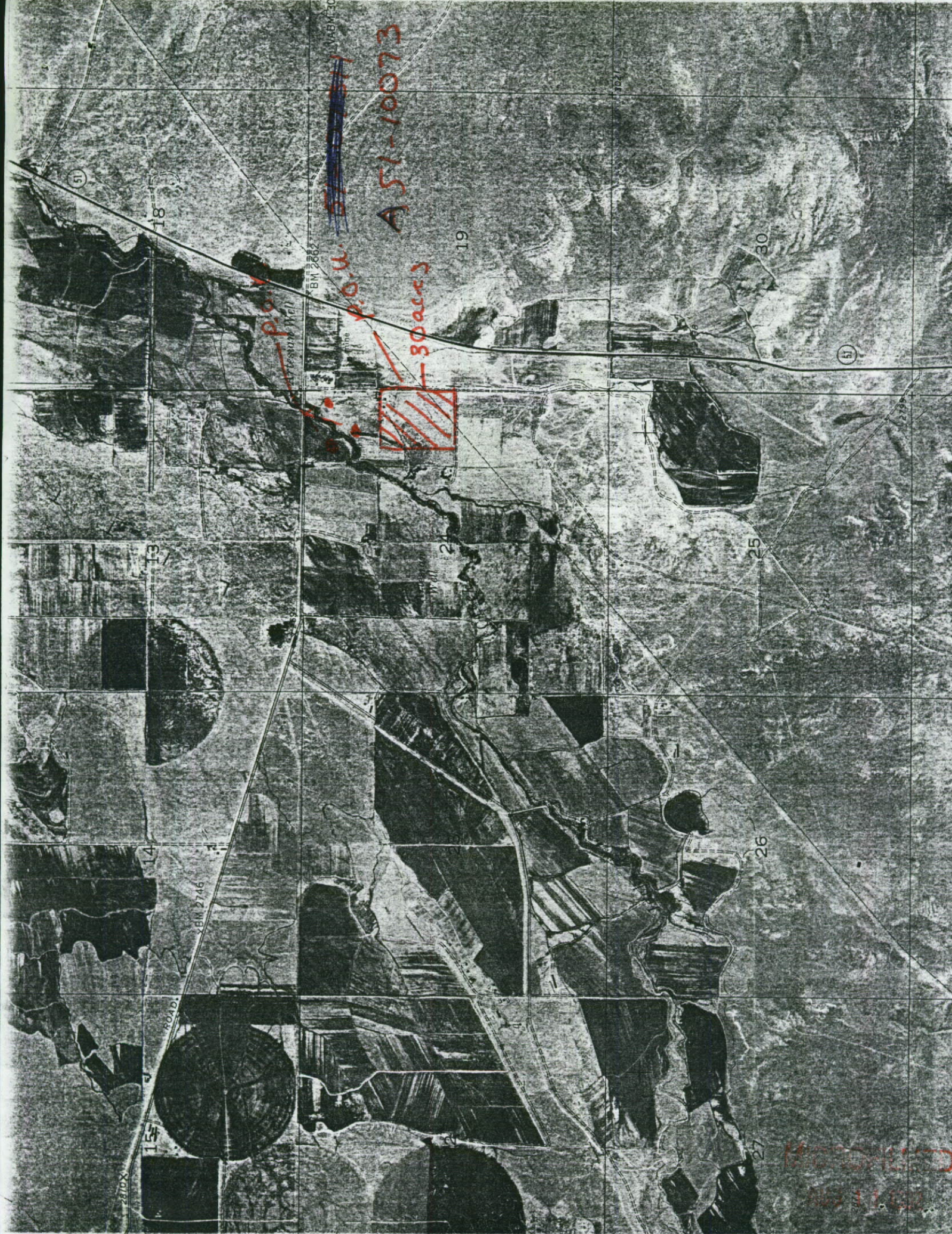




~~51-10073~~

A 51-10073

P.O. #

P.O. #

30 acres

31

18

13

14

15

19

24

25

26

27

30

31

ROAD

BM 2746

BM 2662

Well

RECEIVED
AUG 11 1963

IDAHO DEPT OF WATER RESOURCES

T07S, R04E, S24

CLAIM(S): 51-04088 & 51-10073

Owner(s): RUDGE

Prepared by: KAY WALKER

Date: July 3, 1998



Place of Use



Point(s) of Diversion



Section Lines



1/4 1/4's



0 0.25 0.5 0.75 1 Miles

IDAHO DEPT OF WATER RESOURCES

1987 NAPP PHOTO

T07S, R04E, S24

CLAIM(S): 51-04088 & 51-10073

Owner(s): RUDGE

Prepared by: KAY WALKER

Date: July 3, 1998



Place of Use



Point(s) of Diversion



Section Lines



1/4 1/4's



0 0.25 0.5 0.75 1 Miles



4E 5E

7S

8S

Topo AA61
(1992)

RECEIVED

AUG 31 1994

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE WESTERN REGION 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: A51-10073
Date Received: 12/ 5/1988
Receipt No: W001564
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name:	LILLY RUDGE	208-845-2610
Address:	HC 85 BOX 162	
	BRUNEAU ID	83604-9705
AND/OR		
Name:	LOWELL RUDGE	208-845-2610
Address:	HC 85 BOX 162	
	BRUNEAU ID	83604-9705

2. Date of Priority: MAR 15, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	04E	24		NE	NE		OWYHEE

5. Description of diverting works:
200'DRILLED WELLS W/PUMPS AND PIPELINE TO P.O.U.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.400		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/160 HEAD MIXED STOCK

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	04E	24	SE	NE		IRR	20.0
Section Acres							20.0
Total Acres							20.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
51-04088

14. Remarks:

THIS CLAIM IS FOR EXPANSION OF ACRES IRRIGATED UNDER CLAIM # 51-04088.
3 P.O.D. IN NENE SEC. 24, T7S, R04E.
ADDRESS CHANGE REC'D 08/30/94 SS.

