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Department of Water Resources
Adjudication Bureau

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

DEC 17 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

Subcases: 63-10399 & 63-10714

Case No. 39576

ORDER GRANTING MOTIONS TO FILE
LATE NOTICES OF CLAIM

On September 10, 2008, The United States of America, Department of Defense, by and through counsel, James J. DuBois, filed a *Motion to File Late Notice of Claim* for each of the above-captioned water rights. Hearing was held on the *Motions* on December 16, 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 December 17, 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 December
17, 2008, with sufficient first-class postage to the following:

USA DEPARTMENT OF DEFENSE

Represented by:

US DEPARTMENT OF JUSTICE

ENVIRONMENT & NATL' RESOURCES

550 WEST FORT STREET, MSC 033

BOISE, ID 83724

DIRECTOR OF IDWR

PO BOX 83720

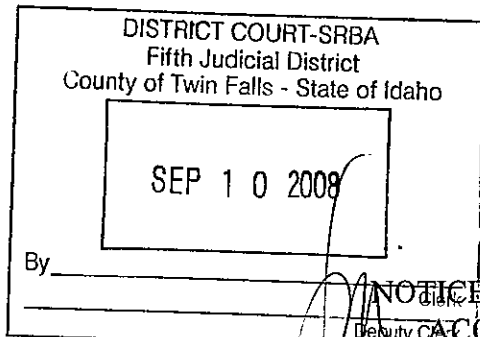
BOISE, ID 83720-0098

Julie Murphy

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: 63-10399
Date Received: _____
Receipt No.: _____
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: **United States of America** Phone: **206-764-3780**
(Department of Defense)
Address: **c/o Chief of Real Estate**
Seattle District, U.S. Army Corps of Engineers
4735 E. Marginal Way S.
Seattle, WA 98124

2. Date of Priority: March 24, 1987

3. Source: Ground water
Trib. to: Snake River

4. Point of Diversion:
Township 4N Range 5W Section 20, Lot 1, SW1/4 of NW1/4 B.M.,
County of Canyon
Additional Points of Diversion _____

5. Description of diverting works: **Well.**

6. Water is claimed for the following purposes:

Purpose	From	To	C.F.S. (or)	A.F.A.
Domestic	Jan. 1	Dec. 31	0.04	1.6 afa

United States of America
Fish and Wildlife Service

7. Total Quantity Claimed is:
0.04 C.F.S. (and/or) 1.6 A.F.A

8. Non-irrigation uses Domestic.

9. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
4N	5W	20	SW NW	1		

Total Number of Acres Irrigated _____

10. Place of use, county(ies): Canyon

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

12. Other Water Rights Used: **63-10714**

13. Remarks: **Water is used for domestic purposes at the Wilder Air Force Station**

14. Basis of Claim (Check one) Beneficial Use _____ Posted Notice _____
License X Permit _____ Decree _____
If applicable provide IDWR Water Right Number Lic. No. 63-10399
Court _____ Case Number _____ Decree Date _____

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.

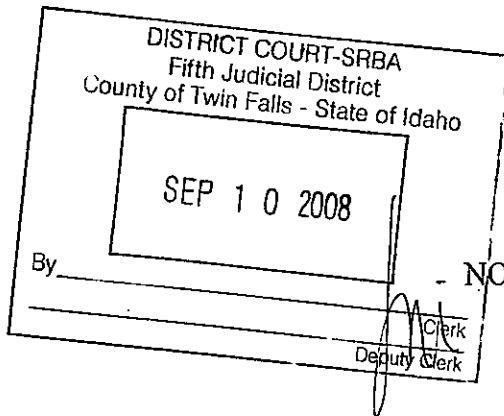
CIVIL CASE NUMBER: 39576

Ident. Number: 63-10714

Date Received: _____

Receipt No.: _____

Received By: _____



NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: **United States of America**
(Department of Defense)
Address: **c/o Chief of Real Estate**
Seattle District, U.S. Army Corps of Engineers
4735 E. Marginal Way S.
Seattle, WA 98124

Phone: 206-764-3780

2. Date of Priority: October 3, 1988

3. Source: Ground water
Trib. to: Snake River

4. Point of Diversion:

Township 4N Range 5W Section 20, Lot 1, SW1/4 of NW1/4 B.M.,
County of Canyon
Additional Points of Diversion _____

5. Description of diverting works: **Well.**

6. Water is claimed for the following purposes:

Purpose	From	To	C.F.S. (or)	A.F.A.
Domestic	Jan. 1	Dec. 31	0.04	0.6 afa
Irrigation	Mar. 15	Nov. 15	0.03	5.0

United States of America
Fish and Wildlife Service

7. Total Quantity Claimed is:
0.07 C.F.S. (and/or) 5.6 A.F.A

8. Non-irrigation uses Domestic.

9. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
4N	5W	20	NW	NW		0.9
4N	5W	20	SW	NW	1	0.2

Total Number of Acres Irrigated 1.1

10. Place of use, county(ies): Canyon

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

12. Other Water Rights Used: **Lic. No. 63-10399**

13. Remarks: **This water right is appurtenant to the described place of use. The right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre for the lands above. Domestic use is for a commissary and station buildings. Place of use is located within the Wilder Air Force Station.**

14. Basis of Claim (Check one) Beneficial Use _____ Posted Notice _____
License X Permit _____ Decree _____
If applicable provide IDWR Water Right Number Lic. No. 63-10714
Court _____ Case Number _____ Decree Date _____