

RECEIVED

FEB 20 2009

DEPARTMENT OF
WATER RESOURCES

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

FEB 18 2009

By

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: 67-14980 & 67-14981

Case No. 39576

ORDER GRANTING MOTIONS TO FILE
LATE NOTICES OF CLAIM

On November 6, 2008, Wallach IX, LLC, by and through counsel, Dylan B. Lawrence, filed a *Motion to File Late Notice of Claim* for each of the above-captioned water rights. Hearing was held on the *Motions* on February 17, 2009. 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 February 18, 2009.


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 February
18, 2009, with sufficient first-class postage to the following:

WALLACH IX LLC

Represented by:

DYLAN B LAWRENCE

101 S CAPITOL BLVD 10TH FLOOR

PO BOX 829

BOISE, ID 83701-0829

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.

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DEPARTMENT OF
WATER RESOURCES

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: 67-14980
Date Received: 2-20-2009
Receipt No: 2008-0918
Received By: Fifth Judicial District
County of Twin Falls - State of Idaho
\$229

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

NOV - 6 2008

By _____

Phone: (775) 831-3797

Clerk
Deputy Clerk

1. Name of Claimant(s)

Wallach IX, LLC
PO Box 5667
Incline Village, NV 89450

2. Date of Priority: March 15, 1955

3. Source: Little Weiser River

Trib. to: Weiser River

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County	Type
14N	1W	15	SE SE		Adams	

5. Description of diverting works:

Headgate, ditch

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
Irrigation	3/15	10/31	0.64	

7. Total Quantity Appropriated is:

0.64 cfs

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

TWP	RNG	SEC	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
15N	1W	32													18			15	33
		33											22						22

Total Acres 55

11. Place of use in counties: Adams

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

13. Other Water Rights Used: 67-461, Little Weiser Irrigation District shares

14. Remarks: This claim is for three-eighths inch per acre on 36.8 acres listed on right 67-461 and one inch per acre for 18.2 acres.

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Manager of
Title
Wallach IX, LLC., that I have signed the foregoing
Organization
document in the space below as Manager of
Title
Wallach IX, LLC and that the statements contained in the
Organization
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

Manager / Wallach IX, LLC
Title and Organization

10/14/08
Date

State of ~~Idaho~~ Nevada)
County of Washoe) SS.

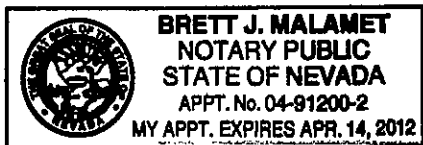
Subscribed and sworn (or affirmed) before me this