15. Basis of Claim: BENEFICIAL USE



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

RECEIVED

AUG 30 1994

Department of Water Resources

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 23, 1994

LOWELL AND LILLY RUDGE

HC 85 BOX 162

BRUNEAU ID 83604-9705

Re: Snake River Basin Adjudication (SRBA)

Notice(s) of Claim No. A51-10073, A51-10074 &

R+ A51-10075

Change of Address

OK + RC "

Records modified 8-30-94
J. Shuman

Dear Claimant(s),

IDWR has been notified by the Bruneau post office the address presently in our claim records is incorrect. Although I have reached you at the address above, I need you to confirm this is your correct mailing address. Future notices related to your SRBA claim(s) can be sent only to the address on your claim(s) or as otherwise changed by you. The staff of this agency must avoid relying upon the word of others about your mailing address.

If the address above is correct, please sign your name at the bottom of this letter, and return it to this office. Otherwise, please make the proper corrections, sign, and return this letter. Thank you for your help to make sure you receive the future notices we intend to send to you that will keep you notified about SRBA matters.

If the ownership of the property to which this water right applies has changed, please call this office toll-free at 1-800/451-4129 to obtain a form to make this required change to the claim record.

Sincerely,

Adjudication Bureau Staff

SO:ss:region

#####

The address is correct as shown above or as otherwise changed.

Lilly J. Rudge
Claimant Signature

only the last part of the
zip.

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: **A51-10073**
Date Received: 12/ 5/1988
Receipt No: W001564
Received By: _____

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

1. Name: LOWELL RUDGE 208-845-2610
Address: HC 85 BOX 162
BRUNEAU ID 83604
AND/OR
Name: LILLY RUDGE 208-845-2610
Address: HC 85 BOX 162
BRUNEAU ID 83604

2. Date of Priority: MAR 15, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	04E	24	NE	NE			OWYHEE

5. Description of diverting works:
200'DRILLED WELLS W/PUMPS AND PIPELINE TO P.O.U.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.400		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/160 HEAD MIXED STOCK

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	04E	24	SE	NE		IRR	20.0
Section Acres							20.0
Total Acres							20.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
51-04088

14. Remarks:
THIS CLAIM IS FOR EXPANSION OF ACRES IRRIGATED UNDER CLAIM # 51-04088.
3 P.O.D. IN NENE SEC. 24, T7S, R04E.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MEMORANDUM

DATE: 28-Sep-1993 10:37

TO: FILE A51-10073

FROM: KAY WALKER *KW*

RE: ADDITION OF ACREAGE IN PLACE OF USE

In review of this claim, I found that the number of acres irrigated had not been included on the claim form. I found that they had submitted a \$70.00 filing fee for this claim which indicated that they had intended to claim 20 acres. I then found a remark on Claim A51-04088 which states: "Claim expanded under Claim A51-10073 for additional 20 acres irrigation." In light of all of this, I have corrected the data entry of Claim A51-10073 to show 20 acres.

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: A51-10073
Date Received: 12/05/1988
Receipt No: W001564
Received By: EJR

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LOWELL RUDGE 208-845-2610
Address: HC 85 BOX 162
BRUNEAU, ID 83604

AND/OR

Name: LILLY RUDGE 208-845-2610
Address: HC 85 BOX 162
BRUNEAU, ID 83604

2. Date of Priority: MAR 15, 1974

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	04E	24	NE	NE			OWYHEE

5. Description of diverting works:
200' DRILLED WELLS W/PUMPS AND PIPELINE TO P.O.U.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.400		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/160 HEAD MIXED STOCK

MICROFILMED
AUG 11 1982

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
07S	04E	24	SE NE		IRR	

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
51-04088

14. Remarks:

THIS CLAIM IS FOR EXPANSION OF ACRES IRRIGATED UNDER CLAIM # 51-04088.
3 P.O.D. IN NENE SEC. 24, T7S, R04E.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not Y wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): E. Lilly J. Rudge Date: ~~12-5~~ 12-5-88
Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 5 day

of Dec 19 88

Eldon J. Rucker
Notary Public

Seal

Residing at Boise

My Commission Expires 09/08/1989







State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 17, 1998

OWYHEE AVALANCHE
20 EAST IDAHO AVE
HOMEDALE ID 83628

Dear Sirs:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper.

We request the publication dates be July 22, 1998 and July 29, 1998. If you cannot publish the notice on the proposed dates, please contact me immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Yours truly,

Danni M. Smith
SRBA Sr. Secretary

Enclosure * original to follow.

KAY'S
ADVERTISED
ENHANCEMENT
NO PROTESTS

NOTICE OF ENLARGEMENT OF WATER RIGHT

The following claims to water rights have been filed in the Snake River Basin Adjudication as enlargements to existing water rights under Idaho Code §42-1426. Note that the places of use are shown to the nearest section -- more specific locations are available upon request.

Water Right 51-10073

NAME & ADDRESS: LOWELL E RUDGE
 LILLY J RUDGE
 HC 85 BOX 162
 BRUNEAU ID 8305-9705

SOURCE: GROUNDWATER

PRIORITY DATE: 03/15/1974

POINT OF DIVERSION: T07S R04E S24 NENENE
 SENENE
 NWSENE

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T07S R04E S24 SENE (21 ACRES)

Water Right 57-11543

NAME & ADDRESS: TED K. BLACKSTOCK
 MARY L. BLACKSTOCK
 HC 79 BOX 119
 MELBA ID 83641

SOURCE: SQUAW CREEK TRIBUTARY: SNAKE RIVER

PRIORITY DATE: 03/09/1973

POINT OF DIVERSION: T01N R04W S34 NWSESE

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T01N R04W S02 NENW SWNW LOT 4 (NWNW)
 SENW NESW NWSW
 T02N R04W S34 SESE
 S35 SWSW

(199 ACRES)

The water rights will be subject to all prior water rights. Those asserting injury from the enlargements may file petitions with the Director, Idaho Department of Water Resources, Western Region, 2735 Airport Way, Boise ID 83705-5082 on or before September 28, 1998.

DATE: 09/30/98
PAGE: 1

- NONE
- NONE
- ALL WATER RIGHTS WITHIN BASIN 51 ARE FROM CONNECTED SOURCES
- OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
- CONJUNCTIVELY.

AJ0749NP
No. R51-10073

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

DATE: 09/30/98
PAGE: 2

Remarks: QNT

USE OF THIS RIGHT WITH RIGHT NO. 51-04088 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.68 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 136.8 AF.

POU1

USE OF THIS RIGHT WITH RIGHT NO. 51-04088 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 55.2 ACRES IN A SINGLE
IRRIGATION SEASON.

GEN

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 51-04088
PURSUANT TO SECTION 42-1426, IDAHO CODE.

EXP

RIGHT NO. 51-04088 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.
THIS RIGHT IS FOR AN ENLARGEMENT OF 21 ACRES WITHIN THE
PLACE OF USE DESCRIBED FOR THIS RIGHT.

Dates:

Exam Made Date: 09/29/1993

Verified Date:

Objection Filed Date:

Misc:

Water District Number:

Field Inspection Flag:

Presumption Flag: E

Comments:

Date: 07/03/1998 User-ID: KWALKER Subject: COPIED FROM REMARKS
THIS CLAIM IS FOR EXPANSION OF ACRES IRRIGATED UNDER CLAIM # 51-
04088.

3 P.O.D. IN NENE SEC. 24, T7S, R04E.
ADDRESS CHANGE REC'D 08/30/94 SS.
S/160 HEAD MIXED STOCK

Date: 07/31/1998 User-ID: AJU10-JS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C14 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Audit:

09/30/98 KWALKER

IDAHO DEPT OF WATER RESOURCES

T07S, R04E, S24

CLAIM(S): 51-04088 & 51-10073

Owner(s): RUDGE

Prepared by: KAY WALKER

Date: July 3, 1998



Place of Use

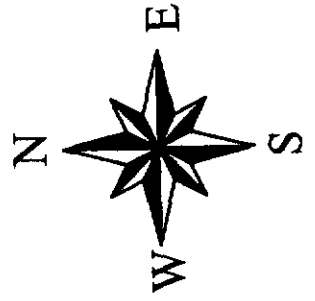


Point(s) of Diversion



Section Lines

1/4 1/4's



1 Miles

0.75

0.5

0.25

0

WESTERN REGION

CLAIM NUMBERS 51-10023 451-04088

AGENT SB DATE 8/14/98

TOTAL ACRES FROM RECOMMENDATION _____

GEOGRAPHIC INFO SYSTEM ACRES 21

READY FOR DECREE ____ (YES) SENT FOR DECREE ____ (YES)

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
RECOM																			
GIS																			
RECOM																			
GIS																			

POLYGON CREATED ON 80 _____

POLYGON # () () () () _____ UPDATED BY

ATTRIBUTES OF B51-POU.SHP (334)(331)(332)(333)()

ATTRIBUTES OF B51-POD.SHP (277)(278)(279)() ()

B51-DBPOU.DBF SB ^{newer} UPDATED BY ^{newer} kw ^{NWSE} 9/30/98

B51-DBPOD.DBF SB UPDATED BY

edited to B51

RDH GPSTABLE

The Owyhee Avalanche

P.O. BOX 97 • HOMEDALE, ID 83628 • 208/337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss
COUNTY OF OWYHEE)

I, Joe E. Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the publisher of The Owyhee Avalanche, a newspaper of general circulation printed and published weekly, on Wednesday of each and every week, in the City of Homedale, County of Owyhee and State of Idaho.

3. That the said The Owyhee Avalanche has been printed and published continuously and uninterruptedly in said County during a period of more than seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in

said newspaper, in Two(2)

(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

July 22,29, 1998

Signed 

Subscribed and sworn to me this 29th day of July A.D., 19 98



Jan Roesberry
Notary Public in and for the State of Idaho
Residing at Homedale, Idaho
Commission expires 05/04/2004

RECEIVED
JUL 31 1998
WATER RESOURCES
WESTERN REGION

PUBLIC NOTICE

NOTICE OF ENLARGEMENT OF WATER RIGHT

The following claims to water rights have been filed in the Snake River Basin Adjudication as enlargements to existing water rights under Idaho Code s42-1426. Note that the places of use are shown to the nearest section — more specific locations are available upon request.

Water Right 51-10073

NAME AND ADDRESS: LOWELL E RUDGE
LILLY J RUDGE
HC 85 BOX 162
BRUNEAU ID 83604-9705

SOURCE: GROUNDWATER

PRIORITY DATE: 03/15/1974

POINT OF DIVERSION: T07S R04E S24

NENENE
SENE
NWSENE

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T07S R04E S24

SENE (21 ACRES)

Water Right 57-11543

NAME AND ADDRESS: TED K. BLACKSTOCK
MARY L. BLACKSTOCK
HC 79 BOX 119
MELBA, ID 83641

SOURCE: SQUAW CREEK

PRIORITY DATE: 03/09/1973

POINT OF DIVERSION: T01N R04W S34

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T01N R04W S02.

TRIBUTARY: SNAKE RIVER

NWSESE

NENW

SENW

SESE

SWSW

(199 ACRES)

SWNW

NESW

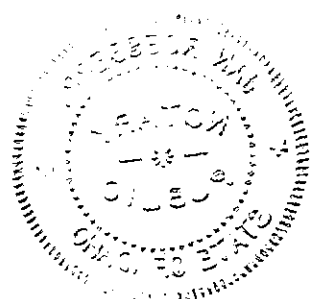
LOT 4 (NWNW)

NWSW

The water rights will be subject to all prior water rights. Those asserting injury from the enlargements may file petitions with the Director, Idaho Department of Water Resources, Western Region, 2735 Airport Way, Boise ID 83705-5082 on or before September 28, 1998

7/22,29/98

OK
KW
1/31/98





State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHMER
COMMISSIONER

July 17, 1998

OWENS AVALANCHE
20 EAST IDAHO AVE
HOMEDALE ID 83628

Dear Sirs:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper.

We request the publication dates be July 22, 1998 and July 29, 1998. If you cannot publish the notice on the proposed dates, please contact me immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Yours truly,

Danni M. Smith
SRBA Sr. Secretary

Enclosure * original to follow.

NOTICE OF ENLARGEMENT OF WATER RIGHT

The following claims to water rights have been filed in the Snake River Basin Adjudication as enlargements to existing water rights under Idaho Code §42-1426. Note that the places of use are shown to the nearest section -- more specific locations are available upon request.

Water Right 51-10073

NAME & ADDRESS: HOWELL R RUDGE
LILLY J RUDGE
HC 85 BOX 162
BRUNEAU ID 8305-9705

SOURCE: GROUNDWATER

PRIORITY DATE: 03/15/1974

POINT OF DIVERSION: T07S R04E S24 NENENE
SENENE
NWSENE

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T07S R04E S24 SENE (21 ACRES)

Water Right 57-11543

NAME & ADDRESS: TED K. BLACKSTOCK
MARY L. BLACKSTOCK
HC 79 BOX 119
MELBA ID 83641

SOURCE: SQUAW CREEK TRIBUTARY: SNAKE RIVER

PRIORITY DATE: 03/09/1973

POINT OF DIVERSION: T01N R04W S34 NWSESE

PURPOSE OF USE: IRRIGATION

PLACE OF USE: T01N R04W S02 NENW SWNW LOT 4 (NWNW)
SENW NESW NWSW
T02N R04W S34 SESE
S35 SWSW
(199 ACRES)

The water rights will be subject to all prior water rights. Those asserting injury from the enlargements may file petitions with the Director, Idaho Department of Water Resources, Western Region, 2735 Airport Way, Boise ID 83705-5082 on or before September 23, 1998.

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

AJ0749NP
No. R51-10073

OWNER CODE : C LILLY J RUDGE
C LOWELL E RUDGE
HC 85 BOX 162
BRUNEAU ID 836049705
(208) 845-2610

PRIORITY DATE : 03/15/1974
WATER USE : IRRIGATION

USE PERIOD FROM TO : 03-01 11-15

DIVERSION RATE : 0.26 CFS

DIVERSION VOLUME : 0.26 CFS

TOTAL DIVERSION: 0.26 CFS

Water Source: GROUNDWATER

Tributary to:

Point(s) of Diversion: T07S R04E S24

Stage: BENEFICIAL USE

Point(s) of Diversion:		T07S R04E S24		NENENE		SENESE		NUSENE		ONYHEE County	
Place of use Legal Description for:		IRRIGATION		NW		SW		SE		SUM	
T	R	S	NESE	SWSE	SWNW	SWSW	SESW	NESE	SWSE	SESE	SUM
07S	04E	24	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	
29.4											
TOTAL ACRES											21.0

POU County: ONYHEE

Other Rights: 51-04088

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
51-10074 51-10075 A51-04088 A51-10073 A51-10074 A51-10075

Other Water Rights Listing Overlapping Place(s) of Use:
A51-04088 A51-10073

Conditions of Approval:
✓ C11 - THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A
- PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED
- AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS
- BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION
- 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR
- RIGHT.

Remarks: ✓ QNT
USE OF THIS RIGHT WITH RIGHT NO. 51-04088 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.68 CFS AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 136.8 AF.

✓ GEN
THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 51-04088
PURSUANT TO SECTION 42-1426, IDAHO CODE.

EXP
RIGHT NO. 51-04088 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE.

