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NOV 21 2008

DEPARTMENT OF
WATER RESOURCES

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

NOV 20 2008

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

) Subcases: 34-00369 & 34-00370
) (Moss)

) ORDER GRANTING MOTIONS TO FILE
) LATE NOTICES OF CLAIM
)

On August 6, 2008, Dennis K. Moss filed a *Motion to File Late Notice of Claim* for each of the above-captioned water rights. Hearing was held on the *Motions* on November 18, 2008. These *Motions* complied with all procedural requirements under *SRBA Administrative Order 1*, and no objections were made to these late Notices of Claim.

THEREFORE, IT IS ORDERED, that the *Motions to File a Late Notice of Claim* for each of the above-captioned water rights are **granted**.

The original Notices 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 claims 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 November 20, 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
MOTIONS TO FILE LATE NOTICE OF CLAIM was mailed on November
20, 2008, with sufficient first-class postage to the following:

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

DENNIS K MOSS
3286 N 3350 W
MOORE, ID 83255
Phone: 208-554-4140

ORDER

Page 1 11/20/08

FILE COPY FOR 02266

Deputy Clerk

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 34-369
Date Received: 7/9/2008
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DENNIS K MOSS Phone: (208)554-4140

3286 N 3350 W
MOORE ID USA 83255

2. Date of Priority: 05/01/1901

3. Source: BIG LOST RIVER Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot		County	Type
05N	26E	4	SE	SE	BUTTE	

5. Description of diverting works:

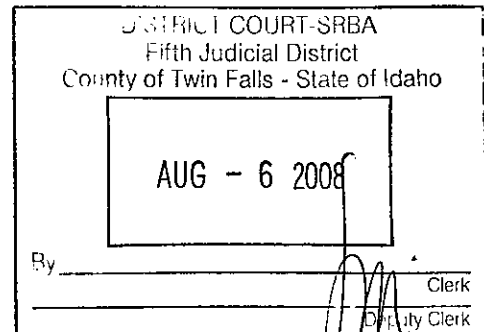
moore diversion

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.2	

7. Total Quantity Appropriated is:
0.2 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	
05N	26E	34	NE	NE	IRRIGATION	32	
			SE	NE	IRRIGATION	26	
			Section Acres				58
05N	26E	35	NW	NW	IRRIGATION	34	
			SW	NW	IRRIGATION	25	
			Section Acres				59
			Total Acres				117

11. Place of use in counties: BUTTE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Decreed

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 Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Dennis Moss Date: 7-30-2008

Date:

State of Idaho)
County of Bonneville) SS.

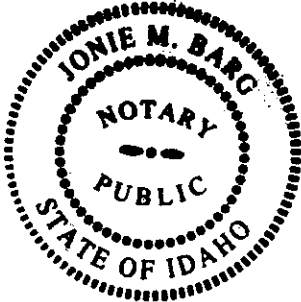
Subscribed and sworn (or affirmed) before me this
of July 2008

30TH day

Jonie M. Bargo
Notary Public

Residing at Idaho Falls

My commission Expires July 24, 2013



SD-0420-2
MODIFY RECORD

Idaho Department of Water Resources
Modify Comment

Date: 05/18/92
Time: 14:44:34

Water Right Number: R34-00368

Comment Date: 5/18/1992 User ID: VERNER

Subject: NOTICE OF ERROR

NOTICE OF ERROR WAS SUBMITTED REGARDING TWO ITEMS:

1) PLACE OF USE.

CLAIMANT NOTICED THAT THE TOWNSHIP HAD BEEN RECOMMENDED AS 5S WHEN IT IS ACTUALLY 5N. THIS WAS CHANGED. HE ALSO DISAGREED WITH THE TOTAL ACRES. I MET WITH HIM AT ARCO ON 3/26 AND REVIEWED THE PLACE OF USE WITH THE ASCS PHOTO. ASCS CREDITS THE CLAIMANT WITH 112 ACRES OF IRRIGATED GROUND. HOWEVER ONLY 80 ACRES WERE CLAIMED. I PREPARED AN AMENDED NOTICE FOR THIS CLAIM SHOWING THE PLACE OF USE AS 112 ACRES AND REQUESTED THAT AN ADDITIONAL (112-80) \$32.00 BE SENT TO COVER THESE ACRES.

2) CLAIMANT ALSO DISCOVERED THROUGH BLRID RECORDS TWO DECREEED RIGHTS THAT HE FAILED TO FILE FOR. I PREPARED NOTICES FOR THESE

(ENTER-Continue/Exit) (Gold2-Update) (Gold3-Delete) (Gold4-Prev) (Gold5-Next)

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 34-370
Date Received: 7/9/2008
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DENNIS K MOSS Phone: (208)554-4140

3286 N 3350 W
MOORE ID USA 83255

2. Date of Priority: 03/01/1902

3. Source: BIG LOST RIVER Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	26E	4	SE SE	BUTTE	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	1.4	

7. Total Quantity Appropriated is:
1.4 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

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

AUG - 6 2008

By _____

Clerk
Deputy Clerk

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres		
05N	26E	34	NE	NE		IRRIGATION	32		
						IRRIGATION	26		
			Section Acres						58
			05N	26E	35	NW	NW		IRRIGATION
IRRIGATION	25								
Section Acres						59			
Total Acres						117			

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14. Remarks:

15. Basis of Claim: Decreed

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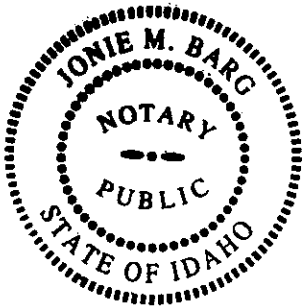
State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 30TH day
of July 2008

Jonie M. Barga
Notary Public

Residing at Idaho Falls

My commission Expires July 24, 2013



SD-0420-2
MODIFY RECORD

Idaho Department of Water Resources
Modify Comment

Date: 05/18/92
Time: 14:44:34

Water Right Number: R34-00368

Comment Date: 5/18/1992 User ID: VERNER

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