

Vicki-ST-AJ



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 23, 2002

CC

BURUSCO FARM PARTNERSHIP
C/O JOHN BURUSCO
2445 W 1700 S
ABERDEEN ID 83210

RE: Notice of Change of Water Right Ownership (NCO) for 35-7191 and Notice
of Completed Administrative Proceeding (NCAP)

Dear Mr. Burusco:

On June 19, 2002, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Crabtree
Technical Records Specialist

Enclosure

cc: Albert & Shirley Horsch

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

Water Rights: 35-7191

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party HORSCH – BURUSCO FARM PARTNERSHIP
- ☐ I.C. § 42-222 transfer
 - ☐ point of diversion ☐ place of use
 - ☐ period of use ☐ nature of use
 - ☐ split of water right ☐ change in ownership

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: July 23, 2002

Ernest Carlson

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on July 26, 2002, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
ALBERT & SHIRLEY HORSCH
2711 W 1800 S
ABERDEEN ID 83210

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
BURUSCO FARM PARTNERSHIP
C/O JOHN BURUSCO
2445 W 1700 S
ABERDEEN ID 83210

4. One copy to:

Each party in the subcase, or attorney of record
ROGER LING
LING NIELSEN & ROBINSON
PO BOX 396
RUPERT ID 83350

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

07/22/2002

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

RIGHT NUMBER: 35-7191
NAME AND ADDRESS: BURUSCO FARM PARTNERSHIP
C/O JOHN BURUSCO
2445 W 1700 S
ABERDEEN ID 83210

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.840 CFS
857.60 AFY

PRIORITY DATE: 11/02/1971

POINT OF
DIVERSION: T06S R31E S9 SENWSE Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 10/15	3.840 CFS 857.60 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY CONTINUE TO AS
LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT
EXCEEDED. THE USE OF WATER AFTER OCTOBER 15 UNDER THIS REMARK IS
SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR
LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL
DECREE IS ENTERED FOR THIS RIGHT.

PLACE OF USE: IRRIGATION Within BINGHAM County

T06S R31E S09	NESW	13.9	T06S R31E S09	SWSW	13.5
T06S R31E S09	SESW	34.5	T06S R31E S09	NESE	37.5
T06S R31E S09	NWSE	39.0	T06S R31E S09	SWSE	38.0
T06S R31E S09	SESE	38.0			

214.4 ACRES TOTAL

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 - License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM ABERDEEN
SPRINGFIELD CANAL CO.

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

OK JC
7/19/02

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

RECEIVED
JUN 19 2002
Department of Water Resources
Eastern Region

1. Water Right Number(s) 35-7191 (needs NCAP)
Adjudication Claim Number(s) _____
2. The following REQUIRED information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Albert Horsch and Shirley Horsch
2711 W. 1800 S., Aberdeen, ID 83210
Buruses Farms, a partnership consisting of
John Buruses, Robert Buruses
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
4. New Owner/Claimant(s) _____
New Mailing Address 2445 W. 1700 S.
City, State and ZIP Code Aberdeen ID 83221
New Telephone Number (208) 221-4534
5. Date you acquired the property 6-14-02
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the space below. If necessary, attach additional pages.
Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) John Buruses Date 6-3-02
Robert Buruses Date 6-3-02
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

B45352

WARRANTY DEED

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

whose address is: 2445 West 1700 South, Aberdeen, ID 83221

Part of Section 9, Township 6 South, Range 31 E.B.M., Blingham County, Idaho, described as: S½SE¼, N½SE¼ and all that part of the SW¼SW¼ and the E½SW¼ lying S. and E. of the following described center line of a drain ditch: Beginning at a point that is S. 89°25'50" E. 269.29 feet along the Section line from the SW corner of said Section 9 to the True Point of Beginning, and thence following the meanderings of the center line of said drain ditch to the following points N. 01°30'12" E. 22.14 feet; thence N. 29°24'21" E. 126.54 feet; thence N. 40°32'16" E. 118.70 feet; thence N. 40°19'49" E. 176.87 feet; thence N. 21°25'34" E. 140.03 feet; thence N. 25°15'27" E. 260.83 feet; thence N. 14°16'10" E. 189.56 feet; thence S. 86°18'52" E. 400.04 feet; thence N. 72°51'26" E. 69.80 feet; thence N. 65°53'34" E. 94.84 feet; thence N. 57°22'45" E. 281.11 feet; thence N. 49°17'21" E. 145.02 feet; thence N. 20°11'26" E. 312.66 feet; thence N. 16°45'22" E. 248.19 feet; thence N. 32°48'36" E. 172.95 feet; thence N. 37°21'57" E. 268.21 feet; thence N. 70°51'30" E. 208.03 feet; thence N. 46°06'57" E. 220.53 feet; thence N. 39°02'42" E. 218.12 feet; thence N. 07°28'46" E. 155.13 feet; thence N. 34°01'53" E. 49.56 feet to the Center of said Section 9 and the terminus of said center line. Said Center of said Section 9 is S. 89°25'50" E. 2640.16 feet and N. 01°27'53" E. 2685.43 feet from the SW corner of said Section 9.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Albert Horsch
Albert Horsch

Shirley Horsch
Shirley Horsch

On this 14th day of June, 2002, before me Michelle Knefel, personally appeared Albert Horsch and Shmely Horsch, known or identified to me (or proved to me by affidavit), to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

PHILIP M. AMERICAN TITLE COMPANY

RECORDED AT THE REQUEST OF

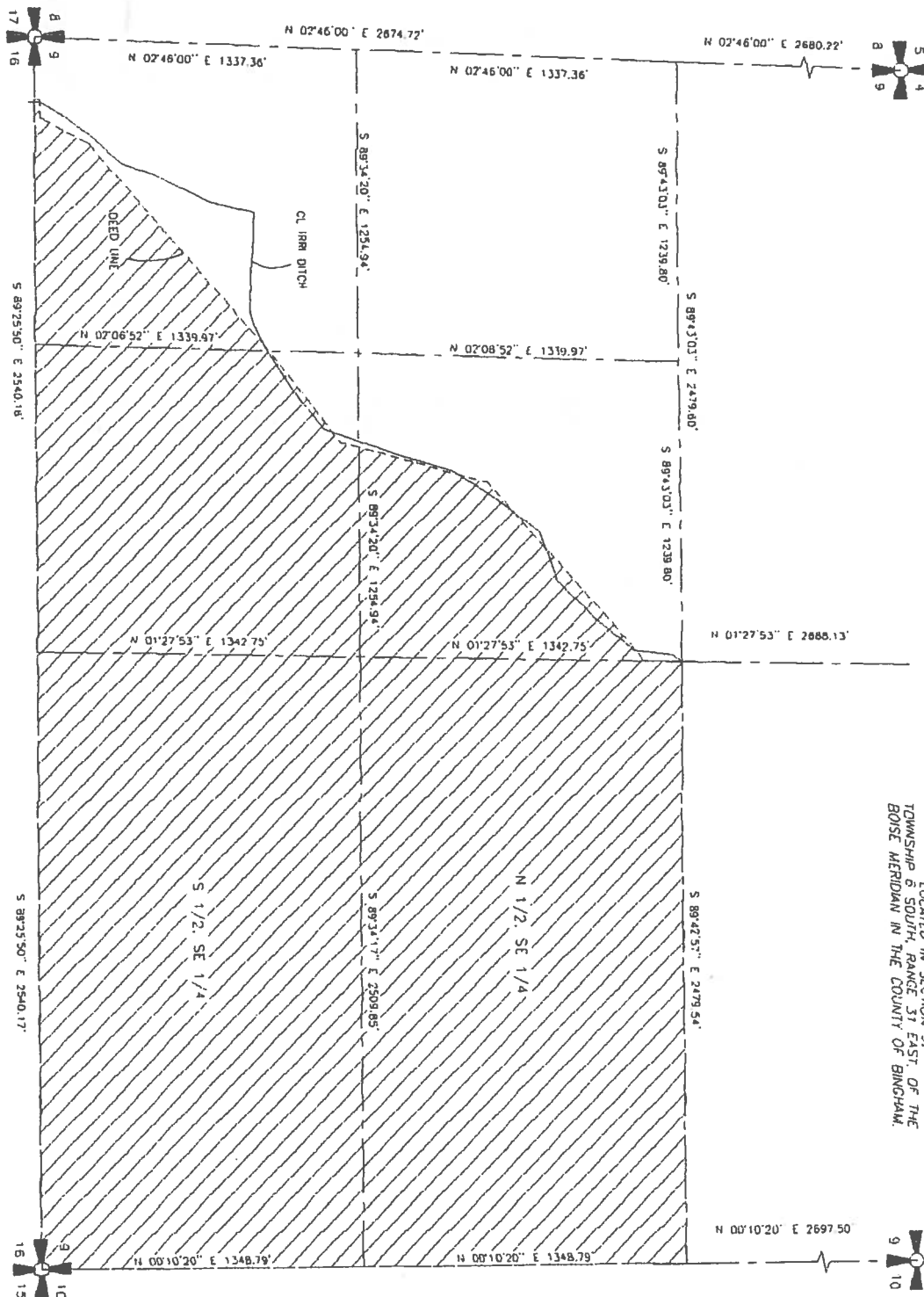
2002 JUN 14 PM 4:37

BINGHAM COUNTY RECORDER
BLACKFOOT, IDAHO
FEE 3.00 DEP 25.00

513867

JOHN AND ROBERT BURUSCO

LOCATED IN SECTION 9,
TOWNSHIP 6 SOUTH, RANGE 31 EAST, OF THE
BOISE MERIDIAN IN THE COUNTY OF BINGHAM.

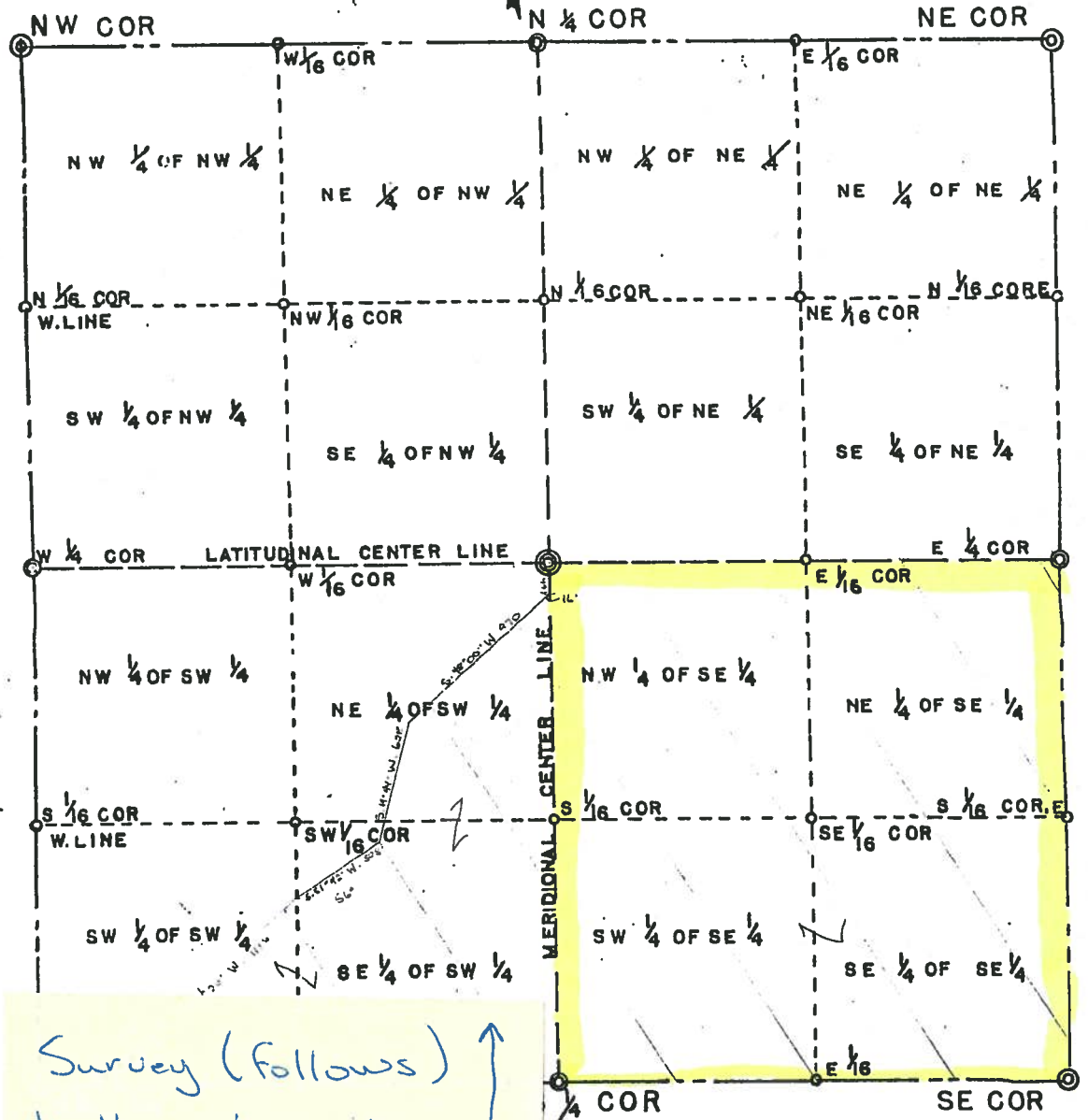


T 6S, R 31 E BM

Sec 9



6	5	4	3	2	1
7	8	9	10	11	12
18	17	16	15	14	13
19	20	21	22	23	24
30	29	28	27	26	25
31	32	33	34	35	36



CORNER NOMENCLATURE

Survey (follows)
better describes
this property.

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: A35-07191
Date Received: 1/25/1989
Receipt No: E005601
Received By: Kcu

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ALBERT J. HORSCH 208-397-4353
Address: 2711 WEST 1900 SOUTH
ABERDEEN, ID 83210
OR
Name: SHIRLEY A. HORSCH 208-397-4353
Address: 2711 WEST 1900 SOUTH
ABERDEEN, ID 83210

2. Date of Priority: NOV 02, 1971

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	31E	9	NW	SE			BINGHAM

5. Description of diverting works:
WELL PUMP MAINLINE TO LATERALS WITH SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.840		

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

8. Total consumptive use is 690.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A35-07191

Page 1

Date: 01/25/89

MICROFILMED

DEC 10 1992

A3507191



10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06S	31E	9	NE		SW		IRR	19.0
			SW		SW		IRR	17.0
			SE		SW		IRR	38.0
			NE		SE		IRR	38.5
			NW		SE		IRR	40.0
			SW		SE		IRR	39.5
			SE		SE		IRR	38.0

Section Acres 230.0

Total Acres 230.0

11. Place of use in counties: BINGHAM

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

13. Other Water Rights Used:
NONE

14. Remarks:
AC. IRR. = 230.

15. Basis of Claim: LICENSE
Water Right Number: 357191

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): Albert J. Kouch Date: 1/25/89

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 25 day
of Jan 19 89

Betty J. Thompson
Notary Public

BETTY J. THOMPSON, NOTARY PUBLIC
Residing at Residing at Falls, Idaho
My Commission Expires MY COMMISSION EXPIRES: 6-30-94



REFUND REQUEST

SUBMITTED TO AUDITOR

ON 08-05-92

TO: S. Frazee to Log In
FOR: J. Carlson/D. Shaff/D. Allen
FROM: Ernie Carlsen

March 11, 1992

RECEIVED

RE: Payor ALBERT J. HORSCH
Address 2711 W 1900 S MAR 13 1992
ABERDEEN ID 83210

Department of Water Resources

Claimant if NOT Payor Albert J. or Shirley A. Horsch.

Refund Amount \$ 229⁰⁰ Claim Location E

Extension Filed? Y/N NA Copy Attached? Y/N NA

Late Fees Paid? Y/N NA On Receipt # _____

S.O. Verified Ext. by _____ on _____

Refund Generated By () Agent ☒ (X) Claimant telecon

Refund Category Double payment of variable fee.

Date of Last Correspondence (copy attached) 3/11/92

Claim No.	Use	Fees Paid	Correct Fee	Rec't #
<u>A35-07191</u>	<u>01</u>	<u>\$280⁰⁰</u>	<u>57⁰⁰</u>	<u>E005601</u>
_____	_____	\$ _____	_____	_____
_____	_____	\$ _____	_____	_____
_____	_____	\$ _____	_____	_____
_____	_____	\$ _____	_____	_____
_____	_____	\$ _____	_____	_____

Detailed Reason(s) for Refund Attached ☒ Y/N

Region Adj. Supervisor Approval EMC John Carlson Approval _____
Don Shaff Approval 7-31-92 Hold _____ To Fiscal 8-5-92
Not Refunded as of _____ Logged 3-12-92
Data Base Modified? Y/N NA BY ef Date 3-12-92

Claimant paid assessment to Aberdeen Springfield Canal Company for land served by canal and then also paid the variable fee for the P.O.U. on A35-07191.

Subsequently the Canal Company paid the variable fee for the P.O.U. on A01-0002320 and A01-0002321 under receipt E014259. Comparison of the P.O.U. on these claims reveals an overlap of 229 acers.

The claimant is therefore requesting a refund of \$229⁰⁰ paid under receipt E005601.

> EMC sent Ltr.

05/01/91

MICROFILMED
DEC 10 1992

overlap
229 AC,

229 AC,

DEC 10 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

DATE: *March 11, 1992*

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

*ALBERT J. HORSCH
2711 W 1900 S
ABERDEEN ID 83210*

RE: REFUND

Dear *Albert*;

This office has initiated a Refund Request for the double payment of fees in the Snake River Basin Adjudication (SRBA).

Comparison of the land list on your Notice(s) with the lands listed on claims submitted by Aberdeen-Springfield Canal Company revealed an overlap of the following:

229⁺ acres on A35-07191

Therefore, the Refund Request is for \$229⁰⁰, paid under receipt *E005601*. A check for this amount should be mailed from Boise in the near future.

Naturally, if you have any questions, feel free to contact this office (525-7161).

Respectfully submitted,

Ernest Carlsen.

Ernest Carlsen
Adjudication Supervisor

EC:jt

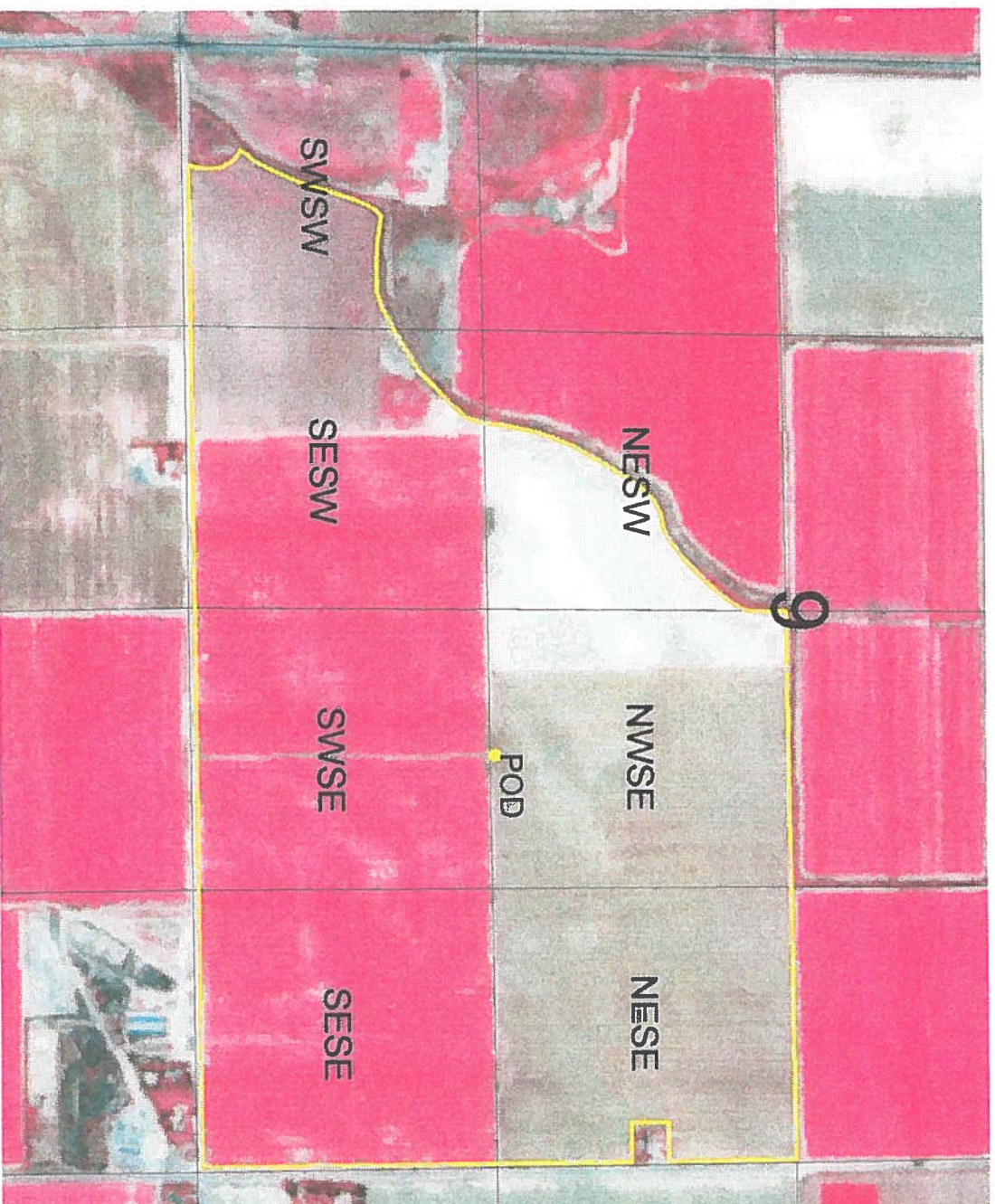
cc: Aberdeen-Springfield Canal Company

File: To Claim

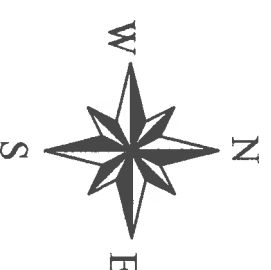
MICROFILMED
DEC 10 1992

35-07191

T06S R31E S09



Map prepared by: Carter Fritschle
Date prepared: 07/01/98
1987-1988 NAPP photography



Water Right Number - R35-07191

Prefix Translation:

RESEARCH

Old (D) Number - 357191

*** C - CURRENT OWNER ***
HORSCH

ALBERT J

HORSCH

SHIRLEY A

1 - 2711 W 1900 S
2 -
3 -
City- ABERDEEN
Phone - 208-397-4353
1 - 2711 W 1900 S
2 -
3 -
City- ABERDEEN
Phone - 208-397-4353

State- ID Zip- 83210

Priority Date - 11/02/1971

Region - 15 EASTERN

L - LICENSE

Status

Source - GROUNDWATER

Twn Rng Sec Tract Lot Rflg County Point of Diversion

06S 31E 9 SE NW SE (11) BINGHAM

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	10/31		3.840	857.60

+ - Total Div. Rate - 3.840 + - Total Div. Volume - 857.60

+ - Total Consumptive Use - 663.2 + - KW Usage -

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
06S	31E	9	NE SW		13.9	01	IRRIGATION	(11) BINGHAM
06S	31E	9	SW SW		13.5	01	IRRIGATION	(11) BINGHAM
06S	31E	9	SE SW		34.5	01	IRRIGATION	(11) BINGHAM
06S	31E	9	NE SE		37.5	01	IRRIGATION	(11) BINGHAM
06S	31E	9	NW SE		39.0	01	IRRIGATION	(11) BINGHAM
06S	31E	9	SW SE		38.0	01	IRRIGATION	(11) BINGHAM
06S	31E	9	SE SE		38.0	01	IRRIGATION	(11) BINGHAM

Total Acres: 214.4

+ - - Diversion Means - WELL PUMP MAINLINE TO LATERALS WITH SPRINKLERS

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE ?

