

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: A36-02068
Date Received: 10/04/1988
Receipt No: 5002747
Received By: for

COPY

FOR YOUR FILES
DO NOT RETURN

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EUGENE HRUZA 208-531-5543
Address: P.O. BOX 66
MINIDOKA, ID 83343

OR
Name: SHIRLEY HRUZA 208-531-5543
Address: P.O. BOX 66
MINIDOKA, ID 83343

2. Date of Priority: APR 16, 1948

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	26E	15	NE	SW	NE		BLAINE

5. Description of diverting works:
16" WELL WITH 150 H.P. TURBINE PUMP DELIVERING TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.900		

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

8. Total consumptive use is 675.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A36-02068

Page 1

Date: 10/04/88

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10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08S	26E	15	NE		NE		IRR	20.0
			NW		NE		IRR	35.0
			SW		NE		IRR	40.0
			SE		NE		IRR	35.0
			NE		NW		IRR	25.0
			SW		NW		IRR	35.0
			SE		NW		IRR	35.0
							Section Acres	225.0
							Total Acres	225.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
A36-04169 FOR EXPANDED ACRES OUT OF THIS SAME SYSTEM.

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 20424

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: ONE

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): Eugene J. Hays Date: 10-4-88

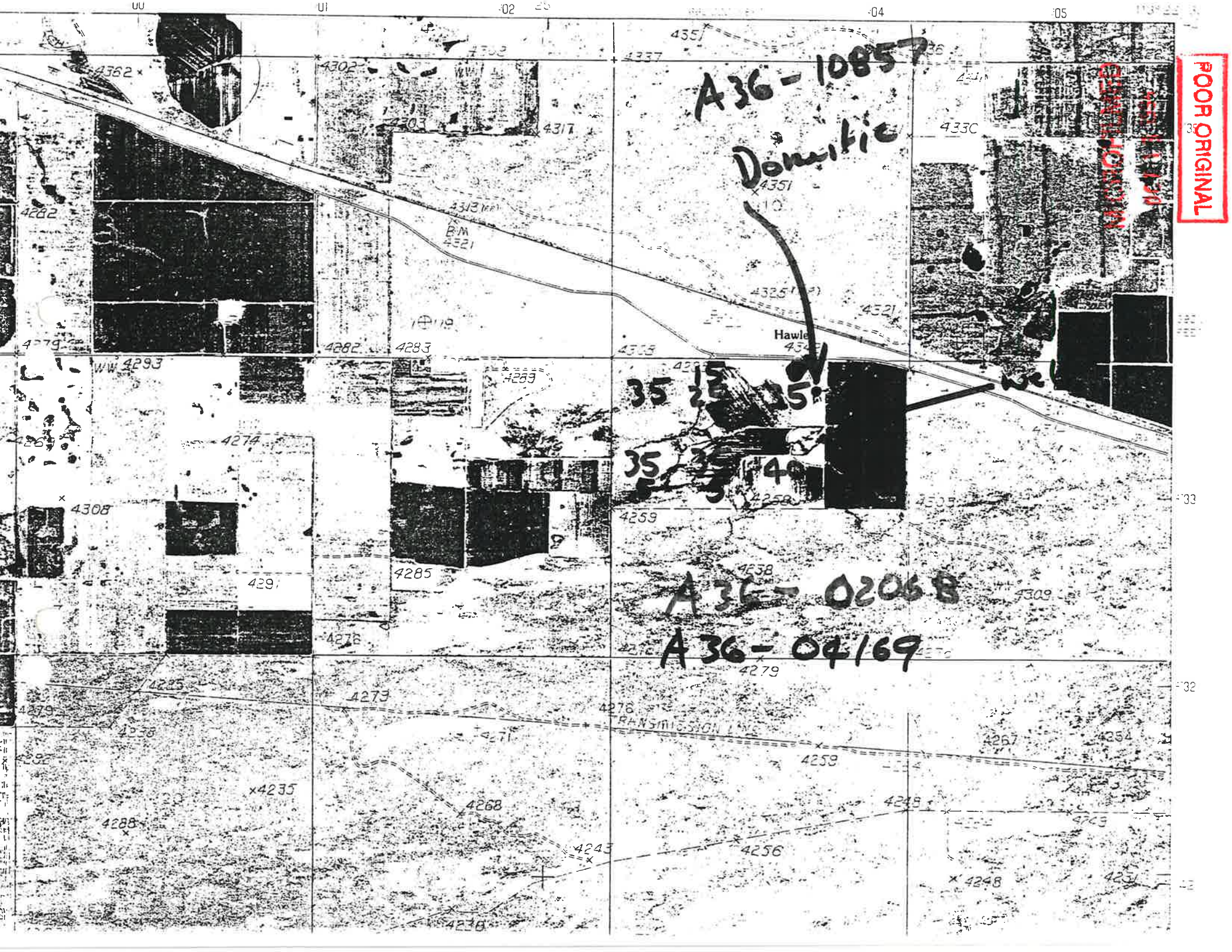
Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 4th day
of Oct. 19 88 Lee D. Menden
Notary Public

Seal

Residing at Kimberly, Id.
My Commission Expires 6/30/92



A36-10857
Domestic

A36-0206B

A36-04169

POOR ORIGINAL

REPRODUCTION

TRANSMISSION LINE

Water Right Number - R36-02068

Prefix Translation: RESEARCH

Old (D) Number - 20424

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

HRUZA

SHIRLEY

1 - PO BOX 66

2 -

3 -

City- MINIDOKA

State- ID Zip- 83343

Phone - 208-531-5543

HRUZA

EUGENE

1 - PO BOX 66

2 -

3 -

City- MINIDOKA

State- ID Zip- 83343

Phone - 208-531-5543

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
04/16/1948 17 SOUTHERN L - LICENSE

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name
08S 26E 15 NE SW NE (13) BLAINE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 3.900 900.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
3.900 900.00 0.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
08S 26E 15 NE NE 20.0 01 IRRIGATION (13) BLAINE
08S 26E 15 NW NE 28.0 01 IRRIGATION (13) BLAINE
08S 26E 15 SW NE 37.0 01 IRRIGATION (13) BLAINE
08S 26E 15 SE NE 35.0 01 IRRIGATION (13) BLAINE
08S 26E 15 NE NW 25.0 01 IRRIGATION (13) BLAINE
08S 26E 15 NW NW 12.0 01 IRRIGATION (13) BLAINE
08S 26E 15 SW NW 33.0 01 IRRIGATION (13) BLAINE
08S 26E 15 SE NW 35.0 01 IRRIGATION (13) BLAINE

Total Acres: 225.0

+ - - Diversion Means - 16" WELL WITH 150 H.P. TURBINE PUMP DELIVERING TO SPRINKLERS

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

Water right number - R36-02068

Prefix Translation: RESEARCH

+ - - - - Remarks - - - - - +

QNT THIS RIGHT AND RIGHT NO. 36-04169 ARE LIMITED TO A TOTAL
COMBINED RATE OF DIVERSION OF 3.90 CFS.

EXP RIGHT NO. 36-04169 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +

C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- SECTION 42-1425, IDAHO CODE.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - Audit Fields - 06/18/97 CFRITSCH

+ - - - - Comments - - - - - +

Date: 01/28/1991 User Id: BEDKE Subject: SCC-STAFF REVIEW

Date: 01/28/1991 User Id: BEDKE Subject: SCC-STAFF REVIEW

Date: 10/07/1992 User Id: SOUTH3 Subject: NOE RECEIVED/NO CHANGE TO RECOMMENDATION

CLAIMANT OBJECTS TO INCLUSION OF SU AND DIVERSION VOL. ON HIS RT. A LETTER OF EXPLANATION HAS BEEN SENT. RMC

+ - - - - 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	- 10/04/1988	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	- S002747	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	- C
		Name Connector	- OR	Notice of Error Flag	- B

CLAIM NUMBERS 36-2068
4169

DATE 6-20-97
 AGENT KHC

TRANSFER NUMBER no
 OBJECTION FILED yes
 TOTAL ACRES FROM RECOMMENDATION 281
 GEOGRAPHIC INFO SYSTEM 281

RIGHT NO				NE				NW				SW				SE				
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2068 RECOM	8S	26E	15	20	28	37	35	25	12	33	35									225
4169 RECOM	8S	26E	15	13			5	15	21		2									56
Total RECOM				33	28	37	40	40	33	33	37									
GIS	8S	26E	15	34.6	27.4	35.2	40	40	34.4	34.8	35.3									281
RECOM																				
GIS																				
RECOM																				
GIS																				

UPDATED

POLYGON #

UPDATED

B36-DBPOU.DBF 7-31
 B36-DBPOD.DBF 7-31

POLYGON CREATED ON 604 ()
 ATTRIBUTES OF B36-POU.SHP 251 7-31
 ATTRIBUTES OF B36-POD.SHP 242 7-31

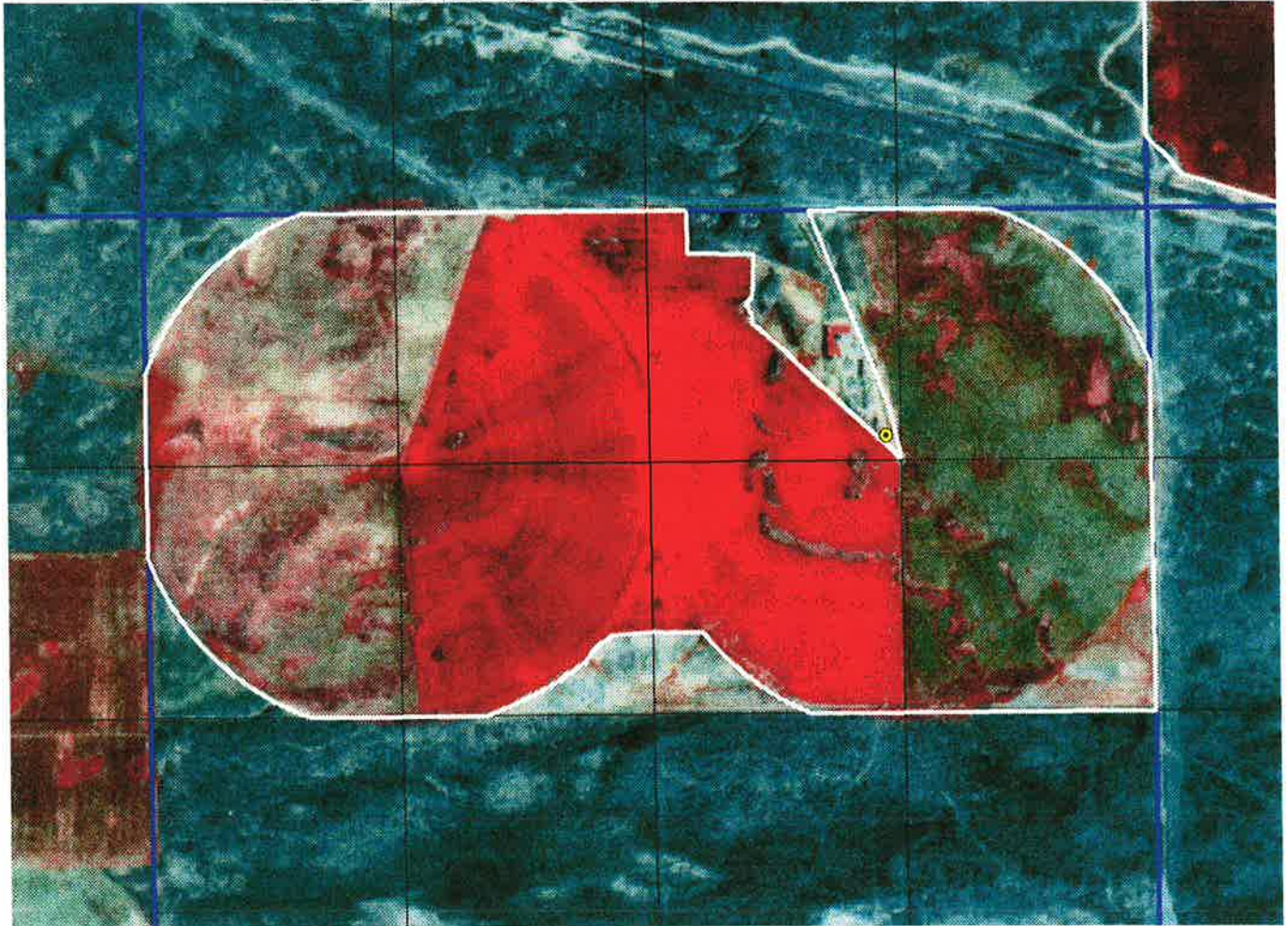
P/U CONFLICT yes () no ()

P/D CONFLICT yes () no ()

READY FOR DECREE yes () no ()

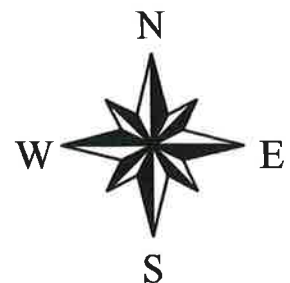
SENT FOR DECREE yes () no ()

36-02068 & 36-04169
EUGENE & SHIRLEY HRUZA



TNS 08S, RNG 26E, SEC 15

0.08 0 0.08 0.16 Miles

A scale bar with four segments of equal length, labeled 0.08, 0, 0.08, and 0.16 Miles.

⊙ B36-pod.shp
Pou-outline.shp

08s26e.dxf



T08s26eqq.shp

GIS PLACE OF USE PRESENTATION
1987 and/or 1988 NAPP PHOTOGRAPHY
DATA ENTRY JULY 1997
BY K CHRISTENSEN

Southern

August 30, 1995

Water right holders in Basin 36 who have been sent a notice of violation:

<u>NAME</u>	<u>WATER RIGHT NO</u>	<u>DEADLINE</u>
John Reitsma		August 28, 1995
Don McFarland	36-02761, 3607157B	August 28, 1995
Marvin & Sonya Priebe	36-07535	August 28, 1995
Richard Poteet	36-07600	September 8, 1995
Frank Veenstra	36-07341, 36-07274	September 8, 1995
	36-02470, 36-02532	
Elden Lind	36-08583	September 11, 1995
Ronald May	36-02337	September 11, 1995
Eugene Hruza	36-02068	September 20, 1995
Layne Harper	36-02201	September 20, 1995
Rod Taylor	36-02498	September 20, 1995
Luis Bettencourt	36-02229	September 20, 1995
Delbert Kohtz	36-07416B	September 20, 1995
Irene & FF Gunning	36-02457	September 20, 1995
Bruce Hunsaker	36-02090, 36-02259	September 20, 1995
	36-02097, 36-02433	
	36-02618, 36-07627	

-Ross Hunsaker
-Mainline Ranches
-Dale Klinger

RECEIVED

SEP 01 1995

Department of Water Resources
Southern Region

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DEC 03 1996

R PROOF

CVR

MAPS

PHOTOS

MISC

MICROFILM

OCT 13 1994

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 the Rights to the Use of Water)
from the Snake River Basin)
Water System)
_____)

Case No. 36-02068 -0001

The State of Idaho, ex rel.)
R. Keith Higginson in his)
official capacity as Director)
of the Idaho Department of)
Water Resources,)

RESPONSE TO OBJECTION

Petitioner,)

vs.)

The United States; the State)
of Idaho; and all Claimants to)
the use of water from the Snake)
River Basin Water System,)

Respondents.)
_____)

I. GENERAL INFORMATION

1. Person responding to objection:

Name: R. KEITH HIGGINSON, DIRECTOR

Address: IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Briefly describe your interest in this water right:

IDWR is required to file a response to an objection to part
I of the director's report pursuant to I.C. section 42-1412(2).

(Over)

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2. Person who filed objection:

Name: EUGENE & SHIRLEY HRUZA
Address: PO BOX 66
MINIDOKA ID 83343

3. If this response is filed by an attorney:

Attorney Name(s): NICHOLAS B. SPENCER
Attorney Address: DEPUTY ATTORNEY GENERAL(S)
IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Attorney Phone No.: (208) 327-7900

II. STATEMENT OF THE RESPONSE

5. |X| Points of Diversion: I respond to the objection concerning the legal description of the point(s) of diversion.
8. |X| Period of Year: I respond to the objection concerning the period of year when water is used or is necessary for the purpose stated.
10. |X| Consumptive Use: I respond to the objection concerning the annual volume of consumptive use.
11. |X| Remarks: I respond to the objection concerning the "remarks" listed with the water right.
14. |X| Other: I respond to the objection concerning:
ALL GENERAL PROVISIONS

REASONS SUPPORTING EACH BOX CHECKED

In response to Statement of the Objection item 5, and all allegations of the objection regarding this item, IDWR responds as follows: There is an error in the description of the point of diversion of this right in the director's report. The recommendation should be corrected as shown in the attachment entitled "Recommended Water Rights Acquired Under State Law."

In response to Statement of the Objection item 8, and all allegations of the objection regarding this item, IDWR responds as follows: Idaho Code Sec. 42-1411(2)(g) requires the director to determine the period of use of each water right acquired under state law that is recommended in the director's report. IDWR's irrigation season of use standards have evolved over time as better technical information has become available. A necessary consequence of this is that, depending on when a particular license was issued, water rights in the same area have been licensed inconsistently, some licenses being issued with different lengths of season listed and some being issued with no season of use listed. To remedy this problem IDWR has developed irrigation season of use standards for various climatic areas throughout the state based on a 75% chance of a 24 degree fahrenheit frost. The irrigation season of use cannot exceed the period in which water may be beneficially used. The period of the year during which this water right may be used is consistent with the standard irrigation season of use for the area in which the place of use is located. Water may be used for irrigation outside the standard season of use, subject to the conditions set forth in general provision 12b of the director's report. use.

In response to Statement of the Objection item 10 and all allegations of the objection regarding this item, IDWR responds as follows: The license upon which the claimant's claim is based does not set an annual volume of consumptive use for this water right. Idaho Code Sec. 42-1411(2)(i) requires the director to determine the annual volume of consumptive use for each water right acquired under state law and recommended in the director's report. IDWR has developed uniform standards of consumptive use for various climatic areas throughout the state, based upon the definition of consumptive use contained in Idaho Code Sec. 42-1401A(2), which is the maximum volume of water consumed by "the most water consumptive crop that can be grown in the area during the period of year when water is used for irrigation." The

(Over)

consumptive use recommended for this water right is based upon the maximum volume of water consumed by the most water consumptive crop (pasture) that can be grown in the area during the irrigation season. Idaho Code Sec. 42-1401A(2) provides that the quantification of consumptive use "is included as a rebuttable presumption in a decree only for the purpose of transfers pursuant to section 42-222, Idaho Code." Therefore, the consumptive use recommended for this water right is included solely for use in future transfer proceedings, and not as a limitation on the quantity of water that the claimant may divert pursuant to this recommended right. In further response to this objection item, IDWR responds that it recommended this element of the water right as claimed.

In response to that portion of the objection that states the changes sought in the director's report, wherein the claimant seeks deletion of the diversion volume, IDWR responds as follows: Idaho Code section 42-1411 requires IDWR to determine the amount of water that may be diverted pursuant to a water right appropriated under state law, and further provides that IDWR shall determine "such other matters as are necessary to define the right". Idaho Code section 42-1412(9) further provides that the court's decree shall include matters necessary for the efficient administration of water rights. Because a right to groundwater is a right to draw from a source measured and described in terms of volume, the quantification of diversion volume for groundwater rights is necessary both to define the right and for administration of the right.

In response to Statement of the Objection item 11, and all allegations of the objection regarding this item, IDWR responds as follows. There is an error in the remarks in the description of this right in the director's report. The recommendation should be corrected as shown in the attachment entitled "Recommended Water Rights Acquired Under State Law."

In further response to this objection item, IDWR responds that Idaho Code section 42-1411(2) provides that the director's report shall include "such other matters as are necessary to define the right." The remarks objected to are necessary to adequately describe and define this water right.

In response to Statement of the Objection item 14, and all allegations of the objection regarding this item, IDWR responds as follows: The objection refers to all General Provisions without stating a reason for the objection. IDWR denies this portion of the objection.

CHANGES TO THE DIRECTOR'S REPORT

See attached List of Recommended Water Rights Acquired under State Law.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary:

	No. of Pages
Notice of Claim No. A36-02068	4
Recommended Water Rights Acquired under State Law	1

(Over)

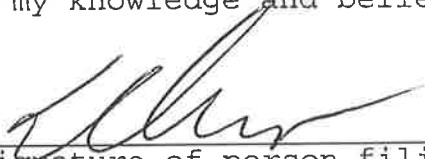
VERIFICATION (Must be Completed)

State of IDAHO

County of ADA

David B. Shaw, being first duly sworn, upon oath, deposes and says:

That R. Keith Higginson, in his official capacity as director of the Idaho Department of Water Resources, is a party to this proceeding, as defined by I.C. 42-1401A(1) and (7); that I am the Adjudication Bureau Chief for IDWR and am authorized by R. Keith Higginson, in his official capacity as director of IDWR, to verify this response; and that I have read the foregoing response, know its contents and that the statements contained therein are true to the best of my knowledge and belief.



Signature of person filing response

By:



(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 31st day of August,
1993.



Notary Public for Idaho

Residing at: _____

My Commission expires _____

Danni Smith, Notary Public
Residing at Boise, Idaho
My Commission Expires December 5, 1994

CERTIFICATE OF MAILING

I hereby certify that on the 31st day of August, 1993, I mailed the original and copies of the foregoing response, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepared and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

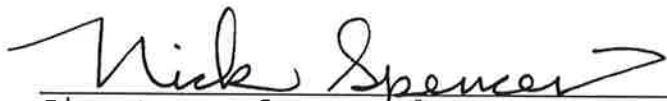
See No. 3

3. One copy to the party who filed the objection, or if represented by an attorney, to their attorney; and you must fill in the following information:

Name: EUGENE & SHIRLEY HRUZA
Address: PO BOX 66
MINIDOKA ID 83343

4. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734



Signature of Respondent or attorney
mailing on Respondent's behalf

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: A36-02068
Date Received: 10/04/1988
Receipt No: 5002747
Received By: AD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EUGENE HRUZA 208-531-5543
Address: P.O. BOX 66
MINIDOKA, ID 83343

OR
Name: SHIRLEY HRUZA 208-531-5543
Address: P.O. BOX 66
MINIDOKA, ID 83343

2. Date of Priority: APR 16, 1948

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08S	26E	15	NE	SW	NE		BLAINE

5. Description of diverting works:
16" WELL WITH 150 H.P. TURBINE PUMP DELIVERING TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.900		

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

8. Total consumptive use is 675.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A36-02068

Page 1

Date: 10/04/88

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OCT 13 1994
JAN 25 1993

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08S	26E	15	NE		NE		IRR	20.0
			NW		NE		IRR	35.0
			SW		NE		IRR	40.0
			SE		NE		IRR	35.0
			NE		NW		IRR	25.0
			SW		NW		IRR	35.0
			SE		NW		IRR	35.0
							Section Acres	225.0
							Total Acres	225.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

A36-04169 FOR EXPANDED ACRES OUT OF THIS SAME SYSTEM.

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 20424

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: ONE

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): Eugene Thayer Date: 10-4-88

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 4th day
of Oct. 19 88
Lee D. Menter
Notary Public

Seal

Residing at Kimberly, Id.
My Commission Expires 6/30/92

POOR ORIGINAL

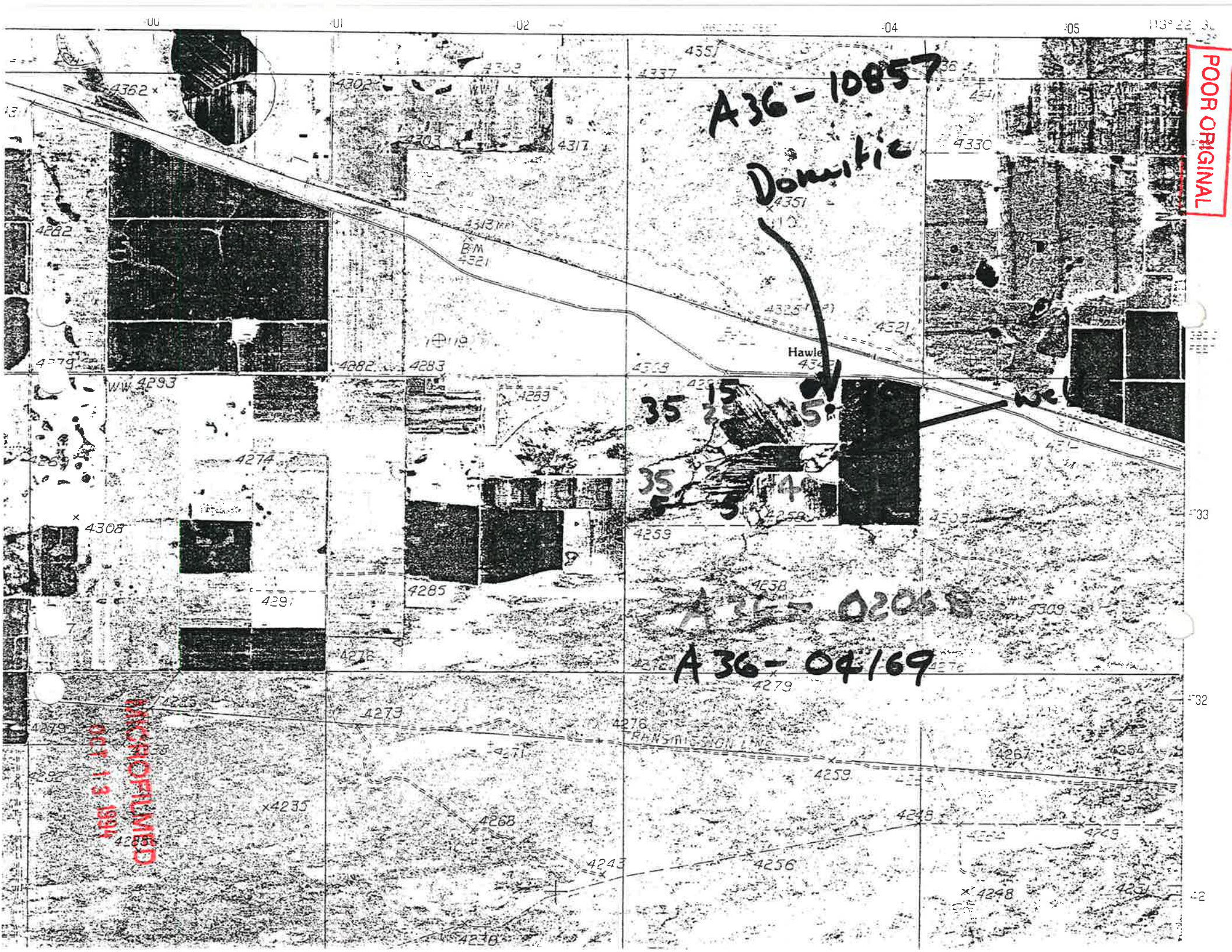
A36-10857
Domestic

35 15 15
35 15 15

A36-02068

A36-04169

REPRODUCTION
OCT 13 1994



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

DATE: AUG-27-1993

PAGE: A-1

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	PURPOSE OF USE	PERIOD OF USE FROM TO	MAXIMUM QUANTITY	BASIS OF CLAIM
-----SOURCE: GROUNDWATER-----						
36-02068	SHIRLEY HRUZA EUGENE HRUZA PO BOX 66 MINIDOKA ID 83343	04/16/1948	IRRIGATION	04-01 10-31	3.9 900.0	CFS AFY LICENSE
					TOTAL QUANTITY:	3.9 CFS
						900.0 AFY
					CONSUMPTIVE USE:	675.0 AFY
POINT OF DIVERSION: T08S R26E S15						
PLACE OF USE: IRRIGATION						
T08S R26E S15 225.0 ACRES TOTAL ~~SEWNW~~ ~~NESWNE~~ NENE 20.0 NENW 25.0 NWNE 28.0 NWNW 12.0 SWNE 37.0 SWNW 33.0 SENE 35.0 SENW 35.0						
REMARKS:	RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO IDAHO CODE 42-1416A. ~~RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO IDAHO CODE 42-1416A.~~ RIGHT NO. 36-04169 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF THESE RIGHTS IS LIMITED TO 3.90 CFS.					

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OCT 13 1994

DIRECTOR'S REPORT CONVERSATION MEMO

1. PERSON(S) MAKING THE ENQUIRY:

Include address and phone no.

in case follow-up is needed.

531-5543 1/15 pm

HRNZA EUGENE

P.O. BOX 66

MINIDOKA, ID. 83343

2. SUBJECT OF INQUIRY:

- 1) Confirm: POD as claimed
- 2) Review: microfilm of 36-02270
- 3) " : text of objection - plain?
- 4) use of whiteout -
- 5) notarization of signatures
- 6) copies made - charged for

3. RESPONSE TO INQUIRY:

- 1) review w/ claimant - check report v. claim
- 2) print cc of license - go over POD locations - use 1:24,000 scale template to confirm current legal(s) Review w/ claimant - write out correct POD legal. Give claimant cc(s).
- 3) opinion that it seemed plain to me
- 4) given to claimant by vault person. 5) by SRBA sec.
- 6) fees collected/receipted

4. IDWR STAFF AND DATE:

Print name and initial

WATER RIGHT CLAIM (Nos.):

F. Hitchcock 04-27-1993

F. HITCHCOCK (FH)

36-02068, -02270, -04169-10859

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OCT 13 1994

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APP 30 1993

Department of Water Resources
Adjudication Bureau

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

Case No. 36-02068
(You must insert the
water right number you
are objecting to)

The State of Idaho, ex rel.
R. Keith Higginson in his
official capacity as Director
of the Idaho Department of
Water Resources,

OBJECTION

Petitioner,

vs.

The United States; the State
of Idaho; and all Claimants to
the use of water from the Snake
River Basin Water System,

36-02068 -0001/
93-04-0145

Respondents.

INSTRUCTIONS

This form must be used to file an objection to any water right recommended in the Director's Report. You may object to one water right per objection form. The water right number you are objecting to must be indicated above in the blank space following "Case No." To object to more than one water right, you must file a separate objection form for each. Forms may be obtained from the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form, as long as it is identical to the court's form. You must file your objection by the deadline shown in the notice that IDWR mailed to you. The objection must be received by the court on or before the deadline specified. Instructions for mailing this objection are found at Page 6, and must be strictly followed.

Any party physically filing 25 (twenty-five) or more objections must make an appointment with the Clerk of the Adjudication Court and arrange for an appointment to file multiple objections.

OBJECTION - 1

(Over)

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By filing an objection form, you are certifying that the objection is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and that it is not filed for any improper purpose, such as to harass, cause unnecessary delay or needless increase in the cost of litigation.

I. GENERAL INFORMATION

Please fill in the following information:

1. Person objecting:

Name: EUGENE H RUZA

Address: PO Box 66

MINIDOKA IDAHO 83343

Briefly describe your interest in this water right:

OWNER

2. Owner of the water right:

Name: EUGENE H RUZA

Address: PO Box 66

MINIDOKA IDAHO 83343

3. If this objection is filed by an attorney:

Attorney Name: _____

Attorney Address: _____

Attorney Phone No.: _____

If filed by an attorney, notice of pending court proceedings will be sent to the attorney only.

II. STATEMENT OF THE OBJECTION

Please check each "box" which states your objection to the recommendation in the Director's Report.

1. ☐ Name and Address: I object to the name and/or address of the owner of the water right.
2. ☐ Source: I object to the source of water.
3. ☐ Quantity: I object to:
 - a. ☐ the total quantity of water used in cubic feet per second; or
 - b. ☐ the total quantity of water stored in acre-feet per year; or
 - c. ☐ the total quantity of water reserved for each and every purpose, including all present and future uses.
4. ☐ Priority Date: I object to the priority date.
5. ☒ Points of Diversion: I object to the legal description of the point(s) of diversion.
6. ☐ Instream Flow: I object to the legal description of the beginning and ending points of the instream flow.
7. ☐ Purpose(s) of Use: I object to the purpose(s) of use.
8. ☒ Period of Year: I object to the period of year when water is used or is necessary for the purpose stated.
9. ☐ Place of Use: I object to:
 - a. ☐ the legal description of the place of use; or
 - b. ☐ the number of irrigated acres within each forty (40) acre subdivision.
10. ☒ Consumptive Use: I object to the annual volume of consumptive use.
11. ☒ Remarks: I object to the "remarks" listed with the water right.

12. ☐ Water Right Recommendation: I object to:
- a. ☐ this water right being recommended at all; or
- b. ☐ this water right not being recommended.
13. ☐ Description of Reservation: I object to the legal description of the reservation.
14. ☒ Other: I object to: ALL GENERAL PROVISIONS

REASONS SUPPORTING EACH BOX CHECKED

In the space following, you must state the reason(s) by number for each box checked. You may use additional pages if necessary.

Box #5 should read NE SW NE

Box #8, 10, 11, & 14 checked are reducing the

value of the original water right

License # 20424

CHANGES TO THE DIRECTOR'S REPORT

Specifically describe how you want the Director's Report to be changed. You may use additional pages if necessary.

POINT of diversion NE SW NE

I want period of use to read 1-1 to 12-31

I want total volume deleted

I want consumptive use deleted

Please note: You should attach copies of documents which support your objection. Note on each document the "box number" it supports.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary. Copy of Original
license water right # 20424 which
Supports All Boxes checked

VERIFICATION (Must be Completed)

State of _____

County of _____

_____, being first duly
(Name of person filing objection)
sworn, upon oath, deposes and says:

That I am the person or entity filing this objection, that I am a water claimant or party in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and that I have read the foregoing objection, know its contents and that the statements contained therein are true to the best of my knowledge and belief.

Eugene J. [Signature]
Signature of person filing objection

By: _____
(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 27th day of April,
1993.

[Signature]
Notary Public for Water Resources
Residing at: Tassin Valley
My Commission expires: 7/18/95

INSTRUCTIONS FOR MAILING

You must mail the objection, including all attachments, to the Clerk of the Court. **FAX filings will not be accepted by the Clerk of the Court.** You must also send a copy to the owner of the water right, if other than yourself; to the Office of the Attorney General, State of Idaho; and to the United States Department of Justice, as set out below in the Certificate of Mailing. Finally, you must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I hereby certify that on the _____ day of _____, 199____, I mailed the original and copies of the foregoing objection, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

Owner name: _____

Owner's address: _____

3. One copy to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

4. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734

Signature of Objector or attorney
mailing on Objector's behalf

State of Idaho

License and Certificate of Water Right

Water License No. 20424 Priority April 16, 1948 Amount 3.90 c.f.s.

THIS IS TO CERTIFY that JAMES HRUZA of Rupert, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated April 16, 19 48; that Permit No. 20424 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 6 1/3 second feet, was issued thereunder on February 14, 19 53, showing that said works were completed on the 6 day of February, 19 53; and that on the 29 day of April, 19 57 JAMES HRUZA of Rupert, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of a well a tributary of subterranean flow for the purpose of irrigation, under Use Permit No. 20424 of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 11 of Licenses, at Page 6731, on the 20 day of August, 19 59; The right hereby confirmed dates from April 16, 19 48;

The Point of Diversion is located in the SW 1/4 NE 1/4, Sec. 15, Tp. 8 S., R. 26 E., B.M. Blaine County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 3.90 cubic feet per second.

Description and location of use:

TWP.	RANGE	SECTION	FORTY-ACRE TRACT	NO. ACRES DESCRIBED IN PERMIT	NO. ACRES ACTUALLY IRRIGATED
8 S.	26 E.	15	NE 1/4 NE 1/4	40	20
			NW 1/4 NE 1/4	40	35
			SW 1/4 NE 1/4	40	40
			SE 1/4 NE 1/4	40	35
			NE 1/4 NW 1/4	40	25
			SW 1/4 NW 1/4	40	35
			SE 1/4 NW 1/4	40	35
			Total number of acres to be irrigated:		225

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 20 day of August, 19 59

J. H. Garter

State Reclamation Engineer.

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OCT 13 1994

NOTICE OF ERROR

RESPONSE

CORRECTED R PROOF



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JAN 25 1993

DIRECTOR'S REPORT CONVERSATION MEMO

531-5543

1. PERSON(S) MAKING THE ENQUIRY:

Include address and phone no.
in case follow-up is needed.

Eugene HRVZA

PO Box 66

Minidoka, ID 83343

2. SUBJECT OF INQUIRY:

He questioned the fact that the adjudication process could put limitations on his older license. He felt the adjudication process could set shorter limits on his period of use, on his diversion volume, and on his consumptive use volume since these were not specified on his water right license.

3. RESPONSE TO INQUIRY:

I told him we must put these values into his adjudication claim as a method of updating his license.
He will file notice of error cards on his claims as a protest of this policy.

4. IDWR STAFF AND DATE:

R. V. WORSTELL

9/24/92

Print name and initial

ROBERT V. WORSTELL

R.V.W.

WATER RIGHT CLAIM (Nos.):

36-02068, -02270, -04169, -08290, +-10859

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JAN 25 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

October 7, 1992

EUGENE HRUZA
BOX 66
MINIDOKA ID 83343

Re: Snake River Basin Adjudication (SRBA)
Notice of Error Response
Recommended Right Nos. 36-02068, 36-02270,
36-04169, 36-10859

Dear Mr. Hruzz,

You recently filed a Notice of Error with IDWR concerning the water right referenced above. No change to our recommendation has been made at this time.

It is the Department's policy to indicate both the season of use and maximum diversion volume on all groundwater irrigation rights recommended in this adjudication. The same standard is used for all irrigation rights in your area.

After reviewing our explanation, you may still disagree with the proposed IDWR recommendations. You may file an objection with the Court after you receive the final recommendation of your water right. The objection process will be explained at the time you receive this final recommendation.

Please contact this office if you have other questions or concerns.

Sincerely,

Roxanne McCarthy
Sr. Water Resource Agent
Adjudication Bureau

RM:rm

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JAN 25 1993

NOTICE OF ERROR FORM

AUG-24-1992

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: SEP-24-1992

1. Water right number: 36-02068

2. Name: Eugene Hruza

Address: Box 66
Minidoka Id 83343

Weekday Telephone Number: 208-531-5543

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

RECEIVED

SEP 24 1992
Department of Water Resources
Southern Region Office

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JAN 25 1993

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:

Period of use and Maximum
Quantity

4. Describe the changes you wish to have made in the proposed recommendation:

Period of use No Maximum
1-1 To 12-31 Quantity

5. Describe why you disagree with the proposed recommendation:

in conflict with prior license

6. Date: 9-24-92

SIGNATURE

Eugene Foye

AJ0749NP
No. R36-02068

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

VERIFIED BY

R. McElroy
10-7-92

DATE: 10/07/92
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SHIRLEY HRUZA	04/16/1948	IRRIGATION	04-01 10-31	3.90 CFS	900.0 AFA
C	EUGENE HRUZA PO BOX 66 MINIDOKA ID 83343 (208) 531-5543			TOTAL DIVERSION: CONSUMPTIVE USE:	3.90 CFS	900.0 AFA 675.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T08S R26E S15

SENWNE

BLAINE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
---	---	---	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	---
08S	26E	15	:	20		28		37		35		25		12		33		35	:						:	225.0
																							TOTAL ACRES	:	225.0	

POU County: BLAINE

Other Rights: NONE

Conditions of Approval:

- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO IDAHO CODE 42-1416A.
- C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO IDAHO CODE 42-1416A.

Remarks: RIGHT NO. 36-04169 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF THESE RIGHTS IS LIMITED TO 3.90 CFS.

Dates: Exam Made Date: Verified Date: 10/07/1992

Misc: Water District Number: Field Inspection Flag:
Presumption Flag: C

Audit: 10/07/92 SOUTH3

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R PROOF



CVR



MAPS



PHOTOS



MISC



MICROFILME

JAN 23 1955

Water Right Number - R36-02068

Prefix Translation: RESEARCH

Old (D) Number - 20424

VERIFIED ADM

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

HRUZA

SHIRLEY

1 - P.O. BOX 66

2 -

3 -

City- MINIDOKA

State- ID Zip- 83343

Phone - 208-531-5543

HRUZA

EUGENE

1 - P.O. BOX 66

2 -

3 -

City- MINIDOKA

State- ID Zip- 83343

Phone - 208-531-5543

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
04/16/1948 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - - - - - - - - - - Point of Diversion - - - - - +

| Twn | Rng | Sec | Tract | Lot | RFlg | County |
|-----|-----|-----|----------|-----|------|--------|
| 08S | 26E | 15 | SE NW NE | | (13) | BLAINE |

| Code | Description | Period From | Period To | Diversion Rate | Diversion Volume |
|-----------------|-------------|-------------|-----------|----------------|------------------|
| 01 - IRRIGATION | | 03/15 | 11/15 | 3.900 | 900.00 |

| | | | |
|-------------------------|---------------------------|-------------------------------|------------------|
| + - Total Div. Rate - + | + - Total Div. Volume - + | + - Total Consumptive Use - + | + - KW Usage - + |
| 3.900 | 900.00 | 675.0 | |

| Twn | Rng | Sec | Tract | Lot | Acres | Code | Description | County |
|-----|-----|-----|-------|-----|-------|------|-------------|--------------|
| 08S | 26E | 15 | NE NE | | 20.0 | 01 | IRRIGATION | (13) BLAINE |
| 08S | 26E | 15 | NW NE | | 28.0 | 01 | IRRIGATION | (13) BLAINE |
| 08S | 26E | 15 | SW NE | | 37.0 | 01 | IRRIGATION | (13) BLAINE |
| 08S | 26E | 15 | SE NE | | 35.0 | 01 | IRRIGATION | (13) BLAINE |
| 08S | 26E | 15 | NE NW | | 25.0 | 01 | IRRIGATION | (13) BLAINE |
| 08S | 26E | 15 | NW NW | | 12.0 | 01 | IRRIGATION | (13) BLAINE |
| 08S | 26E | 15 | SW NW | | 33.0 | 01 | IRRIGATION | (13) BLAINE |
| 08S | 26E | 15 | SE NW | | 35.0 | 01 | IRRIGATION | (13) BLAINE |

Total Acres: 225.0

+ - - Diversion Means - 16" WELL WITH 150 H.P. TURBINE PUMP DELIVERING TO SPRINKLERS

+ - - Non-Irrigation Use -

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Water right number - R36-02068

Prefix Translation: RESEARCH

+ - - Other Rights for Same Use - NONE

+ - - - - - Remarks - - - - - +
RIGHT NO. 36-04169 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF
THESE RIGHTS IS LIMITED TO 3.90 CFS.

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - - +
C05 - RIGHT INCLUDES CHANGE IN PLACE OF USE.
C03 - RIGHT INCLUDES CHANGE IN POINT OF DIVERSION.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - - Comments - - - - - +
No Comments Found

+ - - Audit Fields - - +
07/30/91 MERRITT

+ - - - - - 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 | - 07/30/1991 | Old Judicial District | - |
| Claim Received Date | - 10/04/1988 | Last Amended Date | - 00/00/0000 | Temporary Right | - P |
| | | Receipt Number | - S002747 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - OR | Presumption Flag | - C |

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:04:10
08/17/90

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-02068

| 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 | | | 11-9-90 | | | | | |
| POINT OF DIV | Y | | | N | | | | |
| SOURCE | | | | Y | 1,5 | | | |
| PLACE OF USE | Y | | | N | | | | |
| DIV. AMOUNT
CFS/VOLUME | | Conversation Memo
w/CLAIMANT 11-13-90
Explained changes in
SCL Pou. | | Y | 1,4,5 | | | |
| CONSUMPTIVE USE | - | | | N | | | Y | |
| PURPOSES | | | | N | | | | |
| PERIOD OF USE | Y | | | N | | | | |
| BASIS OF CLAIM | | | | N | | | | |
| REMARKS | | | | N | | | | |
| | | | | N | | | | |

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP 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.

RECEIVED

JAN 25 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:04:10
08/17/90

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-02068

LAST: HRUZA
ADDRESS: P.O. BOX 66
CITY: MINIDOKA
PHONE NUMBER: 208-531-5543

FIRST: SHIRLEY
STATE: ID ZIP: 83343

OWNER CODE: C

LAST: HRUZA
ADDRESS: P.O. BOX 66
CITY: MINIDOKA
PHONE NUMBER: 208-531-5543

FIRST: EUGENE
STATE: ID ZIP: 83343

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

FIELD
EXAMINER
DATABASE
N

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JAN 25 1993

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: 11/9/90

APPOINTMENT MADE: Y(____) N(____)

TIME: 1:20 A(____) P(____)

ACCOMPANIED BY: NONE

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

Prove Perimeter of Farm ~ 4 corners of property do not appear irrigated - confirmed by
NAPP. SE corner might be irrigated at times.

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A. AJ CLAIM: # A36-02068 PRIORITY DATE: 04-16-1948 STAGE: L
B. WR RECORD: # 36-02068 PRIORITY DATE: 04-16-1948 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE FIELD
N N EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(☒)
IF YES EXPLAIN.

REMARKS:

RECOMMENDED PRIORITY DATE:
04-16-1948

REVIEWED BY JCC

DATE 11-13-90

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JAN 25 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|-----------|------|------|------|-----|-----|-----|-----|--------|
| A36-02068 | 08S | 26E | 15 | NE | SW | NE | | BLAINE |

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A36-04169 NONE

WR RECORDS IN SAME 40 ACRE TRACT
36-04169

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|----------|------|------|------|-----|-----|-----|-----|--------|
| 36-02068 | 08S | 26E | 15 | | SW | NE | | BLAINE |

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

36-04169

A36-04169 NONE

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)

DATABASE
Y
N

FIELD
EXAMINER

Y
N

REMARKS:

field Exam shows correct POD as shown.

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RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

| TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | COUNTY |
|------------|-------------|-----------|-----------|-----------|-----------|-------------|-----------|
| <u>8S.</u> | <u>26E.</u> | <u>15</u> | <u>SE</u> | <u>NW</u> | <u>NE</u> | <u> </u> | <u>13</u> |

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: See DATE: 11-13-90

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JAN 25 1993

A. ROOT WATER RIGHT NUMBERS: A36-02068

B. POU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | FIELD
EXAM. | RECOMM.
ACRES |
|-------------|-----|-----|-----|-----|-----|-----------------|-----------------|----------------|-----------------|----------------|------------------|
| 08S | 26E | 15 | NE | NE | | HRUZA , SHIRLEY | A36-02068 /20.0 | 36-02068 /20.0 | 20.0 | 33 | 20.0 |
| | | | | | | HRUZA , EUGENE | A36-04169 /20.0 | 36-04169 /20.0 | | | |
| 08S | 26E | 15 | NW | NE | | HRUZA , SHIRLEY | A36-02068 /35.0 | 36-02068 /35.0 | 40.0 | 28 | 28 |
| | | | | | | HRUZA , EUGENE | A36-10857 / | - / | | | |
| 08S | 26E | 15 | SW | NE | | HRUZA , SHIRLEY | A36-02068 /40.0 | 36-02068 /40.0 | 29.0 | 37 | 37 |
| 08S | 26E | 15 | SE | NE | | HRUZA , SHIRLEY | A36-02068 /35.0 | 36-02068 /35.0 | 20.0 | 40 | 35 |
| | | | | | | HRUZA , EUGENE | A36-04169 / 5.0 | 36-04169 / 5.0 | | | |
| 08S | 26E | 15 | NE | NW | | HRUZA , SHIRLEY | A36-02068 /25.0 | 36-02068 /25.0 | 40.0 | 40 | 25 |
| | | | | | | HRUZA , EUGENE | A36-04169 /15.0 | 36-04169 /15.0 | | | |
| 08S | 26E | 15 | SW | NW | | HRUZA , SHIRLEY | A36-02068 /35.0 | 36-02068 /35.0 | 28.0 | 33 | 33 |
| | | | | | | HRUZA , EUGENE | A36-04169 / 5.0 | 36-04169 / 5.0 | | | |
| 08S | 26E | 15 | SE | NW | | HRUZA , SHIRLEY | A36-02068 /35.0 | 36-02068 /35.0 | 26.0 | 37 | 35 |
| | | | | | | HRUZA , EUGENE | A36-04169 / 5.0 | 36-04169 / 5.0 | | | |
| TOTAL ACRES | | | | | | | A36-02068 | 225.00 | 225.00 | 203.00 | 213 |

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y(X) N()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER

Y

Add Tract:

also found

S.15

NW NW

33 Acres

(included under A36-04169)

33
281

12
225

21
56

Total acres claimed: 310 Ac. Tolerances exceeds whole parcel,

Recommend as shown.

Acres changed as a result of conversion to the two pivot system
from the gravity ditch system originally licensed.

* See also A36-04169.

See 4169
1993
JAN 2
19
0
5
15
0
2
↓

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: 225

REVIEWED BY: SCC

DATE: 11-13-90

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JAN 25 1993

A. AJ CLAIMED USES:

| PURPOSES | MONTH/DAY | DIVERSION QUANTITY |
|-------------------------------------|---------------------|--------------------|
| A36-02068 IRRIGATION | FROM 03-15 TO 11-15 | 3.900 CFS |
| TOTAL DIVERSION RATE/VOLUME CLAIMED | | 3.900 CFS |

B. WR RECORDED USES:

| PURPOSES | MONTH/DAY | DIVERSION QUANTITY |
|-------------------------------------|-----------|--------------------|
| 36-02068 IRRIGATION | FROM TO | 3.900 CFS |
| TOTAL DIVERSION RATE/VOLUME CLAIMED | | 3.900 CFS |

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

| | DATABASE | FIELD EXAMINER |
|--|----------|----------------|
| DUE TO WATER-USE DISCREPANCY? (Y/N) | N | <u>N</u> |
| DUE TO DIVERSION RATE DISCREPANCY? (Y/N) | N | <u>N</u> |
| DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N) | Y | <u>P</u> |

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(X) N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N(X) Explain in remarks, below.

REMARKS:

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JAN 25 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(X) N()

AJ TOTAL CLAIMED DIVERSION RATE: 3.900 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 3.900 CFS

*** IF NO or IF STATUTORY CLAIM or 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 N

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: A36-04169

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

| CLAIM | SOURCE | NAME | DIV. RATE | DIV. RATE/ACRE | DIV. VOL. | DIV. VOL./ACRE |
|-----------|-------------|-----------------|-----------|----------------|-----------|----------------|
| A36-02068 | GROUNDWATER | HRUZA , SHIRLEY | 3.900 | 0.017 | | |
| A36-04169 | GROUNDWATER | HRUZA , EUGENE | 3.900 | 0.045 | | |

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

| CLAIM NO. | PURPOSES | NAME | MONTH/DAY | RATE | VOLUME |
|-----------|------------|----------------|---------------------|----------|--------|
| A36-10857 | DOMESTIC | HRUZA , EUGENE | FROM 01-01 TO 12-31 | .040 CFS | |
| A36-10857 | STOCKWATER | HRUZA , EUGENE | FROM 01-01 TO 12-31 | .040 CFS | |

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D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 225 x 0.02 CFS/ACRE = 4.5 CFS
(Taken from p/u review)

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

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

1b. CALCULATIONS

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 675.0 AF/A

ACRES 225 x CONSUMPTIVE VOL. AF/A FOR AREA 3.0 =

TOTAL CONSUMPTIVE USE 675 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 225 x DIVERSION VOL. AF/A FOR AREA 4.0 =

TOTAL DIVERSION VOLUME 900 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

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RECOMMENDATIONS:

| REC.
PURPOSES | REC. PERIOD
FROM TO | REC. DIV
RATE CFS | REC. DIV
VOL. AF/A | REC. CONS.
USE |
|----------------------|------------------------|--|--|--|
| IRRIGATION | 03-15 11-15 | DATABASE 3.900
EXAMINER <u> </u> | DATABASE 900
EXAMINER <u> </u> | DATABASE 675.0
EXAMINER <u> </u> |
| TOTAL FOR THIS RIGHT | | 3.900 | | 675.0 |

REVIEWED BY: Sc

DATE: 11-13-90

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** Limited Diversion when combined.*

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
 FORFEIT/ABANDON _____
 ADDITIONAL DIV. AMOUNT _____

ACCEPTED
AS CLAIMED

~~(X)~~

NEEDS
REVIEW

()
()
()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-02068

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
3.900

EXAMINER _____

CFS

SPLITS:

OLD RIGHT
NUMBERS

CURRENT
CLAIM NUMBERS

DIVERSION
RATE

CURRENT "R"
CLAIM NUM.

"R" DIV.
RATE

WR RIGHT
NUMBERS

DIVERSION
RATE

-

A36-02068

3.900

-

36-02068

3.900

TOTAL CFS

3.900

3.900

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
Y

FIELD
EXAMINER

OK

REMARKS:

AUTHENTICATION:

SIGNATURE: _____

Steve Allard

DATE: _____

11-13-90

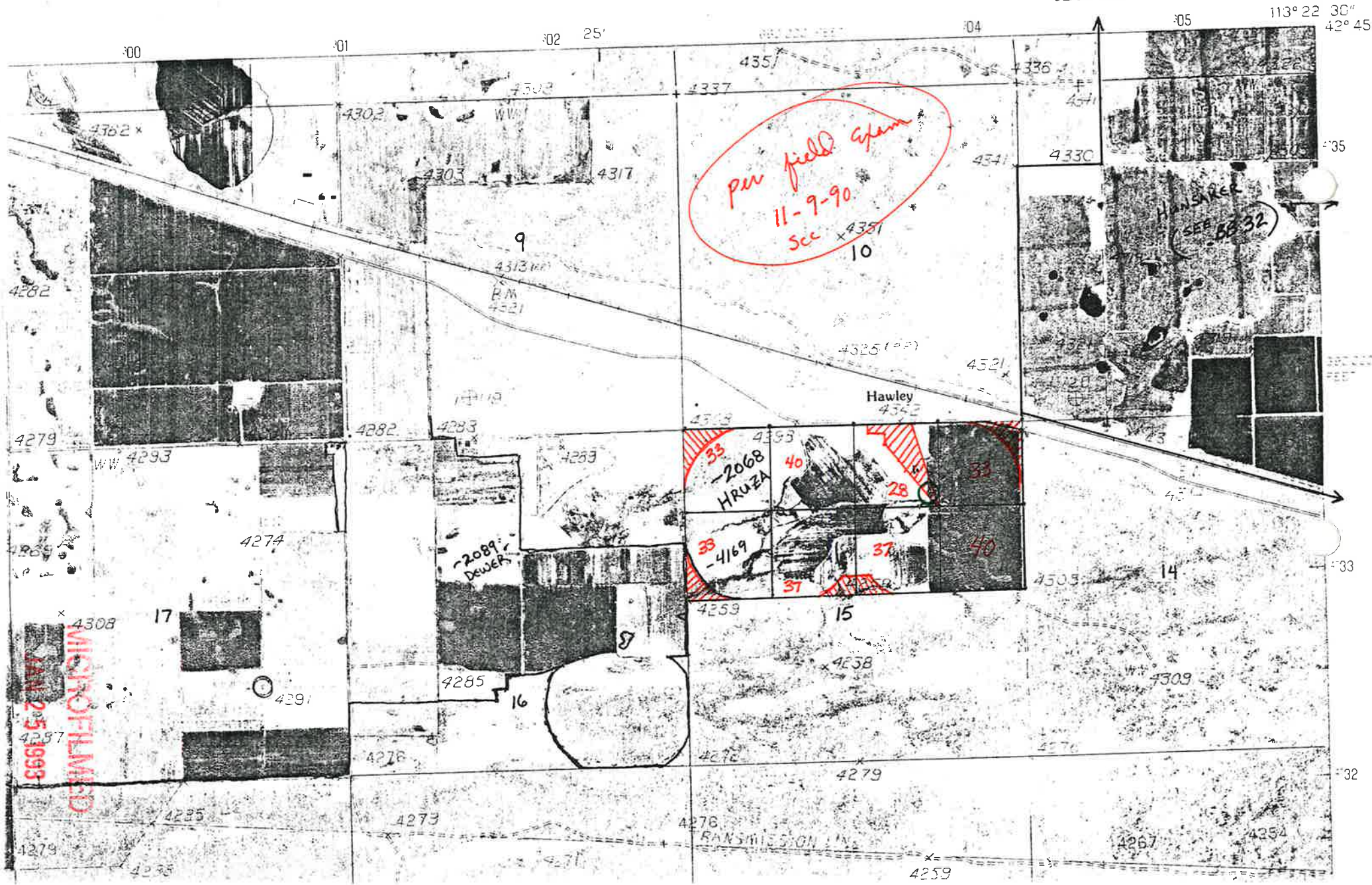
NAME OF FIELD EXAMINER: _____

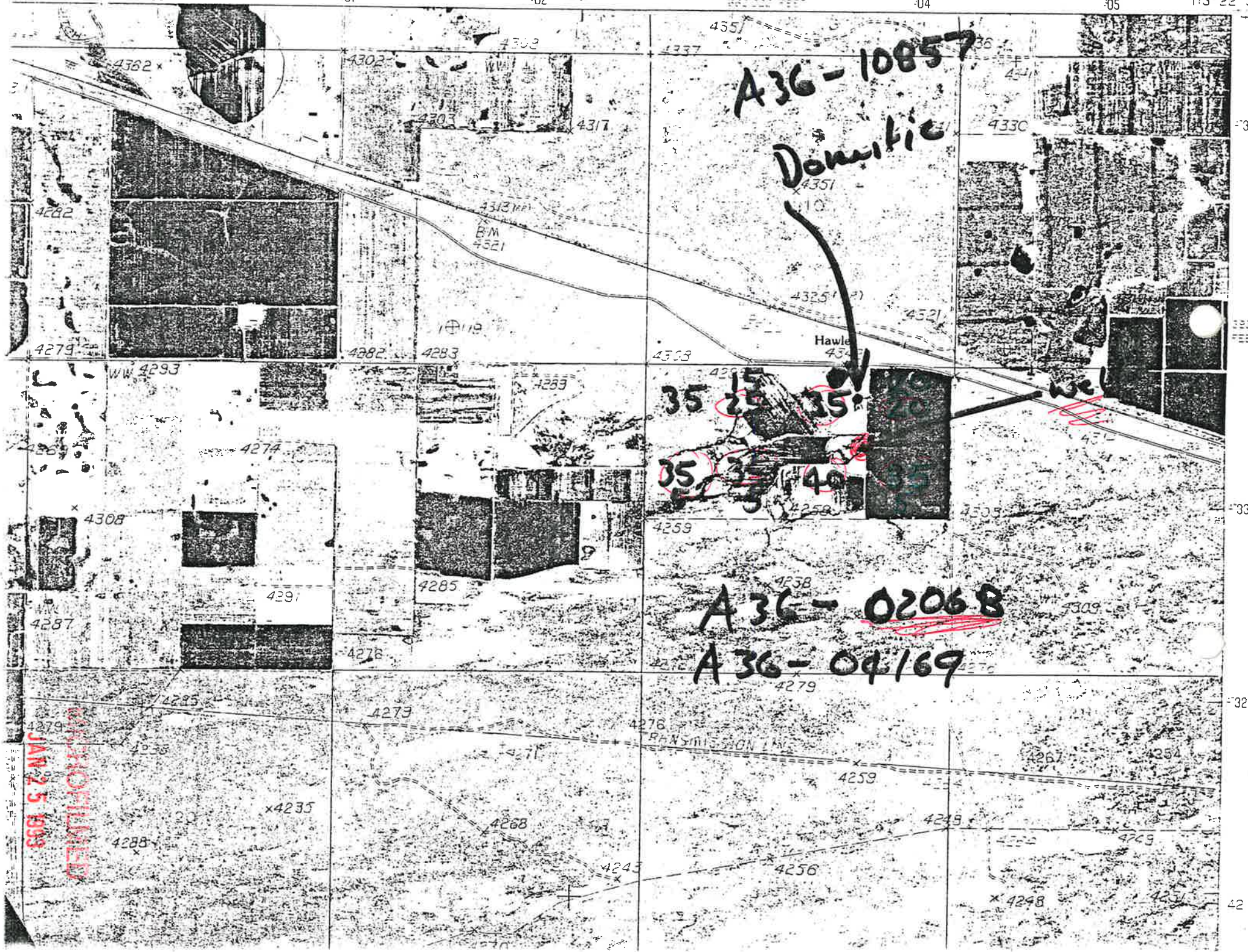
TITLE: _____

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JAN 25 1993

LAKE WALCOTT NW ORTHOPHOTOQUAD
IDAHO





CONVERSATION MEMORANDUM

NAME OF PARTY EUGENE HRUZA
EMPLOYEE: STEVE CLELLAND

DATE 11/17-90
FILE A36-02068 *
A36-04169

RE: _____

We discussed my field Exam done on Section 15 and the changes in the Plate of Use. The acres covered by the license have been transferred around as a result of the pivots added in 1979. (unrecorded transfer). No expansion is claimed on the licensed amount, instead the statutory claim is for an increase in the acres and water. The NW NW was put into use in 1961 and additional acres added by 1963 as claimed. Mr. Hruza estimates the pump system is delivering about 2000 GPM. Mr. Hruza agreed that although a total of 310 Acres have been irrigated on the farm only 281 Acres have ever been irrigated at one time. I believe the claimant was satisfied with the results and Recommendations of my field Exam on these two Water Rights.

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CONVERSATION MEMORANDUM

EMPLOYEE: STEVE CLELLAND

FILE A36-02068

RE: Pump INFO

DATE 7-22-91

NAME OF PARTY

EUGENE HRUZA

531-5543

I called to ask information about the pumping capacities.

MR. Hruza gave this info:

pumping level = 240'

PSI = 55 #

Booster = NOT used anymore.

HP Rating = 150 HP

but operates at 230 HP.

He Once had a 100 HP Booster then the Motor was rewound by Electric Motor Rewind and they said he could operate without the Booster.

He said pump was tested by IDWR in 88-89.

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GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

THEORETICAL RATE OF FLOW: $Q = \frac{8.8 \times \text{HP} \times \text{EFF}}{\text{TDH}}$ $Q = \text{cfs}$

HP = total brake horsepower of pumping plant including booster

EFF = pumping plant efficiency (assume 70% or 0.70)

TDH = total dynamic head in feet = LIFT + (PSI X 2.31)

LIFT = vertical distance in feet from pumping water level to point at which discharge pressure is measured

PSI = discharge pressure measured in psi near pump (if open discharge assume PSI = 0)

$$Q = \frac{8.8 \times (230) \times 0.70}{(240) + [(55) \times 2.31]} = 3.86 \text{ cfs}$$

LIFT: measurement () owner ☒ estimate () well logs ()PSI: measurement () owner ☒ estimate () owner's gauge ()

ANNUAL VOLUME ANALYSIS

POTENTIAL VOLUME = acre-feet/annum = AFA = DAYS X 1.98 X Q

DAYS = number of days in irrigation season from chart for area

3/1 to 12/1 = 276 days
 3/15 to 11/15 = 246 days
 4/1 to 11/1 = 215 days
 4/15 to 10/15 = 184 days

POTENTIAL VOLUME = () X 1.98 X () = _____ AFA

REQUIRED VOLUME = acre-feet/annum = AFA = FIELD X ACRES

FIELD = irrigation requirements at field headgate from chart for area in acre-feet/acre/season
(NOT CONSUMPTIVE USE CHART)

ACRES = recommended irrigated acres

REQUIRED VOLUME = () X () = _____ AFA

() If POTENTIAL VOLUME is greater than REQUIRED VOLUME then no flow measurement is necessary

() If POTENTIAL VOLUME is less than REQUIRED VOLUME then flow measurement will not be necessary

JAN 25 1993

MICROFILMED

R36-02068

AD

[illegible]

data entered
by KKC - 7-23-91

MICROFILMED

JAN 25 1993