

06/04/2009

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-13739

NAME AND ADDRESS: EASTERN IDAHO WATER COMPANY,
279 N 400 E
BLACKFOOT ID 83221

SOURCE: BLACKFOOT RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 8.000 CFS
10.20 AFY

The appropriator is entitled to the volume of water described for stockwater purposes where the delivery ditches enter the place of use described.

PRIORITY DATE: 03/25/1880

POINT OF
DIVERSION:

T02S R37E S17 NWNWSW Lot 3 Within BINGHAM County

PURPOSE AND
PERIOD OF USE:PURPOSE OF USEPERIOD OF USEQUANTITY

STOCKWATER

11/02 03/31

8.000 CFS
10.20 AFY

PLACE OF USE: STOCKWATER in BINGHAM County

T02S R36E S13	SWSW	T02S R36E S14	SESE
T02S R36E S22	SWSE	T02S R36E S22	SESE
T02S R36E S23	NENE	T02S R36E S23	NWNE
T02S R36E S23	SWNE	T02S R36E S23	SENE
T02S R36E S23	SENE	T02S R36E S23	NESW
T02S R36E S23	NWSW	T02S R36E S23	SWSW
T02S R36E S23	SESW	T02S R36E S23	NWSE
T02S R36E S24	NWNW	T02S R36E S26	NENW
T02S R36E S26	NWNW	T02S R36E S27	NENE
T02S R36E S27	NWNE	T02S R36E S27	SWNE
T02S R36E S27	SENE	T02S R36E S27	NENW
T02S R36E S27	NWNW	T02S R36E S27	SWNW
T02S R36E S27	SENE	T02S R36E S28	NENE
T02S R36E S28	NESW	T02S R36E S28	NWSW
T02S R36E S28	SWSW	T02S R36E S28	SESW
T02S R36E S28	NESE	T02S R36E S28	NWSE
T02S R36E S28	SWSE	T02S R36E S28	SESE
T02S R36E S29	NESW	T02S R36E S29	NWSW
T02S R36E S29	SWSW	T02S R36E S29	SESW
T02S R36E S29	NESE	T02S R36E S29	NWSE
T02S R36E S29	SWSE	T02S R36E S29	SESE
T02S R36E S30	NESE	T02S R36E S30	NWSE
T02S R36E S30	SWSE	T02S R36E S30	SESE
T02S R36E S31	NENE	T02S R36E S31	NWNE
T02S R36E S31	SWNE	T02S R36E S31	SENE

T02S R36E S31	NENW
T02S R36E S31 Lot 2	SWNW
T02S R36E S31	NESW
T02S R36E S31 Lot 4	SWSW
T02S R36E S31	NESE
T02S R36E S31	SWSE
T02S R36E S32	NENE
T02S R36E S32	SWNE
T02S R36E S32	NENW
T02S R36E S32	SWNW
T02S R36E S32	NESW
T02S R36E S32	SWSW
T02S R36E S32	NESE
T02S R36E S32	SWSE
T02S R36E S33	NENE
T02S R36E S33	SWNE
T02S R36E S33	NENW
T02S R36E S33	SWNW
T02S R36E S33	NESW
T02S R36E S33	SWSW
T02S R36E S33	NWSE
T03S R34E S24 Lot 1	NENE
T03S R34E S24 Lot 4	SWNW
T03S R35E S01	NWSE
T03S R35E S01	SESE
T03S R35E S03	SESW
T03S R35E S03	SESE
T03S R35E S04	SESW
T03S R35E S05 Lot 2	NWSE
T03S R35E S05 Lot 17	SWSE
T03S R35E S05	SESE
T03S R35E S07 Lot 17	NWSE
T03S R35E S07 Lot 21	SWSE
T03S R35E S08	NENE
T03S R35E S08 Lot 16	NWNE
T03S R35E S08 Lot 8	SENE
T03S R35E S08 Lot 8	SENE
T03S R35E S08 Lot 4	SWNW
T03S R35E S08	NESW
T03S R35E S08 Lot 5	SWSW
T03S R35E S08 Lot 6	SESW
T03S R35E S08 Lot 7	NESE
T03S R35E S08 Lot 7	NWSE
T03S R35E S08 Lot 7	NWSE

