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In File

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: A63-04767B  
Date Received: 3/21/1990  
Receipt No: C015795  
Received By: DE/AB

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: ROBERT E. KRUEGER 208-375-7277  
Address: 3145 EL RIO DRIVE  
MERIDIAN, ID 83643
2. Date of Priority: JAN 01, 1969
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:  

|          |       |         |        |        |     |     |        |
|----------|-------|---------|--------|--------|-----|-----|--------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
| 03N      | 01E   | 21      |        | SW     | SE  |     | ADA    |
5. Description of diverting works:  
WELL 1.5HP PUMP, 90' DEEP, 6" CASING
6. Water is used for the following purposes:  

|          |       |       |       |      |        |
|----------|-------|-------|-------|------|--------|
| Purpose  | From  | To    | C.F.S | (or) | A.F.A. |
| DOMESTIC | 01/01 | 12/31 | 0.060 |      |        |
7. Total Quantity Appropriated is:  
0.600 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:  
D/ ONE HOUSEHOLD
10. Place of Use:  

|          |       |         |        |       |     |        |       |
|----------|-------|---------|--------|-------|-----|--------|-------|
| Township | Range | Section | 1/4 of | 1/4   | Lot | Use    | Acres |
| 03N      | 01E   | 21      |        | SW SE |     | DOMEST |       |
11. Place of use in counties: ADA

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

13. Other Water Rights Used:  
NONE

14. Remarks:

THIS CLAIM IS FOR ONE HOUSEHOLD WHICH IS SUPPLIED WATER FORM A SINGLE WELL WHICH ALSO SERVES ANOTHER HOUSEHOLD LOCATED ON THE SAME PROPERTY SEE A63-04767A.  
PROPERTY IS LOT 8 BLOCK 1, RANCHOS LOS ALTOS SUBDIVISION, 4230 EAST VICTORY RD.

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): \_\_\_\_\_ Date: \_\_\_\_\_  
\_\_\_\_\_ Date: \_\_\_\_\_

State of Idaho )  
County of \_\_\_\_\_ ) SS.

Subscribed and sworn (or affirmed) before me this \_\_\_\_\_ day  
of \_\_\_\_\_ 19 \_\_\_\_\_

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_  
My Commission Expires \_\_\_\_\_

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

Identification No. A63-04762B  
Date Received 3/21/90  
Receipt Number 0015795

**NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW  
For Domestic and/or Stockwater Purposes  
Where Daily Use is less than 13,000 gallons per day.**

**RECEIVED**

MAR 21 1990

Filing Fee \$25

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Robert E. Krueger Phone (208) 375-7277  
Mailing Address 3145 El Rio Drive, Meridian, Idaho Zip 83642

2. Date of Priority (Only one per claim) January 1, 1969 Month/Day/Year

3. Source of water supply (Check one) ( ☒ ) Groundwater or Other ( ) (a) \_\_\_\_\_  
which is tributary to (b) \_\_\_\_\_ Name or kind of source

4. Location of point of diversion is: Township 3N Range 1E  
Section 21 SW 1/4 of SE 1/4 of \_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_, BM.,  
County of Ada

Additional points of diversion if any: \_\_\_\_\_

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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 well with a 1 1/2 h.p. submersible pump (replacement pump), 90 ft. deep, 6" casing

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)  
For Domestic purposes from January 1 to December 31 amount .06 (cfs)  
(Both dates are inclusive)  
For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_

7. Total quantity claimed .06 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Domestic - This claim is for one household which is supplied water produced from a single well which also serves another household located on the same property.

**MICROFILMED**

AUG 20 1992

## **HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION**

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

10. Place of use is: Township: 3N Range 1E  
Section 21 SW 1/4 of SE 1/4, Govt. Lot \_\_\_\_\_, B.M.,  
for (Circle One) Domestic Stock Domestic and Stock  
Additional places of use, if any \_\_\_\_\_

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

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.  
(X) None or \_\_\_\_\_

14. Remarks: Lot 8, Block 1, Ranchos Los Altos Subdivision, 4230 East  
Victory Road

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court \_\_\_\_\_ Decree Date \_\_\_\_\_ Plaintiff vs Defendant \_\_\_\_\_

If applicable provide IDWR Water Right Number 63-4767 (pursuant to Idaho Code §42-243)

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 \_\_\_\_\_

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

Signature of Claimant (s) Robert E. Krueger Date March 20, 1990  
Date \_\_\_\_\_

For Organizations: I do solemnly swear or affirm that I am \_\_\_\_\_

of \_\_\_\_\_, that I have signed the foregoing

document in the space below as \_\_\_\_\_ of \_\_\_\_\_

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent \_\_\_\_\_ Date \_\_\_\_\_

Title and Organization \_\_\_\_\_

State of Idaho/or \_\_\_\_\_ )

County of ADA ) SS.