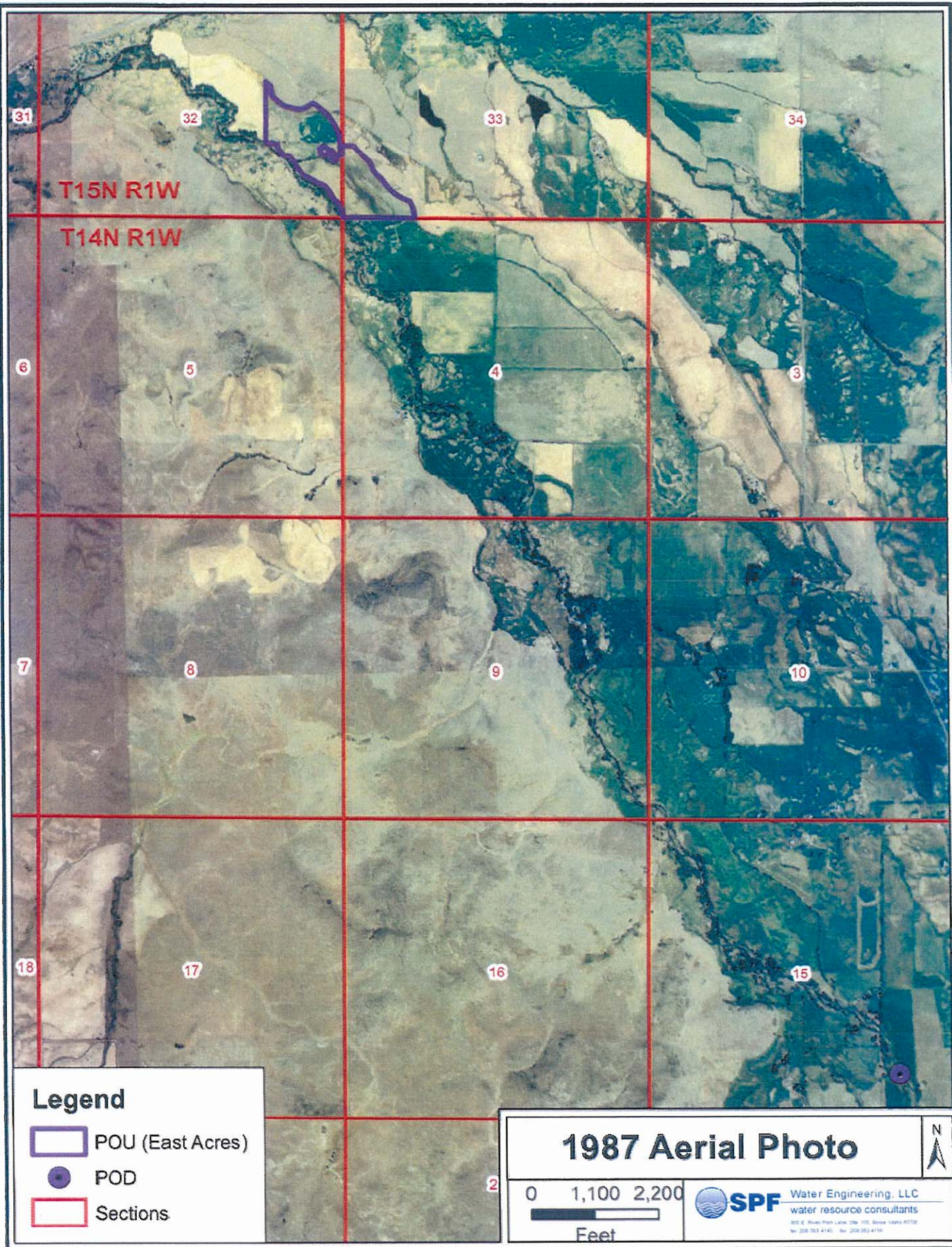
of 14 day Oct. 2008

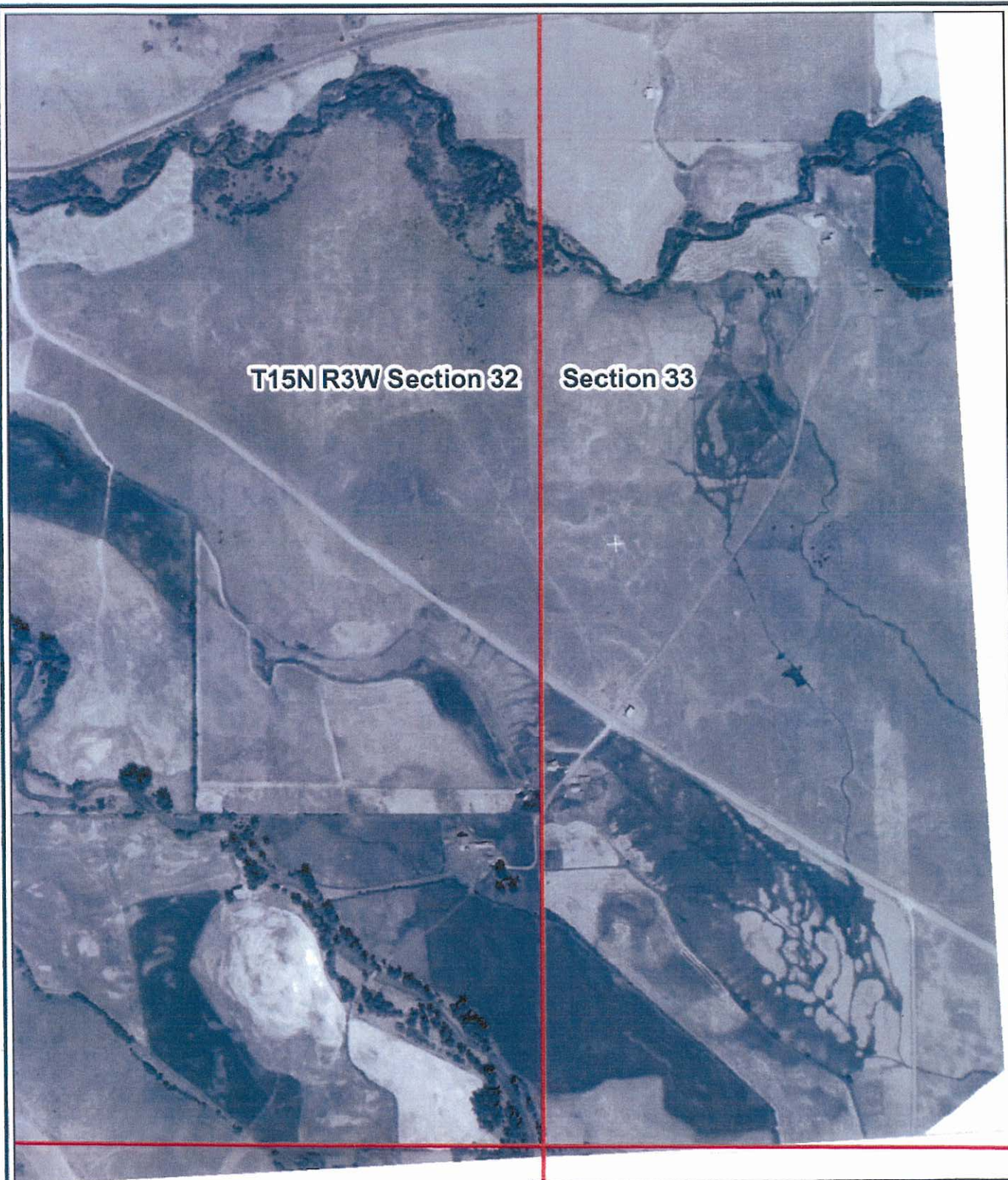
[Signature]
Notary Public

Residing at Bank of America

My commission Expires April 14, 2012





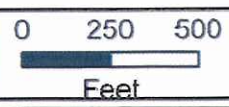


T15N R3W Section 32

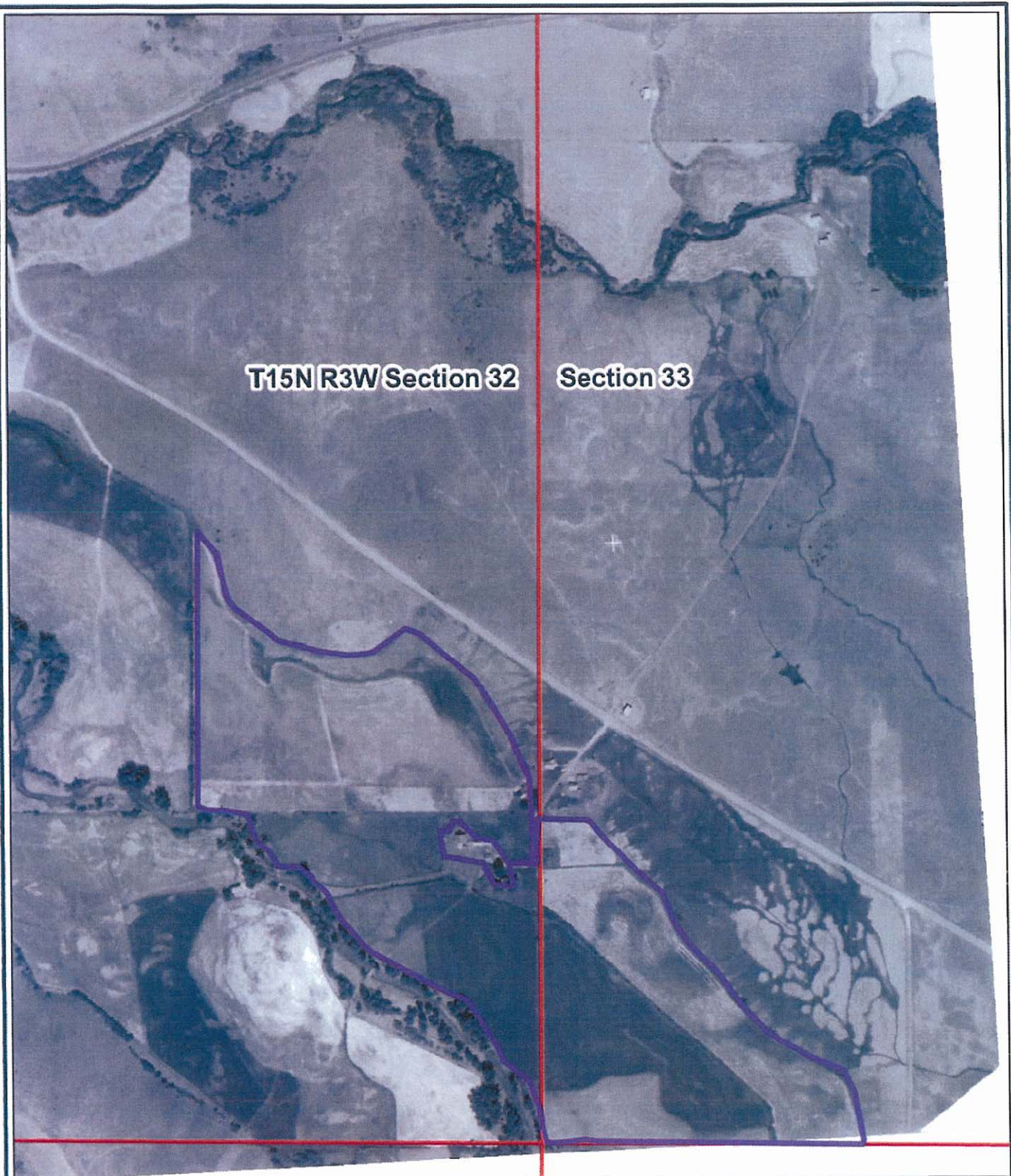
Section 33

 Sections

1955 Aerial Photo



 **SPF** Water Engineering, LLC
water resource consultants
800 E. River Park Lane, Ste. 105, Boise, Idaho 83706
Tel: 208.383.4140 Fax: 208.383.4150



T15N R3W Section 32

Section 33

-  POU (East Acres)
-  Sections

1955 Aerial Photo



0 250 500
Feet



Water Engineering, LLC
water resource consultants
900 E. River Park Lane, Ste. 100, Suite 1000, 82706
Tel: 208.383.4190 Fax: 208.383.4190

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

RECEIVED
FEB 20 2009
DEPARTMENT OF
WATER RESOURCES

