

11/05/2009

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

RIGHT NUMBER: 27-12186

NAME AND ADDRESS: BRENT STEFFLER
625 N 800 E
FIRTH ID 83236

RHONDA STEFFLER
625 N 800 E
FIRTH ID 83236

SOURCE: MENASSA CREEK
MINER CREEK

TRIBUTARY: MINER CREEK
TRIBUTARY: BLACKFOOT RIVER

QUANTITY: 0.020 CFS
10.900 AFY

The rights listed below are limited to a total combined annual diversion volume of 10.9 af. Combined Right Nos.: 27-12186, 27-12187, and 27-12188.

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 05/29/1915

POINT OF DIVERSION:

T03S R39E S7 SESWSE Within BINGHAM County
T03S R39E S18 SENENW Within BINGHAM County
T03S R39E S18 SESENW Within BINGHAM County
T03S R39E S18 NWSE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	04/15 01/15	0.020 CFS 10.90 AFY

PLACE OF USE: STOCKWATER in BINGHAM County

T03S R39E S07	SWSE	T03S R39E S18	NENW
T03S R39E S18	SENW	T03S R39E S18	NWSE

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 - Beneficial Use
Stockwater use is for 1000 cow/calf pairs.

251-8064

BRENT STEFFLER

27-12186 Brent's portion lies
N + E of road, at Wisconsin
property of beginning should be
adjusted to include stream
N + E of road. We need for
Pou steeper for steeper, not
P/D & are in chain range.

continued from

~~27-556~~, 27-12186, 12187, 12188

4/15 - 6/1 1000 pair
E/D in down
Larger

6/2 - 9/1 200 pair

9/2 - 1/15 1000 pair

12.4 AF

10.9 AF

136
m

27-55B

Place of the located in

Place of the located in

the end of segment chain necessary
the location

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **274184-B (th)**

Date: **October 28, 2008**

For Value Received, **High Basin Cattle Company, a partnership consisting of Gordon B. Steffler and Ken J. Wixom; Gordon B. Steffler and Rhonda Steffler, husband and wife and Ken J. Wixom and Pauline Wixom, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Gordon B. Steffler and Rhonda Steffler, husband and wife**, hereinafter called the Grantee, whose current address is **625 North 800 East, Firth, ID 83236**, the following described premises, situated in **Bingham County, Idaho**, to-wit:

TOWNSHIP 1 SOUTH, RANGE 38 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO.

PART OF SECTIONS 31 & 32, TOWNSHIP 1 SOUTH, RANGE 38 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, DESCRIBED AS:

BEGINNING AT A POINT ON THE SOUTH LINE OF SAID SECTION 31, POINT BEING S. 89°58'40" E. 1320.00 FEET ALONG THE SECTION LINE FROM THE SW CORNER OF SAID SECTION 31, RUNNING THENCE N. 00°14'25" W. 3399.37 FEET; THENCE N. 89°56'34" E. 1924.88 FEET; THENCE N. 89°51'53" E. 3958.92 FEET TO THE EAST LINE OF THE W $\frac{1}{2}$ W $\frac{1}{2}$ OF SAID SECTION 32; THENCE ALONG SAID EAST LINE S. 00°32'53" E. 3413.77 FEET TO THE SOUTH LINE OF SAID SECTION 32; THENCE ALONG SAID SOUTH LINE OF SECTION 32, N. 89°56'47" W. 1308.39 FEET TO THE SE CORNER OF SECTION 31; THENCE ALONG THE SOUTH LINE OF SAID SECTION 31, N. 89°58'40" W. 4593.79 FEET TO THE POINT OF BEGINNING. RP0558800/RP0558900/RP0559200/RP0559300

TOWNSHIP 2 SOUTH, RANGE 38 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO.

SECTION 6: GOVT. LOT 9, EXCEPT ALL MINERAL DEPOSITS.