24 11-24-93

AJ0749NP
No. R35-07191

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/16/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ALBERT J HORSCH C SHIRLEY A HORSCH 2711 W 1900 S ABERDEEN ID 83210 (208) 397-4353	11/02/1971	IRRIGATION	04-01 10-31	3.84 CFS	920.0 857.6 AFA
TOTAL DIVERSION:					3.84 CFS	857.6 AFA
CONSUMPTIVE USE:						643.2 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T06S R31E S09

SENWSE

BINGHAM County

Place of use Legal Description for: IRRIGATION

	NE	NW	SW	SE	SUM
T R S	NE NE NE NE NE NE	NE NE NE NE NE NE	NE NE NE NE NE NE	NE NE NE NE NE NE	
06S 31E 9	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
	: 13.9	: 13.5	: 34.5	: 37.5	: 39
					38
					38
					214.4
					214.4
					TOTAL ACRES

POU County: BINGHAM

Other Rights: NONE

Conditions of Approval:

- M01 - A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE
- MAINTAINED AS A PART OF THE DIVERTING WORKS.
- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- IDAHO CODE 42-1416A.
- E02 - USE OF THIS RIGHT IS COMBINED WITH WATER FROM
- ABERDEEN SPRINGFIELD CANAL CO.

Dates: Exam Made Date: 05/28/1992 Verified Date:

Misc: Water District Number: Field Inspection Flag: C

Presumption Flag: C

Comments: Date: 05/28/1992 User-ID: FRITSCHL Subject: COPIED FROM REMARKS
AC. IRR. = 230.

Audit: 11/16/93 NORQUEST

211

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			<i>In Office</i>					
POINT OF DIV	Y		<i>CA 5-28-92</i>	N	<i>6</i>	<i>CA 5-28-92</i>	<i>CA 11-24-93</i>	<i>CA 11-24-93</i>
SOURCE			<i>1</i>	Y	<i>642</i>			
PLACE OF USE	Y		<i>END</i> <i>11-16-93</i>	N	<i>6</i>			
DIV. AMOUNT CFS/VOLUME				Y	<i>6</i>			
CONSUMPTIVE USE				N	<i>6</i>			
PURPOSES				N	<i>6</i>			
PERIOD OF USE	Y			Y	<i>6</i>			
BASIS OF CLAIM				N	<i>6</i>			
REMARKS	Y			<i>Comments</i> <i>copied to</i>	<i>6</i>			

VERIFIED BY CODES

- TOPG MAP/ORTHO-PQ = 1
- ASCS MAP = 2
- INTERREGISTER RECORDS = 3
- WAPP PHOTOS = 4
- FIELD EXAM = 5
- OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

LAST: HORNICH
ADDRESS: 2711 WEST 1900 SOUTH
CITY: ABERDEEN
PHONE NUMBER: 208-397-4353

FIRST: ALBERT J
STATE: ID ZIP: 83210

OWNER CODE: C

LAST: HORNICH
ADDRESS: 2711 WEST 1900 SOUTH
CITY: ABERDEEN
PHONE NUMBER: 208-397-4353

FIRST: STIRLEY A
STATE: ID ZIP: 83210

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

FIELD EXAMINER
DATABASE
Y

CLAIM REMARKS: NC. IRR. = 230.

Comments
No

A. AD CLAIM: # 335-07191

PRIORITY DATE: 11-02-1971

STAGE: L

B. MR RECORD: # 35-07191

PRIORITY DATE: 11-02-1971

STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE N FIELD EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(X)

IF YES EXPLAIN.

REMARKS: Priority date claimed matches license

RECOMMENDED PRIORITY DATE:

11-02-1971

REVIEWED BY

AK

DATE

5-28-92

A. AD CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TAP.	RGE.	SEC.	1/4	1/4	LOT	CNTY
435-07191	055	31E	9				31NGHAM

HR RECORDS IN SAME 40 ACRE TRACT

OTHER AD CLAIMS WITH SAME AD POD
A PREFIX R PREFIX
NONE

NONE

SOURCE: GROUNDWATER

TRIG:

B. HR POINT OF DIVERSION AND SOURCE:

RIGHT	TAP.	RGE.	SEC.	1/4	1/4	LOT	CNTY
35-07191	055	31E	9				31NGHAM

OTHER HR RECORDS WITH SAME HR POD

AD CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

NONE

NONE

SOURCE: GROUNDWATER

TRIG:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)DATABASE
Y
NFIELD
EXAMINER
-47-

REMARKS:

10 acre tract determined from ASes photo in license file.

POINT OF DIVERSION REVIEW SHEET CONTINUED

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
 TRF. REC. SEC. 1/4 1/4

LOT

COUNTY

605 31E 9

SE NW SE

Big Horn

SOURCE: CROWDFOOT

TRIM:

REVIEWED BY: 04

DATE: 5-28-92

A. RODI WATER RIGHT NUMBERS: A35-07191

B. POU LISTING

TWP RANG SEC 1/4 1/4 LOT NAME

AJ
#/ACRES
HR
#/ACRES
LANDSAT
DATA
FIELD
EXAM.
RECOMM.
ACRES

065 31E 9 NE SH HORSECH, ALBERT J. A35-07191 /19.0 35-07191 /19.0 36.0 13.9

NE SH LARGE CLAIM
A01-3002372/140.0
NE SH LARGE CLAIM
A01-3023721/40.0
NE SH LARGE CLAIM
A35-0254321/40.0
NE SH LARGE CLAIM
A35-0424521/40.0
NE SH LARGE CLAIM
A01-0205461/40.0
NE SH LARGE CLAIM
A01-3205861/40.0
NE SH LARGE CLAIM
A01-3206881/40.0

065 31E 9 S4 SH HORSECH, ALBERT J. A35-07191 /17.0 35-07191 /20.0 36.0 13.5

S4 SH FERRINGER, LEO
A35-11344 /
S4 SH LARGE CLAIM
A01-3002372/140.0
S4 SH LARGE CLAIM
A01-3023721/40.0
S4 SH LARGE CLAIM
A35-0254321/40.0
S4 SH LARGE CLAIM
A35-0424521/40.0
S4 SH LARGE CLAIM
A01-0205461/40.0
S4 SH LARGE CLAIM
A01-3205861/40.0
S4 SH LARGE CLAIM
A01-3206881/40.0
S4 SH FERRINGER, LEO
35-08127 /14.0

065 31E 9 SE SH HORSECH, ALBERT J. A35-07191 /36.0 35-07191 /28.0 37.0 34.5

SE SH LARGE CLAIM
A01-3002372/140.0
SE SH LARGE CLAIM
A01-3023721/40.0
SE SH LARGE CLAIM
A35-0254321/40.0
SE SH LARGE CLAIM
A35-0424521/40.0
SE SH LARGE CLAIM
A01-0205461/40.0
SE SH LARGE CLAIM
A01-3205861/40.0
SE SH LARGE CLAIM
A01-3206881/40.0

065 31E 9 NE SE HORSECH, ALBERT J. A35-07191 /28.5 35-07191 /38.0 39.0 37.5

NE SE HORSECH, ALBERT J.
A35-10502 /
NE SE LARGE CLAIM
A01-3002372/139.0
NE SE LARGE CLAIM
A01-3023721/39.0
NE SE LARGE CLAIM
A35-0254321/39.0
NE SE LARGE CLAIM
A35-0424521/39.0
NE SE LARGE CLAIM
A01-0205461/39.0
NE SE LARGE CLAIM
A01-3205861/39.0
NE SE LARGE CLAIM
A01-3206881/39.0

