

RECEIVED
SEP 19 2012
DEPARTMENT OF
WATER RESOURCES

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

Case No. 39576

Water Right Claims: 57-11819 & 57-11820

ORDER GRANTING MOTIONS TO FILE
LATE NOTICE OF CLAIMS

On May 21, 2012, Dan Lute filed a *Motion to File Late Notice of Claim* for each of the above-captioned water rights. Hearing was held on the *Motions* on September 18, 2012. 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: September 18, 2012.



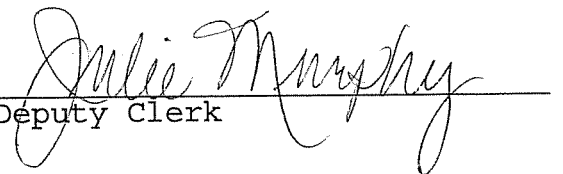
ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING
MOTIONS TO FILE LATE NOTICE OF CLAIMS was mailed on September
18, 2012, with sufficient first-class postage to the following:

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

DAN LUTE
2214 N 9TH ST
BOISE, ID 83702
Phone: 208-859-6369

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

MAY 21 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 THE GENERAL
ADJUDICATION OF RIGHTS
TO THE USE OF WATER
FROM THE SNAKE RIVER
BASIN WATER SYSTEM**

CIVIL CASE NUMBER: 39576
Ident. Number: 57-11819
Date Received: 9-19-12
Receipt No.: C096016

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

1. Name of Claimant(s):

Name	Address	City	State	Country	Postal Code
DAN LUTE	2214 N 9TH ST	BOISE	ID	USA	83702

2. Date of Priority:

Date	Explanation
4/1/1885	

3. Source:

Source	Tributary	Type
SPRING	CASTLE CREEK	
SPRING	CASTLE CREEK	

4. Point Of Diversion:

Township	Range	Section	Gov Lot	QQ	Q	County
08S	01W	22		SW	NW	OWYHEE
08S	01W	22		NW	SW	OWYHEE

5. Water is used for the following purpose(s):

Water Use	Number Of Homes	Stock	Description
STOCKWATER -			
		Type of Stock	Number of Stock
		Cattle	51 - 100
			100 cattle and horses

6. Season(s) of Use:

Water Use	From Month/Day	To Month/Day
STOCKWATER	1 / 1	12 / 31

7. Quantity:

Water Use - CFS AF KW

STOCKWATER 0.020

Totals:

CFS AF KW

0.020

8. Place of Use:

Water Use	Township	Range	Section	QQ	Q	County	Gov Lot	Acreage
STOCKWATER	08S	01W	22	NW	SW	OWYHEE	-	-
STOCKWATER	08S	01W	22	SW	NW	OWYHEE	-	-

9. Basis of Claim:

Basis

Beneficial Use

10. Signature(s):

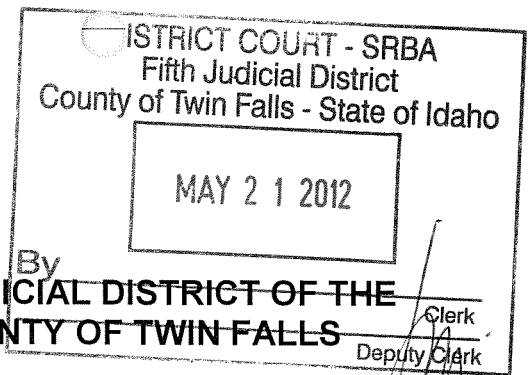
(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ___ do not ___ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 0

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): Don Loo Date: 5/18/12

Date: _____



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: 57-11820
Date Received: 9-19-12
Receipt No.: 2096016

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

1. Name of Claimant(s):

Name	Address	City	State	Country	Postal Code
DAN LUTE	2214 N 9TH ST	BOISE	ID	USA	83702

2. Date of Priority:

Date	Explanation
4/1/1885	

3. Source:

Source	Tributary	Type
CASTLE CREEK	SNAKE RIVER	INSTREAM BEGINNING
CASTLE CREEK	SNAKE RIVER	INSTREAM ENDING

4. Point Of Diversion:

Township	Range	Section	Gov Lot	QQ	Q	County
08S	01W	22		SE	SE	OWYHEE
08S	01W	21		NE	NE	OWYHEE

5. Water is used for the following purpose(s):

Water Use	Number Of Homes	Stock	Description
STOCKWATER -		Type of Stock Number of Stock	100 cattle and horses
		Cattle	51 - 100

6. Season(s) of Use:

Water Use	From Month/Day	To Month/Day
STOCKWATER	1 / 1	12 / 31

7. Quantity:

Water Use	CFS	AF	KW
STOCKWATER	0.020	0.00	0.0

Totals:

CFS	AF	KW
0.020	0.00	

8. Place of Use:

Water Use	Township	Range	Section	QQ	Q	County	Gov Lot	Acreage
STOCKWATER	08S	01W	21	NE	NE	OWYHEE	-	-
STOCKWATER	08S	01W	21	SE	NE	OWYHEE	-	-
STOCKWATER	08S	01W	22	NE	SW	OWYHEE	-	-
STOCKWATER	08S	01W	22	NW	SE	OWYHEE	-	-
STOCKWATER	08S	01W	22	NW	SW	OWYHEE	-	-
STOCKWATER	08S	01W	22	SE	SE	OWYHEE	-	-
STOCKWATER	08S	01W	22	SW	NW	OWYHEE	-	-
STOCKWATER	08S	01W	22	SW	SE	OWYHEE	-	-

9. Basis of Claim:

Basis

Beneficial Use

10. 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): Don Guld Date: 5/18/12

Date: _____