ADD: POU T-ELL
EXP - 409.
E

AJ0749NP
No. R51-10073

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

DATE: 07/06/98
PAGE: 2

=====

Dates: Exam Made Date: 09/29/1993 Verified Date: 07/06/1998 Objection Filed Date:

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

Comments: Date: 07/03/1998 User-ID: KWALKER Subject: COPIED FROM REMARKS
THIS CLAIM IS FOR EXPANSION OF ACRES IRRIGATED UNDER CLAIM # 51-
04088.
3 P.O.D. IN NENE SEC. 24, T7S, R04E.
ADDRESS CHANGE REC'D 08/30/94 SS.
S/160 HEAD MIXED STOCK

Audit: 07/06/98 KWALKER

WESTERN REGION

CLAIM NUMBERS ~~151-0408~~ 51-10073

AGENT Kay DATE _____

TOTAL ACRES FROM RECOMMENDATION _____

GEOGRAPHIC INFO SYSTEM ACRES _____

READY FOR DECREE ____ (YES) SENT FOR DECREE ____ (YES)

RIGHT NO				NE				NW				SW				SE			
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RDH GPSTABLE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 13
PROFILE REPORT

CLAIM NUMBER: A51-10073

OWNER
CODE

NAME & ADDRESS

C LILLY/RUDGE

C LOWELL RUDGE E

HC 85 BOX 162

BRUNEAU ID 8360

(208) 845-2610

Water Source: **GROUNDWATER** ✓

Tributary to:

Point(s) of Diversion:

T07S R04E S24

ENEN

Place of use Legal Description for: IRRIGATION

FIN

WENE NWNE SWNE SENE

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POW County: OWYHEE

Non-Irrigation Uses: S/160 HEAD MIXED STOCK

Other Rights: 51-04088

Remarks:

THIS CLAIM IS FOR EXPANSION OF ACRES IRRIGATED UNDER CLAIM # 51-04088.

3 P.O.

Dates:

Exam Made Date: 9-79-92 Verified Date:

Misc:

Water District Number:

Field Inspection Flag:

Presumption Flag:

condition

EXP - ~~EXP~~ - 51-04088

GEN-402-

QNT-E25.

07:36:54
09/29/93

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A51-10073

LAST: RUDGE
ADDRESS: HC 85 BOX 162
CITY: BRUNEAU
PHONE NUMBER: 208-845-2610

OWNER CODE: C

FIRST: LILLY J. ← *per claim 1088*
STATE: ID ZIP: 83604 - *A 51-04088*

LAST: RUDGE
ADDRESS: HC 85 BOX 162
CITY: BRUNEAU
PHONE NUMBER: 208-845-2610

OWNER CODE: C

FIRST: LOWELL E.
STATE: ID ZIP: 83604 - *9705*

FIELD EXAM REQUIRED?

DATABASE
Y

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: THIS CLAIM IS FOR EXPANSION OF ACRES IRRIGATED UNDER CLAIM # 51-04088.
3 P.O.D. IN NENE SEC. 24, T7S, R04E.

CONTACT PERSON: Telly Budge

PHONE NUMBER: 308 845-2610

DATE OF FIELD EXAM: 9/29/93

APPOINTMENT MADE: Y(☒) N(☐)

TIME: 10:00 A(☒) P(☐)

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

See A51-04088

STAGE: J

PRIORITY DATE: 03-15-1974

A. AJ CLAIM: # A51-10073

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM ✓

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE

Y

FIELD

EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(✓)

IF YES EXPLAIN.

NOTES:

See affidavit of neighbor in file.

RECOMMENDED PRIORITY DATE:

3-15-1974

REVIEWED BY

[Signature]

DATE

7/3/98

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A51-10073	07S	04E	24	NE	NE			OMYHEE

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX
A51-04088 ✓
A51-10074
A51-10075

WR RECORDS IN SAME 40 ACRE TRACT

51-04088 ✓

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)	DUE TO SOURCE DISCREPANCY? (Y/N)	DATABASE	FIELD EXAMINER
Y	Y	Y	kw

NOTES:

A. ROOT WATER RIGHT NUMBERS: A51-10073

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07S	04E	24	SE	NE		RUDGE, LILLY RUDGE, LOWELL E.	A51-10073 / 20.0 A51-04088 / 5.0	- / 51-04088 / 5.0	37.0		21.
TOTAL ACRES							A51-10073 20.00		37.00		21.

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N(✓)

IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED? POU COUNTY: OMYHEE

FIELD EXAMINER *fw*

DATABASE Y

DUE TO POU DISCREPANCY? (Y/N)

PRESUMPTION FLAG:

NOTES:

Found 21 acres irrigated on this field - since claimed 140 under A51-04088 but rec. only 34.2 - went ahead & rec. all 21 under this claim.

RECOMMENDATIONS:

TOTAL ACRES:

21

REVIEWED BY:

fw

DATE:

7/3/98

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A51-10073 IRRIGATION	FROM 03-15 TO 11-15	.400 CFS
	TOTAL DIVERSION RATE/VOLUME CLAIMED	.400 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
----------	-----------	--------------------

PRESUMPTION FLAG: *E - expansion of right 51-04088*

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)	Y	FIELD EXAMINER
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	Y	<i>FW</i>
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N(☒)
Y(☒) N() Explain in notes, below.

NOTES:

*Recommend per standards rec'd
6-18-98 - 3/1 to 11/15 for this area.*

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

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

0.400 CFS
0.400 CFS

N/A Y() N()

*** 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 notes. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) Y
FIELD MEASUREMENT DATABASE EXAMINER *fw*

B.

FLOW MEASUREMENT

MEASUREMENT METHOD *theoretical*, SEE ATTACHED CALCULATIONS.

see file A51-04088

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

OTHER RIGHTS LISTED IN CLAIM: 51-04088 ✓

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A51-10073	GROUNDWATER	RUDGE, LILLY	0.400	0.020		
A51-04088	GROUNDWATER	RUDGE, LOWELL E.	0.800	0.020		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 21 x 0.02 CFS/ACRE = 0.42 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() ***

2. IRRIGATION CONSUMPTIVE USE
CLAIMED CONSUMPTIVE USE = N/A AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =
TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME _____ AF/A
CLAIMED DIVERSION VOLUME = _____ AF/A
ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =
TOTAL DIVERSION VOLUME _____ AF/A
Sec. limit of 136.8 when combined w/ 51-04088 since expansion of that eight after mandatory permit statute.

