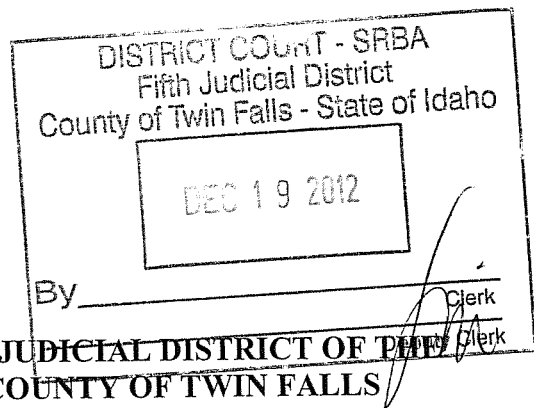


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DEC 20 2012

DEPARTMENT OF
WATER RESOURCES



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 Claim: 47-17586
)
)
)
)
)

ORDER GRANTING MOTION TO FILE
LATE NOTICE OF CLAIM

On August 7, 2012, John and Jackie Rodrigues filed a *Motion to File Late Notice of Claim* for the above-captioned water right. Hearing was held on the *Motion* on December 18, 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: December 19, 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 December 19, 2012, with sufficient first-class postage to the following:

JACKIE RODRIGUES

JOHN RODRIGUES

Represented by:

ROCKSTAHL, JOSEPH R

ROCKSTAHL LAW OFFICE CTHD

440 FAIRFIELD ST N

TWIN FALLS, ID 83301

Phone: 208-734-8810

DIRECTOR OF IDWR

PO BOX 83720

BOISE, ID 83720-0098


Deputy Clerk

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DEPT. OF WATER RESOURCES

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

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

AUG - 7 2012

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 47-17586

Date Received:

Receipt No: C096349

Received By:

NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) John & Jackie Rodriguez Phone (208) 5434886

Mailing Address 4846 N. 1000 E. Buhl ID ZIP 83316

2. Date of Priority (Only one (1) per claim) 7-18-1923
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water () or Other () (a) salmon falls ck.
which is tributary to (b) snake river

4. a. Location of Point of Diversion is: Township 8S, Range 14E, Section 31,
NW, 1/4 of SW, 1/4 Govt. Lot 3, BM., County of Twin Falls

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.

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For irrigation purposes from 3/15 to 11/15 amount 0.10 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.10 (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.

ground eye

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
85	14E	30													1.1	3.9	11		5

Parcel (PIN) no(s). _____

Total number of acres irrigated 5

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

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.

_____ or None ()

13. Remarks: _____

Last Name _____ Identification No. _____

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 47-2159

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)

Justine L. Rodriguez

Date:

Aug. 7, 2012

John A. Rodriguez

Date:

aug 7 - 2012

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:

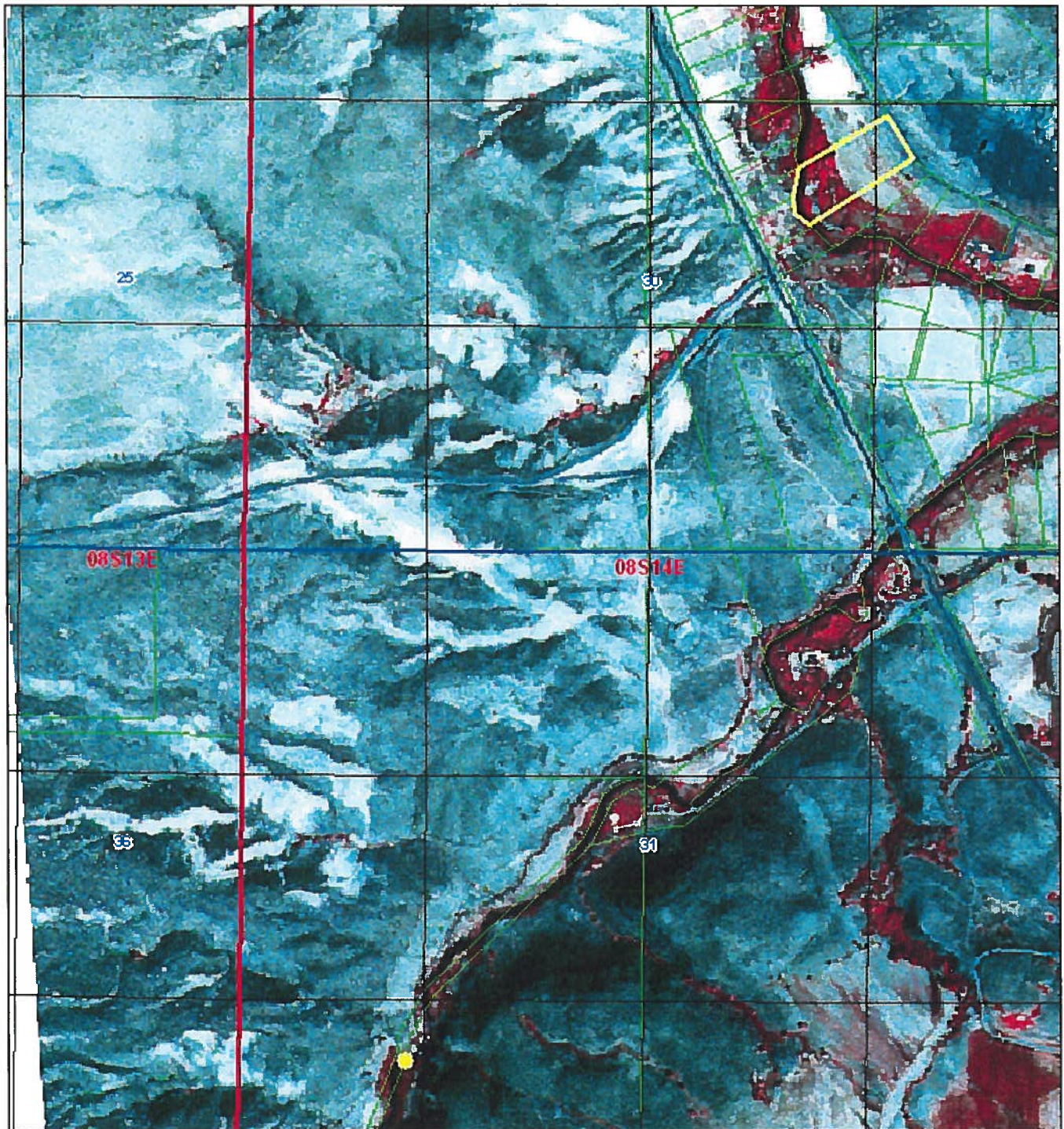
Notice is hereby given that I, _____, will be acting as attorney at law of behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____ Date _____

Address _____

Last Name _____ Identification No. _____

IDAHO DEPARTMENT OF WATER RESOURCES



47-17586



1987- Imagery
D. Jones
8/7/2012

See transferor's P.D.s
in 1935 & in 1940 #308

State of Idaho

License and Certificate of Water Right

Trans #1044

Water License No. 15841

Amount 5.86 sec. ft.

Water District No. 47

Priority 7-18-1923
Mrs. Rasmus Hansen, Mrs. N. A. Erickson, Anders Laursen
Walter Rasmussen, Annie Rasmussen, Mrs. N. P. Ring, Nels
Larsen, Fred T. Rasmussen and Theodore Rasmussen,

THIS IS TO CERTIFY that of Buhl, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated July 18, 19 23; that Permit No. 15841 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 5.86 second feet, was issued thereunder on September 5, 1923, showing that said works were completed on the 23rd day of August, 1923; and that on the 29th day of September, 19 23,

Mrs. Rasmus Hansen, et al

of Buhl, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of Salmon River, a tributary of Snake River, for the purpose of irrigation and domestic use, under Use Permit No. 15841 of the Commissioner of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 6 of Licenses, at page 3094, on the 19th day of October, 1923;

The right hereby confirmed dates from July 18, 1923;

The Point of Diversion is located in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, Tp. 9 S., R. 13 E., B. M.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 5.86 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 S.	14 E.	30	-NE $\frac{1}{4}$ NE $\frac{1}{4}$	5	5
			-NW $\frac{1}{4}$ NE $\frac{1}{4}$	35	35
			-SW $\frac{1}{4}$ NE $\frac{1}{4}$	24	24
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	19	19
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	20	20
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	35	35
		19	NE $\frac{1}{4}$ NE $\frac{1}{4}$	11	11
			SE $\frac{1}{4}$ NE $\frac{1}{4}$	16	16
			Lot 4	19	19
			Lot 7	30	30
		17	Lot 2	21	21
			3	27	27
			6	13	13
			7	15	15
		18	SE $\frac{1}{4}$ SE $\frac{1}{4}$	3	3
				3--293 acres	

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 19th day of October, 19 23.

W. G. SWENDSEN
Commissioner of Reclamation.

(SEAL)