T02S R36E S31 Lot 1	NWNW
T02S R36E S31	SENW
T02S R36E S31 Lot 3	NWSW
T02S R36E S31	SESW
T02S R36E S31	NWSE
T02S R36E S31	SESE
T02S R36E S32	NWNE
T02S R36E S32	SENE
T02S R36E S32	NWNW
T02S R36E S32	SENW
T02S R36E S32	NWSW
T02S R36E S32	SESW
T02S R36E S32	NWSE
T02S R36E S32	SESE
T02S R36E S33	NWNE
T02S R36E S33	SENE
T02S R36E S33	NWNW
T02S R36E S33	SENW
T02S R36E S33	NWSW
T02S R36E S33	NESE
T03S R34E S23 Lot 7	NESE
T03S R34E S24	NWNW
T03S R35E S01	SWNE
T03S R35E S01	SWSE
T03S R35E S03	SWSW
T03S R35E S03	SWSE
T03S R35E S04	SWSW
T03S R35E S05	NESE
T03S R35E S05 Lot 3	SWSE
T03S R35E S05 Lot 18	SWSE
T03S R35E S07 Lot 9	NESE
T03S R35E S07 Lot 8	SWSE
T03S R35E S07	SESE
T03S R35E S08 Lot 1	NWNE
T03S R35E S08	SWNE
T03S R35E S08 Lot 8	SENE
T03S R35E S08 Lot 16	NENW
T03S R35E S08 Lot 2	SENW
T03S R35E S08	NWSW
T03S R35E S08 Lot 6	SESW
T03S R35E S08 Lot 6	SESW
T03S R35E S08 Lot 7	NWSE
T03S R35E S08 Lot 7	NWSE
T03S R35E S08 Lot 7	NWSE

T03S R35E S08 Lot 41 NWSE
 T03S R35E S09 NENE
 T03S R35E S09 Lot 23 SWNE
 T03S R35E S09 Lot 3 NENW
 T03S R35E S09 SWNW
 T03S R35E S09 Lot 16 SWNW
 T03S R35E S10 NWNE
 T03S R35E S10 SENE
 T03S R35E S10 NWNW
 T03S R35E S10 Lot 4 SWNW
 T03S R35E S10 Lot 18 SWNW
 T03S R35E S10 NESW
 T03S R35E S10 Lot 3 NESW
 T03S R35E S10 NESE
 T03S R35E S10 Lot 30 NWSE
 T03S R35E S10 Lot 1 SESE
 T03S R35E S11 SWNE
 T03S R35E S11 NENW
 T03S R35E S11 SWNW
 T03S R35E S11 NESW
 T03S R35E S11 SWSW
 T03S R35E S11 Lot 7 SWSW
 T03S R35E S11 Lot 2 SESW
 T03S R35E S11 NWSE
 T03S R35E S11 Lot 12 SWSE
 T03S R35E S12 NWNE
 T03S R35E S12 SENE
 T03S R35E S12 NWNW
 T03S R35E S12 SENW
 T03S R35E S19 Lot 1 NWNW
 T03S R36E S06 Lot 1 NENE
 T03S R36E S06 SWNE
 T03S R36E S06 SENW
 T03S R36E S06 NWSE
 T03S R36E S07 Lot 1 NWNW

T03S R35E S08 Lot 42 NWSE
 T03S R35E S09 SWNE
 T03S R35E S09 Lot 1 SENE
 T03S R35E S09 Lot 4 NWNW
 T03S R35E S09 SWNW
 T03S R35E S10 NENE
 T03S R35E S10 SWNE
 T03S R35E S10 NENW
 T03S R35E S10 Lot 4 SWNW
 T03S R35E S10 Lot 17 SWNW
 T03S R35E S10 Lot 12 SENW
 T03S R35E S10 NESW
 T03S R35E S10 Lot 3 NESW
 T03S R35E S10 Lot 2 NWSE
 T03S R35E S10 SWSE
 T03S R35E S10 Lot 1 SESE
 T03S R35E S11 SENE
 T03S R35E S11 NWNW
 T03S R35E S11 SENW
 T03S R35E S11 NWSW
 T03S R35E S11 Lot 3 SWSW
 T03S R35E S11 Lot 2 SESW
 T03S R35E S11 NESE
 T03S R35E S11 SWSE
 T03S R35E S12 NENE
 T03S R35E S12 SWNE
 T03S R35E S12 NENW
 T03S R35E S12 SWNW
 T03S R35E S12 NWSW
 T03S R36E S05 Lot 4 NWNW
 T03S R36E S06 Lot 2 NWNE
 T03S R36E S06 SENE
 T03S R36E S06 NESE
 T03S R36E S07 NENW
 T03S R36E S07 Lot 2 SWNW

Place of use does not include federal public lands.

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

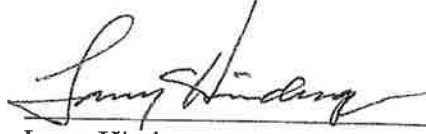
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use
 Stockwater use is for 1450 cattle.

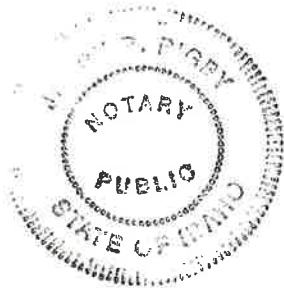
44 22 2009

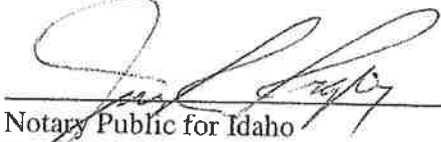
9. I hereby respectfully request that the company be allowed to file its late claim which is attached to its motion to file a late claim.

DATED this 31st day of May, 2007.


Larry Hinderager

SUBSCRIBED AND SWORN to before me this 31st day of May, 2007.




Notary Public for Idaho
Residing at: Rexburg
My Commission Expires: 11-09-11

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JUL 22 2009

Eastern Idaho Water Company information regarding winter stock water practices

Jay C. Mortensen
339 N. 210 E.
Blackfoot, ID 93221

Phone: 208-785-3094

Water Master for Blackfoot Slough 1990- 2005. During all of that time 300- 400 inches (6- 8 cfs) of water was kept running from Eastern Idaho Water Company's headgate on the Blackfoot River into the Blackfoot Slough in the winter time for stock water unless ice buildup occurred that might cause flooding of the canals.

George Knodle
68 N. 200 E.
Blackfoot, ID 83221

Phone: 208-785-4739

Has lived on the farm which is towards the end of the canal since 1963. Water running into the canal during winter disappeared into the ground before getting to his place. However, during that time except for years when water in the canal was cut back do to drought curtailment there was always enough water from the "sub" springing back into the canal at his place for stock water.

Neil Powell

Phone: 208-785-4404

Blackfoot, ID 83221

Lived on this place since 1965 and had cattle until 1990. During that time only had to provide stock water from well a couple years because of ice; the rest of the time there was always enough water left running in the winter.

Devon Woodland
53 Rich Lane
Blackfoot, ID 83221

Phone: 208-785-0959

Bought this place in 1960 and has always been enough water in the canal for stack water all winter unless too much ice.

Woodrow Butler
126 E. Rich Lane
Blackfoot, ID 83221

Phone: 208-785-2763

Bought this place in 1958 and have lived there ever since. However, also worked for the previous owner (Mr. Taylor) from 1939 until going into the army. Furthermore was director and president of Eastern Idaho Water Company from 1980 until 1992. There has

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JUL 22 2009

always been enough water left in the canal all winter from Eastern Idaho Water Company's headgates for stock water.

Rance Butler
119 East 100 North
Blackfoot, ID 83221

Phone: 208-785-6892

Born and raised on Dad's ranch (Woodrow) and can remember back into early 1960's chopping ice for stock to water in the canal all winter long.

Steve Oleson
359 E. 200 N.
Blackfoot, ID 83221

Phone: 208-785-6117

Grandfather bought the ranch in 1939. Steve can remember back to 1965 that there was water in the canal year around.

Note: Steve is pretty sure the deed/abstract for their place specifically states that there is year round water ... he is in process of searching for that.

Gary Pratt
486 E. Weeding Lane
Blackfoot, ID 83221

Phone: 208-785-4245

Born on the ranch and earliest memories there was water in the canal all winter long.

Interesting note: Gary's grandparents homesteaded the ranch in 1904-05 and Gary remembers family talking about the old days with water in the canal for stock.

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JUL 22 2009

January 2007

I moved to the ranch in the
spring of 1943. Beginning with just a
few head of cattle, the water flowed freely
from the sandhills. This was the water
supply for the cattle.

In 1945 the young lions (with
Bauer) moved to the ranch.

Like the 1960's on our cattle

numbers increased the water continued

as an open stream for watering the stock.

Somewhere in this period of time

the slough water was suddenly becoming

less dependable. The sand hills were gradually

being leveled and young were being installed

for access to stock water and irrigating.
Water runs and still is our "lifeline" in our entire area

Ronnie J. Galt
(Mrs. Ellen Galt)

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JUL 22 2009

IMS
Claim No(s). 27-13739

Claim No(s). 215159

[illegible]

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 27-13739

Date Received: 7/3/2007

Receipt No: E035091

Received By: BMIL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

EASTERN IDAHO WATER COMPANY Phone:
279 N 400 E
BLACKFOOT ID USA 83221

2. Date of Priority: 03/25/1880

3. Source: BLACKFOOT RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02S	37E	17	NW NW NW 3	BINGHAM	

5. Description of diverting works:

Headworks for Eastern Idaho Water Company.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	11/02	03/31	8	

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

8. Total consumptive use:

9. Non-irrigation uses:
Number of other uses: 1450 range cattle.

10. Place of use:

Place of use is within the area served by Eastern Idaho Water Company.

11. Place of use in counties: Bingham

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

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JUL 22 2009

14. Remarks:

Winter time stockwater use associated with 27-22D.

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. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

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 Organizations:

I do solemnly swear or affirm that I am President of
Title
Eastern Idaho Water Company, that I have signed the foregoing
Organization
document in the space below as President of
Title
Eastern Idaho Water Company, and that the statements contained in the
Organization
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent
President, Eastern Idaho Water Company
Title and Organization
6-2-09
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 2nd of June 2009.



Bobby Kern

Notary Public

Residing at Idaho Falls, ID

My commission Expires 9-12-2014

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JUL 22 2009 2



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 7, 2007

JERRY R RIGBY
PO BOX 250
REXBURG ID 83440-0250

RE: Snake River Basin Adjudication (SRBA)
Late Notice of Claim to a Water Right #27-13739
Your Client: Eastern Idaho Water Company

Dear Mr. Rigby:

Thank you for paying late fees for your client so promptly. I have enclosed your receipt #C085277 which you may retain for your records.

Your client's Notice of Claim will be investigated and reported to the Court in a future supplemental Director's Report. Please contact me at 208/287-4922 if you have any questions.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

ss:state

Enclosure:

Receipt Referenced Above

SCANNED

NOV - 7 2007



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

October 31, 2007

JERRY R RIGBY
PO BOX 250
REXBURG ID 83440-0250

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right #27-13739
Your Client: Eastern Idaho Water Company

Dear Mr. Rigby:

The Notice of Claim to a Water Right you filed for your client referenced above was received from the SRBA Court recently. I have enclosed receipt #C085180 for the fees you paid. Please retain the receipt for your records.

Before we can proceed, additional fees in the amount of \$100.00 are required (0.5 cfs at \$200.00 per cfs). I have enclosed a copy of the filing fees schedule from the claim filing instructions for your information.

Please write the claim number on your check or money order and send it to the SRBA Court. Please contact me at 208/287-4916 if you have any questions.

Sincerely,

Craig L. Saxton
Water Rights Supervisor
Adjudication Bureau

CLS:ss:region

Enclosure:

Receipt Referenced Above

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OCT 31 2007

Saxton, Craig

From: Saxton, Craig
Sent: Friday, October 26, 2007 10:58 AM
To: Carlsen, Ernie
Subject: Late claim filing fees for 27-13739

Hey Ernie,

I have a pile of granted late claims with notes from Don on them regarding the filing fees.

27-13739 is for Easter Idaho Water Co. They claimed 0.5 cfs for stock and 7.5 cfs for GW recharge. They paid \$200.00 in claim fees (\$100.00 late fee and \$100.00 claim fee). Don's note says he thinks we should charge the variable fee for the stockwater (0.5 cfs @ \$200.00 per cfs = **\$100.00**) but suggested that I check with you before sending the letter asking for the additional \$100.00.

Is there a reason that they shouldn't pay the variable fee?

Thanks,
Craig

10/26/2007

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 27-13739

Date Received _____

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Eastern Idaho Water Company, C/O Larry Hinderager Phone (208) 317-5436
Mailing Address 434 West Riverton Road, Blackfoot, Idaho Zip 83205

2. Date of Priority (Only one (1) per claim) 03-25-1880

3. Source of water supply (a) Blackfoot River, Miner Creek, and Wolverine Creek
which is tributary to (b) Snake River & Blackfoot River

4. a. Location of existing point of diversion is: Township 02S Range 37E Section 17
NW 1/4 of NW 1/4 of SW 1/4, Govt. Lot, 3 B.M., County of Bingham

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____ 1/4 Of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., 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. Rock, concrete capped dam, 2 four foot screw headgates in
canal.

