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DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho
DEC - 1 2009
By _____ Clerk 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 SRBA

Case No. 39576

Subcases: 75-14551 & 75-14552

ORDER GRANTING MOTIONS TO FILE
LATE NOTICE OF CLAIM

On August 17, 2009, the Wong-McClain Family Trust 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 30, 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 December 1, 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 December
01, 2009, with sufficient first-class postage to the following:

WONG-MCCLAIN FAMILY TRUST
C/O DAVID MCCLAIN
95 INVERLEITH TERRACE
PIEDMONT, CA 94611
Phone: 510-302-1000

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.

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: 75-14552

Date Received:

Received By:

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER
STATE LAW

1. Name of Claimant(s)

WONG-MCCLAIN FAMILY TRUST

985 INVERLEITH TER

PIEDMONT CA 94618

2. Date of Priority: 6/1/1902

3. Source: WALLACE CREEK Tributary to: SALMON RIVER

4. Point of Diversion:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>	<u>Type</u>
22N	22E	6	NW SW		LEMHI	

5. Description of diverting works:

6. Water is used for the following purposes:

<u>Purpose</u>	<u>From To</u>	<u>C.F.S.</u>	<u>(or) A.F.A</u>
IRRIGATION	04/01 10/31	0.04	

7. Total Quantity Appropriated is: 0.04 C.F.S. and/or A.F.A

8. Non-irrigation uses:

9. Place of use:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4</u>	<u>Lot</u>	<u>Use</u>	<u>Acres</u>
22N	22E	6	NW NE	3	IRRIGATION	0.7
			NW NE		IRRIGATION	2.1
			NE NW	4	IRRIGATION	0.6

Section Acres 3.4

10. Place of use in counties: LEMHI

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

12. Other Water Rights Used: 75-14551

13. Remarks: Claim is for a portion of decreed right 75-84A.

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TWIN FALLS CO., IDAHO
FILED
2009 AUG 17 AM 10 26

14. Basis of Claim: Decreed

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.

For Individuals: I/We do solemnly swear or affirm under penalty or perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Don M. McLean Date: 8/13/09

Date: _____

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

Trustee of Wong McLean Family Trust
Title Organization

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

Trustee of Wong McLean Family Trust
Title Organization

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

Signature of Authorized Agent Don M. McLean Date: 8/13/09

Title and Organization Trustee Wong McLean Family Trust
Please print name