065 31E 9 N4 SE HORSECH, ALBERT J. A35-07191 /40.0 35-07191 /40.0 37.0 39.0

N4 SE HORSECH, ALBERT J.
A01-3002372/139.0
N4 SE LARGE CLAIM
A01-3023721/39.0
N4 SE LARGE CLAIM
A35-0254321/39.0
N4 SE LARGE CLAIM
A35-0424521/39.0
N4 SE LARGE CLAIM
A01-0205461/39.0
N4 SE LARGE CLAIM
A01-3205861/39.0
N4 SE LARGE CLAIM
A01-3206881/39.0

065 31E 9 S4 SE HORSECH, ALBERT J. A35-07191 /39.5 35-07191 /40.0 39.0 38.0

38.0

S4	SE	LARGE CLAIM	A01-002411/40.0	-	39.0
S4	SE	LARGE CLAIM	A35-0254521/40.0	-	39.0
S4	SE	LARGE CLAIM	A35-0424511/40.0	-	39.0
S4	SE	LARGE CLAIM	A01-0206461/40.0	-	39.0
S4	SE	LARGE CLAIM	A01-0205861/40.0	-	39.0
S4	SE	LARGE CLAIM	A01-0205861/40.0	-	39.0

S4	SE	LARGE CLAIM	A01-002411/40.0	-	39.0
S4	SE	LARGE CLAIM	A35-0254521/40.0	-	39.0
S4	SE	LARGE CLAIM	A35-0424511/40.0	-	39.0
S4	SE	LARGE CLAIM	A01-0206461/40.0	-	39.0
S4	SE	LARGE CLAIM	A01-0205861/40.0	-	39.0
S4	SE	LARGE CLAIM	A01-0205861/40.0	-	39.0

TOTAL ACRES 214.4

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N (X)

C. FIELD EXAM REQUIRED? DATEBASE EXAMINER

DUE TO P03 DISCREPANCY? (Y/N)

PRESUMPTION FLAG: C

REMARKS:

Buildings (see ASES photo in license file) appear to have been removed in the SESE. 3 acres have been added to the SESE and 3 acres have been removed from the SWSW. The NAPP dated 7-31-87 (384-17 AA 36 SW) reflects this change. Section 9 is "undersize". Acreage has been adjusted to match ASES photo

RECOMMENDATIONS:

TOTAL ACRES: 214.4

REVIEWED BY: E.N.

DATE: 11-16-93

38.0

A. AD CLAIMED USES:

PURPOSES
A35-07191 IRRIGATIONMONTH/DAY
FROM 04-01 TO 11-31 10-31DIVERSION QUANTITY
3,840 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

3,840 CFS

B. NR RECOMMENDED USES:

PURPOSES
35-07191 IRRIGATIONMONTH/DAY
FROM 04-01 TO 10-15DIVERSION QUANTITY
3,840 CFS 305.00 AF/A

TOTAL DIVERSION RATE/VOLUME CLAIMED

3,840 CFS 305.00 AF/A

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED:

	DATE	FIELD	EXAMINER
NR TO WATER-USE DISCREPANCY?	(Y/N)	N	N
DUE TO DIVERSION RATE DISCREPANCY?	(Y/N)	N	N
DUE TO PERIOD FROM/TO DISCREPANCY?	(Y/N)	Y	Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(X)

RECOMMEND TO NR STANDARDS OR OTHER?

Y(X) N()

EXPLAIN IN REMARKS, BELOW.

REMARKS:

New Standard 4-1 to 10-31

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y(X) N()

AD TOTAL CLAIMED DIVERSION RATE: 3.340 CFS
 HR RODI RIGHT TOTAL DIVERSION RATE: 5.340 CFS

*** IF NO OR IF STATUTORY CLAIM OF BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***
 ** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS **
 ** CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN REMARKS. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) FIELD DATABASE EXAMINER
N

B.

MEASUREMENT METHOD V.A. SEE ATTACHED CALCULATIONS.

FLOW MEASUREMENT

C. ARE OTHER WATER RIGHTS USED? Y(X) N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POW AND IRRIGATION USAGE: *Aberdeen Spring field shows as overlap; however Application for permit states shares will be sold.*

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A35-07131	GROUNDWATER	HOUSCH, ALBERT J.	3.340	0.015		
A01-0003321	LARGE CLAIM		9999.990	0.420		
A35-0234321	LARGE CLAIM		9999.990	0.420		
A35-0424621	LARGE CLAIM		9999.990	0.420		
A01-0203461	LARGE CLAIM		9999.990	0.420		
A01-0205961	LARGE CLAIM		9999.990	0.420		
A01-0205961	LARGE CLAIM		9999.990	0.420		

LIST ALL RIGHTS WITH SAME POW BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A35-11344	DOMESTIC	FEARINGER, LEJ	FROM 01-01 TO 12-31	.040 CFS	
A35-10302	DOMESTIC	HOUSCH, ALBERT J.	FROM 01-01 TO 12-31	.040 CFS	

0.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE
ACRES 2144 X 0.02 CFS/ACRE = 42.88 CFS
(TAKEN FROM P/U REVIEW)

1B. CALCULATIONS

3.84 < 4.288

DUES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N(X)

ARE THERE YES ADDITIONAL WATER USE FROM FILED AND ATTACHED? Y() N()

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 590.0 AF/A

ACRES 2144 X CONSUMPTIVE VOL. AF/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 6482 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 2144 X DIVERSION VOL. AF/A FOR AREA 4 =

TOTAL DIVERSION VOLUME 857.6 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(X)

REMARKS: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	04-01 11-01	DATABASE EXAMINER 3.840 3.84	DATABASE EXAMINER 826.14	DATABASE EXAMINER 642.3
TOTAL FOR THIS RIGHT	10-31	3.840 3.84	826.14	642.3

REVIEWED BY:

CV

DATE: 5-28-92

Conditions M01, C05 E02

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FORFEIT/ABANDON
ADDITIONAL DIV. AMOUNTACCEPTED
AS CLAIMED
()
()
()
()NEEDS
REVIEW
()
()
()
()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 35-07191

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
3.840EXAMINER
3.840

CFS

SPLITS:

OLD RIGHT
NUMBERSCURRENT
CLAIM NUMBERSDIVERSION
RATECURRENT
CLAIM NUM.WR
RATEWR RIGHT
NUMBERSDIVERSION
RATE

35-07191

3.840

35-07191

3.840

TOTAL CFS

3.840

3.840

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)DATABASE
YFIELD
EXAMINER
Y

REMARKS:

AUTHENTICATION:

SIGNATURE:

Patricia Fritschle

DATE:

11-24-93

NAME OF FIELD EXAMINER:

Patricia Fritschle

TITLE:

W.P. Supervisor

35-07191

Township	Range	Sec	Qq	Acres
06S	31E	9	NESE	37.0
06S	31E	9	NWSE	38.0
06S	31E	9	NESW	14.0
06S	31E	9	SESE	38.0
06S	31E	9	SWSE	38.0
06S	31E	9	SESW	36.0
06S	31E	9	SWSW	13.0

Rec.

