

09/29/2006

NOTICE OF ERROR
REPLY

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: October 31, 2006

Water right number: 63-27279

REX EDWARD HUBER

1522 E IOWA

NAMPA ID 83686

Telephone Number: (208)467-2975

RECEIVED

OCT 19 2006

WATER RESOURCES
WESTERN REGION

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: 10-15-06 SIGNATURE: Rex E Huber

Please print your name: Rex E Huber

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

06/28/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-27279

NAME AND ADDRESS: REX EDWARD HUBER
1522 E IOWA
NAMPA ID 83686

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

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

PRIORITY DATE: 10/14/1965

POINT OF DIVERSION:

T03N R02W S35 SWNW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
Domestic use is for 1 home.		

PLACE OF USE: DOMESTIC Within CANYON County

T03N R02W S35 SWNW

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.

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. 6R03N02W353985

REAL PROPERTY INQUIRY

+++++

01 6R32359-000- -0 144-00 N SCH131+ 12 28,800

+++++ 34 87,900

HUBER REX E

+

+

+

+

+

1522 E IOWA AVE

+

NAMPA ID 83686

+

+++++

35-3N-2W NW

+ TOTAL 116,700

E100' OF W341.5' OF S235' OF

+++++

TX 8-A IN SWNW LS RD

+ SURVEY INST 8822024

+ DRAIN DR VALUE APPR CTR

+ CLASS 2 REAP 00 MAN 99 UNIT 1

+ PARCEL 6R03N02W353985 H/O Y C/B N

+ PRIOR ACCOUNT 5R32359-000- -0

+ 02 MH on Property NO

1522 E IOWA AVE, NA

MODE:F ACTION:

TRAITS INQUIRY

TRQK318

ACCOUNT NUMBER R32359000 0 UNIT 001 TOTAL UNITS 1

SITE 1522 E IOWA AVE NA SEC/TWN/RNG 35-3N-2W

ASSESSED VALUE 116,700 ACREAGE .00

SUB/PARK NAME YEAR/MAKE

CLASS 2 OWNER / OCCUPIED HOUSE CLASS ' 2' SPACE LOT BLOCK

+++++

YR BUILT 1966 AIR COND AIR - NONE CARPORT N

STORY 1 STORY HEATING ELECTRIC FA CARPORT SQ FT

FIRST SQ FT 1400 EXTERIOR HARDBOARD DECK/PATIO? Y

SECOND SQ FT ROOF COMP POOL? N

BEDS 3 BSMT SQ FT SPA? N

BATHS 1.50 % BSMT FIN LOT SIZE

FRPLC 1 GARAGE A1 NEIGHBORHOOD 0

GARAGE SQ FT 392

+++++

COMMENTS

MOBILE HOME ONLY

WIDTH/LENGTH

EXPANDO



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

**PHILIP E. BATT
GOVERNOR**

**KARL J. DREHER
DIRECTOR**

June 22, 1998

REX EDWARD HUBER
1522 E IOWA
NAMPA ID 83686

Re: Snake River Basin Adjudication (SRBA) Notice of Claim #63-27279

Dear Applicants:

In reviewing the above-referenced water right claim, it appears there is a discrepancy in the legal description in our records.

I have enclosed a profile listing to show you what our records indicate. If you could compare our record profile listing with the legal description on your Warranty Deed or tax notice and then, please send to me a copy of the document, I will change the records accordingly.

I would appreciate it if you could return this to my attention by July 6, 1998. If you have any questions, please call toll-free at 1/800-451-4129.

Sincerely,

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

Judy Givens
Clerical Specialist

jp

Enclosure: Profile Listing

AJ5856NP

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

DATE: AUG-21-1997

PAGE: A-419

RIGHT NUMBER: 63-27279

NAME & ADDRESS: REX EDWARD HUBER
1522 E IOWA
NAMPA ID 83686

SOURCE: GROUNDWATER

QUANTITY: 0.4 CFS

PRIORITY DATE: 10/14/1965

POINT OF DIVERSION: T03N R02W S35

SW
SE NW

Within CANYON County

PURPOSE AND

PERIOD OF USE: PURPOSE OF USE
DOMESTIC DOMESTIC, 1 HOME

PERIOD OF USE
01-01 12-31

QUANTITY
0.4 CFS

PLACE OF USE: DOMESTIC Within CANYON County
T03N R02W S35 SW, SE NW

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

Parcel No 2R03N02W35 3985
1 Home

Verified by AT Date: 4/14/98

Verification Source: Computer
2nd Address Book

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: A63-27279
Date Received: 2/27/1990
Receipt No: W009891
Received By: _____

