

SRBA

SUBCASE SUMMARY REPORT 33-14857

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SRBA
01-22-2007

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 33-14857 FILE#: 00170
CLAIMANT: MAYS, DARRELL DEAN
1441 HWY 22HOWE ID 83244
STATUS: OBJECTION DUE SPECIAL MASTER: MELANSON, JOHN M
WATER SOURCE: LITTLE LOST RIVER TRIBUTARY: SINKS****** PARTIES INVOLVED ******DARRELL DEAN MAYS C PRO SE
MARCHETA MAYS C PRO SE****** ROA ENTRIES ******

04-11-2003	MOTION TO FILE LATE/AMENDED NOTICE OF CLAIM	MG	04-11-2003
04-11-2003	HEARING SET - MOTN TO FILE LATE NOT. OF CLAIM	HS	07-15-2003 0130
	ASSIGNED MASTER WAS: 175 BURDICK, HON. ROG		
04-14-2003	NOTICE OF HEARING ON MOTION TO FILE LATE		
	NOTICE OF CLAIM		
07-15-2003	HEARING HELD	HH	07-15-2003 0130
07-15-2003	STATUS CONFERENCE MINUTES FILED		
07-17-2003	ORDER GRANTING MOTION TO FILE LATE NOTICE OF		
	CLAIM		
07-17-2003	LATE CLAIM FORWARDED TO IDWR		07-17-2003
05-04-2006	DIRECTOR'S REPORT FOR LATE CLAIMS		
05-04-2006	NOTICE OF FILING DIRECTOR'S REPORT FOR		
	LATE CLAIMS		
	OBJECTIONS DUE:	7/21/2006 8B	07-21-2006 0500
	RESPONSES TO OBJECTION DUE:	9/22/2006 RB	09-22-2006 0500
05-04-2006	HEARING ON UNCONTESTED RIGHTS	1/16/2007 HS	01-16-2007 0130

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SUBCASE SUMMARY REPORT 31-11845

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SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 31-11845 FILE#: 00349
CLAIMANT: IDAHO PROPERTIES LLC
23539 365TH AVEKIMBALL SD 57355
STATUS: TRIAL SET SPECIAL MASTER: BILYEU, BRIGETTE
WATER SOURCE: GROUND WATER
ISSUES: QUANTITY OF WATER USED
PLACE OF USE OR IRRIGATED ACRES IN EACH 40 A.
