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MAR 26 2010

DEPARTMENT OF
WATER RESOURCES

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

MAR 25 2010

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

Subcase: 78-12373

Case No. 39576

ORDER GRANTING MOTION TO FILE
LATE NOTICE OF CLAIM

On December 22, 2009, Melvin C. and Alice L. Branstetter filed a *Motion to File Late Notice of Claim* for the above-captioned water right. Hearing was held on the *Motion* on March 24, 2010. This *Motion* complied with all procedural requirements under *SRBA Administrative Order 1*, and no objections were made to this late Notice of Claim.

THEREFORE, IT IS ORDERED, that the *Motion to File a Late Notice of Claim* for the above-captioned water right is **granted**.

The original Notice 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 claim 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 March 25, 2010.


ERIC WILDMAN
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO FILE LATE NOTICE OF CLAIM was mailed on March 25, 2010, with sufficient first-class postage to the following:

ALICE L BRANSTETTER
MELVIN C BRANSTETTER
PO BOX 245
NEW MEADOWS, ID 83654
Phone: 208-347-2266

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

 Julie Murphy

2009													
JANUARY							FEBRUARY						
S	M	T	W	T	F	S	S	M	T	W	T	F	S
1	2	3					1	2	3	4	5	6	
4	5	6	7	8	9	10	8	9	10	11	12	13	

2011													
FEBRUARY							MARCH						
T	W	T	F	S			S	M	T	W	T	F	S
1	2	3	4	5			1	2	3	4	5	6	7
8	9	10	11	12			8	9	10	11	12		

TAX DEDUCTIBLE ITEM ☐

7621

✓ Track Your Expenses

- | | | |
|--|--|---|
| ☐ Auto/Travel | ☐ Education | ☐ Medical/Dental |
| ☒ Business | ☐ Entertainment | ☐ Savings |
| ☐ Charities | ☐ Food | ☐ Taxes |
| ☐ Clothing | ☐ Home | ☐ Utilities |
| ☐ Dependent Care | ☐ Insurance | ☐ Other |

12/18/09

Department of Water Resources
Twenty-five dollars and no

For enhanced security, your account number has been blocked out on this copy

BAL. FOR'D	
ITEM AMOUNT	25.00
BALANCE	
DEPOSIT	
FOR'D	

Memo

late water utility fee

NOT NEGOTIABLE

Carter Fruttschle
phoned 12/23/09 to
verify fees were
pd. to DDWR
Jim

Fees sent
by claimant
to DDWR

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 78-12373
Date Received:
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ALICE L BRANSTETTER Phone: (208)347-2266
PO BOX 245
NEW MEADOWS ID 83654

MELVIN C BRANSTETTER Phone: (208)347-2266
PO BOX 245
NEW MEADOWS ID 83654

2. Date of Priority: 03/12/1920

3. Source: FOURMILE CREEK Trib. to: LITTLE SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
19N	02E	4	NW NW 4	ADAMS	

5. Description of diverting works:

Water diverted in ditch and conveyed to place of use.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.02	

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

8. Non-irrigation uses:

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TWIN FALLS CO. IDAHO
FILED
2009 DEC 22 AM 10 51

9. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
19N	02E	5	NW	SE	STOCKWATER	
			SW	SE	STOCKWATER	
19N	02E	8	NE	NE	STOCKWATER	
			NW	NE	STOCKWATER	

10. Place of use in counties: ADAMS

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

12. Other Water Rights Used:

13. Remarks:

The appropriator is entitled to the quantity of water described for stockwater purposes at a point of measurement where the delivery ditch enters the place of use described.

14. Basis of Claim: Beneficial Use

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 X 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 under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Oliver L. Branstetter Date: 12/21/09
X Melvin C. Branstetter Date: 12/21/09