

673
+

State of Idaho
License and Certificate of Water Right

Water License No. 20424

Amount 3.90 c.f.s.

Water District No.

Priority April 16, 1948

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, 1948; 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, 1953, showing that said works
were completed on the 6 day of February, 1953; and that on the 29
day of April, 1957,

JAMES HRUZA

of Rupert, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use 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, 1959.

The right hereby confirmed dates from April 16, 1948;

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	Sec.	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, 1959.

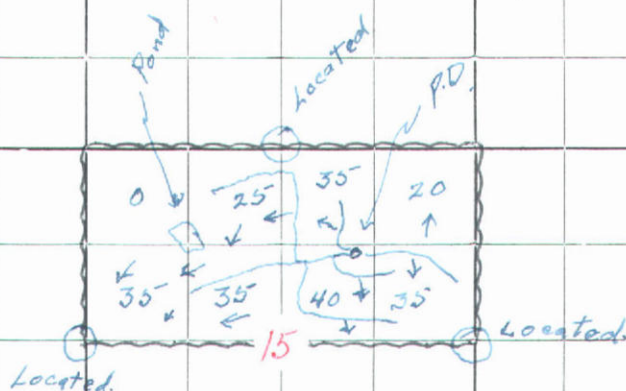
GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

36 2068

R-26E.



T.
8
S.

Subdivisions = 7

Area = 225 acres.

$Q = 195''$ or

3.90 cfs

The Minidoka County News

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka, {
STATE OF IDAHO, { ss.

LARRY H. ROBINSON

....., being first
duly sworn, deposes and says that he is the

CO-..... publisher of The Minidoka County
News, a weekly newspaper published at Rupert,
Idaho, in the county aforesaid, and that the paper
is of general circulation therein. Deponent further
states that the printed notice attached hereto was
duly published according to law in the regular
weekly editions of The Minidoka County News

for FOUR (4)..... consecutive weeks, commencing
with the issue dated MARCH 22....., 1957., and
ending with the issue dated APRIL 12....., 1957..

Larry H. Robinson

Subscribed and sworn to before me this
23rd day of April....., 1957

Floyd Fruit Notary Public

Cost of Publication

Notary Fee

Total Cost

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at
10:00 A. M. on the 29th day of
April, 1957, at Rupert, County of
Minidoka, State of Idaho, before
Floyd Fruit, Notary Public, proof
will be submitted of the applica-
tion to beneficial use of 5 cubic
feet per second of the waters of
subterranean in accordance with
the terms and conditions of Per-
mit No. 20424 heretofore issued
by the Department of Reclama-
tion of the State of Idaho.

The name and postoffice ad-
dress of the person or corporation
holding said permit is James
Hruza, Rupert, Idaho.

The use to which said water
has been applied is irrigation.

The amount applied to benefi-
cial use is 5 c.f.s.

The place where said water is
used N $\frac{1}{2}$, Sec. 15, Twp. 8 S., Rge.
26 E.B.M.

The name of the canal or ditch
or other works by which said wa-
ter is conducted to such place of
use is deep-well turbine pump.

The right to take water from
such works is based upon Per-
mit No. 20424.

The source of supply from
which such water is diverted is
subterranean.

The date of priority which said
user is prepared to establish is
April 16, 1948. 20424

MARK R. KULP,
State Reclamation Engineer
No. 940 March 22-April 12

RECEIVED
APR 30 1957

Department of Reclamation

20424

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

RECEIVED
MAR 8 1957
Department of Reclamation

Notice is hereby given that at 10 A. M. on the 29th day of April, 1957,
at Rupert, County of Minidoka, State of Idaho, before
Floyd Fruit, Notary Public, proof will be submitted of the
application to beneficial use of 5 cubic feet per second of the waters of subterranean
source in accordance with the terms and conditions of Permit No. 20424
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are

James Hruza, Rupert, Idaho

The use to which said water has been applied is Irrigation

The amount applied to beneficial use is 5 cubic feet per second

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated)

The North One-Half (N $\frac{1}{2}$) of Section Fifteen (15), Township
Eight (8) South, Range Twenty-six (26) E.B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is

deep-well turbine pump

The right to take water from such works is based upon Permit No. 20424

The source of supply from which such water is diverted is subterranean in SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 15,
T. 8 S. - R. 26 E.

The date of priority which said user is prepared to establish is April 16, 1948

MARK R. KULP

State Reclamation Engineer.

20424

RAT

Re-Permit No. 20424

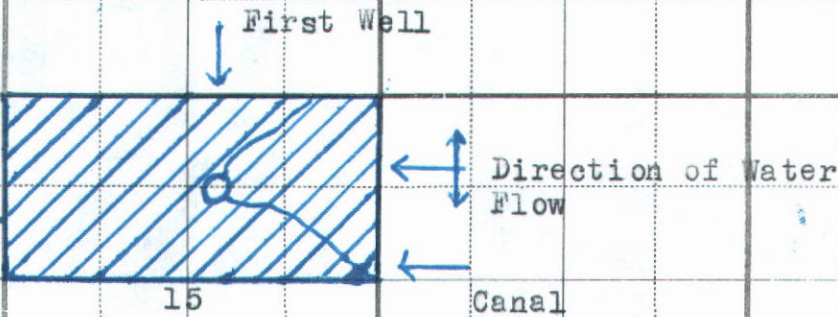
Sketch map to accompany amendment for change in point of diversion.
Point of diversion or location of well changed from the NW $\frac{1}{4}$ NE $\frac{1}{4}$
of Section 15, to the north-east corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 15
Twp. 8.S. R.26.E.

Twp. 8.S. R.26.E.



Amended point of diversion.

Area irrigated located in the North
one-half ($N\frac{1}{2}$) of Section fifteen (15)
of Township eight (8) South, Range
twenty-six (26) East of the Boise
Meridian.



4' width at Bottom
7' width at water line
2' depth of water
2.5' depth of banks

Permit Map No. 20424
As Approved
APR 30 1948
MARK R. KULP
State Reclamation Engineer

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

In Re SRBA)
Water Right 36-02068)

Case No. 39576)

ORDER AMENDING IRRIGATION PERIOD OF USE ELEMENT
IN PARTIAL DECREE AND INCORPORATING INTO PARTIAL
DECREE AN EXPRESS STATEMENT REGARDING GENERAL
PROVISIONS, *NUNC PRO TUNC*

A *Partial Decree* was entered for the above-captioned irrigation water right on December 31, 1997. The period of use element was decreed as "irrigation season." In *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), the Idaho Supreme Court remanded with the directive to include specific dates for the period of use element. Following remand, IDWR filed a *Supplemental Director's Report, Reporting Area 3, IDWR Basin 36, Regarding Revision of Period of use (For Irrigation Water Uses) and Conjunctive Management General Provisions*, which included an irrigation period of use recommendation for this water right. No objections were filed to this recommendation and the time period for filing objections has now expired.

