

RECEIVED
JAN 19 2012
DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho
JAN 18 2012
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	)	Water Right Claim: 65-09156
	)	
Case No. 39576	)	ORDER GRANTING MOTION TO FILE
	)	LATE NOTICE OF CLAIM
	)	
	)	

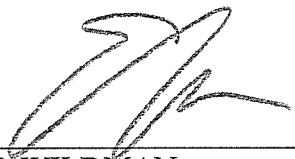
On October 3, 2011, Judy Irene Murphy Shaver filed a *Motion to File Late Notice of Claim* for the above-captioned water right. Hearing was held on the *Motion* on January 17, 2012. This *Motion* complied with all procedural requirements under ***SRBA Administrative Order 1***, and no objections were 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: January 18, 2012.



ERIC J. 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 January 18, 2012, with sufficient first-class postage to the following:

JUDY IRENE MURPHY SHAVER
BOX 310
FRUITLAND, ID 83619
Phone: 208-707-1359

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. The signature is fluid and stylized, with the first and last names being clearly legible despite the cursive style.

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 65-9156

Date Received: 1/1/1900

Receipt No: C094570

Received By:

NOTICE OF CLAIM TO A WATER RIGHT **DISTRICT COURT - SRBA**
ACQUIRED UNDER STATE LAW **Fifth Judicial District**
County of Twin Falls - State of Idaho

OCT - 3 2011

By _____

Deputy Clerk

1. Name of Claimant(s)

JUDY IRENE MURPHY SHAVER Phone:
BOX 310
FRUITLAND ID 83619

2. Date of Priority: 04/01/1960

3. Source: SAND HOLLOW DRAIN DITCH Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County	Type
08N	05W	14		10	PAYETTE	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.5	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section 1/4 of 1/4	Lot	Use	Acres
08N	05W	14	SW SE9	IRRIGATION	2
			SE SE 10	IRRIGATION	23
Section Acres					25
Total Acres					25

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:

14. Remarks:

THIS RIGHT WHEN COMBINED WITH RIGHTS OF NOBLE DITCH CO., LTD. SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.

15. Basis of Claim: Decreed

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 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):

Judy Gene Maybey Shaver Date: Oct 1, 2011

Date: _____

VERIFICATION (Must be completed)

State of IDAHO

County of Payette

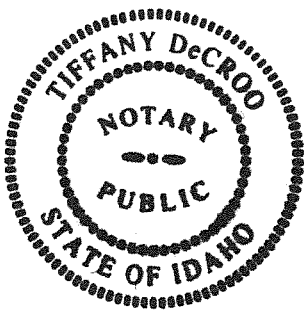
JUDY IRENE MURPHY SHAVER being first duly sworn, upon oath, deposes and says:
(Insert name of person filing form)

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined by I.C. §§ 42-1401A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

Judy Irene Murphy Shaver
Signature of person filing motion

Attorney signing in representative capacity

Subscribed and sworn to before me on September 29, 2011.
(Insert Date)



Tiffany DeCroz
Notary Public for State of Idaho
Residing at: Payette, ID
My Commission expires: 4-10-15

INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the SRBA Court. **FAX filings will not be accepted by the SRBA Clerk of the Court.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on Oct 1, ²⁰¹¹~~199~~, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to: E, CHECK FOR \$125

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. Copies to:

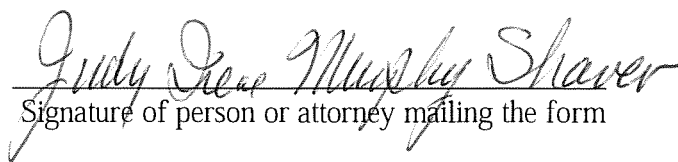
IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

3. If you are filing an amended Notice of Claim in a subcase being heard before the Presiding Judge or a Special Master, you must serve a copy on all parties to that subcase.

(Insert Names/address of parties)


Signature of person or attorney mailing the form

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 65-9156

WATER RIGHT NUMBER: 65-9156

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DOROTHY GROVES RT 2 FRUITLAND, ID 83619
Current Owner	ROBERT F GROVES RT 2 FRUITLAND, ID 83619

Priority Date: 04/01/1960

Basis: Decreed

Status: Not Claimed

<u>Source</u>	<u>Tributary</u>
SAND HOLLOW DRAIN DITCH	PAYETTE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.500 CFS	
	<u>Total Diversion:</u>	0.500 CFS	

Location of Point(s) of Diversion

SAND HOLLOW DRAIN DITCH	L10 ()	Sec. 14, Twp 08N, Rge 05W, B.M.
PAYETTE County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08N	05W	14																	
																	2.0	23.0	25.0
																	L 9	L 10	

Total Acres: 25

Conditions of Approval:

- THIS RIGHT WHEN COMBINED WITH RIGHTS OF NOBLE DITCH CO., LTD.
SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.

Remarks:Comments:

- jhersley 3/23/2011 SRBA
Comment: this right has not been claimed in the SRBA as of this date.

Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 65-9156

Licensed Date:

Decreed Date: 1/21/1986

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal:

Owner Name Connector:

Water District Number: 65

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Decree Defendant: A & C Corp, et al

Decree Plaintiff: State of Idaho

Civil Case Number: 3667

Judicial District: Third District

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

Water Supply Bank: