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AUG 26 2013

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA	
Fifth Judicial District	
County of Twin Falls - State of Idaho	
AUG 22 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 Claim: 85-15753

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

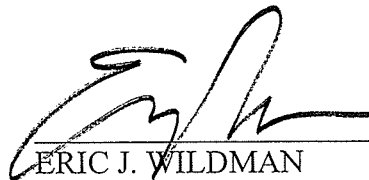
On May 20, 2013, Timothy and Ame Cochnauer filed a *Motion to File Late Notice of Claim* for the above-captioned water right. Hearing on the *Motion* was held on August 20, 2013. This *Motion* complied with all procedural requirements under *SRBA Administrative Order 1*, and no objections were made to 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*. This modifies the provisions of *SRBA Administrative Order 1* 4d(2)(h).

IT IS SO ORDERED.

Dated: Aug 22 2013.



ERIC J. WILDMAN
Presiding Judge
Snake River Basin Adjudication

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DEPARTMENT OF
WATER RESOURCES

Form No. 42-1409 (2) b 7/07

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

MAY 20 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 THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 85-15753

Date Received: 8-26-13

Receipt No: C897659

Received By: HP

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day

1. Name of Claimant(s) Timothy & Amé Cochraner Phone 208 743-6898

Mailing Address 20280 Homestead Loop, Lewiston, Idaho Zip 83501
Street or Box City State

2. Date of Priority: (Only one per claim) 12/01/1991
Month/Day/Year (YYYY)

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

4. Location of Point of Diversion is: Township 33N, Range 04W, Section 17

SW, 1/4 of SW, 1/4 or Govt. Lot _____, BM., County of NEZ PERCE; Parcel (PIN) No. 4RP33N04W176000

Additional points of diversion if any: _____

If available, GPS Coordinates _____

5. Description of diverting works (Wells, Pumps, Spring boxes, Pipelines, 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 with pipeline to residence

6. Water is claimed for the following: (limited to Domestic and/or Stockwater uses. See page 1 of the instructions.)

For domestic purposes from 1/1 to 12/31 amount 0.04
Month/Day Month/Day (cfs) or (AFA)

For _____ purposes from _____ to _____ amount _____

7. Total Quantity claimed 0.04 (cfs) or (AFA)

8. Non-irrigation uses. Describe fully. (eg. Domestic: Give number of households served if single ownership; Stockwater: Type and number of livestock) well served our household

9. Location of Place of Use is: Township 33N, Range 04W, Section 18,
SE, 1/4 of SE, 1/4, Govt. Lot _____, BM.; Parcel (PIN) No. RP33N04W187801A

for (Circle One) Domestic Stock Domestic and Stock
 Additional places of use, if any _____

10. Which county (ies) are lands listed above as place of use located? NEZ PERCE County

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

None (☒) _____

13. Remarks:

14. Basis of Claim (Circle 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 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: 2

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 Cochran Date: 5/14/13
Anne Cochran Date: 5/14/13

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 _____

Please Print Name

16. Notice of Appearance:
 Notice is hereby given that I, _____, will be acting as attorney at law on 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 _____

