

08/30/2006

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: See cover letter

Water right number: 47-2521

HAROLD I BULCHER

5705 US HWY 93

JEROME ID 83338

Telephone Number: (208)324-2000

BRUCE L BULCHER

3627 E 3300 N

HANSEN ID 83334

Telephone Number: (208)423-6229

RECEIVED
DEC 08 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 12/4/06

SIGNATURE:

Bruce L Bulcher

Please print your name:

BRUCE L. Bulcher

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, 2087363033

10/26/2005

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

RIGHT NUMBER: 47-2521
NAME AND ADDRESS: HAROLD I BULCHER
5705 US HWY 93
JEROME ID 83338

BRUCE L BULCHER
3627 E 3300 N
HANSEN ID 83334

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 2.000 CFS
586.000 AFY

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.

PRIORITY DATE: 10/25/1948

POINT OF DIVERSION:

T11S R19E S18 NENENE Within TWIN FALLS County
T11S R19E S18 SESENE Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	2.000 CFS

PLACE OF USE: IRRIGATION Within TWIN FALLS County

T11S R19E S18	NENE	35.0	T11S R19E S18	NWNE	37.5
T11S R19E S18	SWNE	39.0	T11S R19E S18	SENE	35.0

146.5 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of this right is combined with water from Twin Falls Canal Co.



POD for 47-2531 on licensed POU

Plate No: A0016292

GPS- Bruce2

Appears to be some unapproved transferring of licensed water going on here. According to Lee, Bruce told him that the area appurtenant to license 47-2521 is no longer irrigated with ground water and is exclusively TFCC now, he told Lee that those wells have been abandoned and plugged up. Apparently the claimant is using both licenses on the 47-2531 POU and on the non-claimed land (11S 19E S18 SESW SWSE SESE & NESE NWSE).

The POU **claimed** in 47-2531 (not the licensed POU) was purchased in 1990 and the unapproved transfer from licensed to claimed POU occurred in 1995. Will have to recommend licensed POU and POD for 47-2531.

File No.
A47-02521 =02531

Bruce Bulcher
3627 E 3300 N
Hansen

8/30/05

Yesterday I called Bruce and he informed me his Uncle Harold I Bulcher {died} and should be taken off file. So while we were reviewing these water right files he said the yellow area in file 2521 is all Canal Co. water and in file 2531 almost all of the land is irrigated with large circle irrigation systems and some of the corners are hand line irrigation, with some small corners left dry. Looking back into the 10/09/2000 photo's 2521 file of the two POD's he informed me that both of these POD's are abandoned ,plugged and long covered up, these two rights have been transfer to the land further down the photo to the area in blue where well POD is now. The domestic well is a sub. Well by labor house [see GPS] IN 2531 file CC POD is shown from canal with pipes. All water is co-mingled . Bruce said the area in file 2531 was purchased in approx. 1990 from the old Joe Savage bankruptcy and the POU was moved from the licensed location in approx. 1995

Irrigation = General Electric motor 50 HP 60 Cycle = SVC Factor 1.15 Frame 405P 220/440 Speed 1765 60
cycle = SN XG6874319

Description	GPS Name & No.	Position No.	USR No.	Plate No.	Photo No.
Domestic	Bruce 1	2477873	1251998	A0016292	1060697
Irrigation	" 2	2477645	1251736	293	698

Lee R. Peterson

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A47-02521,
A47-02531

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent JEANIE M ROBERTSON

DATE
April 14, 1995 3:35pm

CUSTOMER
Harold and Bruce Bulcher

SUBJECT: New Claim

Harold was in last week and wanted to amend A47-02521, changing the P/U from the original license, as he claimed, to show how the system was actually used. He and his nephew, Bruce, came back in today and explained their system. They own 360 acres and have 280 canal shares (appurtenant to the NE quarter, the north half of the SE quarter, and the SESE quarter.) They bought the property in April of 1987 and put in the current system, which co-mingles the water in ponds and ditches. The wells in the NE quarter have been abandoned and they only use the well in the SWNESE. They stated the well pumps approximately 50". They decided to leave A47-02521 as claimed and file on the unclaimed well for A47-02531, but claiming the P/U in the SESW and the SWSE (instead of the NESE and NWSE as originally licensed). It would appear to be an Accomplished Transfer based on the dates as stated. It also appears the sytem is a PPU.

