

05/28/2009

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-12183

NAME AND ADDRESS: KATIE WALLACE
449 E 400 N
BLACKFOOT ID 83221

SOURCE: SAND CREEK

TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 0.140 CFS

PRIORITY DATE: 03/04/1909

POINT OF DIVERSION:

T02S R36E S14 SENWNE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.140 CFS

PLACE OF USE: IRRIGATION in BINGHAM County

T02S R36E S14 NENW 4.50

4.5 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This right is a split from former right 27-12072 which is a split from former right 27-2012.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.



Idaho Department of Water Resources

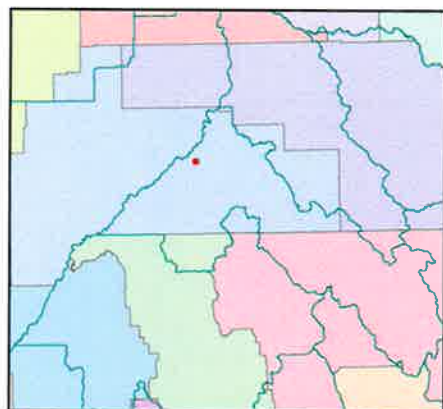
Adjudication Recommendation

27-12183

(IRRIGATION)

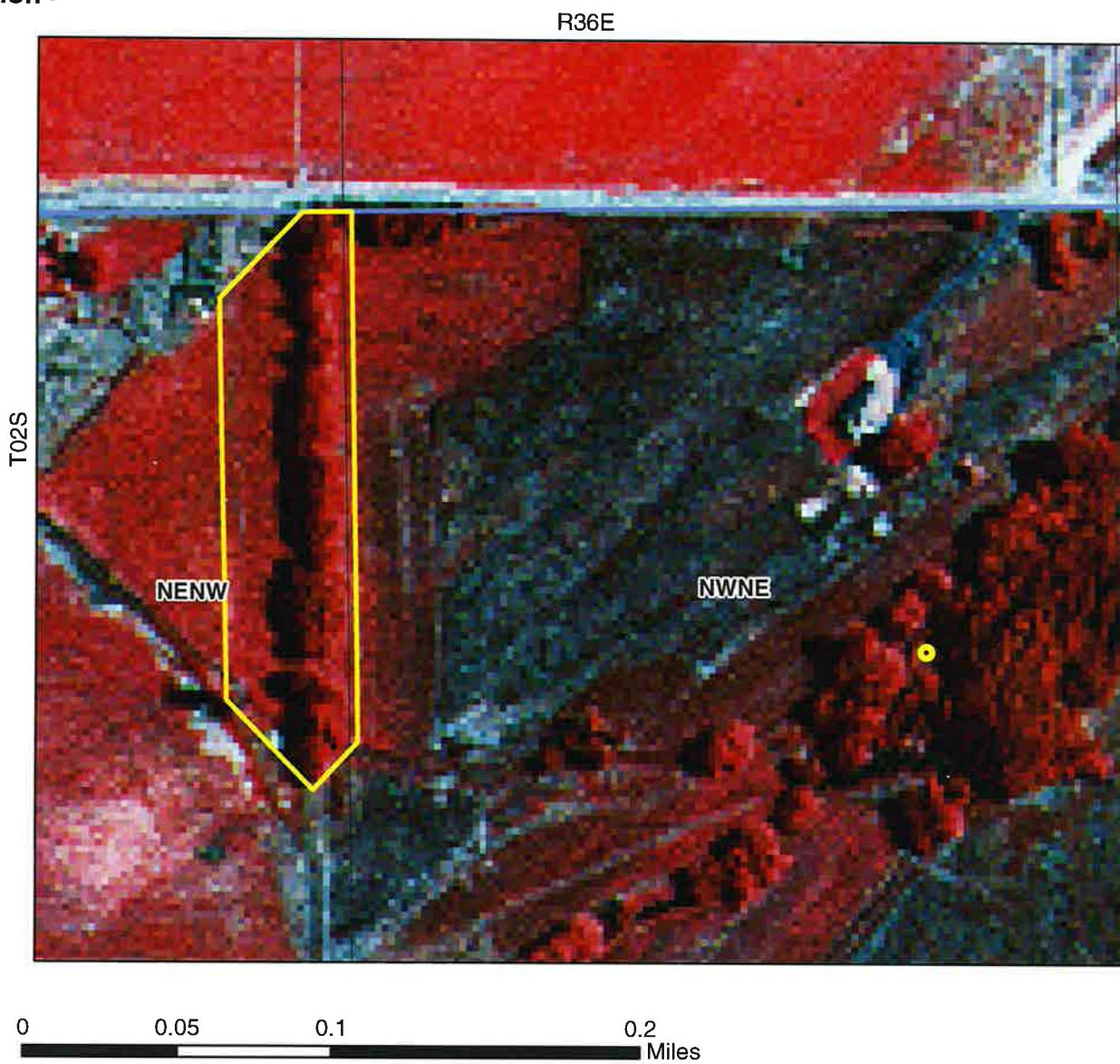
Legend

- Point of Diversion
- Place of Use
- State Outline
- Townships
- PLS Sections
- Quarter Quarters



Bingham County
IDWR Basin 27

Prepared by Michael Holliday
On May 29, 2009
1987/88 Aerial Photography



County: Bingham
Stream: Sand Creek
Amount: 1 second-foot
Use: Irrigation
Priority: 3/4/09

STATE OF IDAHO

Water License No. 4591

27-12072

WHEREAS, On the 4th day of March, A. D. 1909,

CHARLES F. LANDON,

of Blackfoot, County of Bingham, State of Idaho, duly made application (No. 6288) to me for a permit to use 9 cubic feet per second of the waters of

SAND CREEK and its tributaries

County of Bingham, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 29th day of April, A. D. 1909, Permit No. 4591 was issued to said applicant for the diversion of said water and providing for the completion of the works of diversion therein described on or before the 29th day of April, A. D. 1911, and for the application to beneficial use of said water on or before the 29th day of April, A. D. 1913, and,

WHEREAS, On the 27th day of October, A. D. 1911,

CHARLES F. LANDON,

the holder of said permit, duly made proof of the completion of adequate works for the diversion of 9 cubic feet per second of said waters, as evidenced by my Certificate No. 4591 dated December 15th, 1911, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 9 cubic feet per second of water, with date of priority of March 4, 1909, and

WHEREAS, On the 1st day of October, A. D. 1912, CHARLES F. LANDON transferred all of his right, title and interest in and to Permit #4591 to ISAAC T. ALFRED of Blackfoot, County of Bingham, State of Idaho, and,