ALSO A PORTION OF GOVT. LOTS 1 AND 2 DESCRIBED AS: BEGINNING AT A POINT ON THE NORTH LINE OF SAID SECTION 6, POINT BEING S. 89°58'40" E. 3263.81 FEET ALONG THE NORTH LINE FROM THE NW CORNER OF SAID SECTION 6, RUNNING THENCE S. 89°58'40" E. 2649.98 FEET TO THE NE CORNER OF SAID SECTION 6; THENCE ALONG THE EAST LINE OF SAID SECTION 6 S. 00°21'50" W. 603.00 FEET; THENCE N. 88°04'10" W. 1135.20 FEET; THENCE S. 67°40'40" W. 1637.34 FEET TO THE WEST LINE OF SAID GOVT. LOT 2; THENCE ALONG SAID WEST LINE N. 00°08'49" E. 1187.66 FEET TO THE POINT OF BEGINNING. 2007 - RP0560700, 2008 - RP0560701/RP0560702/RP0560703

**SECTION 8: W $\frac{1}{2}$ SE $\frac{1}{4}$
RP0561301**

SECTIONS 4, 5, 8 & 9: PART OF SECTIONS 4, 5, 8 & 9, TOWNSHIP 2 SOUTH, RANGE 38 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, DESCRIBED AS:

COMMENCING AT THE SW CORNER OF THE N $\frac{1}{2}$ SW $\frac{1}{4}$ OF SAID SECTION 9 AND RUNNING THENCE ALONG THE WEST LINE OF SAID N $\frac{1}{2}$ SW $\frac{1}{4}$ N. 00°23'31" E. 1319.06 FEET TO THE EAST-WEST CENTER SECTION LINE OF SAID SECTION 8; THENCE ALONG SAID EAST-WEST LINE S. 89°54'24" W. 786.88 FEET TO THE EAST LINE OF THE PROPERTY OWNED BY BINGHAM COUNTY; THENCE ALONG SAID EAST LINE THE FOLLOWING EIGHT (8) COURSES: (1) N. 04°25'01" W. 130.46 FEET; THENCE (2) N. 21°52'47" E. 528.37 FEET; THENCE (3) N. 11°17'54" E. 477.54 FEET; THENCE (4) N. 11°41'06" E. 748.24 FEET; THENCE (5) N. 24°49'35" E. 912.92 FEET; THENCE (6) N. 43°36'58" E. 509.12 FEET; THENCE (7) N. 37°22'25" E. 724.15 FEET; THENCE (8) N. 43°47'21" E. 499.08 FEET TO THE S1/16TH LINE OF SAID SECTION 4; THENCE ALONG SAID S1/16TH LINE N. 89°56'45" E. 1494.10 FEET TO THE NORTH-SOUTH CENTERLINE OF SAID SECTION 4; THENCE ALONG SAID CENTERLINE S. 00°18'53" W. 34.29 FEET TO A FENCE LINE; THENCE ALONG SAID FENCE LINE THE FOLLOWING SEVEN (7) COURSES: (1) S. 50°34'36" E. 2011.89 FEET; THENCE (2) S. 37°44'17" E. 841.40 FEET; THENCE (3) S. 24°54'46" E. 882.00 FEET; THENCE (4) S. 29°57'14" W. 768.00 FEET; THENCE (5) S. 04°42'14" W. 449.00 FEET; THENCE (6) S. 13°21'46" E. 536.00 FEET; THENCE (7) S. 07°22'31" W. 877.82 FEET TO THE S1/16TH LINE OF SAID SECTION 9; THENCE ALONG SAID LINE N. 89°53'36" W. 4699.01 FEET TO THE POINT OF BEGINNING.
RP0560100/RP0560201/RP0560300/RP0560501/RP0561301/RP0561600/RP0561700

TOWNSHIP 2 SOUTH, RANGE 39 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO.

SECTION 31: N $\frac{1}{2}$ SE $\frac{1}{4}$; SE $\frac{1}{4}$ SE $\frac{1}{4}$
RP0581000

TOWNSHIP 3 SOUTH, RANGE 38 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO.

SECTION 13: E $\frac{1}{2}$ NE $\frac{1}{4}$ LYING NORTH OF BLACKFOOT RIVER ROAD, EXCEPT ALL PHOSPHATES
RP0565800

TOWNSHIP 3 SOUTH, RANGE 39 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO.

SECTION 4: E $\frac{1}{2}$ SW $\frac{1}{4}$, EXCEPT ALL PHOSPHATES; SW $\frac{1}{4}$ SE $\frac{1}{4}$, EXCEPT ALL COAL AND OTHER MINERALS
RP0581700

SECTION 5: GOVT. LOT 4
RP0581902

SECTION 7: W $\frac{1}{2}$ E $\frac{1}{2}$, EXCEPT ALL PHOSPHATES, ALSO EXCEPT ALL OIL AND GAS AS TO THE SW $\frac{1}{4}$ SE $\frac{1}{4}$
RP0582100/RP0582200

SECTION 8: SE $\frac{1}{4}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ SW $\frac{1}{4}$, EXCEPT ALL COAL AND OTHER MINERALS
RP0582400

SECTION 9: ALL OF SECTION 9 LYING NORTH AND WEST OF THE FOLLOWING DESCRIBED FENCE LINE:

PART OF THE E $\frac{1}{2}$ E $\frac{1}{2}$ OF SECTION 9, TOWNSHIP 3 SOUTH, RANGE 39 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO, DESCRIBED AS:

BEGINNING AT A POINT IN A NORTH-SOUTH FENCE POINT BEING WEST 715.05 FEET FROM THE SE CORNER OF SAID SECTION 9 AND RUNNING THENCE ALONG SAID FENCE N.

04°05'39" E. 135.00 FEET; THENCE S. 72°34'21" E. 100.86 FEET TO A FENCE "T"; THENCE N. 08°13'20" W. 1351.82 FEET; THENCE N. 21°33'44" E. 478.35 FEET; THENCE N. 04°04'45" E. 294.49 FEET; THENCE N. 64°23'29" E. 415.56 FEET; THENCE N. 02°32'06" W. 961.80 FEET; THENCE N. 34°09'56" E. 193.74 FEET; THENCE N. 13°10'24" E. 313.44 FEET TO A FENCE "T"; THENCE S. 83°25'42" E. 78.46 FEET TO A POINT ON THE EAST LINE OF SAID SECTION 9 FROM WHICH THE SE CORNER OF SAID SECTION 9 BEARS S. 00°14'01" E. 3778.01 FEET.

EXCEPT: ALL PHOSPHATES

ALSO EXCEPT: ALL COAL AND OTHER MINERALS AS TO THE NE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$

RP0582500

SECTION 17: S $\frac{1}{2}$ OF SECTION 17 LYING WESTERLY OF THE FOLLOWING DESCRIBED FENCE LINE.

PART OF THE S $\frac{1}{2}$ OF SECTION 17, TOWNSHIP 3 SOUTH, RANGE 39 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO DESCRIBED AS:

BEGINNING AT THE INTERSECTION OF THE EAST LINE OF SAID SECTION 17 AND A FENCE LINE, POINT BEING N. 00°01'09" E. 971.58 FEET ALONG THE SECTION LINE FROM THE SE CORNER OF SAID SECTION RUNNING THENCE N. 46°58'01" W. 912.99 FEET TO A FENCE "T"; THENCE N. 22°54'10" E. 20.82 FEET; THENCE N. 35°34'43" E. 1134.00 FEET TO THE EAST LINE OF SAID SECTION 17; WHICH THE SE CORNER OF SAID SECTION 17 BEARS S. 00°01'09" W. 2536.11 FEET.

