

05/23/2013

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

RIGHT NUMBER: 2-2097A

NAME AND ADDRESS: INDIAN COVE IRRIGATION DISTRICT
27186 JOE BLACK RD
HAMMETT ID 83627

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.080 CFS

PRIORITY DATE: 06/04/1952

POINT OF DIVERSION:

T05S R07E S34 SWNW Lot 2 Within OWYHEE County

T06S R08E S6 NWNW Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

3/15 11/15

0.080 CFS

PLACE OF USE:

1279 ACRES TOTAL

Right Nos. 2-83, 2-2033 and 2-2097A are limited to the irrigation of a combined total of 1279 acres in a single irrigation season.

This right is limited to the irrigation of 4 acres within the digital boundary of the Indian Cove Irrigation District in a single irrigation season.

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

This is an aerial photograph of a river valley, likely in the western United States, showing a grid overlay for land management or surveying. The grid is composed of blue lines forming a 4x4 grid of squares. The river flows from the top right towards the bottom left. A yellow outline highlights a specific area in the center of the grid, encompassing several grid squares. The area within the yellow outline includes a large, circular, light-colored feature, possibly a dry lake bed or a large field. The surrounding landscape is a mix of brown, tan, and green, indicating different types of land cover or vegetation. Red text labels '06S07E' and '06S08E' are visible on the map, likely indicating section or township coordinates. The grid squares are numbered 1 through 16, with the numbers 1 through 12 appearing in the center and 13 through 16 appearing on the right side. The numbers 1 through 12 are also visible on the left side of the grid. The numbers 13 through 16 are visible on the right side of the grid. The numbers 1 through 12 are also visible on the bottom side of the grid. The numbers 13 through 16 are visible on the top side of the grid. The numbers 1 through 12 are also visible on the left side of the grid. The numbers 13 through 16 are visible on the right side of the grid. The numbers 1 through 12 are also visible on the bottom side of the grid. The numbers 13 through 16 are visible on the top side of the grid.

12

36

31

05S08E

06S07E

065081

13,800 Feet

10/11/94 12:59:58
Page 1

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

AJ0743NP
(00-124)

Water Right Number - R02-02097A Prefix Translation: RESEARCH Old (D) Number -
+ - - - - Last Name - - - - + + - First Name - - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
BRUBAKER JOHN M 1 - STAR RT
2 -
3 -
City- HAMMETT State- ID Zip- 83627
Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/04/1952 14 WESTERN 0.200 W - WITHDRAWN
+ - - - - Source - - - - + + - - - - Tributary - - - - - +
SNAKE RIVER COLUMBIA RIVER

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot Rflg County
05S 07E 34 SW NW 3 (73) OMYHEE
06S 07E 2 SE NW 3 (73) OMYHEE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 0.200

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.200 0.200 0.0

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
06S 07E 2 SW NW 3 3.0 01 IRRIGATION (73) OMYHEE
06S 07E 2 SE NW 3 1.0 01 IRRIGATION (73) OMYHEE
06S 07E 3 SE NE 6.0 01 IRRIGATION (73) OMYHEE

Total Acres: 10.0

+ - - Diversion Means -
+ - - Non-Irrigation Use -
+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
CLAIM WITHDRAWN 1/27/1989.
+ - - - - Old Water Right Numbers - - - - - +
A0202097

MICROFILMED
SEP 19 1996

Prefix Translation: RESEARCH

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 01/17/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X777777	Water District	-
		PQU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
SEP 19 1996

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

AJ0743NP
(00-124)

Water Right Number - A02-02097A Prefix Translation: ADJUDICATION CLAIM Old (D) Number -
+ - - - - Last Name - - - - + + - - - - First Name - - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
BRUBAKER JOHN M.
1 - STAR RT.
2 -
3 -
City- HAMMETT State- ID Zip- 83627
Phone - 208-000-0000

+ - - - - Priority Date - - - + + - - - - Region - - - + + - - - - Stage - - - + + - - - - Status - - - - +
06/04/1952 14 WESTERN + W - WITHDRAWN
+ - - - - Source - - - - + + - - - - Tributary - - - - - +
SNAKE RIVER COLUMBIA RIVER

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFLg County
05S 07E 34 SW NW 3 (73) OMYHEE
06S 07E 2 SE NW 3 (73) OMYHEE

+ - - - - Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 0.200

+ - - - - Total Div. Rate - + + - - - - Total Div. Volume - + + - - - - Total Consumptive Use - + + - - - - KW Usage - +
0.200 0.200 0.0

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
06S	07E	2	SW NW	3	3.0	01	IRRIGATION	(73) OMYHEE
06S	07E	2	SE NW	3	1.0	01	IRRIGATION	(73) OMYHEE
06S	07E	3	SE NE	6.0	01	IRRIGATION	IRRIGATION	(73) OMYHEE

Total Acres: 10.0

+ - - - - Diversion Means -
+ - - - - Non-Irrigation Use -
+ - - - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
THIS CLAIM HAS BEEN WITHDRAWN BY CLAIMANT 01/27/89. NO FEES WERE
RECEIVED AND NO REFUND IS DUE.
THIS CLAIM WAS PREVIOUSLY NUMBERED A02-02097. RENUMBERED TO
A02-02097A DUE TO DUPLICATE FILING UNDER A02-02097B.

