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JUL 26 2012

DEPARTMENT OF
WATER RESOURCES

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

JUL 25 2012

By _____

Clerk

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: 21-13139

Case No. 39576

ORDER GRANTING MOTION TO FILE
LATE NOTICE OF CLAIM

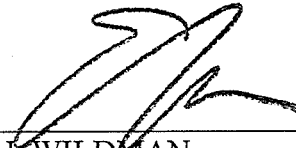
On March 30, 2012, Grant and Susan Davidson filed a *Motion to File Late Notice of Claim* for the above-captioned water right. Hearing was held on the *Motion* on July 24, 2012. This *Motion* complied with all procedural requirements under *SRBA Administrative Order 1*, and no objections were made to 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: July 25, 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 July 25, 2012, with sufficient first-class postage to the following:

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

GRANT DAVIDSON
SUSAN DAVIDSON
2048 E DAVIDSON LN
ST ANTHONY, ID 83445
Phone: 208-351-0723

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".

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

MAR 30 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 21-13139

Date Received: 7/26/2012

Receipt No: 0095795

Received By: 9100-SR7

**NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

Please type or print clearly

1. Name of Claimant (s) Grant and Susan Davidson Phone (208) 351-0723

Mailing Address 2048 E. Davidson Ln. St. Anthony ID ZIP 83445
Street or Box City State

2. Date of Priority (Only one (1) per claim) June 7, 1899
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water () or Other () (a) waste water
which is tributary to (b) Henry's Fork

4. a. Location of Point of Diversion is: Township 7N, Range 40E, Section 16,
NE, 1/4 of NW, 1/4 Govt. Lot 2, BM., County of Fremont

Parcel (PIN) no. _____

Additional points of diversion if any: _____

If available, GPS Coordinates _____

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. Ditch. The water was diverted through a headgate until
approximately 10 years ago, and has since been diverted with a small pump.

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For Irrigation purposes from 04/01 to 11/01 amount 1 or

For purposes from to amount or

For purposes from to amount or

For purposes from to amount or

7. Total quantity claimed (a) ¹ (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.)

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	40E	16					16.												16.2

Parcel (PIN) no(s).

Total number of acres irrigated 16.2

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

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

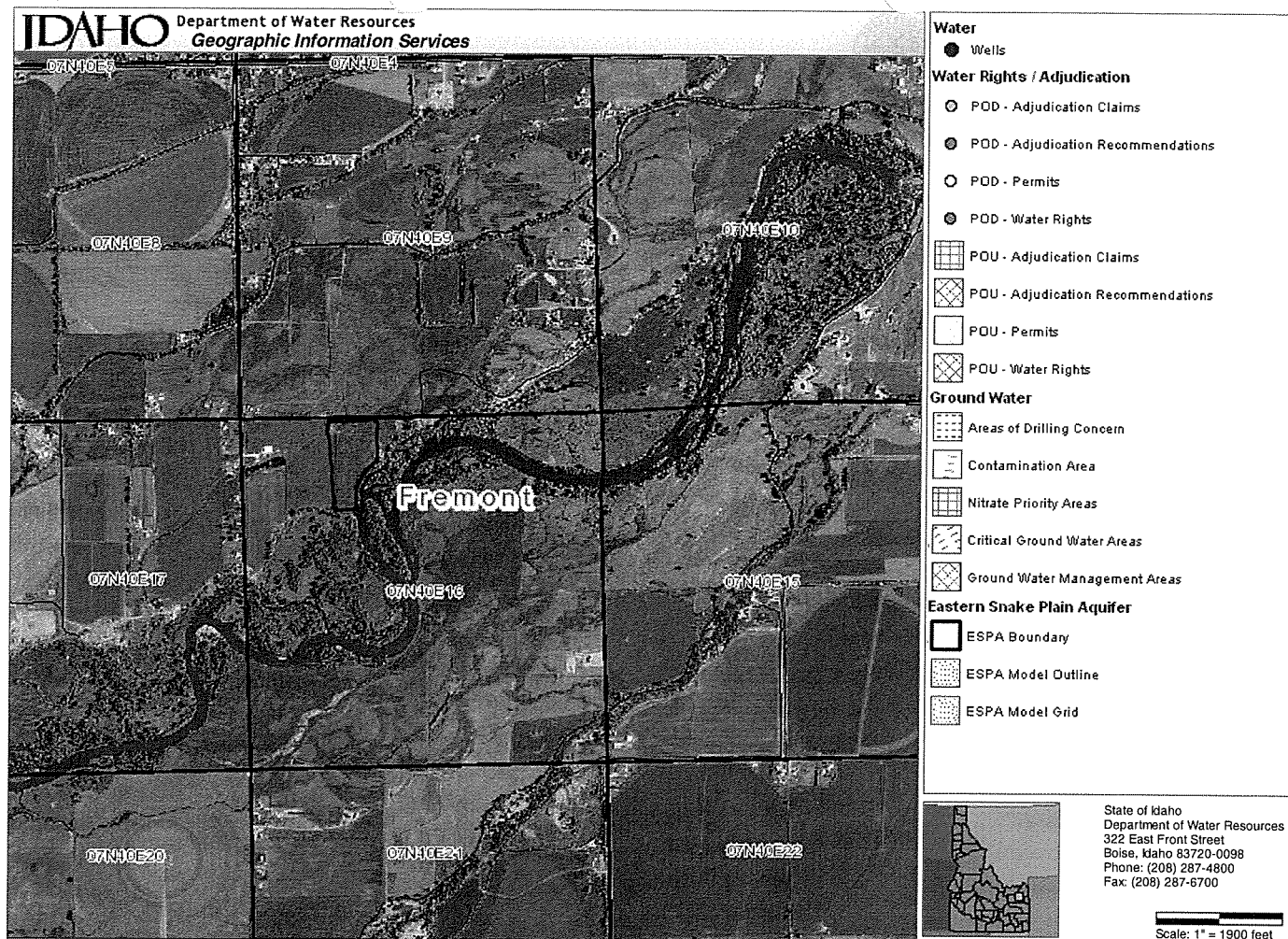
If your answer is No, describe in Remarks below the authority you have to claim this water right.

