

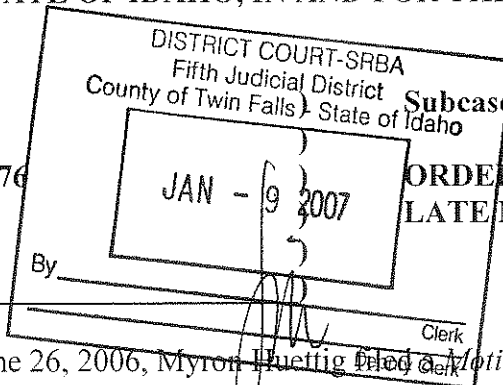
RECEIVED

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 Huetting 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

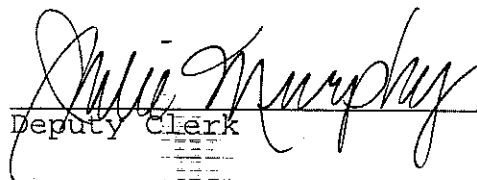
MYRON HUETTIG
1369 S 2000 E
HAZELTON, ID 83335
Phone: 208-308-3514

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

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

JAN 10 2007
DEPARTMENT OF
WATER RESOURCES

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 Number

36-2227

1-10-07

C082998

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

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

JUN 26 2006

Clerk

Deputy Clerk

Please type or print clearly

1. Name of Claimant (s) Myron Huettig Phone (208) 829-5774Mailing Address 1369 S 2000 E Hazelton, Idaho Zip 833352. Date of Priority (Only one (1) per claim) JULY 1, 19533. Source of water supply (a) UN NAMED STREAM WASTE WATER
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 10 S Range 20 E Section 29,NW 1/4 of NW 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of JeromeAdditional points of diversion if any: SW 1/4 NW 1/4 Sec 20 T10S R20E

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,

_____ 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.

WASTE WATER IS COLLECTED
IN AN EXISTING POND. THIS POND RECEIVES WATER FROM THE
NORTH SIDE CANAL COMPANY AND OVER FLOW WASTE WATER FROM
THE NORTH SIDE CANAL CO'S "PB" LATERAL.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3-15 to 11-15 amount 2.5 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.5 (cfs) and/or (b) _____ (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:

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	
105	20E	28						40	40										80
		29	40	40	40	40	40	40		40									280

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 (X)

14. Remarks: The owner of the 360 acres is The Lawrence Huettig Family Limited Partnership which is my mom's children and her Grand children. I am a member of The Partnership and I also own the center of the Partnership's land.

Last Name Huettig Ident No. 36-2227

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

A 20x20 grid with handwritten text and circled numbers. The text "T 10 S R 20 E S 29" is written in the first row, first column. The text "T 10 S R 20 E S 28" is written in the first row, second column. The number "29" is circled in the first row, first column. The number "28" is circled in the first row, second column.

Huetz

36-2227

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License 36-2227 Permit _____
Decree _____
If applicable provide IDWR Water Right Number 36-2227
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 ☒ 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 _____

Title

of _____

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 to (or affirmed) before me this

26th

day of

June

2006

Notary Public Jeanie Robertson

Residing at Twin Falls, Id.

My Commission Expires 7-23-06

Please Print Name

JEANIE ROBERTSON

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

36-2227

Copies White-State, Yellow-Claimant