0****** PARTIES INVOLVED ******IDAHO PROPERTIES LLC C ATTY: ROGER D LING
BEN D JERNBERG O ATTY: ROGER D LING
STATE OF IDAHO R ATTY: STATE OF IDAHO****** ROA ENTRIES ******

04-22-2005	DIRECTOR'S REPORT FOR LATE CLAIMS -- BASINS 23,29,31,32,34,35,36,43,45,57,61,65,72,86		
04-22-2005	NOTICE OF DIRECTOR'S REPORT OF LATE CLAIMS AND MISCELLANEOUS CLAIMS FOR IRRIGATION & OTHER RIGHTS		
	OBJECTIONS DUE 6/24/2005	OB	
	RESPONSES DUE 9/9/2005	RB	09-09-2005 0500
04-22-2005	HEARING ON UNCONTESTED LATE CLAIMS	HS	08-16-2005 0130
05-19-2005	OBJ 01 F/B JERNBERG, BEN D	RB	09-09-2005 0001
09-08-2005	RESPONSE TO OBJ 0001 F/B STATE OF IDAHO		0001
09-20-2005	ORDER SETTING SUBCASE FOR INITIAL HEARING	1S	10-05-2005 0200
10-05-2005	HEARING HELD	HH	10-05-2005 0200
10-05-2005	MINUTES		
10-07-2005	TRIAL SCHEDULING ORDER		
10-07-2005	DEADLINE TO JOIN PARTIES OR AMEND PLEADINGS	ZS	11-30-2005 0445
10-07-2005	DISCOVERY DEADLINE AND MOTION TO CONSOLIDATE	ZV	12-30-2005 0445
10-07-2005	DEADLINE TO FILE SUMMARY JUDGMENT MOTIONS	ZV	01-27-2006 0445
10-07-2005	DEADLINE FOR IDWR TO FILE 706 REPORT	ZS	05-26-2006 0445
10-07-2005	DEADLINE TO FILE WITNESS LIST & TRIAL BRIEFS	ZS	07-12-2006 0445
10-07-2005	PRETRIAL CONFERENCE	PS	07-12-2006 1000
10-07-2005	TRIAL (2 DAYS)	TS	07-19-2006 0900
10-07-2005	ORDER SETTING MANDATORY SETTLEMENT CONFERENCE	LS	11-29-2005 1000
11-30-2005	SETTLEMENT CONFERENCE REPORT FILED		11-30-2005
12-05-2005	(FAX FILED) JOINT MOTION FOR AMENDMENT OF TRIAL SCHEDULE	MG	12-08-2005
12-08-2005	AMENDED TRIAL SCHEDULING ORDER		
12-08-2005	DISCOVERY DEADLINE AND MOTION TO CONSOLIDATE	ZS	02-28-2006 0445