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OCT 24 2007

6. Water is claimed for the following purposes-

(both dates are inclusive)

(Cfs)

(acre feet)

For Stockwater purposes from 11/02 to 03/31 amount .5 or _____
 For Groundwater Recharge purposes from 11/02 to 03/31 amount 7.5 or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) _____ (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Approximately 1400 head of beef cattle, and 50 horses. Groundwater Recharge from the canal.

10. Description of place of use: **SEE ATTACHMENT A**

- 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.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? BINGHAM

12. Do you own the property listed above as place of use? Yes _____ No X

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

_____ or None ()

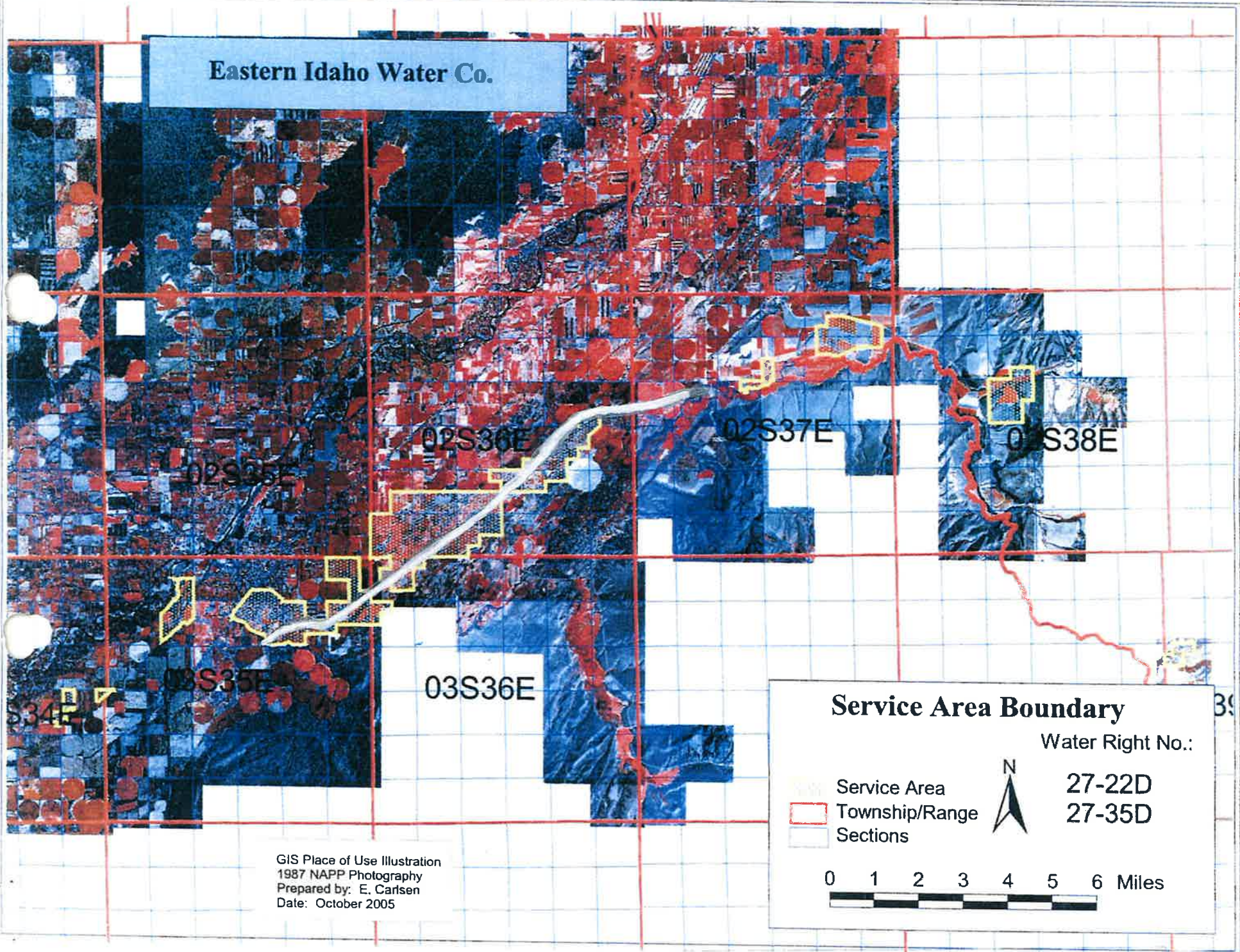
14. Remarks: The lands in the place of use belong to the shareholders of Eastern Idaho Water Company. Water Right 27-22D originally allowed winter use for stockwater and groundwater recharge, and has been used as such since 1880. Eastern Idaho Water Company was not aware when it filed its claim in the SRBA for 22-27D that it had to also file a claim on its winter usage.

