

RECEIVED
JUN 21 2012
DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUN 20 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: 65-23484

Case No. 39576

) ORDER GRANTING MOTION TO FILE
) LATE NOTICE OF CLAIM
)
)
)

On March 29, 2012, Linda G. Bryant filed a *Motion to File Late Notice of Claim* for the above-captioned water right. Hearing was held on the *Motion* on June 19, 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: June 20, 2012.



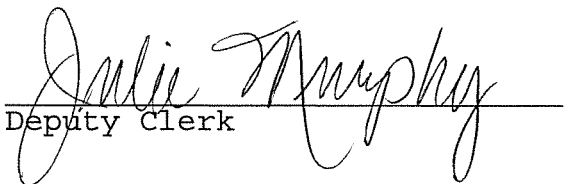
ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

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 June 20, 2012, with sufficient first-class postage to the following:

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

LINDA G BRYANT
10250 WILD HORSE CIRCLE
HORSESHOE BEND, ID 83629
Phone: 208-365-7026

A handwritten signature in cursive script, reading "Julie Murphy", is written over a horizontal line. The signature is in dark ink and is positioned to the right of the printed text "Deputy Clerk".

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JUN 21 2012

DEPARTMENT OF
WATER RESOURCES

SRBA Form No.42-1409-1 (Internet 2/09)

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

MAR 29 2012

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

Clerk
Deputy Clerk

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 65-23484

Date Received: 6/21/2012

Receipt No: CO95578

Received By: SRF

NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Linda G. Bryant Phone (208) 365-7026

Mailing Address 10250 Wildhorse Circle Horseshoe Bend ID ZIP 83629
Street or Box City State

2. Date of Priority (Only one (1) per claim) 10 20 1996
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water (X) or Other () (a) _____
which is tributary to (b) _____

4. a. Location of Point of Diversion is: Township 7 N, Range 1 E, Section 14,
NW, 1/4 of SW, 1/4 Govt. Lot _____, BM., County of Gem

Parcel (PIN) no. RP00408204

Additional points of diversion if any: _____

If available, GPS Coordinates 43° 56' 37.5" N -116° 18' 42.6" W

b. If instream flow, beginning point of claimed instream flow is:

Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., County of _____

ending point is: Township _____, Range _____, Section _____, _____, 1/4 of _____, 1/4

Govt. Lot _____, BM., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed
and as enlarged and the depth of each well. Well, submersible pump, pipe to
pressure tank, then distributed throughout home and yard & pasture.
Well estimated to be 190 feet deep. Pump estimated to be 190 feet

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For Domestic purposes from 1/1 to 12/31 amount 0.04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.04 (cfs) and/or (b) _____ (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) Domestic - 1 residence/household Stockwater: Horse 3, Goats 40

9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic)

in the corresponding place of use below. See instructions for standard symbols.

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
7N	1E	14										D							
7N	1E	14																	

Parcel (PIN) no(s). RP00408204

Total number of acres irrigated 1/2

10. In which county (ies) are lands listed above as place of use located? Gem

11. Do you own the property listed above as place of use? Yes (X) No ()

If your answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.

_____ or None (X)

13. Remarks: Purchased property

Can find no record of a water right and desire to obtain a water right for this property.

Gem County Assessor shows property as RP00408204 (PIN) and AIN: RPC60650010130A, located 07N 01E Sec 14 Shelley Acres Sub lot 13

Last Name Bryant Identification No. _____

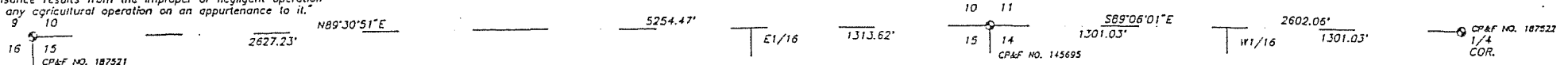
Bryant



This development recognizes Section 22-4503, et seq., Idaho Code, right to farm, which states, "No agricultural operation or an appurtenance to it shall be or become a nuisance, private or public, by any changed conditions in or about the surrounding nonagricultural activities after the same has been in operation for more than one (1) year, when the operation was not a nuisance at the time the operation began; provided, that the provisions of this section shall not apply whenever a nuisance results from the improper or negligent operation of any agricultural operation on an appurtenance to it."