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12-08-2005	DEADLINE TO FILE SUMMARY JUDGMENT MOTIONS	ZV	03-31-2006 0445
12-08-2005	EVENT VACATED ON 12302005 AT 0445		
12-08-2005	EVENT VACATED ON 01272006 AT 0445		
12-08-2005	STATUS CONFERENCE	US	01-18-2006 1000
12-08-2005	ALL OTHER DEADLINES REMAIN UNCHANGED		
01-18-2006	HEARING HELD	HH	01-18-2006 1000
01-18-2006	MINUTES		
01-18-2006	NOTICE SETTING STATUS CONFERENCE	US	02-22-2006 1000
02-13-2006	NOTICE OF COMPLETED ADMINISTRATIVE PROCEEDING		02-13-2006
02-13-2006	AMENDED DIRECTOR'S REPORT		
	CHANGE: SUBSTITUTION OF PARTY		
02-22-2006	STATUS CONFERENCE HELD	UH	02-22-2006 1000
02-22-2006	MINUTES		
02-22-2006	NOTICE SETTING STATUS CONFERENCE	US	03-01-2006 0130
02-28-2006	NOTICE OF APPEARANCE OF COUNSEL		
03-01-2006	HEARING HELD	UH	03-01-2006 0130
03-01-2006	MINUTES		
03-22-2006	ORDER SETTING STATUS CONFERENCE	UV	04-19-2006 1000
03-22-2006	ORDER REGARDING OBJECTOR AND ORDER ADDING DOCUMENTS TO THE RECORD		
03-28-2006	REPORT F/B COUNSEL FOR OBJECTOR BEN JERNBERG		
03-28-2006	FAX FILED: MOTION REQUESTING ADDITIONAL TIME TO FILE SUMMARY JUDGMENT F/B COUNSEL FOR OBJECTOR BEN JERNBERG	MG	04-05-2006
03-31-2006	NOTICE OF HEARING (MOTION REQUESTING ADDL TIME)	HH	04-05-2006 0900
04-05-2006	HEARING HELD	HH	04-05-2006 0900
04-05-2006	MINUTES		
04-05-2006	ORDER GRANTING MOTION REQUESTING ADDITIONAL TIME & SECOND AMENDED TRIAL SCHEDULE		
04-05-2006	DEADLINE TO FILE SUMMARY JUDGMENT MOTIONS	ZS	04-28-2006 0500
04-05-2006	PARTIES SHALL SCHEDULE FIELD EXAM MAY 2006	ZS	05-26-2006 0500
04-05-2006	SUMMARY JUDGMENT HEARING/STATUS CONFERENCE	HS	06-02-2006 1000
04-05-2006	STATUS CONFERENCE VACATED ON 04192006 AT 1000		
04-05-2006	DEADLINE VACATED ON 03312006 AT 0500 PM		
04-05-2006	ALL OTHER DATES IN TRIAL SCHEDULE REMAIN SAME		
04-28-2006	MOTION FOR SUMMARY JUDGMENT	MD	06-30-2006
04-28-2006	AFFIDAVIT OF MICHAEL P TRIBE IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT		
04-28-2006	AFFIDAVIT OF BEN D JERNBERG IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT		
04-28-2006	AFFIDAVIT OF BRYCE A CONTOR IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT		
04-28-2006	MEMORANDUM IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT		
05-22-2006	BRIEF IN OPPOSITION TO MOTION FOR SUMMARY JUDGMENT F/B STATE OF IDAHO		
05-22-2006	STATE OF IDAHO'S EXHIBIT LIST		
05-22-2006	EXHIBIT 1: AFFIDAVIT OF CARTER FRITSCHLE DATED MAY 19, 2006		
05-26-2006	SUPPLEMENTAL DIRECTOR'S REPORT REGARDING SUBCASE NO. 31-11845 (W/ATTACHMENTS A-I)		
05-30-2006	REPLY MEMORANDUM IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT		
05-30-2006	AFFIDAVIT OF JOE LLAMAS IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT		
05-30-2006	SECOND AFFIDAVIT OF MICHAEL P TRIBE IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT		
06-01-2006	CORRESPONDENCE F/B IDWR		
06-02-2006	SUMMARY JUDGMENT/STATUS CONFERENCE HELD	HH	06-02-2006 1000