MICROFILMED
SEP 19 1996

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

AJ0743NP
(00-124)

Water right number - A02-02097A Prefix Translation: ADJUDICATION CLAIM

+ - - - - Old Water Right Numbers - - - - - +
+ - - - - Old Water Right Numbers - - - - - +
A0202097
+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.
+ - - - - Decree Plaintiff - - - + + - - Decree Date - +
00/00/0000
+ - - - - -Comments- - - - - +
No Comments Found
+ - - - - Audit Fields - - - +
00/00/00
+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing - 00/00/0000 Field Inspection Made - 00/00/0000 Civil Case Number - 39576
Objection Filed Date - 00/00/0000 Field Inspection Flag - Old Case Number -
Response Filed Date - 00/00/0000 Verified Date - 00/00/0000 Old Judicial District -
Claim Received Date - 01/17/1989 Last Amended Date - 00/00/0000 Temporary Right - P
Receipt Number - X777777 Water District -
POU Ownership Flag - Y Federal/State Indicator - S
Name Connector - Presumption Flag -
Notice of Error Flag -

MICROFILMED
SEP 19 1996

Water Right Number - A02-02097A

Prefix Translation: ADJUDICATION CLAIM Old (D) Number -

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

*** C - CURRENT OWNER ***
BRUBAKER

JOHN M.

1 - STAR RT.
2 -
3 -

City- HAMMETT State- ID Zip- 83627
Phone - 208-000-0000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
06/04/1952 14 WESTERN

+ - - - - Source - - - - + + - - - - Tributary - - - - - +
SNAKE RIVER COLUMBIA RIVER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County

05S 07E 34 SW NW (73) OMYHEE
06S 07E 2 SE NW (73) OMYHEE

+ - - - - Description - - - - - Water Use - - - - - Diversion Rate - - - - - Diversion Volume - - - - - +
Code 01 - IRRIGATION 04/01 10/31 0.200

+ - - Total Div. Rate - - + + - - Total Div. Volume - - + + - - Total Consumptive Use - - + + - - KW Usage - - +
0.200 0.0

+ - - - - Place of Use - - - - - Description - - - - - County - - - - - +
Twn Rng Sec Tract Lot Acres Code 01 IRRIGATION (73) OMYHEE
06S 07E 2 SW NW 3.0 01 IRRIGATION (73) OMYHEE
06S 07E 2 SE NW 1.0 01 IRRIGATION (73) OMYHEE
06S 07E 3 SE NE 6.0 01 IRRIGATION (73) OMYHEE

Total Acres: 10.0

+ - - - - Diversion Means -

+ - - - - Non-Irrigation Use -

+ - - - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
THIS CLAIM HAS BEEN WITHDRAWN BY CLAIMANT 01/27/89. NO FEES WERE
RECEIPTED AND NO REFUND IS DUE.

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

Prefix Translation: ADJUDICATION CLAIM

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 01/17/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X777777	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
AUG 07 1992

WITHDRAWAL OF CLAIM IN SRBA

TO WHOM IT MAY CONCERN:

I/We hereby withdraw the Notice of Claim to
Water Right number A02-02097.

Signed at Boise Idaho

this 27th day of Jan, 1989.

John Brubaker
Claimant

MICROFILMED

AUG 07 1992

WITHDRAWN

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: A02-02097
Date Received: 1/17/1989
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

1. Name: BRUBAKER, JOHN M. DELETE
Address: STAR RT.
HAMMETT, ID 83627

2. Date of Priority: JUN 04, 1952

3. Source: DELETE CLAIM SNAKE RIVER Trib. to: SEE REMARKS
COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	07E	34		SW	NW		OWYHEE
06S	07E	2		SE	NW	3	OWYHEE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.200		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06S	07E	2	SW	NW		IRR	3.0
			SE	NW	3	IRR	1.0

Section Acres 4.0

A02-02097

Page 1

Date: 01/27/89

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AUG 07 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	07E	3	SE NE		IRR	6.0
Section Acres						6.0
Total Acres						10.0

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:

14. Remarks:

P/D ADDED BY TRANS. 2519.

A02-02097 HAS BEEN WITHDRAWN BY CLAIMANT 01/27/89. NO FEES WERE
RECEIPTED AND NO REFUND IS DUE.
A02-02097B FOR 6 ACRES IN SENE SEC. 3 HAS BEEN CLAIMED BY WEST
INDIAN COVE WATER CO. IN SRBA ON 01/17/1989 AND IN MANDATORY
CLAIM FILING DATED 06/23/1981. ELR. *****

15. Basis of Claim: LICENSE
Water Right Number: 22649

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 _____

WITHDRAWN *12/27/87*

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: A02-02097
Date Received: 1/17/1989
Receipt No:
Received By: gm

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

1. Name: JOHN M. BRUBAKER
Address: STAR RT.
HAMMETT, ID

83627

2. Date of Priority: JUN 04, 1952

3. Source: SNAKE RIVER

Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	07E	34		SW	NW		OWYHEE
06S	07E	2		SE	NW	3	OWYHEE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.200		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06S	07E	2	SW	NW		IRR	3.0
			SE	NW	3	IRR	1.0
Section Acres							4.0

A02-02097

Page 1

Date: 01/27/89

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AUG 07 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	07E	3	SE NE		IRR	6.0
Section Acres						6.0
Total Acres						10.0

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:

14. Remarks:

P/D ADDED BY TRANS. 2519.

A02-02097 HAS BEEN WITHDRAWN BY CLAIMANT 01/27/89. NO FEES WERE RECEIPTED AND NO REFUND IS DUE.

A02-02097B FOR 6 ACRES IN SENE SEC. 3 HAS BEEN CLAIMED BY WEST INDIAN COVE WATER CO. IN SRBA ON 01/17/1989 AND IN MANDATORY

CLAIM FILING DATED 06/23/1981. ELR. *****

15. Basis of Claim: LICENSE
Water Right Number: 22649

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): *John Brubaker* Date: 1-27-89
_____ Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 27 day

of Dec 19 88

Elda J. Smith
Notary Public

Residing at Boise

My Commission Expires 09/08/1989

Seal