I gave Bruce an O/C form for A47-02521 as he bought his father's (Louis) interest.

[Licenses 47-02504 and 47-02506 were originally appurtenant to these 80 acres (SESW, SWSE) but are no longer.]

NOV 28 1996

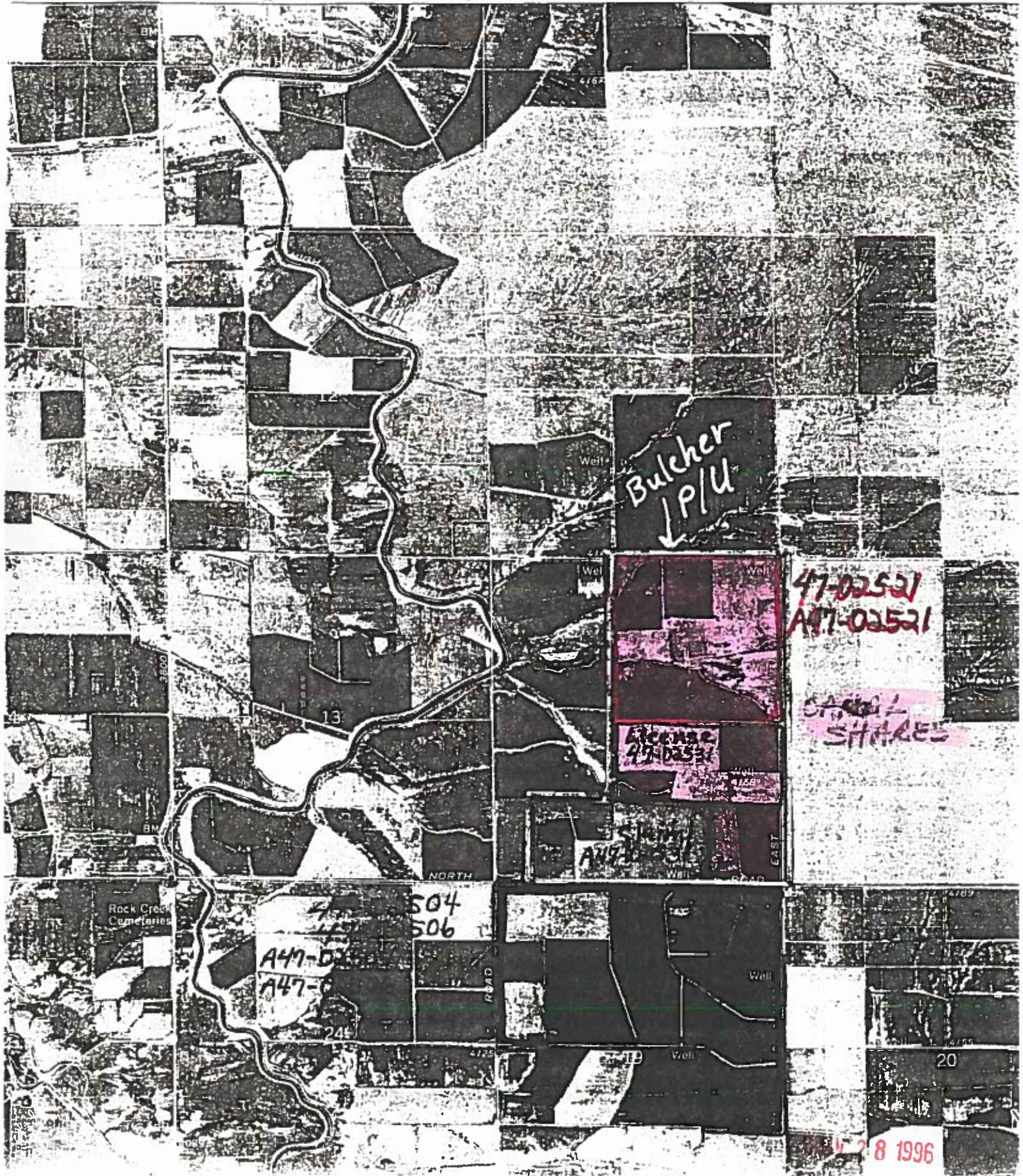
RIOLE RISE

CC24

STRICKER BUTTE QUADRAN
IDAHO

7.5 MINUTE SERIES (ORTHOPHOTC

