

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 36-2227
Date Received: 1/10/2007
Receipt No:
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

MYRON A HUETTIG Phone: (208)829-5774
1369 S 2000 E
HAZELTON ID 83335

2. Date of Priority: 07/01/1953

3. Source: UNNAMED STREAM , UNNAMED STREAM Trib. to: WASTE WATER , WASTE WATER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
10S	20E	20	SW NW	JEROME	
10S	20E	29	NW NW	JEROME	

5. Description of diverting works:

Waste water is collected in an existing pond. This pond receives water from the North Side Canal Company and overflow waste water from the North Side Canal Companys "PB" Lateral.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	2.5	

7. Total Quantity Appropriated is:
2.5 C.F.S. and/or 1080 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

36-2227

01/22/2007

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
10S	20E	28	NW	NW		IRRIGATION	40
			SW	NW		IRRIGATION	40
Section Acres							80
10S	20E	29	NW	NW		IRRIGATION	40
			SE	NW		IRRIGATION	40
			NE	NE		IRRIGATION	40
			NW	NE		IRRIGATION	40
			SW	NE		IRRIGATION	40
			SE	NE		IRRIGATION	40
			NE	NW		IRRIGATION	40
Section Acres							280
Total Acres							360

11. Place of use in counties: JEROME

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

13. Other Water Rights Used:

14. Remarks:

LICENSE ALSO INDICATES SOURCE AS WASTE WATER.

The owner of the 360 acres is the Lenore Huettig Family Limited Partnership which is my moms children and her grandchildren. I am a member of the Partnership and I also am the renter of the Partnerships land.

15. Basis of Claim: License

RECEIVED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

JAN 10 2007
DEPARTMENT OF
WATER RESOURCES

**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 36-2227
Date Received 1-10-07
Receipt Number C082998

de. 1-12-07
**NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW**

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
JUN 26 2006	
Clerk Deputy Clerk	

Please type or print clearly

1. Name of Claimant (s) Myron Huettig Phone (208) 829-5774
Mailing Address 1369 S 2000 E Hazelton, Idaho Zip 83335

2. Date of Priority (Only one (1) per claim) July 1, 1953

3. Source of water supply (a) UN NAMED STREAM WASTE WATER
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 10 S Range 20 E Section 29,
NW 1/4 of NW 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of Jerome

Additional points of diversion if any: SW 1/4 NW 1/4 Sec 20 T10S R20E

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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.

WASTE WATER IS COLLECTED
IN AN EXISTING POND. THIS POND RECEIVES WATER FROM THE
NORTH SIDE CANAL COMPANY AND OVER FLOW WASTE WATER FROM
THE NORTH SIDE CANAL CO'S "PB" LATERAL

COANED

JAN 10 2007

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3-15 to 11-15 amount 2.5 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.5 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 1080 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	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	
<u>10S</u>	<u>20E</u>	<u>28</u>						<u>40</u>	<u>40</u>										<u>80</u>
		<u>29</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>		<u>40</u>									<u>280</u>

Total number of acres irrigated 360

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

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.

or None (X)

14. Remarks: The owner of the 360 acres is the Lenore Huettig Family Limited Partnership which is my mom's children and her Grand children. I am a member of the Partnership and I also am the center of the Partnership's land.

Last Name Huettig Ident No. 36-2227

COPIED: White -State, Yellow-Claimant

JAN 10 2007

Scale: 2 inches equals 1 mile

Last Name

Huetz

Ident No.

36-2227

Copies: White-State, Yellow-Claimant

JAN 10 2007

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License 36-2227 Permit _____
Decree _____
If applicable provide IDWR Water Right Number 36-2227
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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

Signature of Claimant (s) Myron A. Huettig Date 26 June 2006

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization

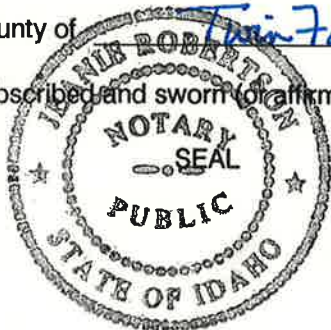
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or IDAHO)
County of Twin Falls) SS.

Subscribed (and sworn (or affirmed) before me this 26th day of June 19 2006



Notary Public Jeanie Robertson

Residing at Twin Falls, ID.

My Commission Expires 9-23-06

Please Print Name JEANIE ROBERTSON

17. Notice of Appearance:
Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Huettig Ident. Number 36-2227

COANNED Copies White-State, Yellow-Claimant

JAN 10 2007

RECEIVED

JAN 10 2007

DEPARTMENT OF
WATER RESOURCES

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

Case No. 39576

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls, State of Idaho

Subcases: 36-02227 & 36-02701

ORDER GRANTING MOTIONS TO FILE
LATE NOTICE OF CLAIM

JAN - 9 2007

By

Clerk

On June 26, 2006, Myron Huettig filed a Motion to File Late Notice of Claim for each of the above-captioned water rights. Hearing was held on the Motions on September 19, 2006, and the matter was referred to Special Master Theodore R. Booth.

On November 29, 2006, a *Special Master's Report and Recommendation* was filed for the above-captioned water rights. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired. Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report and Recommendation* and wholly adopts them as its own.

THEREFORE, IT IS ORDERED, that the *Motions to File a Late Notice of Claim* for the above-captioned water rights are **granted**.

The original Notices of Claim, as well as any attached filing fees, and a copy of this **Order** will be forwarded to the Idaho Department of Water Resources for further action. Following investigation by the Idaho Department of Water Resources, recommendation for the claims will be reported in the next *Late Claims Director's Report* which is issued on an annual basis. This modifies the provisions of *SRBA Administrative Order 1* 4d(2)(h).

IT IS SO ORDERED.

Dated January 8, 2007.



JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTIONS TO FILE LATE NOTICE OF CLAIM was mailed on January 09, 2007, with sufficient first-class postage to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

MYRON HUETTIG
1369 S 2000 E
HAZELTON, ID 83335
Phone: 208-308-3514

ORDER

Page 1 1/09/07

FILE COPY FOR 01921

Deputy Clerk



1A 00000007

10/24/2007

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

RIGHT NUMBER: 36-2227

NAME AND ADDRESS: MYRON A HUETTIG
1369 S 2000 E
HAZELTON ID 83335

SOURCE: UNNAMED STREAM

TRIBUTARY: SNAKE RIVER

QUANTITY: 2.500 CFS

PRIORITY DATE: 07/01/1953

POINT OF DIVERSION:

T10S R20E S29 NWNW Within JEROME County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	2.500 CFS

PLACE OF USE:

IRRIGATION in JEROME County

T10S R20E S28	NWNW	39.00	T10S R20E S28	SWNW	39.00
T10S R20E S29	NENE	39.00	T10S R20E S29	NWNE	40.00
T10S R20E S29	SWNE	40.00	T10S R20E S29	SENE	40.00
T10S R20E S29	NENW	40.00	T10S R20E S29	NWNW	27.00
T10S R20E S29	SENW	40.00			

344 ACRES TOTAL

Right Nos. 36-2227 and 36-2701 are limited to the irrigation of a combined total of 344 acres in a single irrigation season.

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

This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

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

Use of this right is combined with water from North Side Canal Co., Ltd.

36-2227

T10S R20E

20

21

29

28

1320 0 1320 Feet

- ☒ Recommendation PO Diverion
- ☐ Recommendation PO Use
- ☐ Township/Range
- ☐ Sections
- ☐ QQ



Recommendation Representation
Photo date: 1987 or 1988 NAPP
Prepared by: Douglas Jones
Date prepared: 10-24-2007