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: 67-14981

Date Received: 2-20-2009

Receipt No: C088046

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

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

NOV - 6 2008

By: (775) 831-3797

Clerk
Deputy Clerk

1. Name of Claimant(s)

Wallach IX, LLC
PO Box 5667
Incline Village, NV 89450

2. Date of Priority: March 15, 1955

3. Source: Little Weiser River

Trib. to: Weiser River

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County	Type
14N	1W	4	NE SW		Adams	

5. Description of diverting works:

Headgate, ditch

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
Irrigation	3/15	10/31	0.38	

7. Total Quantity Appropriated is:

0.38 cfs

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

TWP	RNG	SEC	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
15N	1W	32															17	17	34

11. Place of use in counties: Adams

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

13. Other Water Rights Used: 67-460, Little Weiser Irrigation District shares

14. Remarks: This claim is for three-eighths inch per acre on 24 acres listed on water right 67-460 and one inch per acre for 10 acres.

15. Basis of Claim: Beneficial Use

16. Signature(c)

(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 Organizations:

I do solemnly swear or affirm that I am Manager of
Title
Walled TX, LLC, that I have signed the foregoing
Organization
document in the space below as Manager of
Title
Walled TX, LLC and that the statements contained in the
Organization
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

Manager / Walled TX, LLC
Title and Organization

10/14/08
Date

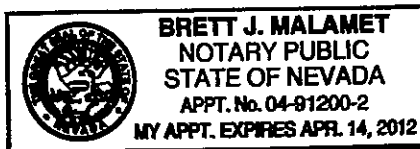
State of ~~Idaho~~ Nevada)
County of Washoe) SS.