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:
SEE ATTACHED SHEET? Y() N(X)

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

$$Q = (\text{under } 51-04088) 0.68 \text{ cfs} / 34.2 \text{ ac} \\ 51-10073 \quad / 21 \text{ ac} \\ \hline 55.2 \text{ ac} \\ 0.0123 \text{ cfs/ac} \times 21 = 0.26 \text{ cfs} \\ 55.2 / 0.68$$

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
Irrig.	3/1 11/15	0.40	1	11/15
		0.40	1	

TOTAL FOR THIS RIGHT

REVIEWED BY: Kew

DATE: 7/3/98

* see prior page of CVR

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FORFEIT/ABANDON
ADDITIONAL DIV. AMOUNT

ACCEPTED
AS CLAIMED
()
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NEEDS
REVIEW
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()
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B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 51-10073

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A51-10073	0.400	-	-	-	-
TOTAL CFS		0.400				

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
N

FIELD
EXAMINER

NOTES:

AUTHENTICATION:

SIGNATURE:

NAME OF FIELD EXAMINER:

DATE:

TITLE:

Ray Walker
Ray Walker
7/3/98
Sr. Agent

IDAHO DEPT OF WATER RESOURCES

1987 NAPP PHOTO

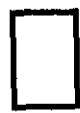
T07S, R04E, S24

CLAIM(S): 51-04088 & 51-10073

Owner(s): RUDGE

Prepared by: KAY WALKER

Date: July 3, 1998



Place of Use

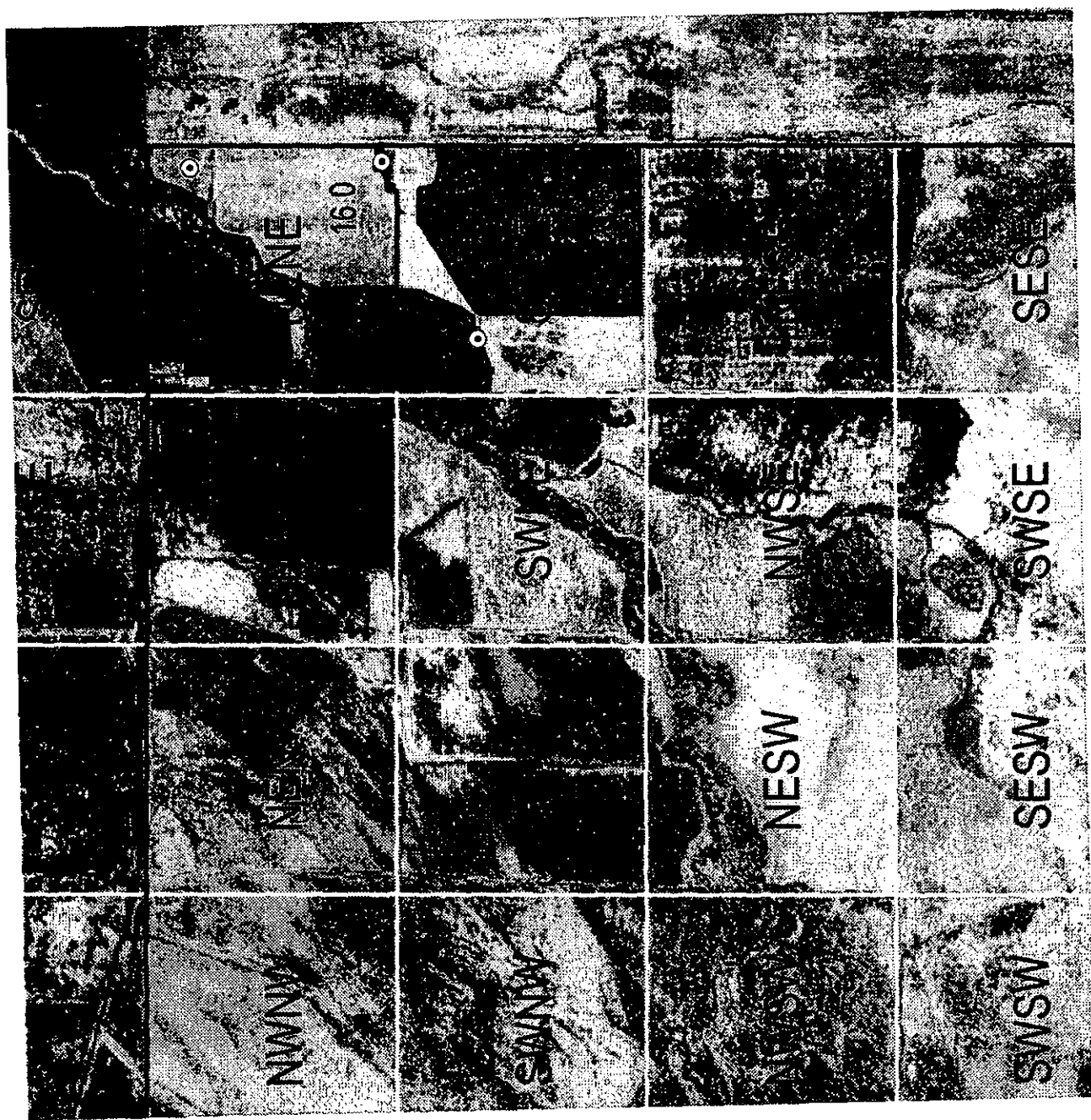
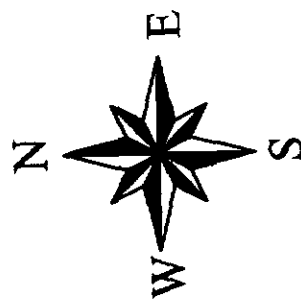