37.5

39

13.9

38

38

34.5

13.5

214

214.4

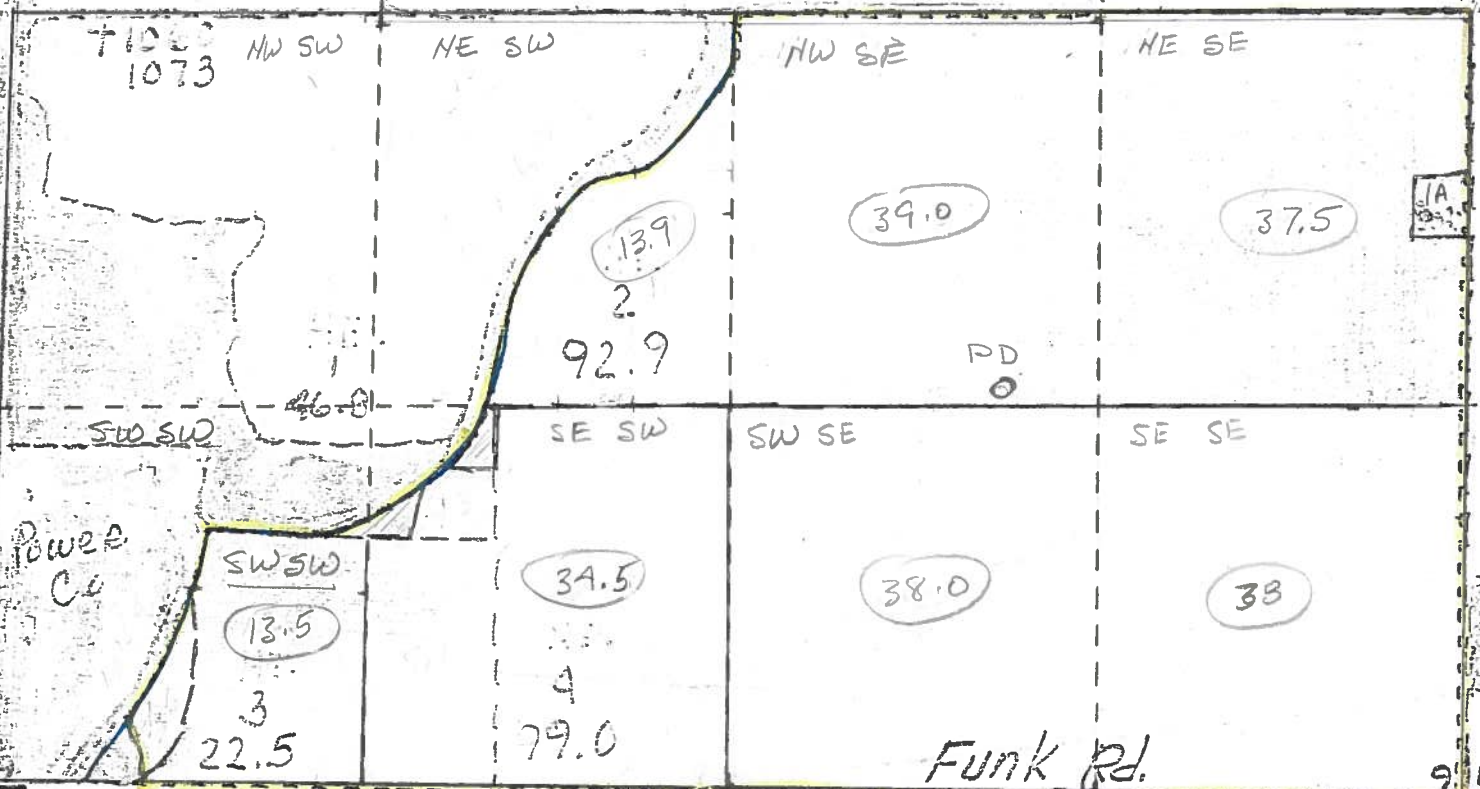
We have recommended 0.4 acres more than what GIS has found.

04 7-1-98

Highway 39

Administered by Power Co.

HE.
1
62.8



NESW	13.9
SW SW	13.5
SE SW	34.5
NE SE	37.5
NW SE	39.0
SW SE	38.0
SE SE	38.0
	<u>214.4</u>

3025

3
13.6

1987 Flight

NAPP 16011 - 384
Airport Rd. 1900S

Phil.

Expe

+2285
1077

HEL
1
62.8

+1060
1073

HEL
1
46.8

HEL
2
92.9

HEL
3
22.5

HEL
4
99.0

Funk Rd. 2000S

T 25293
3825





[illegible]

State of Idaho
Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 35-7191 Priority Nov. 2, 1971 Amount 3.84 cfs

THIS IS TO CERTIFY, that ALBERT HORSCH
of Aberdeen, Idaho, has complied with the terms and conditions of Permit
No. 35-7191 issued pursuant to Application for Permit dated November 2, 1971,
and has submitted proof to the Department of Water Administration on April 20, 1972,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 3.84 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>Oct. 15</u>	at <u>3.84</u> cfs and	<u>805 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>3.5 af per acre</u>
	from _____ to _____	at _____ cfs and	_____
(both dates inclusive)			

Subject, however, to the condition that no more than 3.84 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
805 acre feet per year, said waters to be diverted within the NW¹SE¹ of Sec. 9,
Twp. 6 S, Rge. 31 E, B.M. in the County of Bingham

Description and location of place of use:

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
6 S	31 E	9									19		20	38	38.5	40	39.5	35	230

Total number of acres irrigated 230

A measuring device of a type approved by this Department shall be permanently maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 25 day of
February, 19 74.


Director

35-7191

$\frac{1}{4}$ Enst
white

TOTAL ACREAGE 240

T.
6
S

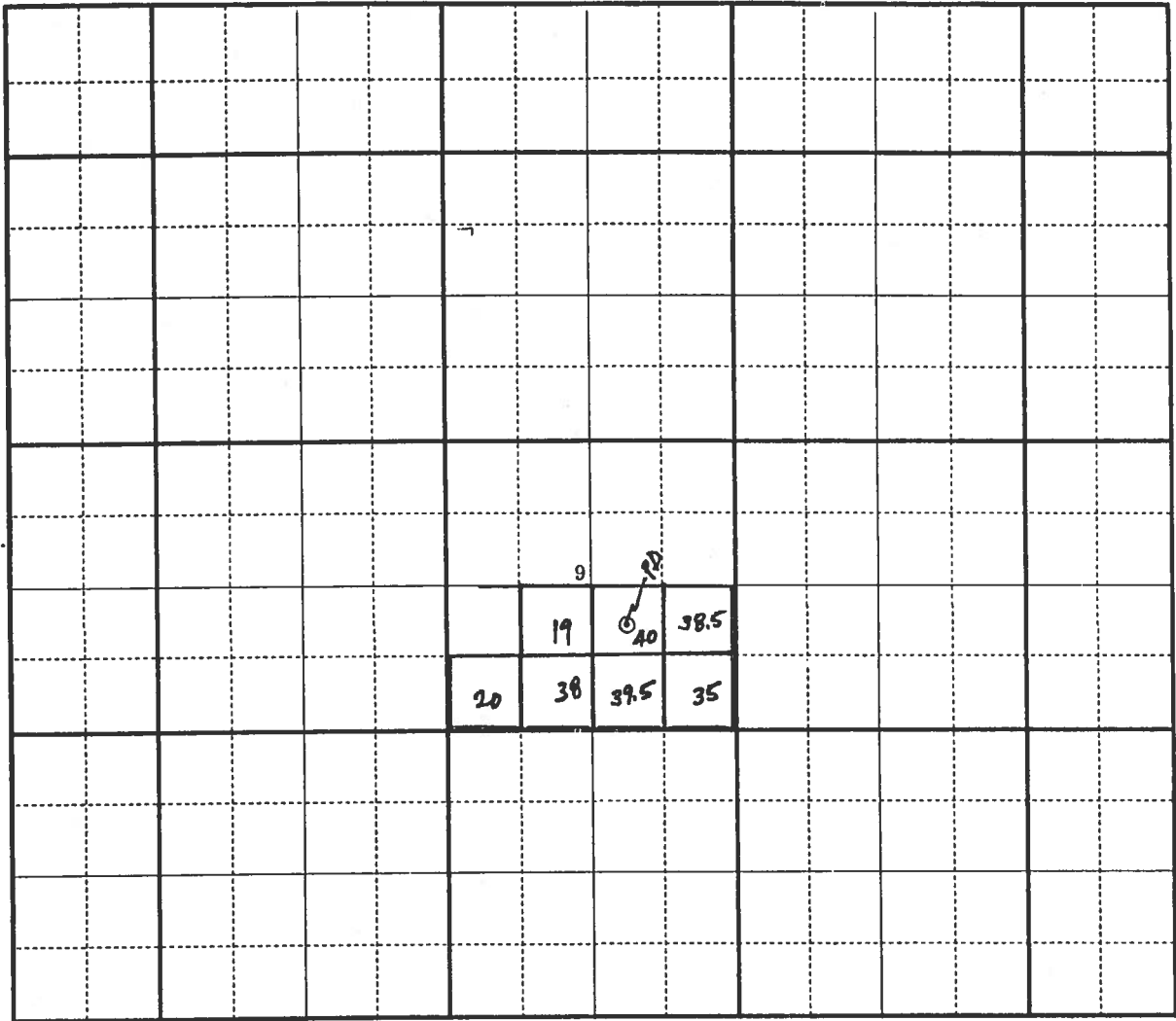
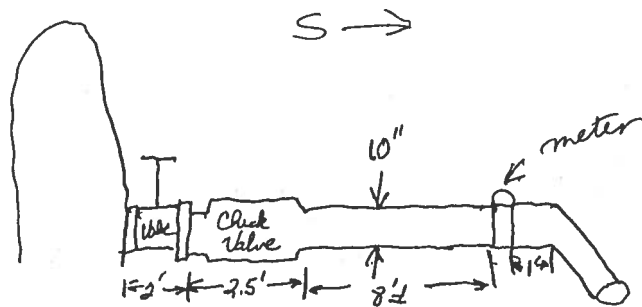