*Rec'd from
SO 9-15-92*

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: REX EDWARD HUBER
Address: 1522 E IOWA
Nampa ID 83686
208-467-2975

2. Date of Priority: OCT 14, 1965

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	02W	35	SE	NW			CANYON

5. Description of diverting works:
64'X6" WELL, 40PSI ABOVE-GROUND PUMP, PIPE TO HOUSE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.400		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	02W	35	SE	NW		DOMEST	

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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. Alt 3-27279

Date Received _____

Receipt Number 6007891

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
FEB 27 1990

Department of Water Resources
Western Regional Office

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Rex Edward Huber Phone (208) 467-2975

Mailing Address 1522 E. Iowa Nampa Id Zip 83686

2. Date of Priority (Only one per claim) Oct. 14 1965 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 2W

Section 35 SE 1/4 of NW 1/4 of _____ 1/4, Govt. Lot _____, BM.,

County of CAR YON

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. Well 6" casing 64' Deep Pipe To House above ground Pump. 40 PSI

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

For Domestic purposes from 1-1 Month/Day to 12-31 Month/Day amount 40 (cfs)

For _____ purposes from _____ to _____ amount _____ (Both dates are inclusive)

7. Total quantity claimed 40 (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) One Household

MICROFILMED

AUG 02 1994

10. Place of use is: Township: 3N Range 2W
Section 35, SE 1/4 of NW 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? Canyon

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: _____

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)

(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 None

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

Signature of Claimant (s) Rex E. Huber Date 2-19-90

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 Idaho)

County of CANYON) ss.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 19th day of Feb 1990

SEAL

Notary Public W J Griggs

Residing at Nampa

My Commission Expires 8/8/94

Last Name Huber Ident No. _____

Copies: White-State, Yellow-Claimant

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AUG 02 1994

ADJUDICATION CLAIM REVIEW CHECKLIST

1-3-91

CLAIMANT'S NAME Huber, Rex EdwardCLAIM IDENT. NO. A63-27279DATE RECEIVED 2-27-90RECEIPT # 41009891AMOUNT \$ 25.00

- | | YES | NO | Required Info? |
|--|-------------------------------------|--------------------------|----------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 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. | ☒ | ☐ | * |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) | ☒ | ☐ | * |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | * |
| 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 | ☒ | ☐ | * |
| 7. Is the period of use included? | ☒ | ☐ | * |
| 8. Is a quantity claimed for each use? | ☒ | ☐ | * |
| 9. Is a total quantity claimed entered? | ☒ | ☐ | * |
| 10. If required is a consumptive use entered? | ☒ | ☐ | * |
| 11. Is the consumptive use correct? | ☒ | ☐ | * |
| 12. 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 | ☒ | ☐ | * |
| 13. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 14. Is (are) the county(ies) entered? | ☒ | ☐ | * |
| 15. Is the ownership of p.u. checked? | ☒ | ☐ | * |
| 16. Are other water rights listed or "none" indicated? (See Item No.'s 16 & 17 for checking other water rights) | ☒ | ☐ | * |
| 17. 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.) | ☒ | ☐ | * |
| 18. Is the basis of the claim indicated? | ☒ | ☐ | * |
| 19. If the basis of claim is shown as license, permit, or decree is the existing water rt. no. listed? | ☒ | ☐ | * |
| (Compare claim with the existing water rt. and either attach a proof report or state in comments that the existing right was compared to the claim) | ☒ | ☐ | * |
| 20. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal desc. or name on the claim? | ☒ | ☐ | * |
| (If yes, describe the right in "Comments" and attach a proof report) NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed. | ☒ | ☐ | * |
| 21. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | ☒ | ☐ | * |
| 22. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 23. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 24. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 25. Is the fee enclosed correct? | ☒ | ☐ | * |

Exempt

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AUG 02 1994

1. Should this claim be data entered?

Claim reviewed by: sf

Date

9-8-92

Claim data entered by: sf

Date

9-11-92

Claim is being returned to claimant:

☐ (Yes)

☒ (No)

Claimant is being notified of modifications:

☐ (Yes)

☒ (No)

Comments:
