

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

2008 OCT 23 AM 10 14

RECEIVED

OCT 24 2008

DEPARTMENT OF
WATER RESOURCES

COPY

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

Water Rights: 63-5013

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

☐ Address change

XX Substitution of Party

☐ IC § 42-222 transfer

☐ Point of diversion

☐ Place of use

☐ Period of use

☐ Nature of use

☐ Split of water right

☐ Change in ownership

☐ Other

☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: October 22, 2008


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on October 22, 2008, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court	☐ overnight mail
Snake River Basin Adjudication	☒ regular mail
P.O. Box 2707	☐ hand-delivered
Twin Falls, ID 83303-2707	☐ facsimile

2. Copies to:

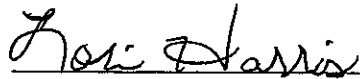
Clive Strong	☐ overnight mail
Office of the Attorney General	☒ regular mail
P.O. Box 44449	☐ hand-delivered
Boise, ID 83711-4449	☐ facsimile

United States Dept of Justice	☐ overnight mail
Environment & Natural Resource Div	☒ regular mail
550 West Fort Street MSC 033	☐ hand-delivered
Boise ID 83724	☐ facsimile

3. Copies to all parties to the subcase:

Herbert Churruca	☐ overnight mail
Bruce Churruca	☒ regular mail
PO Box 358	☐ hand-delivered
Marsing ID 83639	☐ facsimile

Frank Churruca Jr	☐ overnight mail
733 E Carol	☒ regular mail
Phoenix AZ 85020	☐ hand-delivered
	☐ facsimile



Signature of person mailing this document

RECEIVED

OCT 24 2008

COPY

DISTRICT COURT - TWIN FALLS CO., IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

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

RIGHT NUMBER:

63-5013

NAME AND ADDRESS:

HERBERT F CHURRUCA
PO BOX 358
MARSING ID 83639

BRUCE CHURRUCA
PO BOX 358
MARSING ID 83639

FRANK CHURRUCA JR
733 E CAROL
PHOENIX AZ 85020

SOURCE:

UNNAMED STREAM

TRIBUTARY: SNAKE RIVER

QUANTITY:

0.800 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

This right when combined with all other rights shall not exceed 0.02 cfs per acre.

PRIORITY DATE:

04/01/1935

POINT OF DIVERSION:

T03N R04W S36 SENESW Within CANYON County

T03N R04W S36 NWSESW Within CANYON County

PURPOSE AND

PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.780 CFS
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE:

IRRIGATION in CANYON County

T03N R04W S36	NESW	10.00	T03N R04W S36	NWSW	7.00
T03N R04W S36	SWSW	19.00	T03N R04W S36	SESW	3.00

STOCKWATER same as IRRIGATION

39 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Use of this right is combined with water from Wilder Irrigation District.

Stockwater use is for 40 range cattle.