Address _____

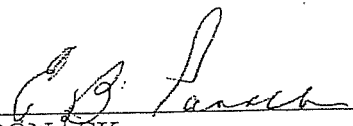
Date _____

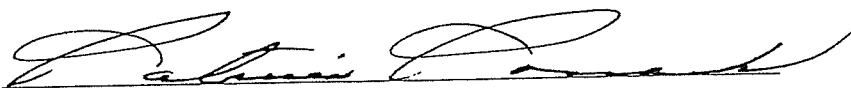
N/A

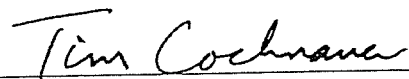
DEED OF OWNERSHIP TO DOMESTIC WELL

E.B. PONACK and PATRICIA PONACK (hereinafter "PONACK") are the owners of a domestic water well located on real property owned by TIM COCHNAUER and AMÉ COCHNAUER (hereinafter "COCHNAUER"), the legal description of the COCHNAUER real property on which the well is located being shown on Exhibit A. It is hereby the intention of PONACK to grant and convey to COCHNAUER all rights of ownership in and to the domestic well located on the COCHNAUER property, along with all appurtenances to the well, including but not limited to all pipelines, pipeline easements, and storage tanks held in ownership by PONACK for the well, subject only to any lawful and recorded right to take water from the well granted by PONACKS prior to this grant of ownership to COCHNAUERS. In addition, there exists for purposes of the well a retained easement for road and well on the COCHNAUER property as described in Exhibit A. The PONACKS hereby permanently relinquish and terminate the retained easement for waterline and source, and road access easement for ingress and egress, retained for purposes of the well as described in Exhibit A.

Dated this 17th day of April 2013.


E.B. PONACK


PATRICIA PONACK

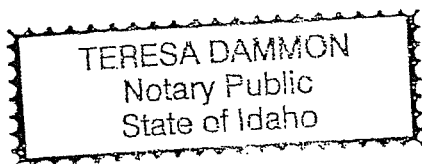

TIM COCHNAUER


AMÉ COCHNAUER



STATE OF IDAHO)
) ss.
COUNTY OF NEZ PERCE)

On this 17th day of April, in the year of 2013, before me, Teresa Dammon, a Notary Public, personally appeared E.B. PONACK, PATRICIA PONACK, TIM COCHNAUER, and AMÉ COCHNAUER, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that they executed the same.



Teresa Dammon
NOTARY PUBLIC in and for the
State of Idaho, residing at Lewiston, therein

Commission Expires 3/17/16

EXHIBIT "A"

SITUATED IN NEZ PERCE COUNTY, STATE OF IDAHO, TO WIT:

PARCEL 1

Township 33 North, Range 4 West of the Boise Meridian, Nez Perce County, Idaho

A parcel of land located in a portion of the West Half of the Southwest Quarter of Section 17 and a portion of the Southeast Quarter of the Southeast Quarter of Section 18, described as follows:

Beginning at the Northwest Section corner for said Section 17 (a brass cap and pipe), thence South $00^{\circ} 03' 23''$ West, 2662.90 feet to the West One-Quarter corner of foresaid Section 17 (a steel pin in concrete), the basis of bearing.

Thence South $22^{\circ} 05' 19''$ East, 1257.12 feet to a road intersection and the TRUE POINT OF BEGINNING; thence South $45^{\circ} 03' 48''$ West along said road centerline 350.88 feet; thence South $34^{\circ} 48' 20''$ West 182.62 feet; thence South $52^{\circ} 42' 47''$ West, 278.33 feet; thence leaving said road centerline South $60^{\circ} 11' 27''$ East, 443.78 feet to the centerline for an existing road; thence North $41^{\circ} 12' 33''$ East along said road centerline 216.57 feet; thence North $25^{\circ} 59' 41''$ East, 210.00 feet; thence leaving said road North $05^{\circ} 59' 40''$ West, 437.70 feet to the PLACE OF BEGINNING.

RESERVING UNTO GRANTORS AN EASEMENT FOR THE ROAD AND WELL:

Township 33 North, Range 4 West of the Boise Meridian, Nez Perce County, Idaho. Section 17: West $\frac{1}{2}$ Southwest $\frac{1}{4}$. An easement for a waterline and source and road access for ingress and egress, being 60.00 feet wide, 30.00 feet each side of the following described centerline, to wit: Beginning at the Northwest Section corner for said Section 17 (a brass cap and pipe); thence South $00^{\circ} 03' 23''$ West, 2662.90 feet to the West One-Quarter Corner for said Section 17 (a steel pin in concrete) the basis of bearing; thence South $09^{\circ} 01' 26''$ East, 1430.38 feet to an existing potable water well head and the TRUE POINT OF BEGINNING; at which point said easement encompasses an area circumscribed by a 25 foot radius curve; then North $45^{\circ} 03' 48''$ East, along the centerline for an existing road 350.88 feet to a road intersection and PLACE OF TERMINUS.