

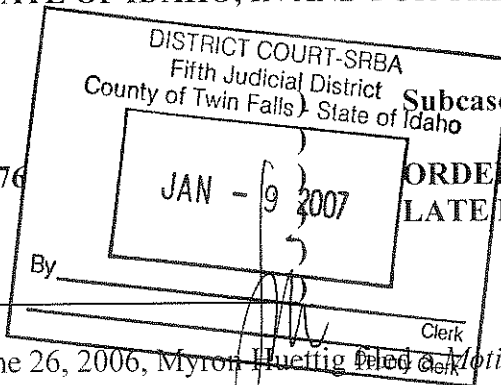
RECEIVED

JAN 10 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 SRBA

Case No. 39576



Subcases: 36-02227 & 36-02701

ORDER GRANTING MOTIONS TO FILE
LATE NOTICE OF CLAIM

On June 26, 2006, Myron Huettig filed a *Motion to File Late Notice of Claim* for each of the above-captioned water rights. Hearing was held on the *Motions* on September 19, 2006, and the matter was referred to Special Master Theodore R. Booth.

On November 29, 2006, a *Special Master's Report and Recommendation* was filed for the above-captioned water rights. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired. Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report and Recommendation* and wholly adopts them as its own.

THEREFORE, IT IS ORDERED, that the *Motions to File a Late Notice of Claim* for 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 January 8, 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
MOTIONS TO FILE LATE NOTICE OF CLAIM was mailed on January 09,
2007, with sufficient first-class postage to the following:

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

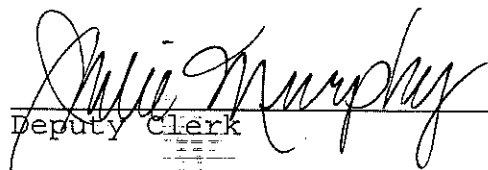
MYRON HUETTIG
1369 S 2000 E
HAZELTON, ID 83335
Phone: 208-308-3514

ORDER

Page 1 1/09/07

FILE COPY FOR 01921

Deputy Clerk

A handwritten signature in cursive script, reading "Julie Murphy", is written over a horizontal line. The signature is in dark ink and is positioned to the right of the printed text "Deputy Clerk".

RECEIVED
JAN 10 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: 39576Ident. Number 36-2701Date Received 1-10-07Receipt Number C082997DEPARTMENT OF
WATER RESOURCES

District Court SNBA
Fifth Judicial District
County of Twin Falls - State of Idaho

JUN 26 2006

By [Signature] Clerk
Deputy Clerk

NOTICE OF CLAIM**TO A****WATER RIGHT****ACQUIRED UNDER STATE LAW****ORIGINAL**

Please type or print clearly

1. Name of Claimant (s) MYRON HUETZIG Phone (208) 829-5774Mailing Address 1369 S 2000 E HAZELTON, ID Zip 833352. Date of Priority (Only one (1) per claim) JULY 1, 19533. Source of water supply (a) "PB" Lateral Storage Pond
which is tributary to (b) SNAKE RIVER4. a. Location of existing point of diversion is: Township 10S Range 20E Section 29,NW 1/4 of NW 1/4 of 29 1/4, Govt. Lot, _____ B.M., County of Jerome

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.

A Storage Pond was completed
IN JUNE 1955 for 30 acre ft of water. The pond received
water from the North Side Canal Company and from captured waste
water.

Today The same pond receives water from the North side
Canal Company and WASTEWATER from the North side Canal's
"PB" Lateral.

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Irrigation Storage purposes from 1-1 to 12-31 amount 30 or 30

For Irrigation from Storage purposes from 1-3-15 to 11-15 amount 30 or 30

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) _____ (cfs) and/or (b) 30 (acre feet)

8. Total consumptive use claimed is 1080 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
<u>10S</u>	<u>20E</u>	<u>28</u>						<u>40</u>	<u>40</u>										<u>80</u>
		<u>29</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>		<u>40</u>									<u>280</u>

Total number of acres irrigated 360

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

12. Do you own the property listed above as place of use? Yes X No _____
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 owner of the 360 acres is the Lenore Huetzig Family limited Partnership. I am a member of the LHF-LP and the renter of the 360 acres of farmland.

Last Name Huetzig Ident No. 36-2701

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

A 20x20 grid with handwritten text and a shaded area. The text "T10 S R 20 E S 29" is written in the top-left quadrant. The text "POND" is written in the middle-left quadrant. The number "29" is written in the bottom-left quadrant. A shaded area covers the region from row 10 to row 14 and column 1 to column 5.

Last Name

Huetzig

Ident No.

36-2701

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License 36-2701 Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number 36-2701 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 ☒
wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

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

Signature of Claimant (s) Myra A. Huettig Date 26 June 2006
Date _____

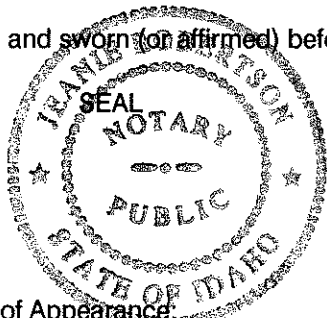
For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or IDAHO)
County of TWIN FALLS) SS.

Subscribed and sworn (or affirmed) before me this 26th day of June 2006



Notary Public Jeanie Robertson

Residing at Twin Falls, Id.

My Commission Expires 9-23-06

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, _____ 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 _____

Address _____

Date _____

Last Name Huettig Ident. Number 36-2701