36-2227

T10S R20E

20

21

29

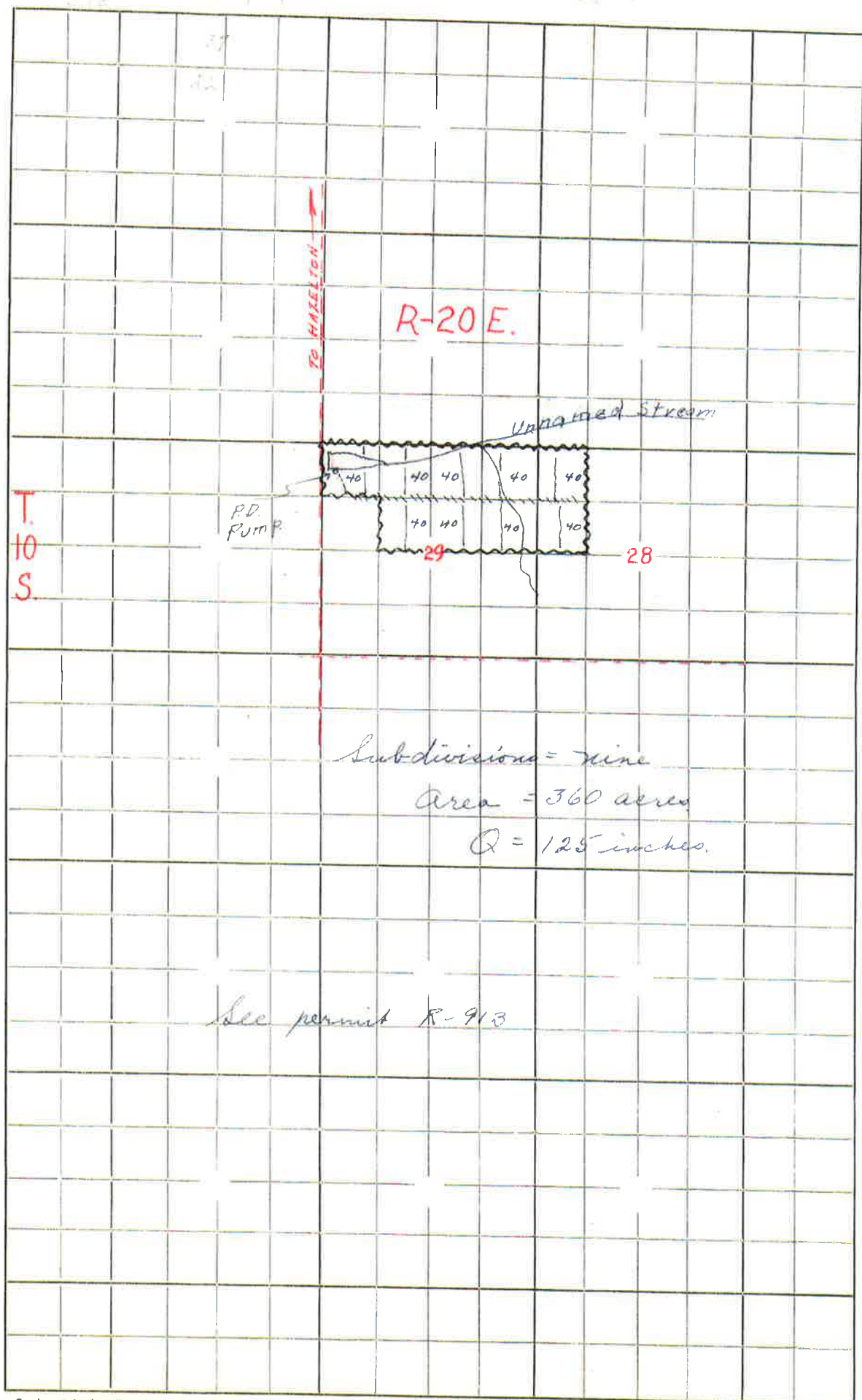
28

1320 0 1320 Feet

- ☒ Recommendation PO Diverion
- ☐ Recommendation PO Use
- ☐ Township/Range
- ☐ Sections
- ☐ QQ



Recommendation Representation
Photo date: 1987 or 1988 NAPP
Prepared by: Douglas Jones
Date prepared: 10-24-2007



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-2227

WATER RIGHT NUMBER: 36-2227

Owner Type Name and Address
 Current Owner HERMAN E HUETTIG
 HAZELTON, ID 83335

Priority Date: 07/01/1953

Basis: License

Status: Not Claimed

Source Tributary
 UNNAMED STREAM SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	2.500 CFS	
	<u>Total Diversion:</u>	2.500 CFS	

Location of Point(s) of Diversion

UNNAMED STREAM NW1/4NW1/4 Sec. 29, Twp 10S, Rge 20E, B.M.
 JEROME County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	20E	28						40.0	40.0										80.0
10S	20E	29	40.0	40.0	40.0	40.0	40.0	40.0	40.0										280.0

Total Acres: 360

Conditions of Approval:

1. LICENSE ALSO INDICATES SOURCE AS WASTE WATER.

Remarks:Comments:

1. skeen 5/31/2002 8:58:03 AM Status Change

Comment: On May 31, 2002, the status for this water right record was changed to Not Claimed. This right was established prior to 11/19/1987, it was not claimed in the Snake River Basin Adjudication, and it was not a deferrable domestic or stockwater right.

Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-2701

WATER RIGHT NUMBER: 36-2701

Owner Type Name and Address
 Current Owner HERMAN E HUETTIG
 HAZELTON, ID 83335

Priority Date: 07/01/1953

Basis: License

Status: Not Claimed

Source Tributary
 UNNAMED STREAM SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION STORAGE	/ to /		30.00 AF
IRRIGATION FROM STORAGE	/ to /		30.00 AF
	<u>Total Diversion:</u>		30.00 AF

Location of Point(s) of Diversion

UNNAMED STREAM NW1/4NW1/4 Sec. 29, Twp 10S, Rge 20E, B.M.
 JEROME County

Place of Use

IRRIGATION STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	20E	28						40.0	40.0										80.0
10S	20E	29	40.0	40.0	40.0	40.0	40.0	40.0	40.0										280.0

Total Acres: 360

IRRIGATION FROM STORAGE same as IRRIGATION
STORAGE

Conditions of Approval:Remarks: