

RECEIVED

APR 18 2013

DEPARTMENT OF  
WATER RESOURCES

|                                                                                           |              |
|-------------------------------------------------------------------------------------------|--------------|
| DISTRICT COURT - SRBA<br>Fifth Judicial District<br>County of Twin Falls - State of Idaho |              |
| APR 17 2013                                                                               |              |
| 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: 63-00266, 63-00267,  
) 63-00268, 63-33735 & 63-33736

) ORDER GRANTING MOTIONS TO FILE  
) LATE NOTICE OF CLAIMS  
)  
)  
)  
)

On January 31, 2013, Riverside Irrigation District Limited, by and through counsel, Albert P. Barker, filed a *Motion to File Late Notice of Claim* for each of the above-captioned water rights. Hearing was held on the *Motions* on April 16, 2013. 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: April 17, 2013.

  
\_\_\_\_\_  
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 April 17, 2013, with sufficient first-class postage to the following:

RIVERSIDE IRRIGATION DIST LTD

Represented by:

ALBERT P BARKER

1010 W JEFFERSON ST STE 102

PO BOX 2139

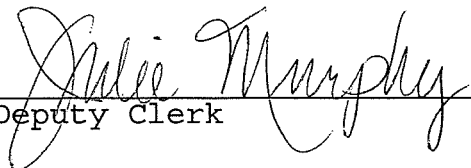
BOISE, ID 83701-2139

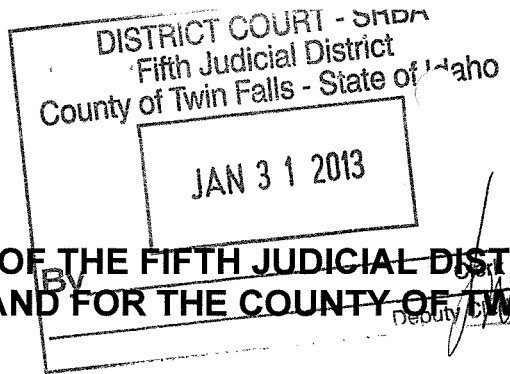
Phone: 208-336-0700

DIRECTOR OF IDWR

PO BOX 83720

BOISE, ID 83720-0098

A handwritten signature in cursive script, reading "Julie Murphy", is written over a horizontal line.



RECEIVED

APR 18 2013

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

**CIVIL CASE NUMBER: 39576**

Ident. Number 03-2106  
Date Received: 4-18-13  
Receipt No: CD97002  
Received By: DIS

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

Please type or print clearly

1. Name of Claimant (s) RIVERSIDE IRRIGATION DISTRICT LTD. Phone (208) 880-3449

Mailing Address 120 N. THIRD ST. PARMA ID ZIP 83660  
Street or Box City State

2. Date of Priority (Only one (1) per claim) 6-1-1890  
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water ( ) or Other (✓) (a) BOISE RIVER  
which is tributary to (b) SNAKE RIVER

4. a. Location of Point of Diversion is: Township 4N, Range 3W, Section 10,  
SE, 1/4 of SW, 1/4 Govt. Lot \_\_\_\_\_, BM., County of CANYON

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. Water carried in Riverside Canal with POD at head.

---

---

---

---

---

---

---

---

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For IRRIGATION purposes from 3/1 to 11/15 amount 0.72 or

For purposes from to amount or

For purposes from to amount or

For purposes from to amount or

7. Total quantity claimed (a) 0.72 (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.) \* SEE ATTACHED \*

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 |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

Parcel (PIN) no(s).

Total number of acres irrigated 10,158

10. In which county (ies) are lands listed above as place of use located? Canyon and Malheur, Oregon

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.