EXCEPT: ALL COAL AND OTHER MINERALS

RP0583500

SECTION 18: ALL OF SECTION LYING NORTH AND EAST OF BLACKFOOT RIVER ROAD, LESS THE NE $\frac{1}{4}$, EXCEPT ALL PHOSPHATES

RP0583600

SECTION 19: E $\frac{1}{2}$ NE $\frac{1}{4}$ LYING EAST OF BLACKFOOT RIVER ROAD, EXCEPT ALL PHOSPHATES

RP0583700

SECTION 20: ALL

EXCEPT: SW $\frac{1}{4}$ SW $\frac{1}{4}$

ALSO EXCEPT: PART OF THE SE $\frac{1}{4}$ OF SECTION 20, TOWNSHIP 3 SOUTH, RANGE 39 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO DESCRIBED AS:

COMMENCING AT THE SE CORNER OF SAID SECTION 20 AND RUNNING THENCE N. 89°57'00" W. 1583.69 FEET ALONG THE SECTION LINE; THENCE N. 46°18'54" E. 1196.04 FEET; THENCE N. 63°40'53" E. 798.55 FEET MORE OR LESS TO THE EAST LINE OF SAID SECTION 20; THENCE S. 00°08'44" E. 1181.53 FEET MORE OR LESS ALONG THE SECTION LINE TO THE POINT OF COMMENCEMENT.

EXCEPT: ALL PHOSPHATES

RP0584000

**SECTION 21: PART OF THE W $\frac{1}{2}$ W $\frac{1}{2}$ OF SECTION 21, TOWNSHIP 3 SOUTH, RANGE 39 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO DESCRIBED AS:
BEGINNING AT A POINT ON THE WEST LINE OF SAID SECTION 21, POINT BEING N. 00°08'44" W. 1181.53 FEET ALONG THE SECTION LINE FROM THE SW CORNER OF SAID SECTION 21 AND RUNNING THENCE N. 00°08'44" W. 4096.95 FEET MORE OR LESS ALONG THE SECTION LINE TO THE NW CORNER OF SAID SECTION 21; THENCE ALONG THE NORTH LINE OF SAID SECTION S. 90°00'00" E. 858.63 FEET MORE OR LESS TO A FENCE LINE; THENCE ALONG SAID FENCE LINE S. 14°04'31" E. 1914.36 FEET MORE OR LESS TO THE EAST LINE OF SAID W $\frac{1}{2}$ W $\frac{1}{2}$ OF SECTION 21; THENCE ALONG SAID EAST LINE S. 00°07'45" E. 880.04 FEET; THENCE S. 56°53'06" W. 239.50 FEET; THENCE S. 22°53'16" W. 952.84 FEET; THENCE S. 64°59'31" W. 664.50 FEET; THENCE S. 63°40'53" W. 158.85 FEET TO THE POINT OF BEGINNING.**

**EXCEPT: ALL PHOSPHATES
RP0584100**

**SECTION 29: PART OF THE N $\frac{1}{2}$ OF SECTION 29, TOWNSHIP 3 SOUTH, RANGE 39 EAST, BOISE MERIDIAN, BINGHAM COUNTY, IDAHO DESCRIBED AS:
BEGINNING AT A POINT THAT IS N. 89°57'00" W. 1583.69 FEET ALONG THE SECTION LINE FROM THE NE CORNER OF SAID SECTION 29 AND RUNNING THENCE S. 46°18'54" W. 1036.83 FEET MORE OR LESS TO THE NORTH LINE OF A COUNTY ROAD; THENCE NORTHWESTERLY ALONG SAID NORTH LINE TO THE INTERSECTION OF SAID NORTH LINE AND THE NORTH-SOUTH CENTERLINE OF SAID SECTION 29; THENCE ALONG NORTH-SOUTH CENTERLINE N. 00°06'22" W. 609.78 FEET MORE OF LESS TO THE NORTH LINE OF SAID SECTION; THENCE ALONG THE NORTH LINE OF SAID SECTION S. 89°57'00" E. 1050.37 FEET MORE OR LESS TO THE POINT OF BEGINNING.**

**EXCEPT: STOCK TRAIL
RP0586200**

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.

High Basin Cattle Company, a partnership

By: Gordon B. Steffler
Gordon B. Steffler, partner

High Basin Cattle Company, a partnership

By: Ken J. Wixom
Ken J. Wixom, partnerGordon B. Steffler
Gordon B. StefflerRhonda Steffler
Rhonda StefflerKen J. Wixom
Ken J. WixomPauline Wixom
Pauline WixomSTATE OF Idaho)
SS.

COUNTY OF Bingham)

On this 31st day of October, 2008, before me, a Notary Public in and for said State, personally appeared **Gordon B. Steffler and Ken J. Wixom**, known or identified to me to be one of the partners in the partnership of **High Basin Cattle Company**, and the partner or one of the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that they executed the same in said partnership name.



[Signature]
Notary Public of Idaho
Residing at: Blackfoot, ID
Commission Expires: 10/21/2009

STATE OF Idaho)
SS.

COUNTY OF Bingham)

On this 31st day of October, 2008, before me, a Notary Public in and for said State, personally appeared **Gordon B. Steffler and Rhonda Steffler**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



[Signature]
Notary Public for the State of Idaho
Residing at: Blackfoot, ID
My Commission Expires: 10/21/2009

Date: 10/28/2008

Warranty Deed
- continued

File No.: 274184-B (th)

STATE OF Idaho)
SS.

COUNTY OF Bingham)

On this 31st day of October, 2008, before me, a Notary Public in and for said State, personally appeared **Ken J. Wixom and Pauline Wixom**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.





Notary Public for the State of Idaho
Residing at: Blackfoot, ID
My Commission Expires: 10/21/2009

Claim No(s). 27-12/86

Claim No(s). 27-12/86

[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

June 25, 2009

BRENT AND RHONDA STEFFLER
625 N 800 E
FIRTH ID 83236

RE: Snake River Basin Adjudication (SRBA) ✓
Late Notices of Claim to a Water Right #27-12186, 27-12187 and 27-12188

Dear Claimants:

The Notices of Claim to a Water Right referenced above were received from the SRBA Court recently. I have enclosed your receipt #C088857 for the fees you paid. Please retain the receipt for your records.

These Notices 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

Enclosure:

Receipt Referenced Above

SCANNED

JUN 23 2009

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 27-12186
Date Received: 3/2/2009
Receipt No: C088857
Received By: MWH

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

BRENT STEFFLER Phone: (208)346-6713
625 N 800 E
FIRTH ID USA 83236
RHONDA
RONDA STEFFLER Phone: (208)346-6713
625 N 800 E
FIRTH ID USA 83236

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

MAR - 4 2009

By _____
Clerk _____
Deputy Clerk _____

2. Date of Priority: 05/29/1915

3. Source: MINER CREEK, MENASSA CREEK Trib. to: BLACKFOOT RIVER, MINER CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03S	39E	7	SE SW SE	BINGHAM	
03S	39E	18	SE NE NW	BINGHAM	
03S	39E	18	SE SE NW	BINGHAM	
03S	39E	18	NW SE	BINGHAM	

5. Description of diverting works:

INSTREAM STOCKWATER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	04/15	01/15	0.02	

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

8. Total consumptive use:

9. Non-irrigation uses:

SCANNED

JUN 22 2009

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03S	39E	7	SW	SE	STOCKWATER	
03S	39E	18	NE	NW	STOCKWATER	
			SE	NW	STOCKWATER	
			NW	SE	STOCKWATER	

11. Place of use in counties: BINGHAM

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

Stockwater use is for 1000 cow/calf pairs.