THEREFORE, IT IS ORDERED that the period of use for the irrigation element of the above-captioned water right is hereby amended and decreed as:

PERIOD OF USE: 03-15 11-15

IT IS FURTHER ORDERED that the *Partial Decree* for the above-captioned water right is hereby amended and decreed to contain the following:

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. I.C. section 42-1412(6).

This order is being entered *nunc pro tunc* as of the date the *Partial Decree* was issued and is not intended to modify any subsequent administrative changes for the water right, if any, which occurred following entry of the *Partial Decree*.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Dated August 27, 2001

Roger Burdick
ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

MICROFILMED

JAN 12 2004

District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls, ID 83303-2707

Important Information About Your Water Right

August 27, 2001

EUGENE HRUZA
SHIRLEY HRUZA
PO BOX 66
MINIDOKA, ID 83343

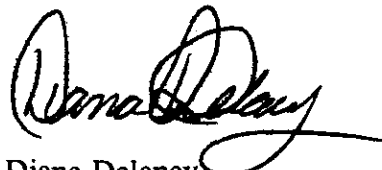
Dear Water Right Claimant(s):

The reverse side of this letter contains a copy of an *Order Amending Irrigation Period of Use Element in Partial Decree and Incorporating into Partial Decree An Express Statment Regarding General Provisions, Nunc Pro Tunc* (hereinafter "*Order*") for water right number 36-02068. According to Idaho Department of Water Resources (IDWR) records, you are the current owner of this water right. If you are not the current owner, please contact IDWR immediately at:

Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706
800-451-4129

The Purpose of the *Order* is to set forth beginning and ending dates for the irrigation period of use for this water right. As stated in the face of the *Order*, this action was necessary following the decision of the Idaho Supreme Court in *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998). This *Order* also incorporates into the *Partial Decree* an express statement that the *Partial Decree* is subject to such general provisions necessary for the definition or for the efficient administration of the water right. This express statement is necessary to comply with the requirements of Idaho Code section 42-1412(6). This *Order* in combination with the *Partial Decree* that was issued for this water right on December 31, 1997, sets forth all of the elements of your water right. The Snake River Basin Adjudication (SRBA) Court suggests that you keep this document in a safe location together with a copy of the *Partial Decree* to show evidence of the water right. The original of this *Order* and the original of the *Partial Decree* for this water right are on file with SRBA Court. If you do not have a copy of the original *Partial Decree*, one can be obtained by contacting the SRBA Court at (208) 736-3011. Please note that the *Order* is entered *Nunc Pro Tunc*, meaning that the *Order* will be treated as if it were issued the same date that the *Partial Decree* was originally issued.

Sincerely,



Diana Delaney
Case Administrator

MICROFILMED

JAN 12 2004

RECEIVED

JAN 02 1998

Department of Water Resources
Adjudication Bureau

1997 DEC 31 AM 11:14

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

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

ORDER OF PARTIAL DECREE

Case No. 39576

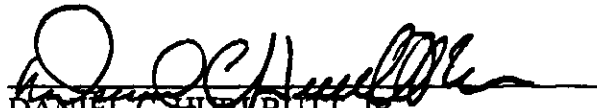
For Water Right 36-02068

On November 28, 1997, a *Special Master's Report and Recommendation* was filed for the above water right. 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 wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 36-02068 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED DEC 31 1997


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

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)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 36-02068

1997 DEC 31 AM 11:14

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: SHIRLEY HRUZA
EUGENE HRUZA
PO BOX 66
MINIDOKA ID 83343

SOURCE: GROUNDWATER

QUANTITY: 3.9 CFS
900.0 AFY

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

PRIORITY DATE: 04/16/1948

POINT OF DIVERSION: T08S R26E S15 NESWNE Within BLAINE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	3.9 CFS 900.0 AFY

PLACE OF USE:	IRRIGATION	Within BLAINE County			
	T08S R26E S15	NENE 20	NWNE 28	SWNE 37	SENE 35
		NENW 25	NWNW 12	SWNW 33	SENW 35
	225 ACRES TOTAL				

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 36-02068

MICROFILMED
DEC-5-1997
JAN 12 2004

1997 DEC 31 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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)
_____)

CERTIFICATE OF MAILING

Water Right(s): 36-02068

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 36-02068 was mailed
on December 31, 1997, with sufficient first-class postage prepaid
to the following:

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

STATE OF IDAHO
Represented by:
CLIVE STRONG
OFFICE OF ATTORNEY GENERAL
STATE OF IDAHO
PO BOX 44449
BOISE, ID 83711-4449
Phone: 208-334-2400

EUGENE HRUZA
PO BOX 66
MINIDOKA, ID 83343

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
MICROFILMED
12/31/97

JAN 12 2004

This
Right has been
Decreed in the
SRBA.

State of Idaho
License and Certificate of Water Right

Water License No. 20421

Amount 3.90 c.f.s.

Water District No.

Priority April 16, 1948

THIS IS TO CERTIFY that JAMES F. POEHL
of Rupert, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated April 16, 1947, 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 11, 1953, showing that said works
were completed on the 6 day of February, 1953; and that on the 29
day of April, 1957,

JAMES HILZA

of _____, State of _____, made proof to the satisfaction of the
State Reclamation Engineer _____ of Idaho, of the right to use 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 _____, 1959.