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06-02-2006	MINUTES		
06-05-2006	ORDER SETTING DEADLINES AND STATUS CONFERENCE		
06-05-2006	ADDITIONAL FIELD EXAM- JUNE 12-16, 2006	ZS	06-16-2006 0445
06-05-2006	DEADLINE FOR IDWR TO SUBMIT REPORT TO PARTIES	ZS	06-28-2006 1000
06-05-2006	STATUS CONFERENCE	US	06-28-2006 1000
06-28-2006	HEARING HELD	HH	06-28-2006 1000
06-28-2006	MINUTES		
06-28-2006	ORDER SETTING DEADLINES	ZS	07-07-2006
06-28-2006	DEADLINE INFORMAL SETTLEMENT CONF. BY PHONE	ZS	07-07-2006 0500
06-28-2006	CORRESPONDENCE FROM CANDICE MCHUGH		
06-30-2006	ORDER ON SUMMARY JUDGMENT - DENIED		
07-10-2006	(FAX FILED) MOTION TO VACATE TRIAL DATE, TO ENTER AN AMENDED TRIAL SCHEDULE ORDER AND TO REQUEST AN EXPEDITED HEARING	MG	07-12-2006
07-10-2006	ORDER GRANTING MOTION FOR EXPEDITED HEARING AND NOTICE		
07-10-2006	HEARING ON MOTION TO VACATE TRIAL DATE	HS	07-12-2006 1000
07-11-2006	EXHIBIT 23: AFFIDAVIT OF NORMAN C YOUNG DATED JULY 11, 2006		
07-11-2006	LODGED: PROPOSED THIRD AMENDED TRIAL SCHEDULING ORDER		
07-12-2006	HEARING HELD	HH	07-12-2006 1000
07-12-2006	MINUTES		
07-12-2006	ORAL ORDR GRANTING MOTN TO VACATE TRIAL DATE		
07-18-2006	ORDER GRANTING MOTION TO VACATE TRIAL DATE AND THIRD AMENDED TRIAL SCHEDULE		
07-18-2006	TRIAL VACATED ON 07/19/06 AT 9:00AM		
07-18-2006	TRIAL SCHEDULING ORDER	TS	12-04-2006 1000
07-18-2006	DEADLINE TO FILE 706 REPORT	ZS	09-29-2006 0445
07-18-2006	DEADLINE TO COMPLETE DISCOVERY/EXPERT REPORTS	ZS	10-31-2006 0445
07-18-2006	PRETRIAL CONFERENCE	PV	11-01-2006 1000
07-18-2006	DEADLINE EXCHANGE WITNESS/EXHIBIT LISTS	ZV	11-01-2006 0445
07-18-2006	TRIAL BRIEF DEADLINE	ZV	11-01-2006 0445
08-14-2006	NOTICE OF SERVICE AND CERTIFICATE OF SERVICE OF STATE OF IDAHO'S FIRST SET OF DISCOVERY REQUESTS TO BEN JERNBERG AND IDAHO PROPERTIES, LLC		
08-14-2006	(FAX FILED) STATE OF IDAHO'S MOTION TO SHORTEN TIME, TO COMPEL DISCOVERY, AND FOR AN EXPEDITED HEARING	MF	08-14-2006
08-14-2006	(FAX FILED) NOTICE OF HEARING	HS	08-15-2006 0900
08-14-2006	(FAX FILED) AFFIDAVIT OF DAVID J BARBER DATE AUGUST 14, 2006		
08-14-2006	LODGED: BRIEF IN SUPPORT OF STATE OF IDAHO'S MOTION TO SHORTEN TIME, TO COMPEL DISCOVERY AND FOR AN EXPEDITED HEARING (FAX FILED)		
08-15-2006	OBJECTION TO STATES' MOTION TO SHORTEN TIME, TO COMPEL DISCOVERY, AND FOR AN EXPEDITED HEARING F/B CLAIMANT		
08-15-2006	HEARING HELD	HH	08-15-2006 0900
08-15-2006	MINUTES		
08-15-2006	HEARING CONTINUED ON MOTION TO SHORTEN TIME, COMPEL DISCOVERY & EXPEDITED HEARING	HS	08-18-2006 0930
08-15-2006		HS	08-18-2006 0930
08-17-2006	LODGED: REPLY BRIEF IN SUPPORT OF THE STATE OF IDAHO'S MOTION TO COMPEL DISCOVERY (FAX FILED)		
08-18-2006	AFFIDAVIT OF DALE STUKENHOLTZ IN OPPOSITION TO STATE OF IDAHO'S MOTION TO COMPEL		
08-18-2006	HEARING HELD	HH	08-18-2006 0930
08-18-2006	MINUTES		