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): Brent L. Lyle Date: 3-2-09

Date:

State of Idaho)

County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 2nd day
of March 2009

Jonie M. Barga
Notary Public

Residing at Idaho Falls

My commission Expires July 24, 2013



SCANNED

JUN 22 2009

RECEIVED
JUN 19 2009
DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUN 18 2009	
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

Subcases: 27-12186, 27-12187 & 27-12188
ORDER GRANTING MOTIONS TO FILE
LATE NOTICE OF CLAIM

On March 4, 2009, Brent and Rhonda Steffler filed a *Motion to File Late Notice of Claim* for each of the above-captioned water rights. Hearing was held on the *Motions* on June 16, 2009. 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 June 18, 2009.


JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

SCANNED
JUN 22 2009

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING
MOTIONS TO FILE LATE NOTICE OF CLAIM was mailed on June 18,
2009, with sufficient first-class postage to the following:

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

BRENT STEFFLER
RHONDA STEFFLER
625 N 800 E
FIRTH, ID 83236
Phone: 208-346-6713

SCANNED

JUN 22 2009

ORDER

Page 1 6/18/09

FILE COPY FOR 00707


Deputy Clerk

27 11728
 already covered
 part of the
 for this claim
 X

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

Subcase 27-12186
(Insert water right number)

STANDARD FORM 4

MOTION TO FILE:

☒ LATE NOTICE OF CLAIM

☐ AMENDED NOTICE OF CLAIM

few good
shoes made
by msh
(POD)

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.

MAR 05 2009

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

My name is Brent Steffler

My address is 625 N 800 E
Firth Idaho 83236

My phone number is: Work 251-8064 Home 208 346 6713

I am an attorney representing _____

My name is _____

My address is _____

My phone number is _____

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:

Of the Division of the Land

☐ 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.
- ☐ 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 Tue June 16th -09 1:30 PM
(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

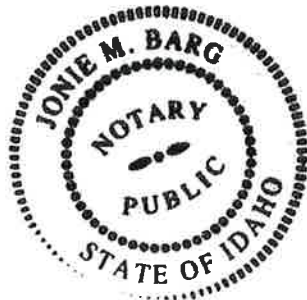
Brent Steffler, being first duly sworn, upon oath, deposes and says:
(Insert name of person filing form)

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.

Brent Steffler
Signature of person filing motion

Attorney signing in representative capacity

Subscribed and sworn to before me on March 2, 2009
(Insert Date)



Jonie M. BARG
Notary Public for State of Idaho
Residing at: Idaho Falls
My Commission expires: July 24, 2013

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 3-2, 1999, 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

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 27-12186
Date Received: 3/2/2009
Receipt No:
Received By: MWH

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

BRENT STEFFLER Phone: (208)346-6713
625 N 800 E
FIRTH ID USA 83236

RONDA STEFFLER Phone: (208)346-6713
625 N 800 E
FIRTH ID USA 83236

2. Date of Priority: 05/29/1915

3. Source: MINER CREEK, MENASSA CREEK Trib. to: BLACKFOOT RIVER, MINER CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03S	39E	7	SE SW SE	BINGHAM	
03S	39E	18	SE NE NW	BINGHAM	
03S	39E	18	SE SE NW	BINGHAM	
03S	39E	18	NW SE	BINGHAM	

5. Description of diverting works:

INSTREAM STOCKWATER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	04/15	01/15	0.02	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03S	39E	7	SW	SE	STOCKWATER	
03S	39E	18	NE	NW	STOCKWATER	
			SE	NW	STOCKWATER	
			NW	SE	STOCKWATER	

11. Place of use in counties: BINGHAM

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

Stockwater use is for 1000 cow/calf pairs.

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): Brent L. Hyle Date: 3-2-09

Date:

State of Idaho)

County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 2nd day
of March 2009



Jonie M. Barg
Notary Public

Residing at Idaho Falls

My commission Expires July 24, 2013