**NOTARIZATION REQUIRED FOR EACH CLAIM**

Subscribed and sworn (or affirmed) before me this 20<sup>th</sup> day of MARCH 19 90

SEAL

Notary Public Richard F. Doodson

Residing at Bonnie, Idaho

My Commission Expires 10/22/1994

Last Name Krueger Ident No. \_\_\_\_\_

Copies: White-State, Yellow-Claimant

**MICROFILMED**  
**AUG 20 1992**

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

*Mr. J. J. Smith*  
*August 3 1988*

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
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CIVIL CASE NUMBER: 39576

Identification No. \_\_\_\_\_

Date Received \_\_\_\_\_

Receipt Number \_\_\_\_\_

**NOTICE OF CLAIM  
TO A  
WATER RIGHT****RECEIVED**

ACQUIRED UNDER STATE LAW

MAR 21 1990

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day

Department of Water Resources

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Robert E. Krueger Phone (208) 375-7277Mailing Address 3145 El Rio Drive, Meridian, Idaho Zip 836422. Date of Priority (Only one per claim) January 1, 1969 Month/Day/Year3. Source of water supply (Check one) (X) Groundwater or Other ( ) (a) \_\_\_\_\_  
which is tributary to (b) \_\_\_\_\_  
Name or kind of source4. Location of point of diversion is: Township 3N Range 1E  
Section 21 SW 1/4 of SE 1/4 of \_\_\_\_\_ 1/4, Govt Lot \_\_\_\_\_, BM.,  
County of Ada

Additional points of diversion if any: \_\_\_\_\_

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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 well with a 1 1/2 h.p. submersible pump (replacement pump), 90 ft. deep, 6" casing

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from January 1 to December 31 amount .06 (cfs)  
(Both dates are inclusive)  
For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_7. Total quantity claimed .06 (cfs)8. Total consumptive use claimed is de minimus**MICROFILMED****AUG 20 1992**9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Domestic - This claim is for one household which is supplied water produced from a single well which also serves another household located on the same property.

10. Place of use is: Township: 3N Range 1E  
Section 21 SW 1/4 of SE 1/4, Govt. Lot \_\_\_\_\_ B.M.,

for (Circle One) Domestic Stock Domestic and Stock  
Additional places of use, if any \_\_\_\_\_

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Court \_\_\_\_\_ Decree Date \_\_\_\_\_ Plaintiff vs Defendant \_\_\_\_\_

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Number of Attachments One

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

Signature of Claimant (s) Robert E. Krueger Date March 20, 1990  
Date \_\_\_\_\_

For Organizations: I do solemnly swear or affirm that I am \_\_\_\_\_

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 \_\_\_\_\_ Date \_\_\_\_\_

Title and Organization \_\_\_\_\_

State of Idaho/or \_\_\_\_\_ )  
County of ADA ) SS.

**NOTARIZATION REQUIRED FOR EACH CLAIM**

Subscribed and sworn (or affirmed) before me this 20<sup>th</sup> day of MARCH 19 90

SEAL

Notary Public Richard F. Boodson

Residing at Bonni, Idaho

My Commission Expires 10/22/1994

Last Name Krueger Ident No. \_\_\_\_\_

Copies: White-State, Yellow-Claims **MICROFILMED**

Aug 20 1992

EXHIBIT "A"

This Corrected Notice of Claim to a Water Right is filed to correct that certain Notice of Claim to a Water Right which was filed by the Claimant on August 25, 1989 and which was assigned Identification No. A63-, Receipt No. C010370. This Corrected Notice of Claim to a Water Right is being filed to reflect that there are two houses located on the same parcel of real property served by one well.

MICROFILMED

AUG 20 1992

4/5/1989,

## SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Krueger

CLAIM IDENT. NO.