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08-25-2006	ORDER GRANTING STATE OF IDAHO'S MOTION TO ENTER UPON PRIVATE LAND AND CONDUCT INVESTIGATION; SCHEDULING EXPERT DEPOSITIONS; RESCHEDULING PRETRIAL		
08-25-2006	PRETRIAL CONF VACATED ON 11012006 AT 1000		
08-25-2006	PRETRIAL CONFERENCE	PS	11-22-2006 0900
08-25-2006	DEADLINE TO EXCHANGE WITNES/EXHIBIT LISTS	ZS	11-22-2006 0445
08-25-2006	TRIAL BRIEFS DUE	ZS	11-22-2006 0445
09-11-2006	NOTICE OF SERVICE OF DISCOVERY F/B COUNSEL FOR CLAIMANT		
09-28-2006	SECOND SUPPLEMENTAL DIRECTOR'S REPORT REGARDING SUBCASE NO. 31-11845		
09-28-2006	LARGE MAP REC'D FROM IDWR		
09-29-2006	NOTICE OF SERVICE AND CERTIFICATE OF SERVICE STATE OF IDAHO'S 2ND SET OF DISCOVERY REQUESTS TO BEN JERNBERG & IDAHO PROPERTY		
10-13-2006	THE STATE OF IDAHO'S MOTION FOR SITE VISIT BY THE SPECIAL MASTER (FAX FILED)	MG	10-20-2006
10-13-2006	NOTICE OF HEARING (FAX FILED)	HS	10-20-2006 1000
10-16-2006	NOTICE OF SERVICE OF DISCOVERY (SUPPLEMENTAL ANSWERS TO INTERROGATORIES AND RESPONSES TO REQUESTS FOR ADMISSIONS AND PRODUCTION)		
10-20-2006	HEARING HELD	HH	10-20-2006 1000
10-20-2006	MINUTES		
10-20-2006	ORAL ORDER GRANTING MOTION FOR SITE VISIT		
10-24-2006	NOTICE OF TAKING DEPOSITION OF JOE LLAMAS (DUCES TECUM) (FAX FILED)		
10-24-2006	NOTICE OF TAKING DEPOSITION OF OMAR LLAMAS (DUCES TECUM) (FAX FILED)		
10-25-2006	ORDER GRANTING MOTION FOR SITE VISIT		
10-30-2006	NOTICE OF ATTENDANCE AT SITE VISIT		
11-01-2006	NOTICE OF SERVICE OF STATE OF IDAHO'S REPORTS OF EXPERT WITNESSES		
11-07-2006	NOTICE OF SERVICE OF DISCOVERY		
11-07-2006	(FAX FILED) NOTICE OF TAKING DEPOSITION OF DALE STUKENHOLTZ (DUCES TECUM)		
11-07-2006	(FAX FILED) NOTICE OF TAKING DEPOSITION OF BRYCE CONTOR (DUCES TECUM)		
11-14-2006	NOTICE OF DEPOSITION		
11-17-2006	(FAX FILED) STATE OF IDAHO'S MOTIONS TO LIMIT THE TESTIMONY OF BRYCE CONTOR, TO EXCLUDE THE TESTIMONY OF CHUCK BROCKWAY, TO COMPEL DISCOVERY, AND FOR AN EXPEDITED HEARING	MG	11-22-2006
11-17-2006	(FAX FILED) LODGED: BRIEF IN SUPPORT OF THE STATE OF IDAHO'S MOTIONS TO LIMIT THE TESTIMONY OF BRYCE CONTOR, TO EXCLUDE THE TESTIMONY OF CHUCK BROCKWAY, TO COMPEL DISCOVERY, AND FOR AN EXPEDITED HEARING		
11-17-2006	(FAX FILED) AFFIDAVIT OF DAVID I STANDISH DATED NOVEMBER 17, 2006		
11-17-2006	NOTICE OF HEARING - FILED AFTER HEARING DATE		
11-21-2006	(FAX FILED) RESPONSE TO STATE OF IDAHO'S MOTIONS TO LIMIT AND EXCLUDE TESTIMONY, TO COMPEL DISCOVERY AND FOR AN EXPEDITED HEARING		11-21-2006
11-21-2006	(FAX FILED) MOTION FOR INTERPRETER AT TRIAL	MG	12-01-2006
11-21-2006	AMENDED NOTICE OF HEARING	HS	11-22-2006 0900
11-22-2006	LODGED: PRETRIAL BRIEF (F/B JERNBERG & IDAHO PROPERTIES LLC)		
11-22-2006	OBJECTORS'/CLAIMANTS' DISCLOSURE OF EXHIBITS		

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AND WITNESSES

11-22-2006	LODGED: STATE OF IDAHO'S TRIAL BRIEF		
11-22-2006	STATE OF IDAHO'S LIST OF WITNESSES		
11-22-2006	STATE OF IDAHO'S AMENDED EXHIBIT LIST		
11-22-2006	HEARING HELD	HH	11-22-2006 0900
11-22-2006	MINUTES		
11-24-2006	AFFIDAVIT OF SERVICE (F/B COUNSEL FOR OBJECTORS/CLAIMANTS)		
11-28-2006	SUPOENA ISSUED FOR BRYCE CONTOR (NOT A FILE STAMPED DOCUMENT)		
11-28-2006	AFFIDAVIT OF DAVID I STANISH DATED NOVEMBER 27, 2006		
11-29-2006	MOTION IN LIMINE AND REQUEST FOR EXPEDITED HEARING F/B JERNBERG & IDAHO PROPERTIES	MG	12-04-2006
11-29-2006	LDGD: MEMO IN SUPPORT OF MOTION IN LIMINE		
11-29-2006	NOTICE OF HEARING ON MOTION IN LIMINE	HS	12-04-2006 1000
11-30-2006	ORDER LIMITING TESTIMONY OF BRYCE CONTOR TESTIMONY OF CHUCK BROCKWAY AND DENYING MOTION TO COMPEL		
12-01-2006	EMERGENCY MOTION REQUESTING CONTINUANCE F/B JERNBERG & ID PROPERTIES	MG	12-01-2006
12-01-2006	AFFIDAVIT OF MICHAEL P. TRIBE IN SUPPORT OF EMERGENCY MOTION FOR CONTINUANCE		0001
12-01-2006	ORDR GRANTING MOTION FOR INTERPRETER AT TRIAL		
12-01-2006	HEARING ON EMERGENCY MOTION	HS	12-01-2006 1100
12-01-2006	HEARING HELD	HH	12-01-2006 1100
12-01-2006	MINUTES		
12-01-2006	ORAL ORDR GRANT MOTN REQUESTING CONTINUANCE		
12-12-2006	ORDER GRANTING EMERGENCY MOTION REQUESTING CONTINUANCE AND SETTING SCHEDULING CONF.		
12-12-2006	SCHEDULING CONFERENCE	SS	01-03-2007 0130
01-03-2007	HEARING HELD	HH	01-03-2007 0130
01-03-2007	MINUTES		

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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

Subcase 33-14857
(Insert water right number)

Case 39576

STANDARD FORM 4

MOTION TO FILE:

☒ LATE NOTICE OF CLAIM

☐ AMENDED NOTICE OF CLAIM

INSTRUCTIONS

This form is used to file a late Notice of Claim or an amendment to a Notice of Claim in a reporting area where the Director's Report has been filed. Forms may be obtained from the SRBA Court, the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you copy or reproduce this form, please copy on both sides with the even-number pages upside down.

The water right number for your late or amended claim must be indicated above in the blank space following "Subcase." You must use a **separate form for each** late or amended Notice of Claim.

This form has been adopted by the court in *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996), Section 4, which may be consulted for further information.

By filing a *Motion to File a Late Notice of Claim* or a *Motion to File an Amended Notice of Claim*, you certify that it is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and is not filed for any improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation.

☐ I have read *SRBA Administrative Order 1, Rules of Procedure* (amended Sept. 30, 1996).

My name is _____

My address is _____

My phone number is: Work _____ Home _____

I am an attorney representing _____

My name is DARRELL DEAN OR MARCHETA L. MAYS

My address is 1441 Hwy 22, Howe Idaho 83244

My phone number is (208) 767-3441

MOTION TO FILE A LATE NOTICE OF CLAIM

A *Motion to File a Late Notice of Claim* will require a hearing before the Presiding Judge.

☒ I did not file a Notice of claim to the use of water in the SRBA because:

CLAIMANT DID NOT REALIZE HE NEEDED A STOCK
WATER CLAIM FOR THE LITTLE LOST RIVER SYSTEM.

☐ I filed a Notice of Claim and elected to defer judicial proceedings on my domestic or stock watering use. I desire to reinstate my Notice of Claim for domestic or stock watering use.

☐ I am providing legal and factual documentation for my claimed use of water. You must describe these documents and attach a readable copy. (You do not need to fill this out if you are reinstating a Notice of Claim for domestic or stock watering use, but you **must** attach a copy of your Notice of Claim.)

I have attached:

- ☐ A fully completed Notice of Claim (available from IDWR).
- ☒ A claim filing fee for a domestic and stock watering use. IDWR may charge this fee pursuant to I.C. § 42-1414. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ 25.00.
- ☐ A claim filing fee and a late claim fee for those claims other than a domestic or stock watering use for which a notice of claim was not filed. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.