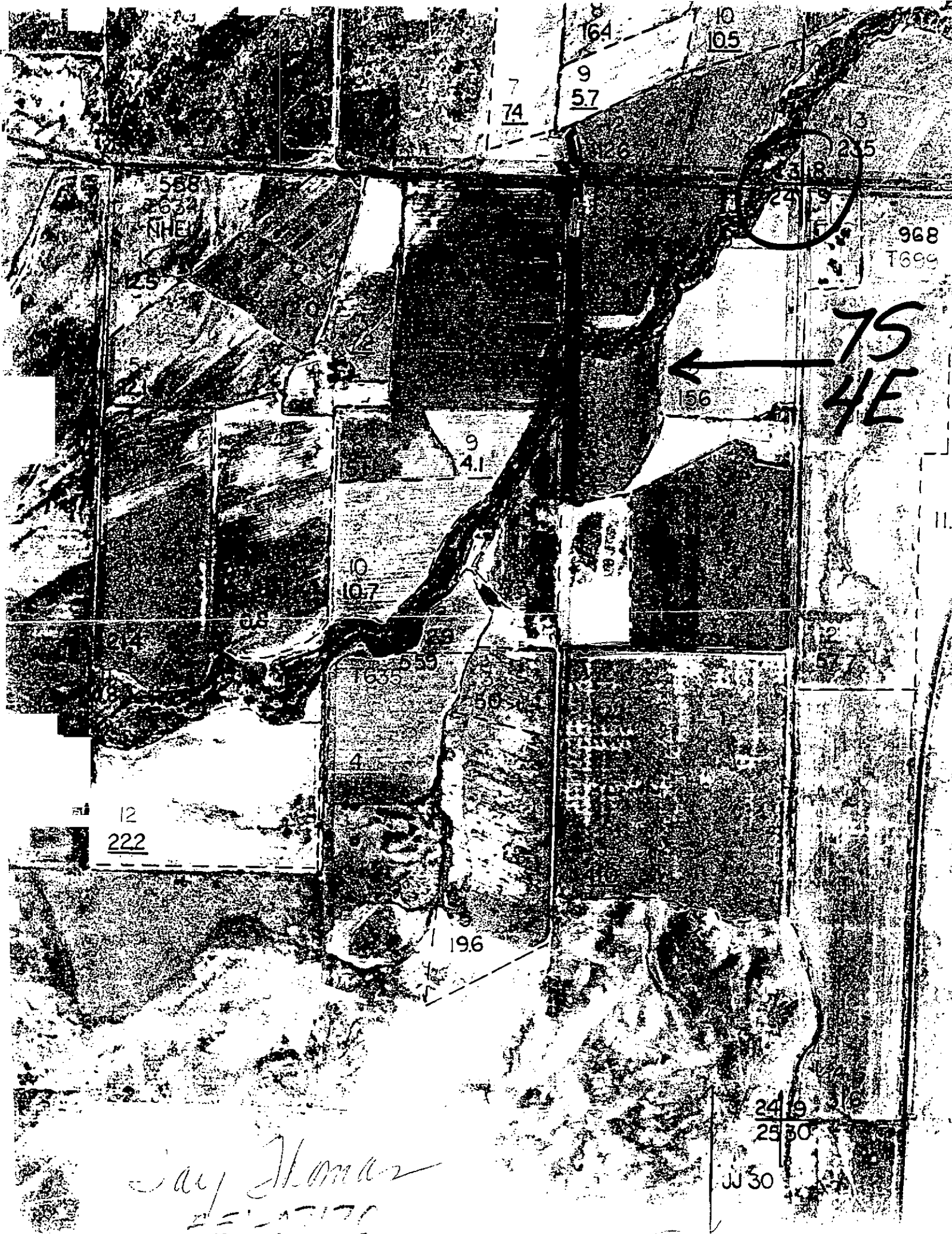
Point(s) of Diversion



Section Lines

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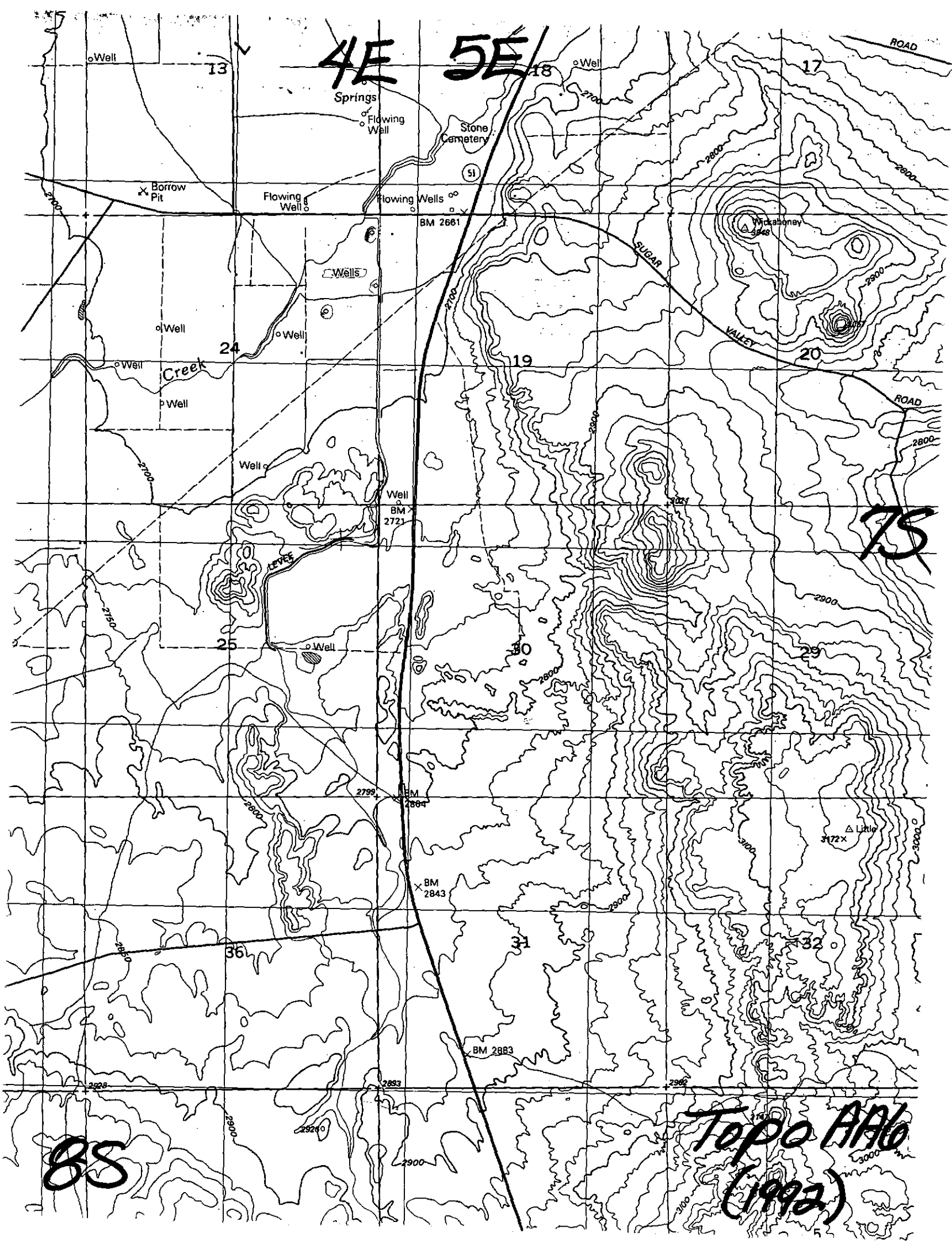
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Jay Thomas
25-07170



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(1992)

RECEIVED
JUN 11 1993

Department of Water Resources
Western Regional Office

June 9, 1993

To whom it may concern:

I David Lahtinen, having resided in Owyhee County and more particularly "Little Valley" south and west of the town of Bruneau for my entire life, and being a next door neighbor to the lands now owned by Lowell Rudge do hear by attest to the irrigation and stock water use of the wells listed as claims # A51-04088 and #A51-10073.

These wells were drilled sometime between 1910 and 1915 as were most of the 4 and 5 inch wells in the area.

Mr Rudge bought the place in 1961 and put pumps in these wells for the improvement and beneficial use of his property and has continually used these waters since that time.

Sincerely,

David Lahtinen
David Lahtinen
HC 85 Box 167-A
Bruneau, Idaho 83604

Linda L. Smith
Notary Public
Not Home. ID



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 19, 1993

RE: Notice of Claims to Water Right Nos. A51-04088 & A51-10073

Lowell E. &/or Lilly J. Rudge
HC 85, Box 162
Bruneau, ID 83604

Dear Mr. and Mrs. Rudge:

We are currently in the process of preparing the above referenced Notice of Claims for court decree in the Snake River Basin Adjudication.

Claim No. A51-04088

This claim was filed based on beneficial use of water dating back to January 1, 1954. This claim is for the irrigation of 40 acres from three wells located in the NENE, Sec. 24, Twp. 07S, Rge. 04E.

Claim No. A51-10073

This claim was filed based on beneficial use of water dating back to March 15, 1974. This claim was filed as an expansion of claim A51-04088, irrigating an additional 20 acres from your wells.