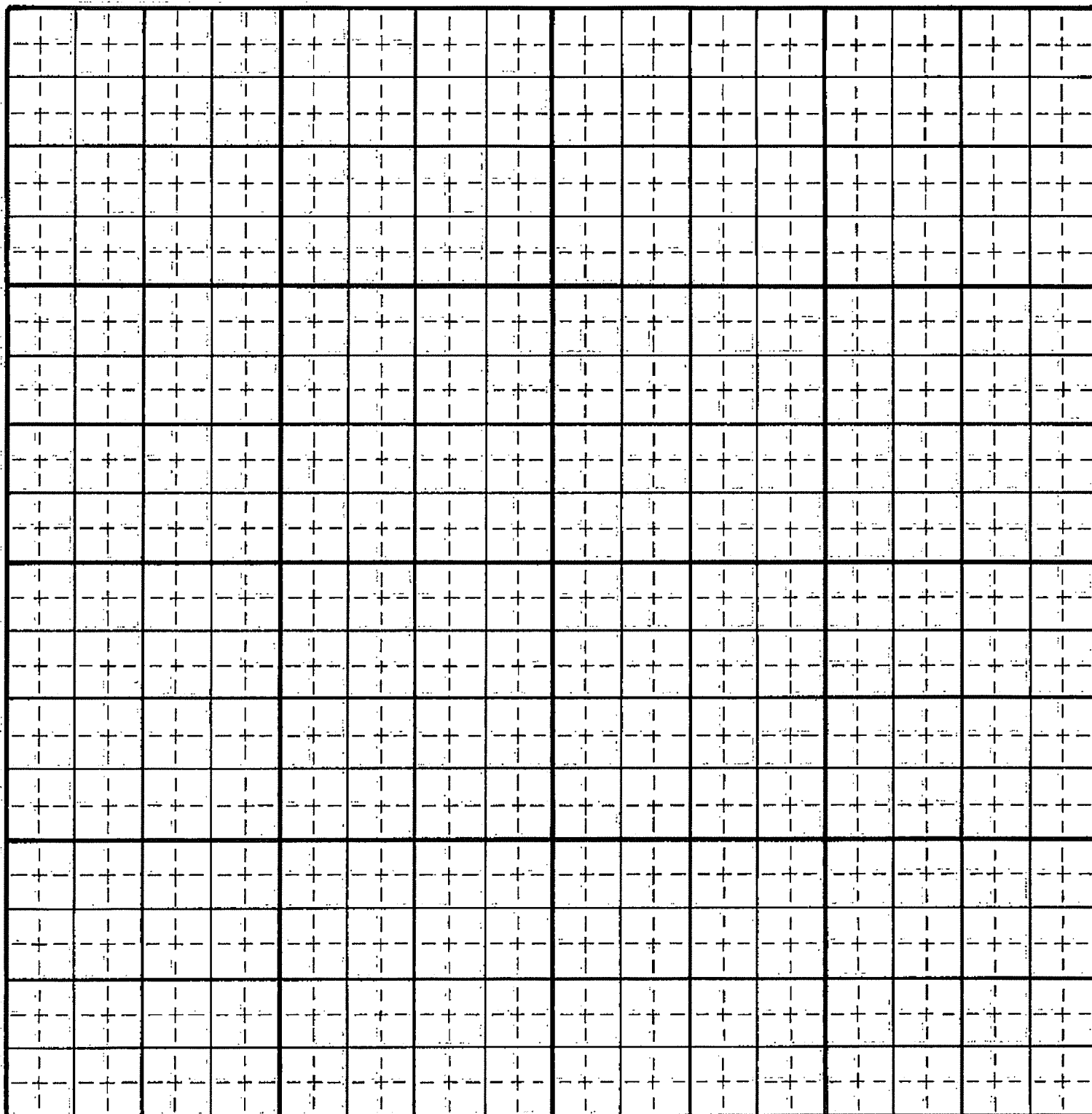
or None ( )

13. Remarks: Riverside Irrigation District, Ltd., is a non-profit company responsible for the delivery of water to the farmers that own the property in which the places of use are located.

Last Name RIVERSIDE IRRIGATION Identification No.

Map of Project: Attach aerial photograph or topographic map showing clearly the point of diversion, place of use, section number, township, and range number, unless unavailable. Otherwise sketch the elements above on the grid below. See digital boundary on file with SRBA Court and IDWR, and Order of Partial Decree, October 27, 2009.

Scale: 2 Inches equals 1 mile



Last Name RIVERSIDE IRRIGATION Identification No. \_\_\_\_\_

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

Court \_\_\_\_\_ Decree Date 5/4/1918 Plaintiff v. Defendant \_\_\_\_\_

If applicable provide IDWR Water Right Number 63-267

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) \_\_\_\_\_ Date: \_\_\_\_\_

\_\_\_\_\_ Date: \_\_\_\_\_

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

Manager \_\_\_\_\_ of Riverside Irrigation District Ltd.

Title

Organization

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

Manager \_\_\_\_\_ of Riverside Irrigation District Ltd.

Title

Organization

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

Signature of Authorized Agent Cindy Bishop Date 29 JAN 13

Title and Organization \_\_\_\_\_

16. Notice of Appearance:

Notice is hereby given that I, ALBERT P. BARKER, 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 Albert P. Barker Date 1-25-13

Address BARKER ROSHOLT & SIMPSON, LLP

P.O. BOX 2139, BOISE, IDAHO, 83701-2139

Last Name RIVERSIDE IRRIGATION Identification No. \_\_\_\_\_

**ATTACHMENT TO NOTICE OF CLAIM TO A WATER RIGHT  
RIVERSIDE IRRIGATION DISTRICT LTD. (WEST END DRAIN)**

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources as ordered by the SRBA Court on October 27, 2009.

Place of use includes the irrigation of 4252 acres within the State of Oregon.