The right hereby confirmed dates from April 18, 1948:

The Point of Diversion is located

in the SW 1/4 NE 1/4, Sec. 15, Tp. 8 S., R. 26 E., B. McBlaine 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	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 S.	26 E.	15	1	40	20
			2	40	35
			3	40	40
			4	40	35
			5	40	25
			6	40	35
			7	40	35
			8	40	35
			9	40	35
			10	40	35
			11	40	35
			12	40	35
			13	40	35
			14	40	35
			15	40	35
			16	40	35
			17	40	35
			18	40	35
			19	40	35
			20	40	35
			21	40	35
			22	40	35
			23	40	35
			24	40	35
			25	40	35
			26	40	35
			27	40	35
			28	40	35
			29	40	35
			30	40	35
			31	40	35
			32	40	35
			33	40	35
			34	40	35
			35	40	35
			36	40	35
			37	40	35
			38	40	35
			39	40	35
			40	40	35
			41	40	35
			42	40	35
			43	40	35
			44	40	35
			45	40	35
			46	40	35
			47	40	35
			48	40	35
			49	40	35
			50	40	35
			51	40	35
			52	40	35
			53	40	35
			54	40	35
			55	40	35
			56	40	35
			57	40	35
			58	40	35
			59	40	35
			60	40	35
			61	40	35
			62	40	35
			63	40	35
			64	40	35
			65	40	35
			66	40	35
			67	40	35
			68	40	35
			69	40	35
			70	40	35
			71	40	35
			72	40	35
			73	40	35
			74	40	35
			75	40	35
			76	40	35
			77	40	35
			78	40	35
			79	40	35
			80	40	35
			81	40	35
			82	40	35
			83	40	35
			84	40	35
			85	40	35
			86	40	35
			87	40	35
			88	40	35
			89	40	35
			90	40	35
			91	40	35
			92	40	35
			93	40	35
			94	40	35
			95	40	35
			96	40	35
			97	40	35
			98	40	35
			99	40	35
			100	40	35
			101	40	35
			102	40	35
			103	40	35

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, at Boise, Idaho, this
20 day of August, 1959

100-443886-1

Chief Mechanical Engineer.

(SEAL)

36 2068

N^o 20424
36-2069

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 28064
PERMIT No. 20424
DISTRICT No.

Lawrence H. Duffin
Box 61- Rupert, Idaho

1. Name of Applicant: JAMES HRUZA

Postoffice address: Route 3, Rupert

County: Minidoka

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (a) Cash on hand: \$5,000.00
- (b) Treasury stock:
- (c) Bonds to be issued:
- (d) Other resources: Personal property: \$6,000. Real Property: \$8,000.00

2. Quantity of water claimed: Six and one-third (6-1/3) cubic feet per second.

3. Source of water supply: Subterranean (well) which is a tributary of

4. Location of point of diversion: Well- 1325 feet distant from the Southwest
of NE $\frac{1}{4}$ corner of Section 15, T. 8 S., R. 26 E., B.M., and is in the NW $\frac{1}{4}$ NE $\frac{1}{4}$
of Section 15, T. 8 S., R. 26 E., B.M., County of Blaine

5. Water is to be used for Irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T. , R. , B.M., in the of Section , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned to at a point feet
distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$3,000.00

8. Kind of works: Well capable of furnishing 6-1/3 second feet of water to area designated on map.
20" to 400' depth.

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width Est, 21" feet; height Est. 21" feet.

11. Ditch: Width at bottom 4 feet; width at water line 7 feet; depth of water 2 feet;
dimensions of flume: None

Diameter of pipe None inches; length of conduit One miles.

Average grade per mile 6 feet.

12. The time required for the completion of such work is Five (5) years.

13. The time required for the complete application of the water to the proposed use is Four (4) additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

16. (a) Is reservoir to be used? No If so, fill in (b) and (c) below:
(b) Name of Reservoir and number of Storage Permit:
(c) Date of filing of Application for Storage Permit and Name of Applicant:

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

JAMES HRUZA Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. April 16, 1948

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 20424

Recorded in Book 73 Page 20424 Approved April 30, 1948

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before June 30, 1948 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before October 30, 1950

The whole of said work to be completed on or before April 30, 1953

Beneficial use of water appropriated in accordance herewith, to be made on or before April 30, 1957

WITNESS My hand this 30th day of April, 1948

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINS, Governor of the State of Idaho, and J. D. "CY" PRICE, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 30th day of April, 1948.

Countersigned: By C. A. ROBINS Governor.
(SEAL) By J. D. "CY" PRICE Secretary of State.

REMARKS:

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
8 S.	26 E.	15	40	40	40	40	40	40	40	40								320	
APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. 20424. Comes now James Kruza and represents to the State Reclamation Engineer of the State of Idaho, that he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. 20424; That the point of diversion is described in said Permit as being located NW¼NE¼ Section 15, Twp. 8.S. conveyed to the place of use through the Private ditches, as per map filed herewith. That he now requests that the point of diversion be changed to a point located in the SW¼NE¼ Sec. 15, 1403' East and 1387' South of NE corner of Section 15, and conducted to the application. That his reasons for desiring to make such change are as follows: Location of well was not stated correctly in the application. That no one will be injured by such change, and that such change will be made at Permit Holder's own risk. Signed at Boise, Idaho, this 23 day of November, 1951. /s/ JAMES KRUZA Date of receipt at Department of Reclamation November 23, 1951. APPROVAL OF STATE RECLAMATION ENGINEER I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 20424. This approval constitutes a new permit and is issued as an amendment to the original permit to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby. MARK R. KULP State Reclamation Engineer																			

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that JAMES HRUZA of Route 3, Rupert, County of Minidoka, and State of Idaho, the holder of Permit No. 20424, issued upon Application No. 28064 bearing date of priority of April 16, 1948, authorizing the diversion of 6-1/3 second feet of the waters of A well (subterranean flow) County of Blaine, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 6-1/3 second feet of the waters of said well; that the point of diversion of said waters is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 15, Township 8 South, Range 26 East, B.M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: North Half Section 15, Township 8 South, Range 26 East, B.M.

Witness my hand this 14th day of February, A.D. 1953.

MARK R. KULP
State Reclamation Engineer

Proof of completion of works made February 6, 1953.
Certificate of completion of works issued February 14, 1953.

PERMIT ISSUED FOR 3.90 SEC. FT.
Page 6731

This
Right has been
Decreed in the
SRBA.

MICROFILMED

JAN 12 2004

August 20, 1959

Re: Permit No. 20424

Mr. James Hrusa
Route #3
Dupert, Idaho

Dear Mr. Hrusa:

We enclose License and Certificate of Water Right
issued on Permit No. 20424.