On January 28, 1993, we sent you a letter requesting evidence of priority for these claims. This evidence was to be submitted by March 15, 1993. As of this date, we have not received any information regarding the priority dates claimed.

Before the Department can make a recommendation to the Court for decree of these claims, some evidence of the priority date claimed must be submitted. Again we are enclosing a brochure outlining types of evidence you may submit. If we do not receive the requested information, these claims will be recommended for disallow due to lack of evidence supporting any priority date. Please submit the requested information on or before June 15, 1993. If you should have any questions, or feel that you need help in any way, please feel free to contact me at (208)334-2190.

Sincerely,

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

5-27-93
for Mrs. Rudge -
all wells
are artesian -
put pumps on
in last 4 to 5
years due to
lowered aquifer.
KW



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

January 28, 1993

Re: Claim No(s). A51-04088

CECIL D. ANDRUS
GOVERNOR

A51-10073

R. KEITH HIGGINSON
DIRECTOR

LOWELL E RUDGE
LILLY J RUDGE
HC 85 BOX 162
BRUNEAU ID 83604

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is **NOT** to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "**Priority Date**" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is under a legal requirement to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority.

Enclosed is a pamphlet entitled "**Evidence of Priority**" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify claims in this area should be conducted this summer by Department personnel. Prior to conducting the field exams, we will contact you to discuss details and schedule a time convenient for you.

Please submit the required evidence supporting the priority date(s) by March 15, 1993, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter, or the enclosed pamphlet, please call the toll-free number listed on the back page of the pamphlet or the Western Region office shown above.

Adjudication Section
Department of Water Resources
Western Region Office