1163-04767B

DATE RECEIVED

3/21/90

CK #

CO15995

AMOUNT \$

25<sup>00</sup>

YES

NO

Require  
Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO ☐ \*
2. Is a priority date entered?  
Is the priority date acceptable in view of mandatory filing dates?  
See Adjudication Memos #1 and #4 to determine if a Permit is required. ☒ YES ☐ NO ☐ \*
3. (a) Is a source entered? ☒ YES ☐ NO ☐ \*
- (b) Is a tributary to entered? (if required) ☐ YES ☒ NO ☐ \*
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO ☐ \*
5. Is there a description of the diverting works? ☒ YES ☐ NO ☐ \*
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO ☐ \*
- Is the period of use included? ☒ YES ☐ NO ☐ \*
- Is a quantity claimed for each use? ☒ YES ☐ NO ☐ \*
7. Is a total quantity claimed entered? ☒ YES ☐ NO ☐ \*
8. If required is a consumptive use entered? ☐ YES ☒ NO ☐ \*
- Is the consumptive use correct? ☐ YES ☒ NO ☐ \*
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☒ YES ☐ NO ☐ \*
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO ☐ \*
11. Is (are) the county(ies) entered? ☒ YES ☐ NO ☐ \*
12. Is the ownership of p.u. checked? ☒ YES ☐ NO ☐ \*
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO ☐ \*
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☒ YES ☐ NO ☐ \*
15. Is the basis of the claim indicated? ☒ YES ☐ NO ☐ \*
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☒ YES ☐ NO ☐ \*
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO ☐ \*
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO ☐ \*
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO ☐ \*
20. Is the fee enclosed correct? ☒ YES ☐ NO ☐ \*
21. If this claim is based on an existing water right, has the identification number been entered? ☒ YES ☐ NO ☐ \*
22. Should this claim be data entered? ☒ YES ☐ NO ☐ \*

Claim checked by: BDate: 5/14/90

Claim must be returned to claimant:

(Yes) ☒ (No) ☐

Claimant must be notified of modifications:

(Yes) ☒ (No) ☐

Receipt Prepared by:

Claim data entered by: BSent to claimant by: B

Date:

Date: 5/16/90

Date:

Checked by: \_\_\_\_\_

Date: \_\_\_\_\_

Comments:

Copy sent to Atty 5/16/90Do Notice of Appearance

MICROFILMED

AUG 20 1992





DATE: 03/19/98  
PAGE: 1

DIVERSION  
VOLUME

09-01-2013

**Stage: BENEFICIAL USE**

ADA County

SE

|    |      |      |
|----|------|------|
| SE | SWSE | SESE |
| SE | Lt   | Ac   |
| SE | Lt   | Ac   |
| SE | Lt   | Ac   |

**■ ■ ■**

POU County: ADA

**Non-Irrigation Uses: 1 HOUSE**

Other Rights: NONE

N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Objection Filed Date:

03/19/98 SEGBERT

AJ5856NP

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

DATE: AUG-21-1997  
PAGE: A-8

RIGHT NUMBER: 63-04767B

NAME & ADDRESS: ROBERT E KRUEGER  
3145 EL RIO DRIVE ✓  
MERIDIAN ID 83642

SOURCE: GROUNDWATER

QUANTITY: 0.6 CFS

PRIORITY DATE: 01/01/1969

POINT OF DIVERSION: T03N R01E S21 ✓ SWSE Within ADA County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE            | PERIOD OF USE | QUANTITY |
|-------------------------------|---------------------------|---------------|----------|
|                               | DOMESTIC D/ ONE HOUSEHOLD | 01-01 12-31   | 0.06 CFS |

PLACE OF USE: DOMESTIC Within ADA County  
T03N R01E S21 ✓ SWSE

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

THIS CLAIM IS FOR ONE HOUSEHOLD WHICH IS SUPPLIED WATER FROM A  
SINGLE WELL WHICH ALSO SERVES ANOTHER HOUSEHOLD LOCATED ON THE  
SAME PROPERTY SEE A63-04767A.  
PROPERTY IS LOT 8 BLOCK 1, RANCHOS LOS ALTOS SUBDIVISION, ~~4230~~ <sup>4270</sup> ✓  
EAST VICTORY RD.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

R7333000160

Verified by AE Date: 3-18-98

Verification Source: Computer