We also enclose departmental receipt No. 29705
in the amount of \$14.00, covering fees.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

EH:ew
Enc. license
receipt

20424

RT

August 6, 1959

Re: Permit No. 20424

Mr. James Hrusa
Route #1
Rupert, Idaho

Dear Mr. Hrusa:

Our field engineer's report on his inspection of proof for application of water to beneficial use under the terms of Permit No. 24024 shows the well is capable of conveying 195 miner's inches (3.90 c.f.s.) of water for the irrigation of 225 acres.

Upon receipt of the statutory fees totaling \$14.00 - based at the rate of \$2.00 for each 40-acre subdivision - we will issue the License and Certificate of Water Right, confirming the right with priority of April 16, 1948, to the use of 3.90 second feet of subterranean water, with the point of diversion in the SW 1/4, Sec. 15, for the irrigation of 225 acres in the NE 1/4, Sec. 15, T. 8 S., R. 26 E., B. M.

Very truly yours,

GEO. N. CAMPER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rutledge
Chief Clerk

EPR:ew

20424

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 20424This proof is for Beneficial Use

In Water District No. _____

1. Name of applicant James Hrusa2. Source of water supply: Subterranean flow from a well3. Location of point of diversion: Is in the SW 1/4 of Section 15T. 8 S R. 26 E.B.M. County of Blaine4. Describe works as they exist, giving dimensions and capacities of same: 341' x 16" d = 241'150 hp. Fairbanks Morse Motor #2978.54Fairbanks Morse Turbine P.M. 779.3 dd = 8'5. Water is used for: irrigation6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

N 1/2 of Sec. 15., Twp. 8 S., Rge. 26 E.B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: _____

Crops are hay and grain
This place is not yet fully developed.
Part of the irrigation has been flooding in the
brush to improve pasture

Hrusa along

This examination was made on the

17

day of

June1957James H. Thompson20424

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
JUL 13 1959

Department of Reclamation

James Hruza
Rt. #4, Rupert, Idaho

Permit No. 20424

HE6 3772

Examination for Beneficial Use

County Blaine

15-8 S. - 26 E.

Q2 6 1/2 c.t.s.

S. Well

P.D. = SW. NE. S. 15, T. 8 S. - R. 26 E

Use = Irrigation

2 M. 25. = 500 cf

195"

Filed = April 16, 1948

Due = April 30, 1957

SW =

no other rights

341' x 16" to 12"

12" at 241' for 30' up.

h = 241' dd = 8'

225' est. Savage & Denton

10" x

150 hp. F. Morse

597854 440V. 171A

PM 7793

F. Morse Turb.

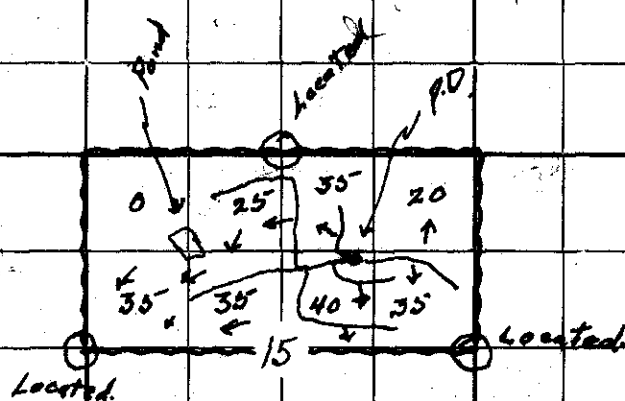
Conc. curb 6' x 6'

AB Panel.

White Panel } west 4'

12" del. to S.

R-26E.



Subdivisions = 7

Area = 225 acres.

$Q = 195''$

3.90 cfs

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 20424

REPORT ON PROOF OF Beneficial Use

James Hruza, Rt. #4, Rupert, Idaho

January 30, 1959

RE: Permit No. 20424

Mr. James Hrusa
Route #14
Rupert, Idaho

Dear Mr. Hrusa:

Proof of Completion of Works on Permit No. 20424 was made February 6, 1953, and Certificate of Completion of Works was issued February 14, 1953. Beneficial Use Proof was made April 29, 1957, before Floyd J. Fruit, Notary Public, and was received in this Department April 30, 1957.

However, before a permit can be licensed, the law requires that a field examination be made by an engineer from this department. At this time we cannot say just when this will be made but our field engineer will contact you prior to the time he is to make the inspection so that you can arrange to accompany him.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Chief Clerk

EPR

20424

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 10 1957

Department of Reclamation

RECEIVED
APR 30 1957

Department of Reclamation

Permit No. 20424

Proof of Application of Water to Beneficial Use

Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. James Hruza, Route # 4, farming, Rupert, Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. individual

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. No. 20424, dated April 16th 1948 and date of priority Apr. 16 1948

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Subterranean well, and located in the NE part of N $\frac{1}{2}$ (SW, NE.)
Sec. 15, T 8 S R 26 E B M

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. Deep well, 341 feet deep, water lift approximately 242 feet,
and pump discharge 225 inches. 16 inch casing about 240 feet,
reduced to 12 inches at that depth on down to 324 feet.
Irrigation is by usual corrugation method and discharge of pump
estimated by actual usage and experience.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation only

40 acres in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, T 8 S R 26 E B M

40 Acres in SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, T 8 S R 26 E B M

20 acres in NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, T 8 S R 26 E B M

12 Acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 15, T 8 S R 26 E B M

38 Acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 15 T 8 S R 26 E B M

16 Acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 15, T 8 S R 26 E B M

34 Acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 15, T 8 SR 26 E B M

20424

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. irrigation only

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. 225 inches

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. am original permittee

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Farm approximately 100 acres during past three crops seasons

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. none

(Sign)

James Hruza
James Hruza

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed

and sworn to before me, at my office in Rupert, County of Minidoka,

State of Idaho, on this 29th day of April, A. D. 1957.

Notary Public for Idaho
Residing at Rupert, Idaho

My commission expires Feb. 16th 1960

20424

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
APR 30 1957

Department of Reclamation

RECEIVED
JUL 10 1957

Department of Reclamation

Permit No. 20424

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. J. W. McNeff, age 35, 823 D. St. Rupert, service man Idaho Power

Ques. 2. Are you acquainted with James Hruza, the holder of Permit No. 20424? How long have you known him and where does he reside?

Ans. known about 3 years, he resides on farm about 12 mi. NE of Rupert, Idaho

Ques. 3. Have you read or heard read said Permit No. 20424, and are you familiar with its provisions and conditions?

