

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: A29-04365
Date Received: 2/26/1990
Receipt No: E0171166
Received By: DC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HERMAN KRUEGER TRUST
Address: JACK HATLEY- TRUSTEE
3417 W. ARIMO RD.
ARIMO, ID

208-254-3438

83214

2. Date of Priority: JUN 01, 1908

3. Source: UNNAMED STREAM

Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	36E	5	NW	NW	NW	4	BANNOCK

5. Description of diverting works:
CATTLE DRINK DIRECTLY FROM STREAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	06/30	0.020		
STOCKWATER	03/15	06/10	0.020		

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
S/32 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	36E	5	NE	SE		IRR	1.0

Section Acres 1.0

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Date: 02/26/90

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10. Place of Use: Continued

Total Acres 1.0

11. Place of use in counties: BANNOCK

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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 Trustee of
Herman Krueger Trust, that I have signed the foregoing
Organization document in the space below as Trustee of
Herman Krueger Trust and that the statements contained in the
Organization foregoing document are true and correct.

Jack Hattley
Signature of Authorized Agent

Trustee of the Trust
Title and Organization

2-26-90
Date

State of Idaho

County of Bonneville

)
) SS.
)

Subscribed and sworn (or affirmed) before me this 26th day

of February 19 90

Seal

Anthony S. Chubb
Notary Public

Residing at Shabo Falls

My Commission Expires 9/12/1994

Log for claim A29-04365

Spatial Dynamics BTD

6/30/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
10s36e	5	NESE	1	31	Indiscernible/POD Placement?
Totals:			1	31	

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/27/00
PAGE: 137

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HERMAN KRUEGER TRUST JACK HATLEY TRUSTEE 3417 W ARIMO RD ARIMO ID 83214 (208) 254-3438	06/01/1908	IRRIGATION STOCKWATER	04-01 06-30 03-15 06-10	0.020 CFS 0.020 CFS	
TOTAL DIVERSION:					0.040 CFS	

Water Source: UNNAMED STREAM

Tributary to: SINKS

Stage: STATUTORY CLAIM

Point(s) of Diversion: T10S R36E S05 Lot04(NWNW)

BANNOCK County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
10S	36E	5	:																	:	1.0
																			TOTAL ACRES	1.0	

Place of use location for STOCKWATER is the same location as described for: IRRIGATION

POU County: BANNOCK

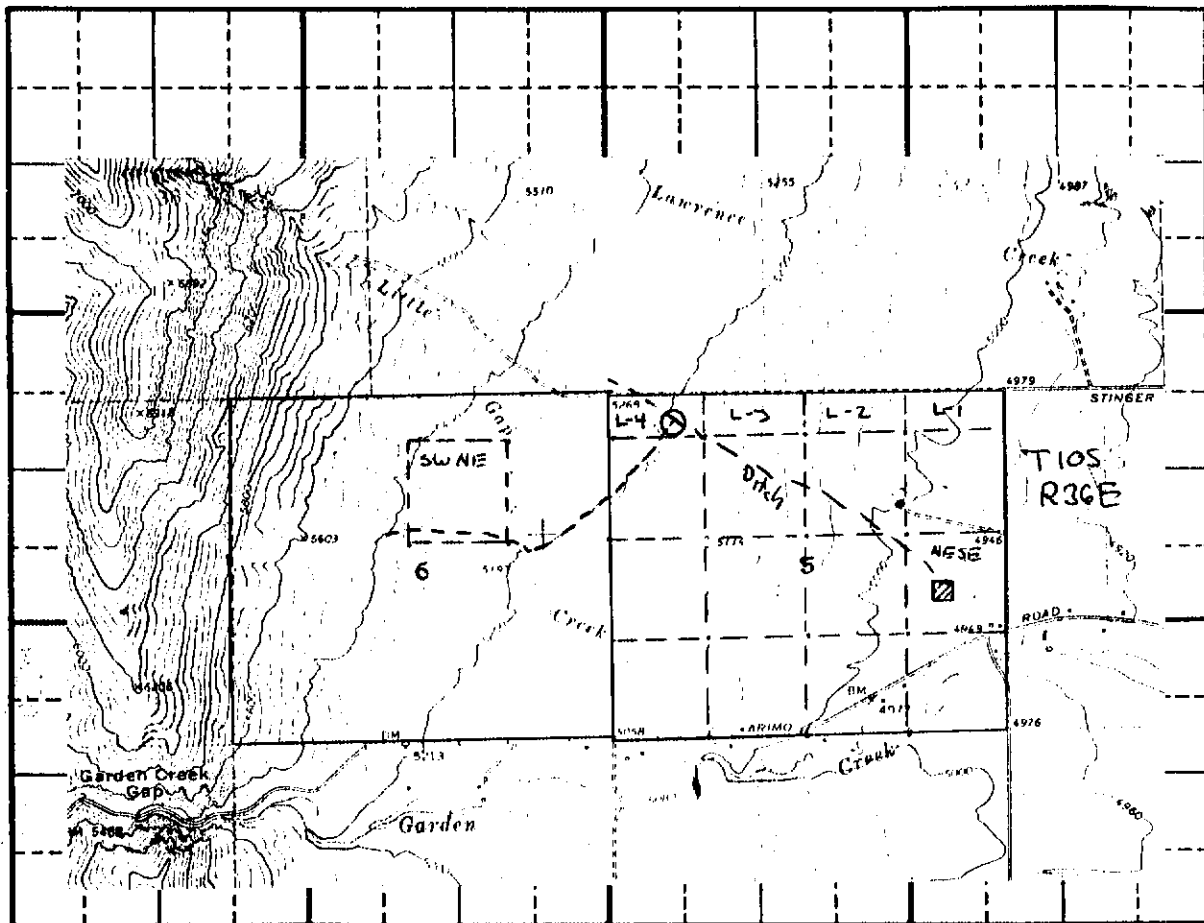
Non-Irrigation Uses: S/32 HEAD CATTLE

Other Water Rights Listing Overlapping Place(s) of Use:
A29-00362 A29-00403 A29-00404 A29-04187

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	
		Presumption Flag:	
Audit:	02/26/90 DCARLSON	07/20/94 THOMPSON	03/29/95 POST-STD

(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Bingham) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 23rd day of May

Herman W. Krueger
(Claimant)

Ronald D. Carber
Notary Public
Residing at Firth, Idaho

My commission expires 2/14/86

FOR DEPARTMENT USE ONLY

Received by <u>NWT</u>	Date <u>5-23-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>KWJ</u>	Date <u>5-26-83</u>		claimant by:	
\$30.00 fee received by <u>BP</u>	Date <u>5-23-83</u>			
Published in <u>Idaho State Journal</u>				
Dates <u>6/9 - 6/16/83</u>				

March 27, 1995

To: Department of Water Resources

From: Jack Hatley

Re: Evidence of Priority #A29-04102, #A29-04187 & #A29-04365

Dear Sirs:

My parents, Herman & Josie Krueger have been farming on the above referenced property since 1942 when they had purchased the property.

At that time, they purchased the water rights from Mr. Watson. The water rights for #A29-04102 have been used since June 1, 1877. Water rights for #A29-04365 have been used since June 1, 1908 and #A29-04187 have been used since May 4, 1910.

The neighbors to our property can attest and support the priority dates.

Sincerely yours

Jack Hatley

We can attest to the Department of Water Resources that Herman & Josie Krueger and Jack Hatley have used the above referenced water since 1942 and that to our knowledge they have all given rights to the water.

Leland Armstrong

Geed Capell

Hary Krueger

Jack Hatley

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NOV 13 1995

original A29-04102