Follow these instructions regarding the hearing on this motion.

1. Contact the Clerk of the SRBA Court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

This motion will be heard on _____
(Insert Date and Time)
at the SRBA courthouse, 253 Third Avenue North, Twin Falls, Idaho.

MOTION TO FILE AN AMENDED NOTICE OF CLAIM

A *Motion to File an Amended Notice of Claim* may require a hearing before the Presiding Judge or Special Master or may be granted by leave of the court or by written consent of the parties and the Idaho Department of Water Resources. Leave to amend a claim shall be freely given when justice so requires.

- ☐ I must amend my Notice of Claim to the use of water in the SRBA because:

- ☐ I am providing legal and factual documentation to support my amended Notice of Claim.
You must describe these documents and attach a readable copy.

I have attached:

- ☐ An amended Notice of Claim (available from IDWR).
- ☐ Payment of the following additional fees required by IDWR:

VERIFICATION (Must be completed)

State of Idaho

County of Bonneville

DARREN DEAN MAYS, being first duly sworn, upon oath, deposes and says:
(Insert name of person filing form)

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined by I.C. §§ 42-1401A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

[Signature]
Signature of person filing motion

Attorney signing in representative capacity

Subscribed and sworn to before me on 8 April 2003.
(Insert Date)



ALLEN B. RUBERRY
Notary Public for STATE OF IDAHO
Residing at: BOONVILLE IDAHO
My Commission expires: 9/23/2003

INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the SRBA Court. **FAX filings will not be accepted by the SRBA Clerk of the Court.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on _____, 199____. I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

3. If you are filing an amended Notice of Claim in a subcase being heard before the Presiding Judge or a Special Master, you must serve a copy on all parties to that subcase.

(Insert Names/address of parties)

Signature of person or attorney mailing the form

RECEIVED

APR 14 2003

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 33-14857
Date Received: 4/8/2003
Receipt No:
Received By: *EQ 28652*

LATE CLAIM

LATE CLAIM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Fee paid = \$25.00

1. Name of Claimant(s)

DARRELL DEAN MAYS Phone: (208) 767-34431
1441 Hwy 22
Howe ID USA 83244

MARCHETA MAYS Phone: (208) 767-3441
1441 Hwy 22
Howe ID USA 83244

2. Date of Priority: 04/01/1883

3. Source: LITTLE LOST RIVER , LITTLE LOST RIVER Trib. to: SINKS , SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	29E	9	NE NE NE	BUTTE	
05N	29E	10	NW NW NW	BUTTE	

5. Description of diverting works:

DIVERSION OFF RIVER. SINGLE POD DIVERTS EAST AND WEST TO DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.14	

7. Total Quantity Appropriated is:
0.14 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:
Number of other uses: 500

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
05N	29E	9	NW NE	STOCKWATER	
			NE NE	STOCKWATER	
			SW NE	STOCKWATER	
			SE NE	STOCKWATER	
05N	29E	10	NE NE	STOCKWATER	
			NW NE	STOCKWATER	
			NW NW	STOCKWATER	
			NE NW	STOCKWATER	

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05N 29E 11 NW NW STOCKWATER

11. Place of use in counties: BUTTE
12. Do you own the property listed above as place of use? Yes
13. Other Water Rights Used:
14. Remarks:

STOCKWATER FOR 500 CATTLE.
FILED AS A LATE CLAIM WITH SF-4 FORM

15. Basis of Claim: Beneficial Use

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

Signature of Claimant(s):

Darrell D. Dwyer
Marquita May

Date:

4-8-03

Date:

4-8-03

State of Idaho

County of

Bennett

SS.

Subscribed and sworn (or affirmed) before me this

8th

of

April 2003

Notary Public

Aaron B. Ruberry

Residing at

2040 Faus Road

My commission Expires

9/23/03