Last Name East Idaho Water Company Ident No. _____

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OCT 24 2007

Eastern Idaho Water Co.



GIS Place of Use Illustration
1987 NAPP Photography
Prepared by: E. Carlsen
Date: October 2005

Service Area Boundary

Water Right No.:

27-22D

27-35D

- Service Area
- Township/Range
- Sections



0 1 2 3 4 5 6 Miles

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OCT 24 2007

15. Basis of Claim (check one) Beneficial Use, X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 27-13739
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 X
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

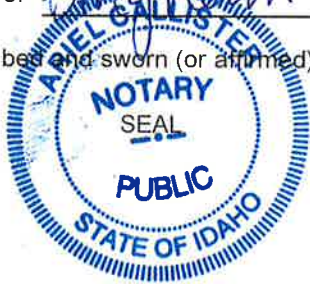
Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ President
Title
of Eastern Idaho Water Company _____, that I have signed the foregoing
Organization
document in the space below as President of Eastern Idaho Water Company
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent C. Larry Hindman
Title and Organization President of Eastern Idaho Water Company Date _____

State of Idaho/or _____)
County of Bingham) ss.

Subscribed and sworn (or affirmed) before me this



fifth day of July 2007
Notary Public Ariel Callister
Residing at Blackfoot
My Commission Expires 11/20/12

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, Jerry R. Rigby 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 Jerry R. Rigby
Address P.O. Box 250, Rexburg, ID 83440
Date 7-3-07

Last Name East Idaho Water Company Ident. Number _____

SCANNED
OCT 24 2007

ATTACHMENT A
Place of Use for 27-13739

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
02S	37E	17								S & E	S & E	S & E						
02S	37E	18									S & E	S & E		S & E	E	S & E	S & E	
02S	36E	13									E	E	S & E	S & E	S & E	S & E	S & E	
02S	36E	14													S & E			S & E
02S	36E	22					S & E			S & E					S & E		S & E	S & E
02S	36E	23	S & E	S & E	S & E									S & E		S & E		
02S	36E	26					S & E											
02S	36E	27	E		E	E	E	E	S & E			S & E						
02S	36E	28									S & E	S & E	S & E				S & E	S & E
02S	36E	29												S & E			S & E	E
02S	36E	31				E									S & E	S & E	S & E	
02S	36E	32	S & E		S & E	S & E		S & E	S & E		S & E	S & E	S & E					
03S	36E	5						S & E										
03S	36E	6	S & E	S & E	S & E		S & E	S & E	S & E	S & E		S & E						
03S	35E	1													S & E		S & E	S & E
03S	35E	10													S & E			S & E
03S	35E	11	E		S & E	E				S & E	S & E	E						
03S	35E	12					S & E	S & E										

SCANNED

OCT 24 2007

RECEIVED
OCT 23 2007
DEPARTMENT OF
WATER RESOURCES

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

OCT 19 2007

By

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: 27-13739

Case No. 39576

ORDER GRANTING MOTION TO FILE
LATE NOTICE OF CLAIM

On July 10, 2007, Eastern Idaho Water Company filed a *Motion to File Late Notice of Claim* for the above-captioned water right. Hearing was held on the *Motion* on October 16, 2007. 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* which is issued on an annual basis. This modifies the provisions of **SRBA Administrative Order 1** 4d(2)(h).

IT IS SO ORDERED.

Dated Oct. 18, 2007.


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 was mailed on October 19, 2007, with sufficient first-class postage to the following:

EASTERN IDAHO WATER CO

Represented by:

JERRY R. RIGBY

25 N 2ND E

PO BOX 250

REXBURG, ID 83440-0250

Phone: 208-356-3633

DIRECTOR OF IDWR

PO BOX 83720

BOISE, ID 83720-0098

ORDER

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FILE COPY FOR 00697

Deputy Clerk

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OCT 24 2007