WHEREAS, On the 16th day of November, A. D. 1912,

ISAAC T. ALFRED,

the holder of said permit, duly made proof of the application to beneficial use of 1 cubic feet per second of said water.

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to

ISAAC T. ALFRED,

of Blackfoot, County of Bingham, State of Idaho, the holder and owner of said Permit No. 4591, a perpetual right, dating from March 4, 1909, to the use of 1 cubic foot per second of the waters of SAND CREEK and its tributaries,

in the County of Bingham and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point 60 rods due north of the Southwest Corner of the Northeast quarter (NE $\frac{1}{4}$) of Section 14, Township 2 South, Range 36, East of the Boise Meridian,

and conducted to and upon 50 acres, divided as follows: 8 acres in the NE $\frac{1}{4}$ NW $\frac{1}{4}$, 10 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, 20 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, and 12 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 14, Township 2 South, Range 36, East of the Boise Meridian,

for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 22nd day of November A. D., nineteen hundred and twelve.

(Seal)

A. E. Robinson
State Engineer.

27 2012

REPORT OF ENGINEER.

1. State name of applicant and number of permit: Isaac T. Alfred;... 4591.....
2. State source of water supply: Sand creek and tributaries.....
3. Location of point of diversion: ... About 65 rods North of the Southeast corner of the Northwest quarter of Sec. 14, Tp. 2 South, Range 36 EBM.....
4. State whether or not the works of diversion are fully completed and in accordance with the terms of permit: ... The works of diversion are fully completed.....
5. Describe works as they exist, giving dimensions of same as follows:
 - (a) Width of conduit at bottom: ... ^{two ditches each} about four feet wide at bottom.....
 - (b) Width at water line: ^{five} about ~~six~~ feet..... each.....
 - (c) Depth of water: fifteen inches, in both ditches.....
 - (d) Grade per mile: One ditch about 1½ ft.; the other about 3 ft.
One ditch about 400 inches
 - (e) Capacity of ditch: One ditch about 250 inches;..... second feet.
6. State whether or not water has been turned into works of diversion, and if so, to what extent:

..... Water has been turned into works of diversion; have had water running to the extent of 250 inches in the small ditch and 400 inches in the larger one.....
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty-acre tract: ... NE¼ of NW¼ of 14, 8 acres in cultivation.....
NW¼ of NW¼ ten acres; SE¼ of NW¼ of 14, 20 acres; and
..... SW¼ of NW¼ of Sec. 14, 12 acres in cultivation.....
Total acres in actual cultivation, 50.....
..... This land will take about two inches of water per acre for irrigation. It is all sandy.....
8. Submit map on enclosed plat, showing source of supply, point of diversion, route of ditch or ditches and cross-hatch lands to be irrigated.

Remarks: .. The land marked on plat in dark pencil is all sand hills, not susceptible of irrigation. The land left paper color on the plat
..... is the land in cultivation and under irrigation.....

STATE OF IDAHO, }
County of Bingham..... } ss.

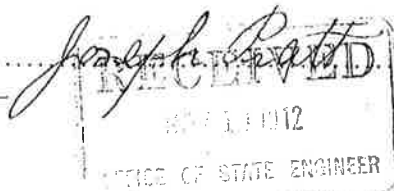
... Joseph Pratt....., being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this 9th day of November 1912

My Commission Expires... February, 1913.

4591

Notary Public.



[illegible]

'V PLAN IN INK.

SCALE: 2 INCHES=1 MILE
PLAN IN INK.

The land shown in the sketch is rough sand
~~but~~ is ~~saturated~~ sand

County: Bingham
Stream: Sand Creek.
Amount: 1.44 Sec. ft.
Use: Irrigation.
Priority: 3/4/09.

STATE OF IDAHO

Water License No. 4591.

27-12071

WHEREAS, On the 4th day of March, A. D. 1909, CHAS. F. LANDON,

of Blackfoot, County of Bingham, State of Idaho, duly made application (No. 6288) to me for a permit to use nine (9) cubic feet per second of the waters of Sand Creek and tributaries,

County of Bingham, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 29th day of April, A. D. 1909, Permit No. 4591 was issued to said applicant for the diversion of said water and providing for the completion of the works of diversion therein described on or before the 29th day of April, A. D. 1911, and for the application to beneficial use of said water on or before the 29th day of April, A. D. 1913, and,

WHEREAS, On the 24th day of May, A. D. 1911, the State Engineer extended the time for completion of works under said permit to October 29, 1911, and,

WHEREAS, On the 27th day of October, A. D. 1911, CHAS. F. LANDON,

the holder of said permit, duly made proof of the completion of adequate works for the diversion of Nine (9) cubic feet per second of said waters, as evidenced by my Certificate No. 4591 dated December 15, 1911 confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use Nine (9) cubic feet per second of said water, with date of priority of March 4, 1909, and

WHEREAS, On the 29th day of April, A. D. 1913, CHAS. F. LANDON,

the holder of said permit, duly made proof of the application to beneficial use of 1.44 cubic feet per second of said water;

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to CHAS. F. LANDON,

of Blackfoot, County of Bingham, State of Idaho, the holder and owner of said Permit No. 4591, a perpetual right, dating from March 4, 1909, to the use of 1.44 cubic feet per second of the waters of Sand Creek, and tributaries,

in the County of Bingham and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point 60 rods due North of SW Cor. of NE $\frac{1}{4}$ of Sec. 14, T. 2 S., R. 36 E. B. M.,

and conducted to and upon 72 acres divided as follows: 29 acres in the NE $\frac{1}{4}$ of SW $\frac{1}{4}$; 12 acres in SE $\frac{1}{4}$ of SW $\frac{1}{4}$; 6 acres in the NW $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 14, 24 acres in the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ and 1 acre in the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec. 23, all in T. 2 S., R. 36 E. B. M.,

for the purpose of Irrigation and domestic use, subject, however, to the laws of the State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 21st day of June, A. D. nineteen hundred and thirteen.