Ans. yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Subterranean Well, uses water for irrigation on immediately adjoining land

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 225 inches, and have observed this much used during past 2 seasons

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. Estimate 225 miner's inches, thru experience in the use and measurement of irrigation water.

20424

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Water is used solely for irrigation, well is located in NEcorner N $\frac{1}{2}$ Sec. 15 T 8 S R 26 E B M, irrigates approximately 100 acres during past two crop seasons and 100 ac. pasture; in following legal subdivisions, to-wit: 40 Ac. in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 40 ac. in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 20 Ac. in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 12 Ac. in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 38 Ac. in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 16 Ac. in NE $\frac{1}{4}$ NE $\frac{1}{4}$; and 34 Ac. in SE $\frac{1}{4}$ NE $\frac{1}{4}$, all in Sec. 15, T 8 S R 26 E B M

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. none

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Has reclaimed approximately 100 acres during past two seasons and this area could get by on 100 inches. More of the land is to be brought under cultivation.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. no

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. Have seen well in operation probably as many as 50 times during each of the past two seasons, and witnessed the use of water on the land.

(Signed)

J. W. McNeff

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Rupert
County of Minidoka, State of Idaho, on this 29th day of April
A. D. 1957.

Notary Public.

My commission expires Feb. 16th 1960

20424

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 10 1957
Department of Reclamation

RECEIVED
JUL 10 1957
Department of Reclamation

Permit No. 20424

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Gallen B. Soule, 35, Rupert, Idaho, Manager, Idaho Power Co.,
P. O. Address: Box 618, Rupert, Idaho

Ques. 2. Are you acquainted with James Hruza, the holder of Permit No. 20424? How long have you known him and where does he reside?

Ans. Yes, have known him for 5 years; resides on farm near Rupert, Ida.

Ques. 3. Have you read or heard read said Permit No. 20424, and are you familiar with its provisions and conditions?

Ans. yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Ground water (deep well); point of diversion: NE corner of
N¹/₂ Sec 15, T 8 S, R 26 EBM; water is conveyed from well to point of
use by ditch system

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. ~~XXXX~~ 4 $\frac{1}{2}$ cfs; have seen 4 $\frac{1}{2}$ cfs actually conveyed (estimate)

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. same as above (4 $\frac{1}{2}$ CFS); estimate made by pump efficiency and
actual reading of motor demand

20424

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. used for irrigation on approx. 100 ~~mx~~ acres of N $\frac{1}{2}$ Sec 15, T 8 S, R 26 EBM; cultivated farm land 100 acres and 100 acres pasture land in legal subdivisions, to-wit: 40 ac. in SW $\frac{1}{4}$ NW $\frac{1}{4}$; 40 Ac. in SE $\frac{1}{4}$ NW $\frac{1}{4}$; 20 Ac. in NE $\frac{1}{4}$ NW $\frac{1}{4}$; 12 Ac. in NW $\frac{1}{4}$ NE $\frac{1}{4}$; 38 Ac. in SW $\frac{1}{4}$ NE $\frac{1}{4}$; 16 Ac. in NE $\frac{1}{4}$ NE $\frac{1}{4}$; and 34 Acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, all in Section 15, Township 8 S R 26 E BM

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. not applicable

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. character of land is sandy loam suitable for cultivated farm land; 150 inches for present 100 acres under; an additional 100 inches for bal. of land to be placed under.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. no

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. as Manager of Idaho Power Co. have checked operation of installation

(Signed)

Charles B. Soule

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Rupert, County of Minidoka, State of Idaho, on this 29th day of April, A. D. 1957.

[Signature]
Notary Public for ~~Idaho~~ Public.
Residing at Rupert, Idaho

My commission expires Feb. 16th 1960

20424

RECEIVED
JUL 10 1957
Department of Reclamation

Rupert, Idaho, July 9th 1957

Mark R. Kulp
State Reclamation Engineer
State Capital
Boise, Idaho

Dear Sir:

Re: Permit No. 20424
James Hruza

In accordance with yours of the 30th of April, 1957
I am returning herewith my proof of application of water for
beneficial use in connection with the above mentioned permit.

The depositions have been corrected in compliance with
your instructions.

Was delayed in getting this matter taken care of due
to getting a ground survey of the acreages in each legal subdivision

I trust you will find proofs now in order

Yours very truly

James Hruza

James Hruza
Route # 4
Rupert, Idaho

20424

June 12, 1957

RE: Permit No. 20424
James Hruza

Mr. James Hruza
Route #4
Rupert, Idaho

Dear Mr. Hruza:

We are referring you to our letter of April 30th which reads as follows:

"We are returning herewith your proof of application of water to beneficial use in connection with the above stated permit for additional information.

"It is necessary that you answer question 6 by stating the number of acres of land irrigated under each forty acre subdivision by naming each legal land subdivision by forty acre tracts and giving the section, township and range. The same information is called for under question 7 of your two witnesses.

"Please correct and return to this department as soon as possible."

Will you please give this your immediate attention and return the above mentioned proofs to this department completed as requested.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

ER:vhh

20424

The Minidoka County News

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka, {
STATE OF IDAHO, { ss.

LARRY H. ROBINSON, being first
duly sworn, deposes and says that ...he is the
CO- publisher of The Minidoka County
News, a weekly newspaper published at Rupert,
Idaho, in the county aforesaid, and that the paper
is of general circulation therein. Deponent further
states that the printed notice attached hereto was
duly published according to law in the regular
weekly editions of The Minidoka County News
for FOUR (4) consecutive weeks, commencing
with the issue dated MARCH 22, 1957, and
ending with the issue dated APRIL 12, 1957.

Larry H. Robinson
Subscribed and sworn to before me this

23rd day of April, 1957

Floyd Fruit Notary Public

Cost of Publication

Notary Fee

Total Cost

APPLICANT'S USE BENEFICIAL USE

Notice is hereby given that at
10:00 A. M. on the 29th day of
April, 1957, at Rupert, County of
Minidoka, State of Idaho, before
Floyd Fruit, Notary Public, proof
will be submitted of the applica-
tion to beneficial use of 5 cubic
feet per second of the waters of
subterranean in accordance with
the terms and conditions of Per-
mit No. 20424 heretofore issued
by the Department of Reclama-
tion of the State of Idaho.

The name and postoffice ad-
dress of the person or corporation
holding said permit is James
Hruza, Rupert, Idaho.

