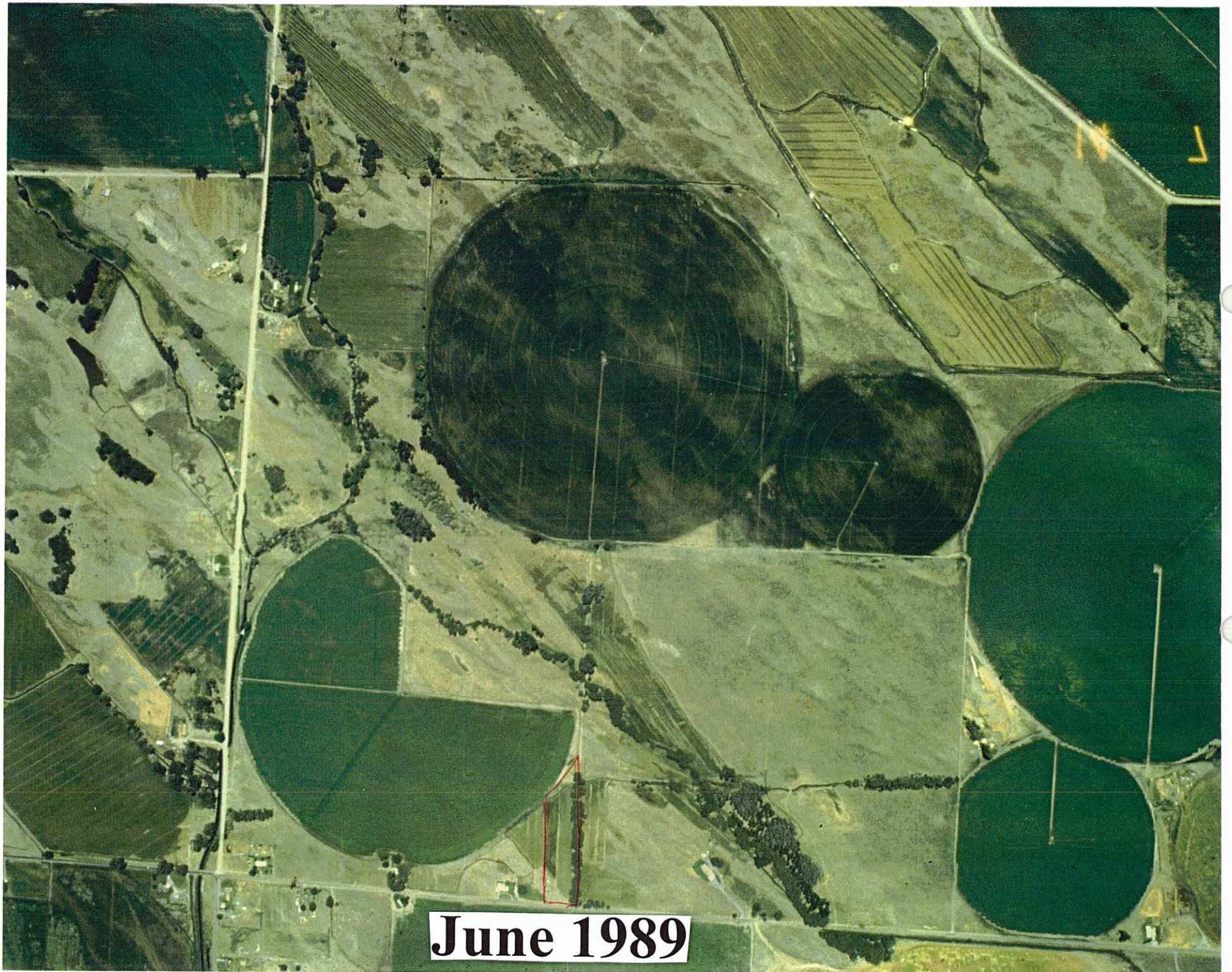
August 2000



July 1999



June 1990



June 1989



June 1983