F. P. King,

(Seal)

State Engineer.

27-2012

Claim No(s). 27-12183

Claim No(s). 27-12183

[illegible]



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

November 3, 2008

KATIE WALLACE
449 E 400 N
BLACKFOOT ID 83221

RE: Snake River Basin Adjudication (SRBA)
Late Notice of Claim to a Water Right #27-12183

Dear Claimant:

The Notice of Claim you filed was received from the SRBA Court recently. I have enclosed receipts #C087652 and C087677 for the filing fees you paid. Please retain the receipts for your records.

Your Notice of Claim will be investigated and reported to the Court in a future supplemental Director's Report. Please contact me at 208/287-4916 if you have any questions.

Sincerely,

Craig L. Saxton
Water Rights Supervisor
Adjudication Bureau

CLS:ss:state
Enclosures:

Receipts Referenced Above

SCANNED

NOV - 3 2008

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

Date Received:

Receipt No:

Received By:

County of Twin Falls - State of Idaho

JUL 24 2008

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s)

Katie Wallace

Mailing Address

449 East 400 North Blackfoot, Idaho

ZIP 83221

2. Date of Priority (Only one (1) per claim)

6-1-1907

Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water ☒ or Other () (a)

which is tributary to (b)

Blackfoot River

4. a. Location of Point of Diversion is: Township

2S

Range

36E

Section 14

SE

1/4 of NW

1/4 of NE

1/4 Govt. Lot

BM., County of

Bingham

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 of

Govt. Lot

BM., County of

ending point is: Township

Range

Section

1/4 of

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. Head gate in stream to ditches for flood irrigation.

Last Name

Wallace

Ident No.

SCANNED

OCT 17 2008

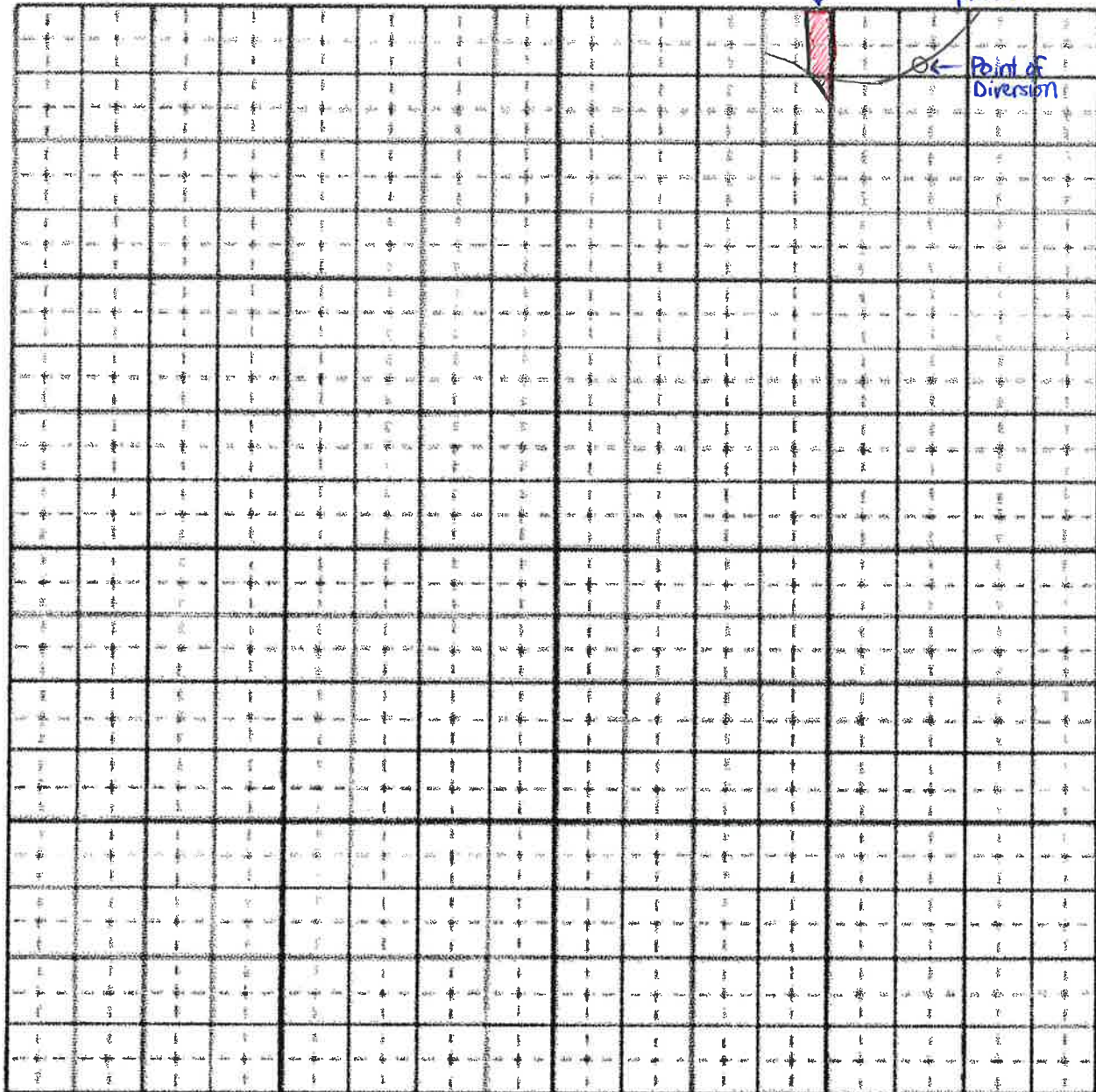
Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 Inches equals 1 mile

Township 2 South, Range 36 E, Section 14

Place of Use
↓

(Please see enclosed aerial
photos for concise location)



Last Name Wallace Ident No. _____

SCANNED

OCT 27 2008

B49108

53509'7

WARRANTY DEED

CHINA VOLUME 3 UNDER
BLACK
FEE 3 - D

For Value Received **Katie Christiansen, a single woman**

2003 DEC -1 PM 4:10

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

RECORDED AT THE REQUEST OF

Katie Christiansen, an unmarried woman

FIRST AMERICAN TITLE COMPANY

whose address is: **449 East 400 North, Blackfoot, Idaho 83221**

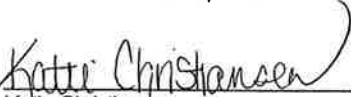
Hereinafter called the Grantee, the following described premises situated in Bingham County, Idaho, to-wit:

A portion of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 14, Township 2 South, Range 36 E.B.M., Bingham County, Idaho, described as: Beginning at a point on the S. right-of-way of a county road that is S. 89°45'00" E. 2048.60 feet along the section line and S. 25.00 feet and S. 89°45'00" E. 365.00 feet from the NW corner of said Section 14, and running thence S. 89°45'00" E. 242.44 feet; thence S. 00°25'04" E. 1050.28 feet; thence N. 43°47'15" W. 361.41 feet; thence N. 790.34 feet to the point of beginning.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: November 24, 2003

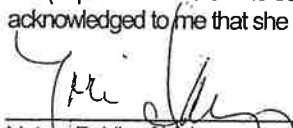

Katie Christiansen

STATE OF Idaho

),ss.

COUNTY OF BINGHAM

On this 24th day of November, 2003, before me Lori Day, personally appeared Katie Christiansen, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that she executed the same.


Notary Public of Idaho
Residing at: Blackfoot, Idaho
Commission Expires: 10/21/09



53509'7

SCANNED

OCT 27 2008

B49108

535097

WARRANTY DEED

BINGHAM COUNTY CLERK
BLACK
FEE 3 DEC

2003 DEC -1 PM 4:10

RECORDED AT THE REQUEST OF

For Value Received **Katie Christiansen, a single woman**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Katie Christiansen, an unmarried woman

FIRST AMERICAN TITLE COMPANY

whose address is: **449 East 400 North, Blackfoot, Idaho 83221**

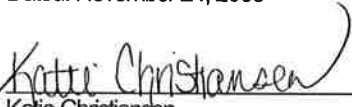
Hereinafter called the Grantee, the following described premises situated in **Bingham County, Idaho**, to-wit:

A portion of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 14, Township 2 South, Range 36 E.B.M., Bingham County, Idaho, described as: Beginning at a point on the S. right-of-way of a county road that is S. 89°45'00" E. 2048.60 feet along the section line and S. 25.00 feet and S. 89°45'00" E. 365.00 feet from the NW corner of said Section 14, and running thence S. 89°45'00" E. 242.44 feet; thence S. 00°25'04" E. 1050.28 feet; thence N. 43°47'15" W. 361.41 feet; thence N. 790.34 feet to the point of beginning.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: November 24, 2003

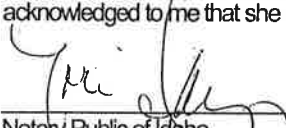

Katie Christiansen

STATE OF Idaho

)ss.

COUNTY OF BINGHAM

On this 24th day of November, 2003, before me Lori Day, personally appeared Katie Christiansen, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) is subscribed to the within instrument, and acknowledged to me that she executed the same.


Notary Public of Idaho
Residing at: Blackfoot, Idaho
Commission Expires: 10/21/09



535097

SCANNED

OCT 27 2008



August 2000



July 1999

SCANNED



June 1990

June 1989



2008



June 1983

RECEIVED

OCT 23 2008

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

County of Twin Falls - State of Idaho

OCT 23 2008

Subcase: 27-12183

ORDER GRANTING MOTION TO FILE
LATE NOTICE OF CLAIM and NOTICE
SETTING STATUS CONFERENCE

By _____

Deputy Clerk

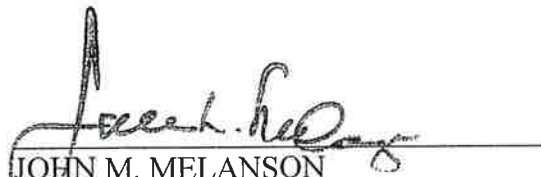
On July 24, 2008, Katie Wallace filed a *Motion to File Late Notice of Claim* for the above-captioned water right. Hearing was held on the *Motion* on October 21, 2008. This *Motion* complied with all procedural requirements under *SRBA Administrative Order 1*, and no objections were made to this late 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** conditionally, upon full payment of the appropriate filing fees. NOTICE IS HEREBY GIVEN that a status conference is set in this matter on **Tuesday, November 18, 2008, at 1:30 p.m. (Mountain Time), at the Snake River Basin Adjudication District Court, 253 - 3rd Avenue North, Twin Falls, Idaho.** Parties may participate by telephone by dialing the number 1-918-583-3445 and when prompted entering code 406128. If verification of full payment of fees is received by this Court prior to the hearing date, said hearing will be **vacated**.

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 October 22, 2008.


JOHN M. MELANSON
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 AND NOTICE SETTING STATUS CONFERENCE was mailed on October 22, 2008, with sufficient first-class postage to the following:

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

KATIE WALLACE
449 E 400 N
BLACKFOOT, ID 83221
Phone: 208-709-3311

Saxton, Craig

From: Saxton, Craig
Sent: Monday, August 11, 2008 1:50 PM
To: Courtney, Andrea; Baxter, Garrick
Cc: Williams, Ray
Subject: Motion to File Late Claim 27-12183 - Insufficient funds

Hey.

We received motion to file late claim 27-12183 on 7-25-08. The hearing on this motion is set for 10-21-08.

Filing fees indicate payment of \$50.00.

The filing fees that should have been paid for this claim are:

\$50 claim fee
\$50 late fee
\$0.0 variable fee (acreage fee paid under 27-12183)
Total: \$100.00

If the claimant did actually pay the \$50.00 fee indicated on the motion, they will still owe an additional \$50.00.

Thanks,

Craig

*pd @ Court
SRBA rec'd. #2610
10-28-08
-m
10-30-08*

SNAKE RIVER BASIN ADJUDICATION (SRBA)

DISTRICT COURT OF THE STATE OF IDAHO
PO BOX 2707
253 3RD AVENUE NORTH
TWIN FALLS, IDAHO 83303-2707
1-208-736-3011

***** RECEIPT # 2610

10-28-2008

RECEIVED FROM: WALLACE, KATIE V & WADE C

FOR: ADDL FILING FEES 27-12183

		TYPE OF PAYMENT	
AMOUNT PAID:	50.00	CHECK:	50.00 1159
		CASH:	.00
		COIN:	.00
AMOUNT RETURNED:	.00	CHARGED:	.00

ISSUED BY: JM

SENT IN: FORWARDED TO IDWR /LATE CLAIM FWD ON 10/22/08

RECEIVED

JUL 25 2008

DEPARTMENT OF
WATER RESOURCES

steps made 8-7-08

hearing: 10-21-08 5405

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 Fees should be \$100)

Variable fee paid under)

Case 39576

27-10761.)

claimant owes \$50.00)

Claim is complete)

C. Sutton 8/1/08

Subcase

27-12183
27-12011
(Insert water right number)

STANDARD FORM 4

MOTION TO FILE:

☒ LATE NOTICE OF CLAIM

☐ AMENDED NOTICE OF CLAIM

*Previously
decided
keep w/ dupes
27-12183*

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 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 \$ _____.
- ☒ 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 \$ 50.00.

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 October 21, 2008 at 1:30 p.m.
(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:

VERIFICATION (Must be completed)

State of Idaho

County of Bingham

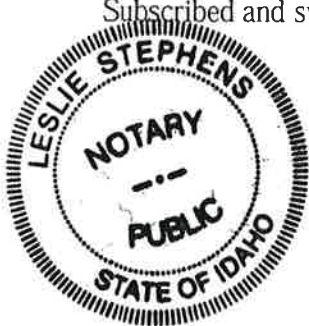
Katie Wallace, being first duly sworn, upon oath, deposes and says:
(Insert name of person filing form)

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.

Katie Wallace
Signature of person filing motion

Attorney signing in representative capacity

Subscribed and sworn to before me on 7-22-08
(Insert Date)



Leslie Stephens
Notary Public for IDAHO
Residing at: BLACKFOOT
My Commission expires: 9-26-2011

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.

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 27-12183

Date Received: _____

Receipt No: _____

Received By: _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Katie Wallace Phone (208) 709-3311

Mailing Address 449 East 400 North Blackfoot, Idaho ZIP 83221
Street or Box City State

2. Date of Priority (Only one (1) per claim) 6-1-1907
Month Day Year (YYYY)

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

4. a. Location of Point of Diversion is: Township 2S, Range 36E, Section 14,
SE, 1/4 of NW, 1/4 of NE, 1/4 Govt. Lot _____, BM., County of Bingham

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 of _____, 1/4
Govt. Lot _____, BM., County of _____

ending point is: Township _____, Range _____, Section _____, _____, 1/4 of _____, 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. Head gate in stream to ditches for flood irrigation.