The use to which said water
has been applied is irrigation.

The amount applied to benefi-
cial use is 5 c.f.s.

The place where said water is
used N½, Sec. 15, Twp. 8 S., Rge.
26 E.B.M.

The name of the canal or ditch
or other works by which said wa-
ter is conducted to such place of
use is deep-well turbine pump.

The right to take water from
such works is based upon Per-
mit No. 20424.

The source of supply from
which such water is diverted is
subterranean.

The date of priority which said
user is prepared to establish is
April 16, 1948. 20424

MARK R. KULP,
State Reclamation Engineer
Notary March 22-April 12

REC-11

20424

April 30, 1957

Re: Permit No. 20424
James Hruza

Mr. James Hruza
Route #4
Rupert, Idaho

Dear Mr. Hruza:

We are returning herewith your proof of application of water to beneficial use in connection with the above stated permit for additional information.

It is necessary that you answer question 6 by stating the number of acres of land irrigated under each forty acre subdivision by naming each legal land subdivision by forty acre tracts and giving the section, township and range. The same information is called for under question 7 of your two witnesses.

Please correct and return to this department as soon as possible.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

ROY H. THOMPSON
Office Manager

RHT:d
enc.

20424

ESTABLISHED 1913

F. J. FRUIT
R. L. BALCH

ABSTRACTS
LOANS
INSURANCE

RUPERT ABSTRACT COMPANY
TITLE INSURANCE

*Member of the American Title Association
and Idaho Title Association*
RUPERT, IDAHO

April 29, 1957

RECEIVED
APR 30 1957
Department of Reclamation

In re: Permit No. 20424

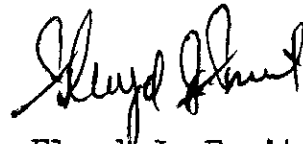
Mark R. Kulp
State Reclamation Engineer
State Capitol
Boise, Idaho

Dear Sir:

Enclosed are the following papers in connection with the
Proof of Beneficial Use on Permit No. 20424, to-wit:

Deposition of Holder
Depositions of two witnesses
Affidavit of Publication.

Yours very truly,



Floyd J. Fruit

Rupert, Idaho

eh
encls.

20424

A. Brief
MESSAGE . . . from **The Minidoka County News**

*This is to acknowledge receipt
of Permit No. 20424 for
publication.*

*The Minidoka Co. News.
by J.M.*

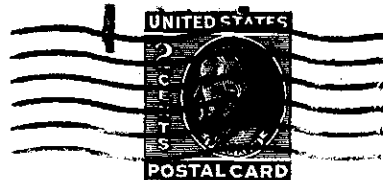
20424

RECEIVED
MAR 20 1957

Department of Reclamation



THIS SIDE OF CARD IS FOR ADDRESS



State of Idaho
Department of Reclamation
Attn: Edna P. Rutledge
 Boise, Idaho.

NOTICE FOR PUBLICATION
 NOTICE OF PROOF APPLICATION OF WATER
 TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M. on the 29th day of April, 1958,
 at Rupert, County of Minidoka, State of Idaho, before
Floyd Fruit, Notary Public, proof will be submitted of the
 application to beneficial use of 5 cubic feet per second of the waters of subterranean
 in accordance with the terms and conditions of Permit No. 20424
 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit is

James Hrusa, Rupert, Idaho

The use to which said water has been applied is irrigation

The amount applied to beneficial use is 5 c.f.s.

The place where said water is used (If for irrigation, give full and accurate description of the lands irrigated)

N¹, Sec. 15, Twp. 8 S., Rge. 26 E.B. M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is

deep-well turbine pump

The right to take water from such works is based upon Permit No. 20424

The source of supply from which such water is diverted is subterranean

The date of priority which said user is prepared to establish is April 16, 1948

MARK R. KULP

State Reclamation Engineer.

20424

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RE: Permit No. 20424
James Hruza

Date: March 14, 1957

Minidoka County News
Rupert, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **April 29th, 1957** the date set for proof, the expense of the publication to be paid by the applicant, **James Hruza** of **Rupert Idaho**, to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication, in order that we may check same.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

KPR:vem
Encl. (1)

20424

March 14, 1957

RE: Permit No. 20424

Mr. James Hruza
Rupert, Idaho

Dear Mr. Hruza:

We acknowledge receipt of Notice in proof of Beneficial Use on Permit No. 20424 to be made April 29th, 1957, before Floyd Fruit, Notary Public.

We shall send a copy of the Notice to the Minidoka County News with instructions to publish it once a week for four weeks prior to that date and to send you the affidavit of publication together with statement of costs.

At the time set, you should appear before Mr. Fruit, Notary Public, together with two disinterested witnesses who are familiar with the terms of the Permit and the work done thereunder for the purpose of executing the enclosed depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:vem
Encl. (3)
cc. Floyd Fruit
Rupert, Idaho

20424

NOTICE FOR PUBLICATION
NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

RECEIVED
MAR 8 1957
Department of Reclamation

Notice is hereby given that at 10 A. M. on the 29th day of April, 1957,
at Rupert, County of Minidoka, State of Idaho, before
Floyd Fruit, Notary Public, proof will be submitted of the
application to beneficial use of 5 cubic feet per second of the waters of subterranean
source in accordance with the terms and conditions of Permit No. 20424
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are
James Hanna, Rupert, Idaho

The use to which said water has been applied is Irrigation

The amount applied to beneficial use is 5 cubic feet per second

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated)

The North One-Half (N $\frac{1}{2}$) of Section Fifteen (15), Township
Eight (8) South, Range Twenty-six (26) E.B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use is

deep-well turbine pump

The right to take water from such works is based upon Permit No. 20424

The source of supply from which such water is diverted is subterranean in SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 15,
T. 8 S. - R. 26 E.

The date of priority which said user is prepared to establish is April 16, 1948

MARK R. KULP
State Reclamation Engineer.

20424

RANT

RECEIVED
MAR 8 1957

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE Department of Reclamation

(Date) March 6, 1957

(P. O.) Rupert, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

Minidoka County News

of Rupert, Idaho

published in

the county in which the works are situated.

James H. Hiza

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

20424

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

RE: Permit No. 20424
James Hruza

Boise, Idaho

February 1, 1957

Lawrence H. Duffin
Box 61
Bupert, Idaho

Dear Sir:

We enclose herewith blank notice for proof of application of water to beneficial use under your Permit No. 20424. This notice should be filled out in duplicate and returned to this office at least 40 days before the date upon which you wish to make this proof, in order to allow time for the four weeks' publication required by law.

This proof must be submitted before a Notary Public or other officer authorized by law to administer oaths.

The date for proof, as set out in your permit, is not later than April 30, 1957, and if proof is submitted later than said date, your priority will be brought down a length of time equal to the time elapsing between the date the proof is due and the date proof is actually made.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

Copy of Notice sent - James Hruza

Forms enclosed to Mr. Duffin

20424

October 6, 1953

RE: Permit No. 20424

Mr. James Hruza
Route 3
Rupert, Idaho

Dear Mr. Hruza:

We do not seem to have received a reply to office letter addressed to you on June 4, 1953, returning notice of Completion of Works on one of your permits.

For your information we enclose a copy of that letter and if you are interested in making this proof the matter should be given your attention.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/re
Enc. 1

20424

June 4, 1953

RE: Permit No. 20424

Mr. James Hruza
Route 3
Rupert, Idaho

Dear Mr. Hruza:

We acknowledge receipt of duplicate notice for proof of completion of works on Permit No. 20424, with authorization to have same published in the Hailey Times.

We think you are confused as to the number of the permit on which completion of works proof is due, as proof of completion of works was made on Permit No. 20424 on February 6, 1953, and Certificate of Completion of Works was sent Messrs. Creason & Creason on February 18, 1953.

Completion of works proof however, is due on Permit No. 20572 as per notice sent you. This permit is for 8 second feet of water from a well in the corner between the SW $\frac{1}{4}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32, Township 8 South, Range 28 East, B.M., for use on the E $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ Section 31, and the W $\frac{1}{2}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$ Section 32, Township 8 South, Range 28 East, B.M.

We return the notice on Permit No. 20424 and enclose other forms on which you may make notice for completion of works proof on Permit No. 20572.

We return your check for \$5.00 which accompanied the notice as the fee is not due for completion of works on Permit No. 20572 until the proof has been made and an inspection report filed by a field engineer

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

20424

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) May 20, 1953

(P. O.) Route # 3, Rupert, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
Hailey Times of Hailey, Idaho published in
the county in which the works are situated.

James Horuza

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

20424

February 18, 1953

RE: Permit No. 20424

Messrs. Cresson & Cresson
Box 98
Rupert, Idaho

ATT: Mr. H. V. Cresson

Dear Mr. Cresson:

We enclose Certificate of Completion of Works issued under Permit No. 20424 in the name of James Hruza, for the diversion of 6-1/3 second feet of water from a well in the SW 1/4 NE 1/4 Section 15, Township 8 South, Range 26 East, B.M., for the irrigation of the NE 1/4 of said section.

We also enclose departmental receipt No. 25558 for the \$5.00 fee paid in connection with proof of completion of works.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

20424



LEN JORDAN
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

February 10, 1953

RE: Permit No. 20424

RECEIVED
FEB 14 1953
Department of Reclamation

Messrs. Creason & Creason
Box 98
Rupert, Idaho

ATT: Mr. H. V. Creason

Dear Mr. Creason:

We acknowledge receipt of your letter of February 6, 1953, enclosing proof of completion of works on Permit No. 20424 in the name of James Hruza, accompanied by his check for \$5.00. We return the affidavit for the following correction:

Question 8 states that the water is available for 160 acres described as the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 15, Township 8 South, Range 26 East, B.M. This is only 40 acres and the permit describes the entire NE $\frac{1}{4}$ of Section 15, or 320 acres. If this is an error in the affidavit, it should be corrected since the license that can finally be issued on this permit will be limited to the amount described in the completion proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By *Jeanne L. Anderson*
Chief Clerk

A:fg
Enc.

20424

Permit No. 20424

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Minidoka } ss.

James Hruza, being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 20424, and that his postoffice address is Rupert, State of Idaho.

Second: That the name of the stream from which said water is to be diverted is Underground waters.

Third: That the point of diversion of said water is in SW 1/4 of Sec. 15, Twp. 8 S., Rge. 26 E. 1403' East and 1387' South of NE Corner of Sec. 15.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by April 30, 1953.

Fifth: That the use for which said water is intended is irrigation.

Sixth: That on the date above mentioned, the works constructed under said permit were (~~however~~) fully completed and consisted of the following:

I. Kind of works: deep well pumping into open ditches
(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work:

(a) Height of dam feet, length of dam at top feet, length of dam at bottom feet. Material used in construction.

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir acre feet.

(c) Size of headgate: Width feet, height feet.

(d) Conduit width at bottom feet, width at water line.
(State whether ditch, flume or pipe)

feet, depth of water feet; diameter of pipe inches, average grade per mile is feet. Length of conduit is miles.

Seventh: That said works are capable of conducting to the place of intended use 6 1/3 second feet of water.

Eighth: That water appropriated under said permit is available for 160 acres of land described as follows:
North Half of Section 15, Township 8 South, Range 26 E.B.M., Blaine County Idaho.

Ninth: Remarks: That this is a drilled well 16 inch casing drilled to a depth of 341 feet, water pumped by Fairbanks Morris 150 h.p. motor, powered by electric energy. Water lifted to ground level by pump, placed in irrigation ditches and conveyed to the irrigation of crops. Land now in cultivation and crops produced thereon.

James Hruza
(Sign Here)

Subscribed and sworn to before me this 6 day of Feb., 1953

My commission expires Feb. 20, 1954

Notary Public.

20424

CREASON & CREASON

ATTORNEYS AT LAW

RUPERT, IDAHO

February 6, 1953

H. V. CREASON
C. H. CREASON

Box 98
Phone 35

RECEIVED
FEB 7 1953

Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
Boise, Idaho

Dear Mr. Kulp

Enclosed herewith Proof of Completion of Works together
with check in the amount of \$5.00 in the matter of
Permit No. 20424, James Hruza.

Yours very truly

CREASON & CREASON



H. V. Creason

HVC:hc

Encl.