SHELLEY ACRES SUBDIVISION

A TRACT OF LAND SITUATED IN A PORTION OF SECTIONS 14 AND 15, TOWNSHIP 7 NORTH, RANGE 1 EAST, BOISE MERIDIAN, GEM COUNTY, IDAHO. 1995



RIGHT OF WAY CURVE DATA

CURVE	RADIUS	LENGTH	CHORD	BEARING	DELTA
C-1	2905.00'	201.53'	201.49'	N88°21'25"W	03°58'29"
C-2	2905.00'	431.40'	431.00'	N82°06'55"W	08°30'31"
C-3	2905.00'	632.93'	631.68'	S84°06'10"E	12°29'00"
C-4	30.00'	47.65'	42.79'	N45°19'02"W	90°59'56"
C-5	30.00'	47.99'	43.04'	S46°00'39"W	91°39'27"
C-6	30.00'	47.40'	42.62'	S45°04'48"E	90°31'27"
C-7	30.00'	46.85'	42.23'	N44°55'12"E	89°28'33"

ROAD DATA

LINE	DIRECTION	DISTANCE
L1	N00°02'21"E	49.99'
L2	N89°57'39"W	110.00'
L3	S00°02'21"W	111.84'
L4	N00°10'56"E	49.97'
L5	S89°49'04"E	110.00'
L6	S00°10'56"W	113.18'

NOTES:

Any resubdivision of this plat shall comply with the applicable zoning regulations in effect at the time of the resubdivision.

Building setbacks and dimensional standards in this subdivision shall be in compliance with the applicable zoning regulations of Gem County, Idaho.

Telephone Citizens Telecom
Power Idaho Power Company
Sewer Individual Septic Systems
Water Individual Wells
Gas None

A 12 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT EXISTS INSIDE ALL LOT LINES ALONG ROADS AND ALONG THE SUBDIVISION BOUNDARY AND A 12 FOOT EASEMENT WILL BE CENTERED ON ALL INTERIOR LOT LINES.

THE DEVELOPER SHALL COMPLY WITH 31-3805 IDAHO CODE, RELATING TO TRANSFER OF WATER RIGHTS.

ALL AREAS SHOWN HEREON ARE FOR TAX PURPOSES ONLY.

LEGEND

- FOUND BRASS CAP MONUMENT
- FOUND 5/8" IRON PIN
- FOUND 5/8" IRON PIN & ALUMINUM CAP
- SET 2" X 30" IRON PIPE AND ALUMINUM CAP FOR THE INITIAL POINT OF SHELLEY ACRES.
- SET 1/2" X 24" IRON PIN AND PLASTIC CAP STAMPED PLS 4108.
- SET 5/8" X 30" IRON PIN AND PLASTIC CAP STAMPED PLS 4108.
- 1/2" IRON PINS AND PLASTIC CAPS P.L.S. 4108 SET AT ALL ROAD ANGLE POINTS FOR SHELLEY AVENUE AND SHELLEY COURT.

IDAHO CODE 50-1334. The individual lots described in this plat will not be served by any water system common to one (1) or more lots, but will be served by individual wells.

DEVELOPER:
M. C. SHELLEY
9576 DRAPER RD.
PAYETTE, ID. 83661
(208) 642-2794

Fischer Land Surveying, Inc.

PROFESSIONAL LAND SURVEYING
404 So. Washington Ave.
Emmett, Idaho 83617
Phone: (208) 365-4146



14. Basis of Claim (Check One) Beneficial Use (X) Posted Notice () License () Permit () Decree ()

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number _____

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 notices 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: 3

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) Linda M. Bryant Date: 3/27/2012

_____ Date: _____

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

_____ of _____,
Title Organization

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

_____ of _____,
Title Organization

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

16. Notice of Appearance:

Notice is hereby given that I, _____, will be acting as attorney at law of behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____ Date _____

Address _____

Last Name Bryant Identification No. _____