

AJ5856NP

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

DATE: SEP-9-1997  
PAGE: A-1360

RIGHT NUMBER: 45-11888

NAME & ADDRESS: HERMAN C VILHAUER  
RUTH VILHAUER  
RT 1 BOX 393  
RUPERT ID 83350

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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

PRIORITY DATE: 12/31/1915

POINT OF DIVERSION: T09S R25E S30 NENESW Within CASSIA County

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE  | PERIOD OF USE | QUANTITY |
|-------------------------------|-----------------|---------------|----------|
|                               | STOCKWATER      | 01-01 12-31   | 0.02 CFS |
|                               | DOMESTIC 1 HOME | 01-01 12-31   | 0.04 CFS |

PLACE OF USE: STOCKWATER Within CASSIA County  
T09S R25E S30 NESW

DOMESTIC Within CASSIA County  
T09S R25E S30 NESW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A  
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE  
PARCEL NO. 09S25E304800  
STOCKWATER, 2 STEERS

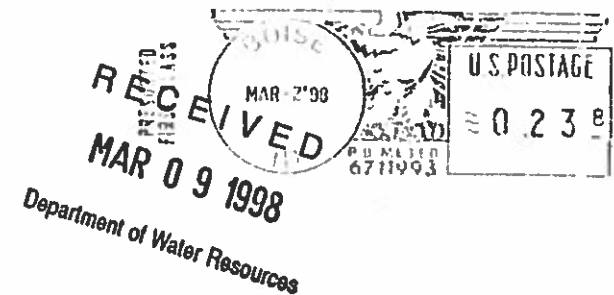
Claim proofread by: \_\_\_\_\_

Date: 9-29 \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
1301 North Orchard Street, P.O. Box 83720  
Boise, Idaho 83720-0098

RETURN SERVICE REQUESTED

DATA ENTRY DONE  
REMAILED



3/16/98 dm  
IMPORTANT WATER RIGHT INFORMATION

400 S ~~1000~~ 75 Ln. W.

45-11888  
HERMAN C VILHAUER  
RUTH VILHAUER  
RT 1 BOX 393  
RUPERT ID 83350

VILH400 T833502014 1897 05 03/05/98  
VILHAUER RETURN TO SENDER  
TEMPORARILY AWAY  
RETURN TO SENDER

~~83350-2014~~ 01



ck received at Southern  
8/1/89 AB

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: A45-11888  
Date Received: 8/01/1989  
Receipt No: 5008728  
Received By: \_\_\_\_\_

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: RUTH VILHAUER 208-436-3780  
Address: RT.1 BOX 393  
RUPERT, ID 83350

AND/OR

Name: HERMAN C. VILHAUER 208-436-3780  
Address: RT.1 BOX 393  
RUPERT, ID 83350

2. Date of Priority: DEC 31, 1915

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 09S      | 25E   | 30      | NE     | NE     | SW     |     | CASSIA |

5. Description of diverting works:  
WELL 63' DEEP, 4" CASING, WITH PUMP.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| DOMESTIC   | 01/01 | 12/31 | 0.040  |      |        |
| STOCKWATER | 01/01 | 12/31 | 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:  
D/ ONE HOUSEHOLD; S/ 2 STEERS

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10. Place of Use:

| Township | Range | Section | 1/4 of 1/4 | Lot      | Use             | Acres |
|----------|-------|---------|------------|----------|-----------------|-------|
| 09S      | 25E   | 30      | NE<br>NE   | SW<br>SW | DOMEST<br>STOCK |       |

11. Place of use in counties: CASSIA

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

13. Other Water Rights Used:  
IRRIG. FROM MINIDOKA IRRIG. DIST.

14. Remarks:

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. A45-11888

Date Received 7-13-1989

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

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.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) VILHAUER, HERMANC and RUTH Phone (208) 436-3780

