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OCT 23 2008

DEPARTMENT OF
WATER RESOURCES

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

OCT 22 2008

By

Clerk
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 SRBA

Subcase: 65-07426

Case No. 39576

ORDER GRANTING MOTION TO FILE
LATE NOTICE OF CLAIM

On July 22, 2008, Ron Stockdale, on behalf of East Mountain Estates #2 HOA, 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**.

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.

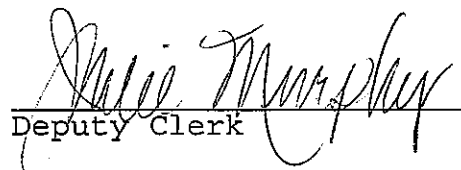

JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO FILE LATE NOTICE OF CLAIM was mailed on October 22, 2008, with sufficient first-class postage to the following:

EAST MOUNTAIN ESTATES #2 HOA
C/O RON STOCKDALE
4679 N BUCKBOARD AVE
BOISE, ID 83713
Phone: 208-322-8070

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. The signature is fluid and stylized, with the first name "Julie" and last name "Murphy" clearly distinguishable.

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 65-7426
Date Received: 6/19/2008
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

EAST MOUNTAIN ESTATES #2 HOA Phone: (208) 322-8070
C/O RON STOCKDALE
4679 N BUCKBOARD AVE
BOISE ID USA 83713

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho JUL 22 2008 By _____ Clerk _____ Deputy Clerk

2. Date of Priority: 10/23/1973

3. Source: SKUNK CREEK Trib. to: CLEAR CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
12N	04E	10	NW NW 1	VALLEY	

5. Description of diverting works:

EARTH DAM 22.2 FEET HIGH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A.
RECREATION	1/01	12/31		75.5
RECREATION STORAGE	11/30	4/01		75.5

7. Total Quantity Appropriated is:
75.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:
RECREATION

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
12N	04E	10	NW	NW	1	RECREATION STORAGE
			SW	NW	2	RECREATION STORAGE
			NW	NW	1	RECREATION
			SW	NW	2	RECREATION

11. Place of use in counties: VALLEY

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

RESERVOIR AVE. SIZES FROM IDWR FIELD EXAM 11-26-1975.
WIDTH = 361 FEET, LENGTH = 2050 FEET & DEPTH = 4.45 FEET.

ALTERNATE CONTACT FOR THIS CLAIM:

GLENN BREWER
99 ALDER WY
CASCADE, ID 83611
208-382-3423

16. Signature(s)

Number of attachments: 3

I do solemnly swear or affirm that I am President of
the United States of America Title

foregoing document are true and correct. Ron Sterlisko
Signature of Authorized Agent

President - East Mountain Estates subdivision NO. 2
Title and Organization

3

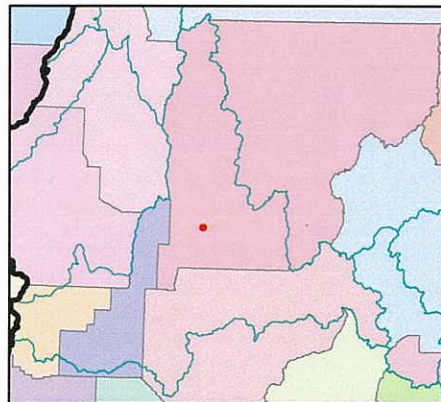


Idaho Department of Water Resources

SRBA Claim
65-7426
(RECREATION
RECREATION STORAGE)

