

DEPARTMENT OF
WATER RESOURCES

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

OCT 22 2008

By _____ Clerk
_____ Deputy Clerk

ORDER GRANTING MOTION TO FILE LATE NOTICE OF CLAIM

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:

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

LUKE RUSSELL
17715 N CACHE BAR CT
HAYDEN, ID 83835
Phone: 208-762-0327

A handwritten signature in cursive script, reading "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 75-14528

Date Received: _____

Receipt No: _____

Received By: _____

JUL 25 2008

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

By _____
Deputy Clerk

1. Name of Claimant(s) LUKE RUSSELL Phone (208) 762-0327

Mailing Address 17715 N. CACHE BAR CT HAYDEN, ID Zip 83835
Street or Box City State

2. Date of Priority: (Only one per claim) OCTOBER 30, 2004
Month/Day/Year (YYYY)

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

4. Location of Point of Diversion is: Township 23 N, Range 22 E, Section 35,
NE, 1/4 of SE, 1/4 or Govt. Lot _____, BM., County of LEMHI; Parcel (PIN) No. _____

Additional points of diversion if any: _____

If available, GPS Coordinates _____

5. 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.

DOMESTIC WELL, SIX CASING, 80' DEEP, 3/4 H.P. PUMP

CONSTRUCTED OCTOBER 30, 2004

6. Water is claimed for the following: (limited to Domestic and/or Stockwater uses. See page 1 of the instructions.)

For DOMESTIC purposes from JAN/1 to DEC/31 amount 0.04
Month/Day Month/Day (cfs) or (AFA)

For _____ purposes from _____ to _____ amount _____

7. Total Quantity claimed 0.04 (cfs) or (AFA)

8. Non-irrigation uses. Describe fully. (eg. Domestic: Give number of households served if single ownership; Stockwater: Type and number of livestock)

DOMESTIC: SINGLE FAMILY RESIDENCE

9. Location of Place of Use is: Township 23 N, Range 22 E, Section 35,NE, 1/4 of SE, 1/4, Govt. Lot _____, BM.; Parcel (PIN) No. _____for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any _____

10. Which county (ies) are lands listed above as place of use located? LEMI

11. Do you own the property listed above as place of use? Yes (✓) No ()

If the 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 () NONE USED FOR DOMESTIC PURPOSES

13. Remarks:

SEASONAL SURFACE WATER RIGHT FOR IRRIGATION (75-4DD5A)
FROM FREEMAN CREEK RUNS IDTH THE LAND.14. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff v. 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 _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

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) [Signature] Date: JULY 21, 2008

Date: _____

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

Title of _____ Organization

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

Title of _____ Organization

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

Please Print Name

16. Notice of Appearance:

Notice is hereby given that I, _____, will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Identification No. _____