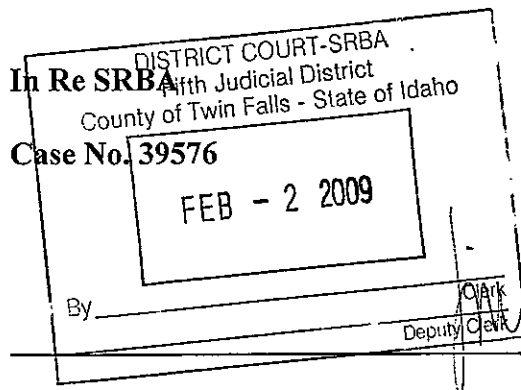


RECEIVED

FEB 03 2009

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

DEPARTMENT OF
WATER RESOURCES



) Subcase Nos.: 74-15015 & 74-15861
)
) ORDER GRANTING MOTION TO
) FILE AMENDED NOTICE OF
) CLAIM; ORDER REQUIRING IDWR
) TO FILE DIRECTOR'S REPORT;
) ORDER REQUIRING IDWR TO FILE
) AMENDED DIRECTOR'S REPORT

On January 12, 2009, this Court entered an *Order Conditionally Granting Motion to File Late Notice of Claim; Order Requiring Filing of Amended Claim; Order Requesting Amended Director's Report if Amended Claim is Filed* for the above-captioned water right claims. On January 30, 2009, the claimant, James E. Riggan, by and through counsel, Jerry R. Rigby, filed a *Motion to File Amended Notice of Claim* together with an *Amended Notice of Claim to a Water Right* for water right claim number 74-15861.

THEREFORE, in accordance with the Court's *Order* dated January 12, 2009, the *Motion to File Amended Notice of Claim* is granted.

Further, IT IS HEREBY ORDERED that IDWR is required to file a *Director's Report* for 74-15861 with the May 20, 1971 priority date.

IT IS FURTHER HEREBY ORDERED that IDWR is now required to file an *Amended Director's Report* for 74-15015 as recommended by IDWR on September 21, 2007.

DATED February 2, 2009.

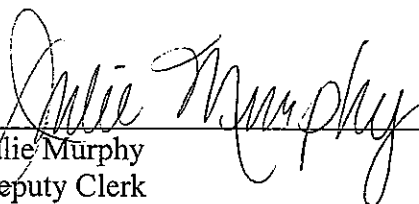

JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I hereby certify that true and correct copies of the **ORDER GRANTING MOTION TO FILE AMENDED NOTICE OF CLAIM; ORDER REQUIRING IDWR TO FILE DIRECTOR'S REPORT; ORDER REQUIRING IDWR TO FILE AMENDED DIRECTOR'S REPORT** were mailed on February 2, 2009, by first-class mail to the following:

DIRECTOR OF IDWR
PO Box 83720
Boise, ID 83720-0098

James E. Riggan
Represented by:
JERRY R. RIGBY
25 N 2nd E
PO Box 250
Rexburg, ID 83440-0250



Julie Murphy
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
74-15861

Date Received:

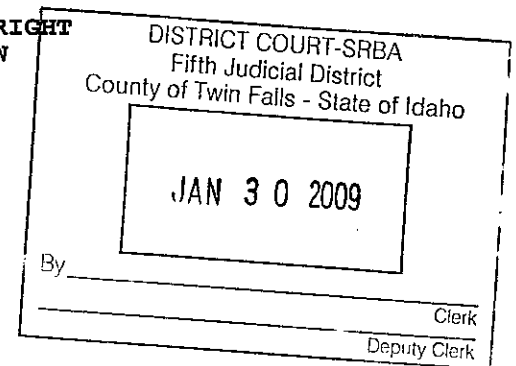
Receipt Nos:

Received By:

AMENDED
NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

James E. Riggan
267 Hwy 28
Salmon, Idaho 83467
(208)756-3710



2. Date of Priority: 05/20/1971

3. Source: Wimpey Creek Trib. to: Lemhi River

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
21N	23E	24	NE SE SW	LEMHI	
21N	23E	24	NE SE SW	LEMHI	
21N	23E	24	SE SE SW	Lemhi	
21N	23E	25	SW NE NW	Lemhi	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
Irrigation	03/15	11/15	1.24	

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

8. Total consumptive use:

9. Non-irrigation uses:
Number of homes:

10. Place of use:

Township	Range	Section	1/4 of	1/4 Lot	Use	Acres
21N	23E	24	SE	SW	Irrigation	7.2
					Section Acres	7.2
21N	23E	25	NE	NW	Irrigation	28
			SW	NW	Irrigation	15
			SE	NW	Irrigation	01
			NW	SW	Irrigation	02
			NW	NW	Irrigation	3.3
					Section Acres	49.3
21N	23E	26	SE	NE	Irrigation	1.5
			NE	SE	Irrigation	15
					Section Acres	16.5
					Total Acres	73

11. Place of use in counties: LEMHI

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

YES

13. Other Water Rights Used:

74-15015

14. Remarks:

15. Basis of Claim: Beneficial Use

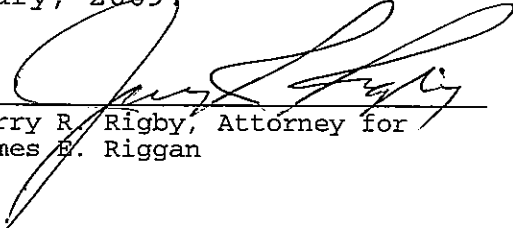
16. Signature(s)

(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 XX wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments:

For Organizations:

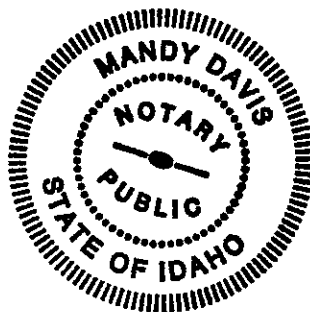
DATED this 30th day of January, 2009

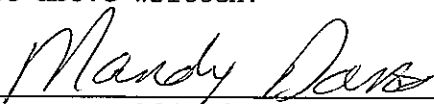

Jerry R. Rigby, Attorney for
James E. Riggan

STATE OF IDAHO,)
 ss.
County of Madison.)

On this 30th day of January, 2009, before me, the undersigned, a Notary Public in and for said State, personally appeared Jerry R. Rigby, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.




Notary Public for Idaho
Residing at: St. Anthony
My Commission Expires: 6/24/2011