Mailing Address RT. 1, Box 393, RUPERT Zip 83350

2. Date of Priority (Only one per claim) 12/31/1915 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 9S Range 25E

Section 30, NE 1/4 of NE 1/4 of SW 1/4, Govt. Lot 3, BM.,

County of Cassia

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. 4" x 63' well, with pump

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

For Domestic purposes from 1/1 to 12/31 amount .04 (cfs)  
(Both dates are inclusive)  
For Stock purposes from 1/1 to 12/31 amount .02

7. Total quantity claimed .04 (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) D/I House 5/2 Steers

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10. Place of use is: Township: 9S Range 25E  
Section 30, NE 1/4 of SW 1/4, Govt. Lot 3, B.M.,  
County of \_\_\_\_\_ 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? Cassia

12. Do you own the property listed above as place of use? Yes ☒ 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. None (4)

14. Remarks: Irrig. water from the Minidoka Irr. Dist.

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 \_\_\_\_\_

16. Signature (s) \_\_\_\_\_

Number of Attachments \_\_\_\_\_

By signing I/We acknowledge reading the notice on the back of this claim form. I/We wish to receive for a small annual fee monthly copies of the docket sheet.  
YES \_\_\_\_\_ NO X

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

Signature of Claimant (s) Kerman Vilhauer Date 7-13-89

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

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

of \_\_\_\_\_, Title \_\_\_\_\_, 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 Twin Falls ) SS.

Subscribed and sworn (or affirmed) before me this 13th day of July 1989

SEAL

Notary Public Robert V. Storstell

Residing at Twin Falls, Idaho

My Commission Expires 1/16/1995

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

Copies: White-State, Yellow-Claimant

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MAR 10 1993

Date Received

**RECEIVED**  
JUL 17 1989

State of Idaho  
Department of Water Resources

REQUEST FOR EXTENSION OF TIME  
TO FILE ADJUDICATION CLAIM(S)

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a request that the claimant be granted an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

Herman Vilhauer  
Name of Claimant

R1 Box 393  
Post Office Address

Rupert ID 83350  
City, State, Zip Code

Cassia  
County(s) where Place of Use is located

June 8 - 1989  
Date Claim Originally Due

claim Domestic Water right  
Identify water right(s) for which extension is requested

State reason(s) why an extension of time is requested:

We were gone & we didn't receive  
any notice for it we got home in May & we  
have a Rupert address & <sup>live in Cassia</sup> ~~live in~~ Rupert old address

Claimant requests an extension to 30 days, 1989

Herman Vilhauer  
Signature

\_\_\_\_\_  
Title

=====

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby  
granted ☒ denied,

and the filing deadline extended to \_\_\_\_\_, 19\_\_\_\_.

Signed this 19 day of July, 1989.

DAVID B. SHAW  
Director or his designated agent

DAVID B. SHAW

**FILED**  
MAR 10 1993



State of Idaho

# DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS  
Governor

R. KEITH HIGGINSON  
Director

Aug. 23, 1989

Re: A45-11888

HERMAN VILHAUER  
RT 1 BOX 393  
RUPERT ID 83350

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of your claim(s), please contact this office.

Yours truly,

A handwritten signature in cursive script, appearing to read 'Judy'.

Judy Givens  
Adjudication Secretary

/jg

Enclosures:

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MAR 10 1993

WATER RIGHT NUMBER - A45-11898

PREFIX TRANSLATION: ADJUDICATION CLAIM

CLD (D) NUMBER -

+ - - - - - LAST NAME - - - - - +

+ - FIRST NAME - - +

+ - - - - - - - - ADDRESS - - - - - +

\*\*\* C - CURRENT OWNER \*\*\*  
VILHAUER

RUTH

1 - RT.1 BOX 393

2 -

3 -

CITY- RUPERT

STATE- ID ZIP- 83350

PHONE - 208-436-3780

VILHAUER

HERMAN C.

1 - RT.1 BOX 393

2 -

3 -

CITY- RUPERT

STATE- ID ZIP- 83350

PHONE - 208-436-3780

+ - - PRIORITY DATE - - +  
12/31/1915+ - - - REGION - - - +  
17 SOUTHERN+ - - - STAGE - - - +  
J - BENEFICIAL USE

+ - - - STATUS - - - - +

+ - - - - - SOURCE - - - - - +  
GROUNDWATER

+ - - - - - - - - TRIBUTARY - - - - - +

+ - - - - - - - - - - - - - POINT OF DIVERSION - - - - - +  
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

09S 25E 30 NE NE SW (31) CASSIA

+ - - - - - - - - - - - - - WATER USE - - - - - +  
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME  
43 - DOMESTIC 01/01 12/31 0.040  
04 - STOCKWATER 01/01 12/31 0.020+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +  
0.040 0.0+ - - - - - - - - - - - - - PLACE OF USE - - - - - +  
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY  
09S 25E 30 NE SW 04 STOCKWATER (31) CASSIA  
09S 25E 30 NE SW 43 DOMESTIC (31) CASSIA

+ - - DIVERSION MEANS - WELL 63' DEEP, 4" CASING, WITH PUMP.

+ - - NON-IRRIGATION USE - D/ ONE HOUSEHOLD; S/ 2 STEERS

+ - - OTHER RIGHTS FOR SAME USE - IRRIG. FROM MINIDOKA IRRIG. DIST.

+ - - - - - - - - - - - - - REMARKS - - - - - +  
NO REMARKS FOUND.+ - - - - - - - - - - - - - OLD WATER RIGHT NUMBERS - - - - - +  
NO OLD WATER RIGHT NUMBERS FOUND.MICROFILMED  
OCT 28 1994

WATER RIGHT NUMBER - A45-11888

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - CONDITIONS OF APPROVAL - - - - -  
NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - +      + - - - - DECREE DEFENDANT - - - +      + - DECREE DATE - +  
00/00/0000

+ - - AUDIT FIELDS - 03/02/89 BAUMHOFF

+ - - - - COMMENTS - - - - -  
NO COMMENTS FOUND

+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

|                       |              |                       |              |                         |         |
|-----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| COURT REPORT FILING   | - 00/00/0000 | FIELD INSPECTION MADE | - 00/00/0000 | CIVIL CASE NUMBER       | - 39576 |
| OBJECTION FILED DATE  | - 00/00/0000 | FIELD INSPECTION FLAG | -            | OLD CASE NUMBER         | -       |
| RESPONSE FILED DATE   | - 00/00/0000 | VERIFIED DATE         | - 00/00/0000 | OLD JUDICIAL DISTRICT   | -       |
| CLAIM RECEIVED DATE   | - 02/01/1989 | LAST AMENDED DATE     | - 00/00/0000 | TEMPORARY RIGHT         | - P     |
| PROOF DUE DATE        | - 00/00/0000 | PROOF MADE DATE       | - 00/00/0000 | WATER DISTRICT          | -       |
| LICENSED DATE         | - 00/00/0000 | RECEIPT NUMBER        | - S008728    | FEDERAL/STATE INDICATOR | - S     |
| CLAIMS TAPE ERROR FLG | -            | POU OWNERSHIP FLAG    | - Y          | PRESUMPTION FLAG        | -       |
| FEE EXEMPT FLAG       | -            | NAME CONNECTOR        | - AND/OR     | NOTICE OF ERROR FLAG    | -       |

N  
09525E304800

DATA ENTRY

ENTERED

CHECKED

1-4-93 Dnd  
2/6/93

"Verified By"  
Topo Map/Ortho-PQ  
ASCS Map  
Watermaster Records  
NAPP Photos  
Field Exam  
Other (See Remarks)  
County Records  
Witness Statement  
Project Records  
IDWR Records

VERIFIED  
NOV 15 1991

PROOF  
SEP 17 1991

CERTIFIED  
DEC 13 1991  
WATER EXAMINER