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

1 share in Egin Bench Canal or None ()

13. Remarks: The water originates in a pond located approximately 2 miles North of the place of use, in the city of Parker, and from sub-water from neighboring irrigators. The water travels across the place of use and was historically diverted through a headgate. The headgate was removed within the last ten years, but water was diverted through an irrigation pump onto the place of use.

Last Name Identification No.



Created: Wednesday, March 28, 2012 -- Persons using information from this site for official purposes, or other purposes, for which accuracy and completeness are required, are hereby notified that they should first verify the information with the public records or other primary sources from which the information was obtained.

14. Basis of Claim (Check One) Beneficial Use (☒) 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: _____

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) Susan B Davidson Date: 3/27/12

Date: _____

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

Title of _____ Organization

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

Title of _____ 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 _____ Identification No. _____

[illegible]

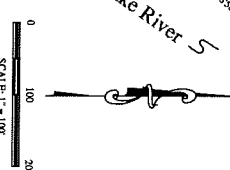
BEFORE ME, the undersigned, a Notary Public in and for said State and County, Grant R. Davidson and Susan Davidson known or identified to me to be the owners of the property shown herein and the persons who subscribed said name to the stated Owners' Declaration and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have set my hand and affixed my official seal the day and year first above written.

Basis of Bearing - North line of the Northwest Quarter of Section 16

<u>Land Surveyor</u>	<u>Applicant/Owner</u>
Ty G. Briggs P.L.S. 393B E 240 N Suite 4 Ridge, Idaho 83442 Phone (208) 745-8091	Graet R. Davidson 2048 E. Davidson Ln. St. Anthony, ID 83445 Phone (208) 624-1648

ACREAGE TABLE	
DESC.	ACREAGE
Lot 1	11.30
Lot 2	4.92
Total	16.22



Division No. 1
Fremont County, Idaho
Part of Lots 2 & 12, Section 16, Township
7 North, Range 40 East B.M.

Sanitary Restrictions as required by Idaho Code Title 50, Chapter 13 have been satisfied. Sanitary Restrictions may be reimposed in accordance with Section 50-1326 Idaho Code by the issuance of a Certificate of Disapproval.

Date: _____

I hereby certify that the foregoing plat of Davidson Subdivision, Fremont County was filed for recording in the Office of the Recorder of Fremont County, Idaho on this _____ day of _____, 2012 at _____ M and recorded as Instrument Number _____.

We, the undersigned County Treasurer and County Assessor in and for the County of Fremont, State of Idaho, having reviewed this Plan per the requirements of Idaho Code 50-1308, Do Hereby Certify that all County Taxes for the Property shown and described on this plat as being subdivided, are current.

I certify that I have examined this plot and find it to be correct and acceptable as required by Section 50-1305 of the Idaho Code.

I, Ty G. Biggs, a Registered Professional Land Surveyor in the State of Idaho do hereby certify that the survey of this subdivision, designated as Davidson Subdivision, Division No. 1, was performed by me or under my direction, and that said subdivision is truly and correctly stated provided by law and in accordance with the accompanying plat as described in the Owner's Dedication.

License No.	10781	Date
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Water rights and assessment obligations are not appurtenant to the lands included within this County Approval.

This plan was duly accepted and approved by the Board of County Commissioners, and the Planning and Building Department of Fremont County, Idaho,

this _____ day of _____, 2012.

KNOW ALL MEN BY THESE PRESENTS, that we the undersigned are the lawful owners of the tract of land included within the boundary description shown hereon and have caused the same to be placed upon Block and Lot to be hereafter known as Davidson subdivision. We further certify that the lots shown on this plat will be served by individual well.

IN WITNESS WHEREOF, we have hereunto set our hands this ____ day of _____, 2012.

By: _____

SHORT PLAT Davidson Subdivision Division No. 1				
				
JOB NO.	11-0437	SHEET		
DATE	09/10/92	1		
DRAWN BY	PR	OP		
CHECKED	TGB	1		