20424

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Mr. James Hrusa
Route 3
Rupert, Idaho

Boise, Idaho **February 2, 1953**

Dear Sir:-

Under the terms of your Permit No. ~~20424~~.....you are required to complete your diversion works on or before.....~~April 30, 1953~~..... I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

MARK R. KULP

State Reclamation Engineer

20424

November 24, 1951

RE: Permit No. 20424

Mr. James Hrusa
Route 3
Rupert, Idaho

Dear Mr. Hrusa:

We enclose approval of the State Reclamation Engineer
of your application for amendment to the point of diversion
under Permit No. 20424.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

20424

May 8, 1948

Re: Permits Nos. 20424
and 20425

Mr. Lawrence H. Duffin
Box 61
Rupert, Idaho

Dear Mr. Duffin:

We enclose Permit No. 20424 in the name of James Hrusa, together with Departmental Receipt No. 20578 for the \$5.50 filing fee.

Also, Permit No. 20425 in the name of Charles Irwin with Departmental Receipt No. 20579 for the \$5.25 filing fee.

The attention of the permit holders is directed to the limitations and conditions of these permits as given on the fourth page.

Very truly yours,

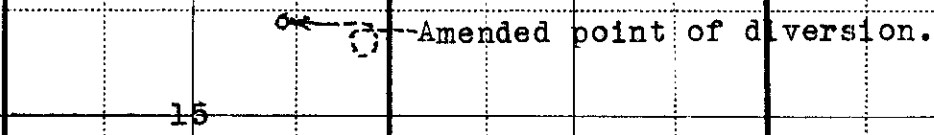
MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/dm
Enc.

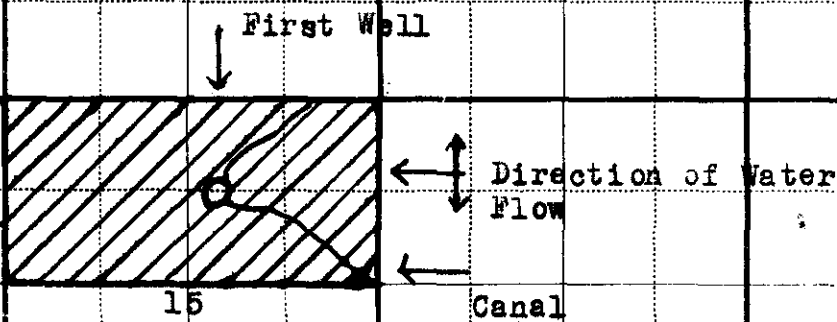
204124

James Hruza,

Re-Permit No. 20424									
Sketch map to accompany amendment for change in point of diversion. Point of diversion or location of well changed from the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 15, to the north-east corner of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 15 Twp. 8.S. R.26.E.									
Twp. 8.S. R.26.E.									
 Amended point of diversion.									

20424

Area irrigated located in the North
one-half (N $\frac{1}{2}$) of Section fifteen (15)
of Township eight (8) South, Range
twenty-six (26) East of the Boise
Meridian.



4' width at Bottom
7' width at water line
2' depth of water
2.5' depth of banks

Permit Map No. 20424
As Approved
APR 30 1948
H. K. KULP
State Reclamation Engineer

LAWRENCE H. DUFFIN

ATTORNEY AT LAW
FISHER BUILDING
RUPERT, IDAHO

27 April 1948

State of Idaho
Department of Reclamation
Mark R. Kulp - State Reclamation Engineer
Boise, Idaho

Att: Miss Jeanie L. Anderson

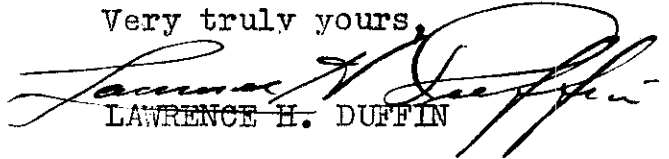
Dear Miss Anderson:

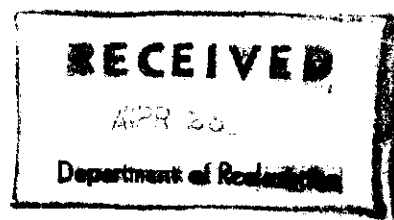
Receipt acknowledged of your letter of April 22, 1948 in which you returned my checks re the following applications:

James Hruza
Charles Irwin

I am inclosing two new checks, one for \$6.50 and the other for \$6.25 in payment of the above. Thank you very much for calling this matter to my attention.

Very truly yours,


LAWRENCE H. DUFFIN



20424

✓
April 22, 1948

Re: Applications Nos. 28064
and 28065

Mr. Lawrence H. Duffin
Attorney At Law
Burley, Idaho

Dear Mr. Duffin:

We acknowledge receipt of your letter of April 13, 1948, enclosing the applications of Charles Irwin and James Hruza, accompanied by your checks in payment of the filing fees.

However, these checks are not in the right amount and we return them herewith with the request that you substitute a check for \$6.50 on Mr. Hruza's application and \$6.25 on the application of Charles Irwin.

For your information will state that these fees are figured as follows: \$5.00 for the first second foot or fraction thereof and twenty-five cents for each additional second foot or fraction thereof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

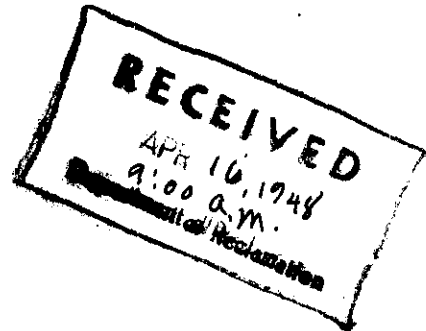
A/dm
Enc.

20424

LAWRENCE H. DUFFIN

ATTORNEY AT LAW
FISHER BUILDING
RUPERT, IDAHO

April 13, 1948



State of Idaho
Department of Reclamation
Mark R. Kulp--State Reclamation Engineer
Boise, Idaho

Attention: Jeanne L. Anderson, Chief Clerk

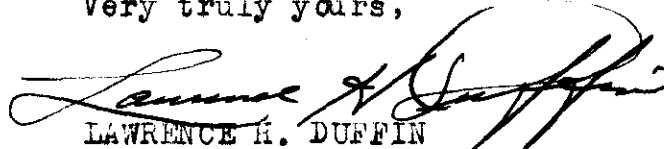
Dear Miss Anderson:

Enclosed herewith are two applications to appropriate the
public water of the State of Idaho:

Charles Irwin
James Hruza

Find also enclosed two checks for \$7.25 in payment of the
statutory filing fees for the same.

Very truly yours,


LAWRENCE H. DUFFIN

LHD:vfd

Encl.

20424