Diagram of System



DATE OF EXAM June 5, 1973

ACREAGE
Found 229 230
Recommended 229 230

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 3.84 c.f.s. V = ⁸⁰⁵~~805~~ AF/Ann. from April 1 to Oct 15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Exchange? yes _____ no ☒

Name source exchanged with: N/A
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Point of injection:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Point of exchange:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Total Q measured 3.84 CFS Method of measurement Badgermeter

Total Q recommended 3.84 CFS Meter No. M0538976 Type Saddle Condition good

Total V recommended ⁸⁰⁵~~805~~ AF

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

1000 gal in 35 seconds: or 1000 gal pumped in .58 min
 $1000 \div .58 = 1724 \text{ gal/min} \div 448.8 = 3.84 \text{ CFS}$
 $V = \frac{230}{229} (3.5) = \frac{805}{805} < (3.84) (1.983) (200) = 1523$

SYSTEM DESCRIPTION:

125 HP U.S. Rolloshaft motor #R2045046 w/ Berkeley pump
#7220402 10" discharge south to buried main east 0' west

REMARKS:

Unable to locate permit holder

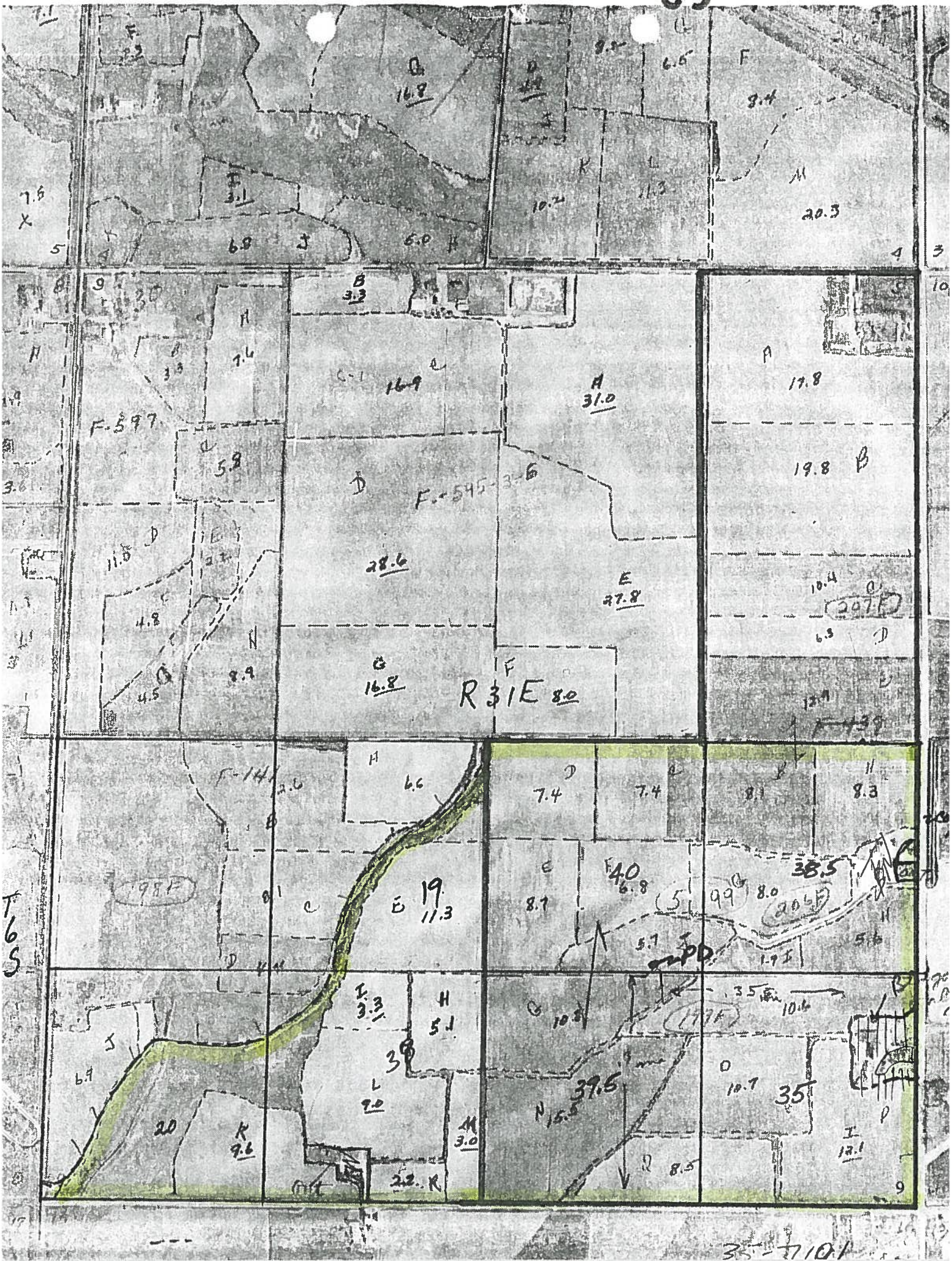
Examiner's Signature John Ferbauer Date June 5, 1973

Checked by W. R. Rhoads Date Jan 4, 1973

Approved by _____ Date _____

B35-7191

CS



Identification No. 35-7191
 Application No. _____

LICENSE ISSUED FOR 3.64 SEC. FT.
 LICENSE PAGE NO. _____

STATE OF IDAHO
 DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
 (TYPE OR PRINT IN INK)

1. Name of applicant Albert Horsch
 post office address Rd, Aberdeen, Idaho 83210
2. Source of water supply Well which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 9 Township 6S
 Range 31 E. B.M. Bingham County; additional points of diversion if any: none
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
 of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
 Amount 4.0 cfs for Irrigation purpose from April 1 to Oct 15 (both dates inclusive)
(cfs or acre-feet per annum)
 Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
 Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
 a. 4.0 cubic feet per second and/or
 b. _____ acre feet per annum.
6. Proposed diverting works:
 a. Description of ditches, flumes, pumps, headgates, etc. Pump 125hp, 4600' mainline
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
 Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 18" inches; proposed depth of well is 100 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 2 years.
 b. Estimated construction cost is \$ 20,000.00.
8. Description of proposed uses:
 a. If water is **not** for irrigation:
 (1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
 Range _____ B.M.
 (2) Amount of power to be generated: _____ hp under _____ feet of head.
 (3) List number of each kind of livestock to be watered _____

 (4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____
 (5) If water is to be used for other purposes describe: _____

35 7191

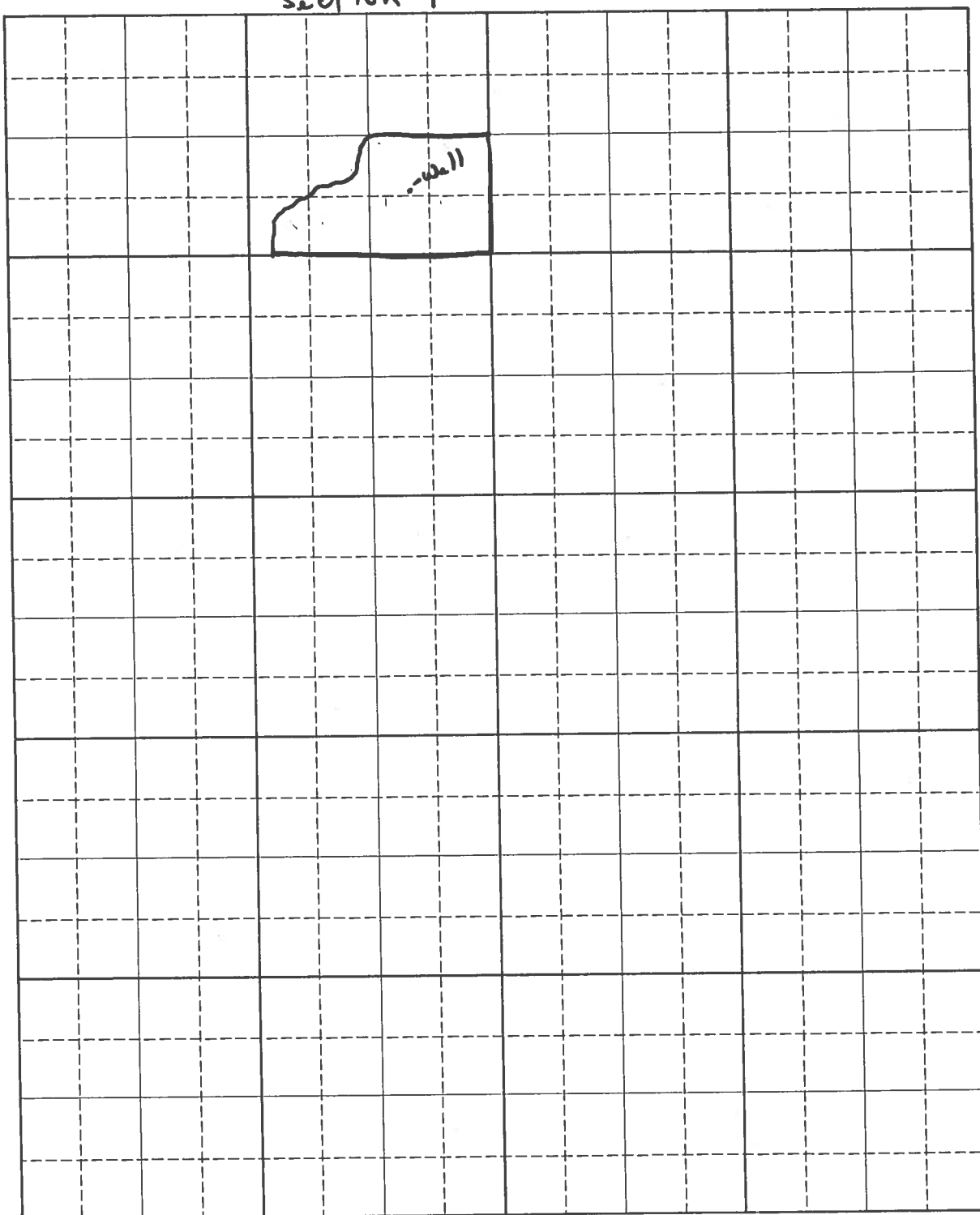
TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	31	9													40	40			80
68	31	9															40	40	80
6S	31	9									20		20	40					80

c. Describe any other water rights used for the same purposes 150 acres Aberdeen-Springfield Canal
Company which will be sold to upstream users upon completion of the new ~~new~~ well project.

10. Remarks

11. Map of proposed project:

section 9



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Albert Horsch
(Applicant)

35 7191

11-2-71 10:20 K

Received by 41 Date 11-2-71 Time 11:20
 Preliminary check by 30 Fee \$ 55.00
 Receipted by 41 Date 11-2-71
 Publication prepared by bj Date 11-15-71
 Published in The Blackfoot News, Blackfoot
 Publication dates 11-25 & 12-2-71
 Publication approved CR Date 12-22-71
 Priority reduced to 11-2-71 Reason 113 d.p.v. 67c

Protests filed by: _____

Copies of protests forwarded by: _____

Hearing held by: _____ Date: _____

Recommended for approval denial by DETEP BFC

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 35-7191, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 19 74.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 18 day of January, 19 72.

R. Keith Higgins
 Director State Reclamation Engineer

QUALITY REVIEW CHECKLIST FOR REPORT READY SRBA CLAIMS

	N/A	YES	NO	*
Does the name and address of the "owners" that will receive mail meet data entry standards? (Check the recommended right for compliance.)		✓		
Does the CVR contain information as to how the priority date was determined?		✓		
If the claim is based on beneficial use, is there an analysis of the evidence of priority submitted?	✓			
Is the stage code correct?		✓		
Did the reviewer <u>initial</u> the recommendation of the priority date?		✓		
Does the CVR contain information as to how the point of diversion was determined?		✓		
Did the reviewer <u>initial</u> the recommendation of the point of diversion, the source and the tributary?		✓		
Does the CVR contain a description of the system that includes information as to how the source and/or tributary were determined?			✓	
Does the CVR contain information as to how the place of use and number of acres (for irrigation rights) were determined?		✓		
Did the reviewer <u>initial</u> the recommendation of the place of use?		✓		
Does the CVR contain information as to how the nature of use was determined?			✓	
Does the CVR contain information as to how the season of use was determined?		✓		
If this right overlaps with other rights, was the overlap review completed?		✓		
Does the CVR contain information as to how the diversion rate was determined?		✓		
Does the CVR contain information as to how the diversion volume was determined?		✓		
Does the CVR contain information as to how the consumptive use volume was determined?		✓		
Did the reviewer <u>initial</u> the recommendation of the nature of use, the season of use, the diversion rate, the diversion volume and the consumptive use volume?		✓		
If the claim is based on a right that has conditions/remarks, have these conditions/remarks been considered in the recommendation?		✓		
Are all appropriate conditions/remarks included in the recommendation?		✓		
If remarks are included, are the remarks consistent with the "standard remarks" described in Adjudication Memo 32?		✓		
Was a split water right/diversion rate review completed?	✓	✓		
If this claim is not being recommended, is the status code correct?	✓			
Does the reviewer's <u>signature</u> appear on the CVR?		✓		
Has the "quicklook" page been completed?		✓		
If additional documents were used in the investigation of this right, are copies of those documents included in the file, or is there a reference to the identity and location of the documents?		✓		
Does the file contain a copy of the recommended right?		✓		

* See attachment for additional information or explanation.

Quality control review by EN date 3-23-94 Data entry changes by _____ date _____

clf 03/18/94

November 20, 1998

**NOTICE OF ERROR
REPLY**

**RECEIVED
DEC 07 1998**

Department of Water Resources

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 18, 1998

Water right number: 35-07191

ALBERT J HORSCH
SHIRLEY A HORSCH
2711 W 1900 S
ABERDEEN ID 83210

Daytime Telephone Number:

Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ **I AGREE with this proposed recommendation; no changes need to be made.**

DATE: 12/4/98 **SIGNATURE:** 
Please print your name: ALBERT HORSCH

IDWR Eastern Regional Office, 900 N. Skyline Drive, Suite A, Idaho Falls, ID 83402-1718, (208) 525-7161