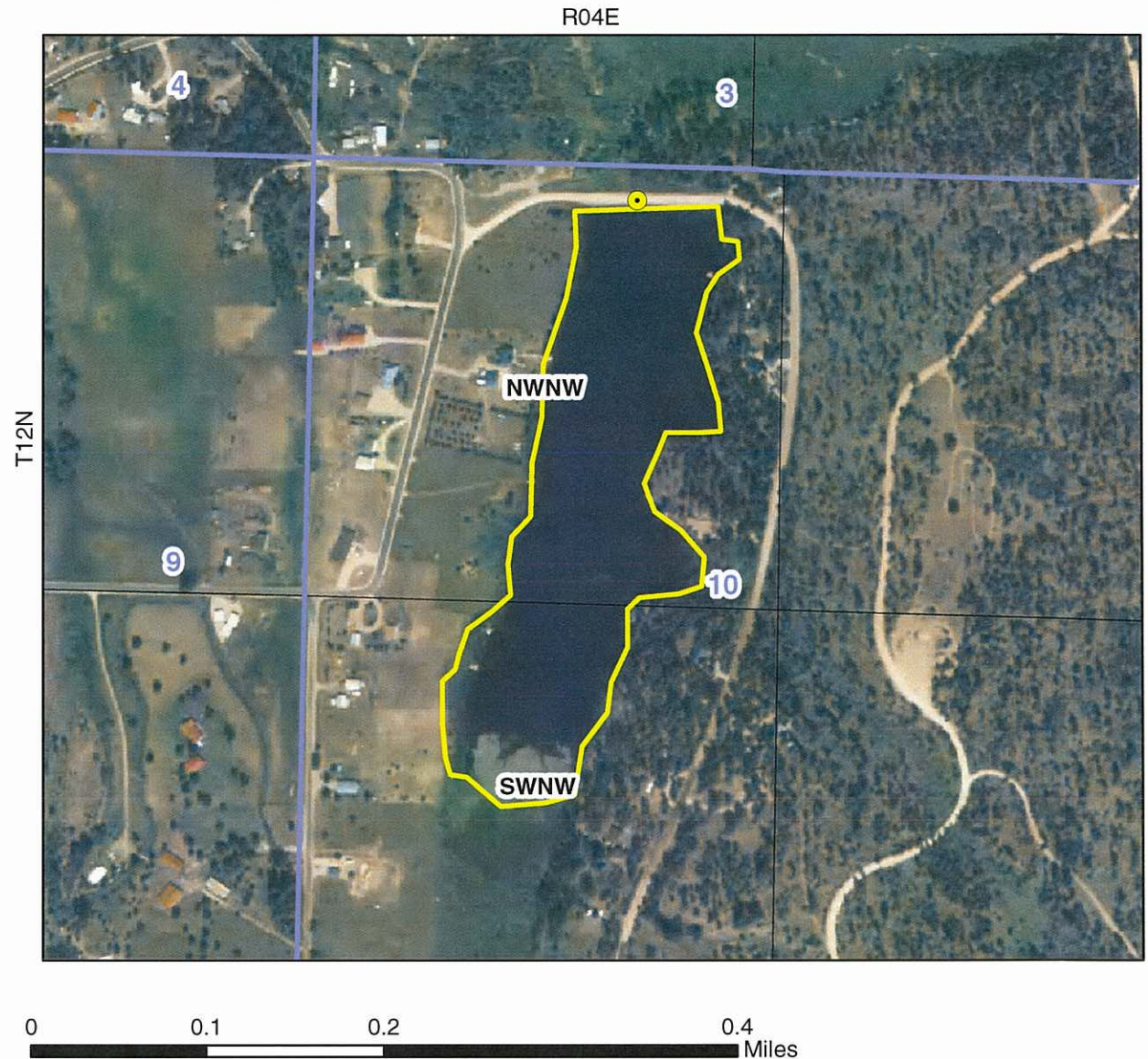
Legend

- Point of Diversion
- Place of Use
- State Outline
- Townships
- PLS Sections
- Quarter Quarters



Valley County
IDWR Basin 65

Prepared by Michael Ciscell
On Thursday, June 19, 2008
2004 Aerial Photography



Owner: East Mountain Estates #2 Hoa

NOTE: Only one owner is listed. There may or may not be more than this in the IDWR database.