Last Name Wallace Ident No. _____

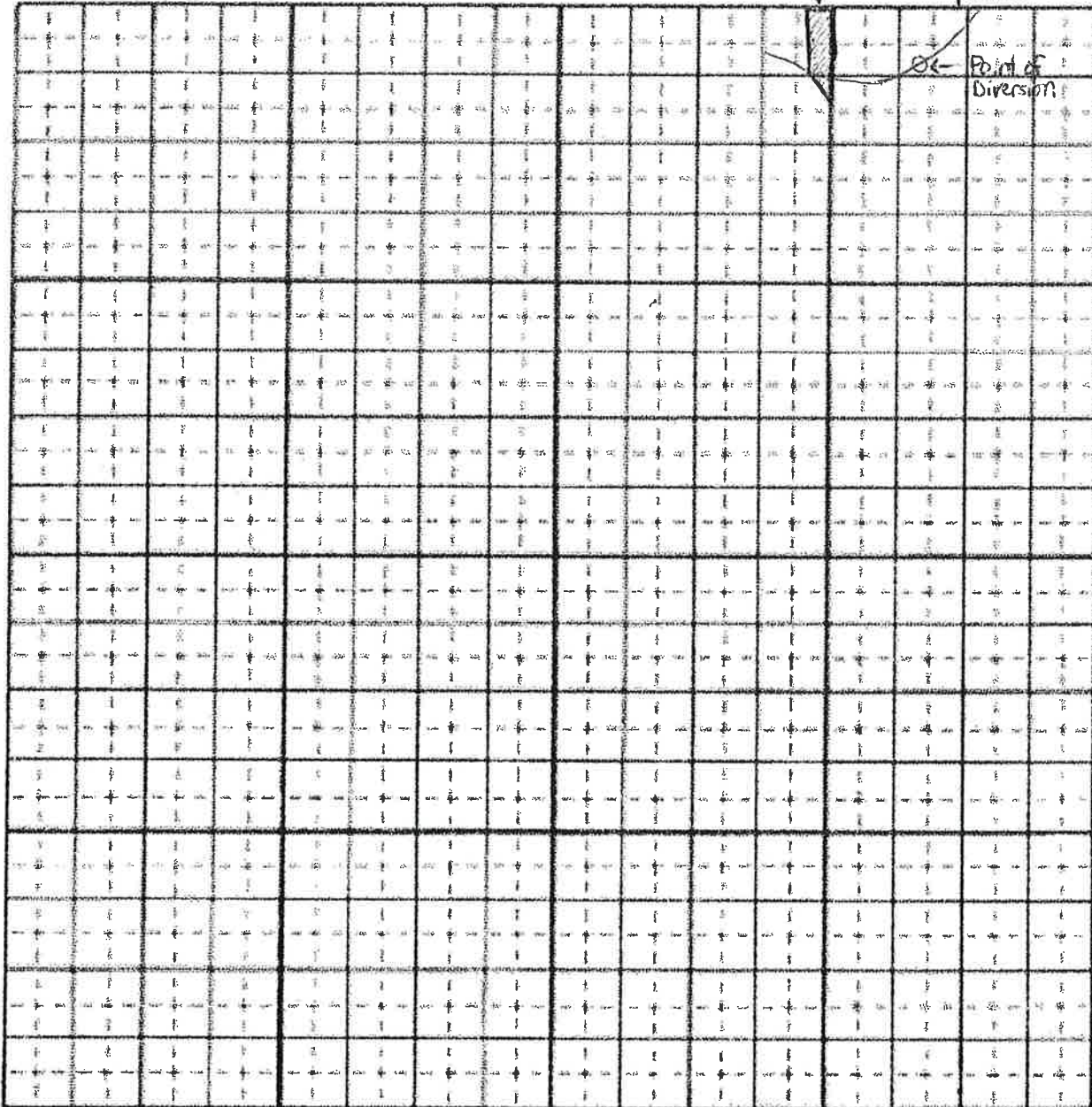
SCANNED

JUL 28 2008

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 Inches equals 1 mile

Township 2 South, Range 36 E, Section 14.
Place of Use
Point of Diversion
(Please see enclosed aerial photos for concise location)



Last Name Wallace Ident No. _____

SCANNED

JUL 28 2008

B49108

535097

WARRANTY DEED

BLAINE COUNTY RECORDER
BLACKFOOT, IDAHO
FEE 3 DEC

2003 DEC -1 PM 4:10

RECORDED AT THE REQUEST OF

For Value Received **Katie Christiansen, a single woman**

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Katie Christiansen, an unmarried woman

FIRST AMERICAN TITLE COMPANY

whose address is: **449 East 400 North, Blackfoot, Idaho 83221**

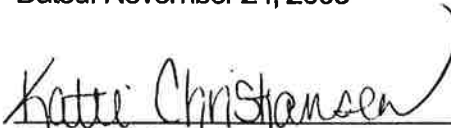
Hereinafter called the Grantee, the following described premises situated in **Bingham County, Idaho**, to-wit:

A portion of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 14, Township 2 South, Range 36 E.B.M., Bingham County, Idaho, described as: Beginning at a point on the S. right-of-way of a county road that is S. 89°45'00" E. 2048.60 feet along the section line and S. 25.00 feet and S. 89°45'00" E. 365.00 feet from the NW corner of said Section 14, and running thence S. 89°45'00" E. 242.44 feet; thence S. 00°25'04" E. 1050.28 feet; thence N. 43°47'15" W. 361.41 feet; thence N. 790.34 feet to the point of beginning.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: November 24, 2003


Katie Christiansen



August 2000



July 1999

SCANNED

Jul 28 2008

June 1990





June 1989

111 7 8 2008



June 1983

JUL 28 2008