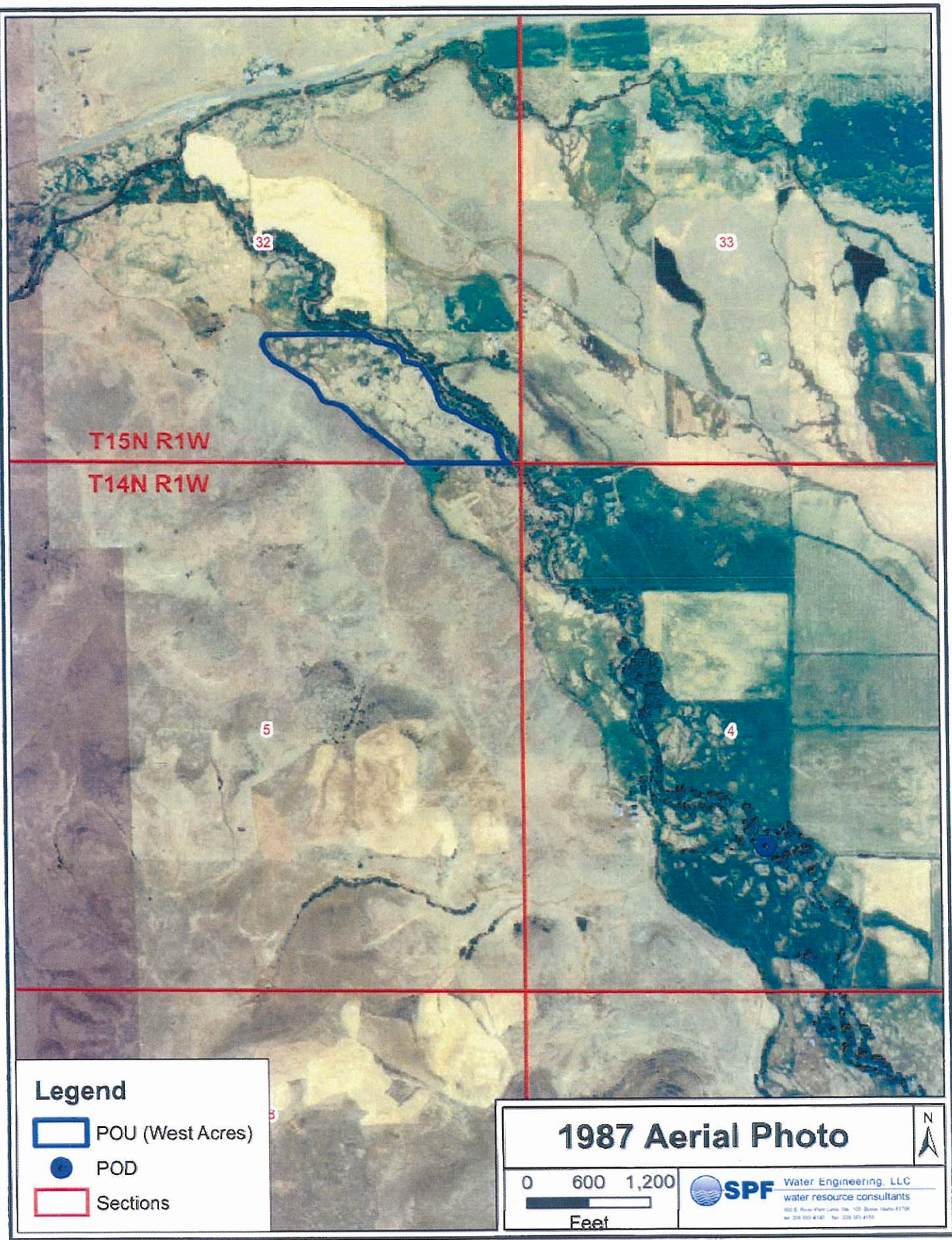
Subscribed and sworn (or affirmed) before me this
of 14 day Oct. 2008

[Signature]
Notary Public

Residing at Bank of America

My commission Expires April 14, 2012





T15N R3W Section 32



 Sections

1955 Aerial Photo

0 250 500
Feet



SPF Water Engineering, LLC
water resource consultants

912 E. Main Street, Suite 100, Boise, Idaho 83702
Tel: 208.363.4140 Fax: 208.363.4140



T15N R3W/Section 32

-  POU (West Acres)
-  Sections

1955 Aerial Photo

0 250 500
Feet



Water Engineering, LLC
water resource consultants
100 E. River Park Lane, Ste. 100, Boise, Idaho 83726
Tel: 208.383.4143 Fax: 208.383.4154