21 22 17' 30" 23 4 080 000 FEET 24 25



* see original map in A47-02531



47-2521



2004 Imagery

R18E R19E

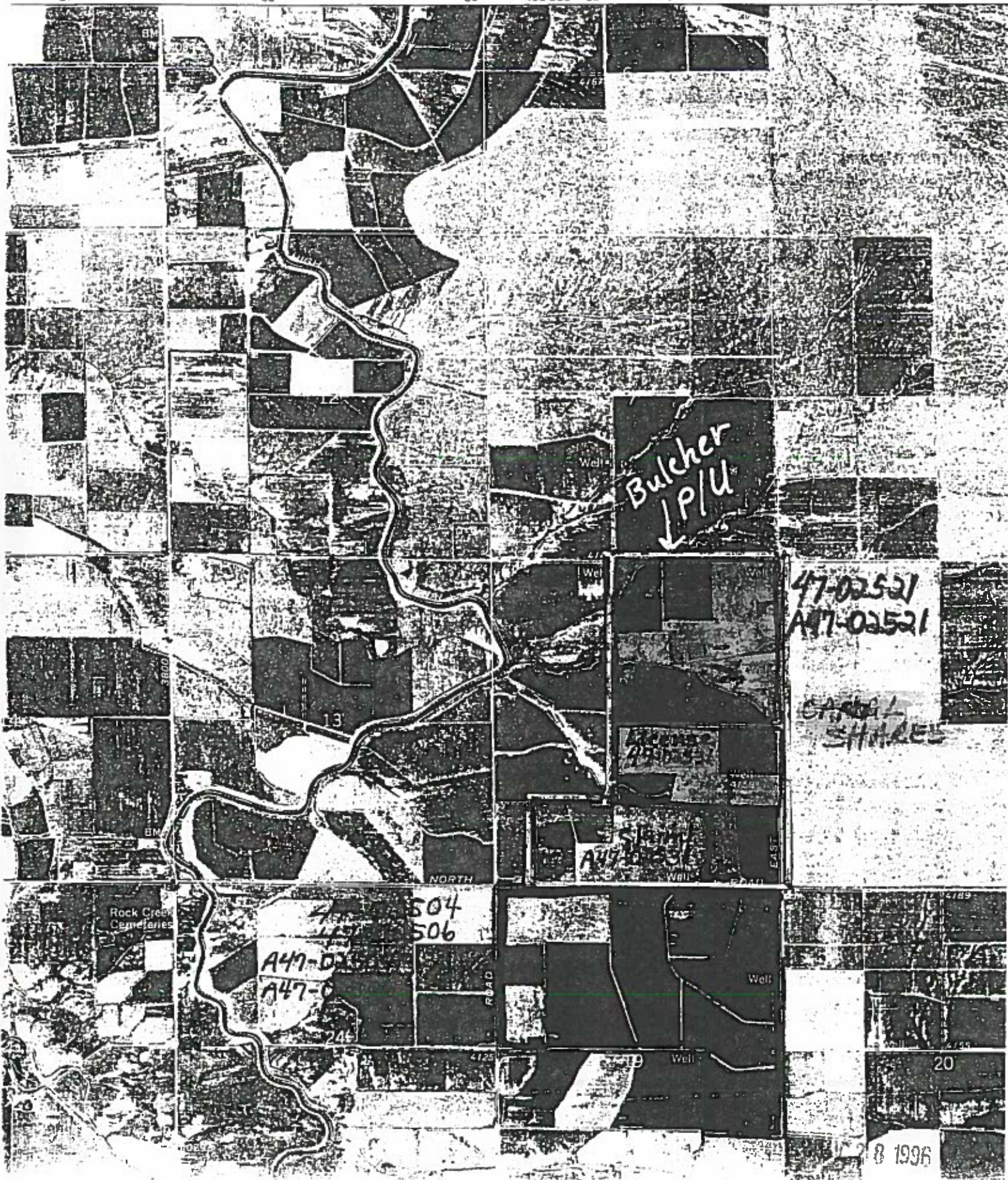
CC24

STRICKER BUTTE QUADRAN
IDAHO

7.5 MINUTE SERIES (ORTHOPHOTC

47-02521

21 22 17' 30" 23 4080000 FEET 24 25



47-2521

REMARK
CODESTANDARD
REMARK

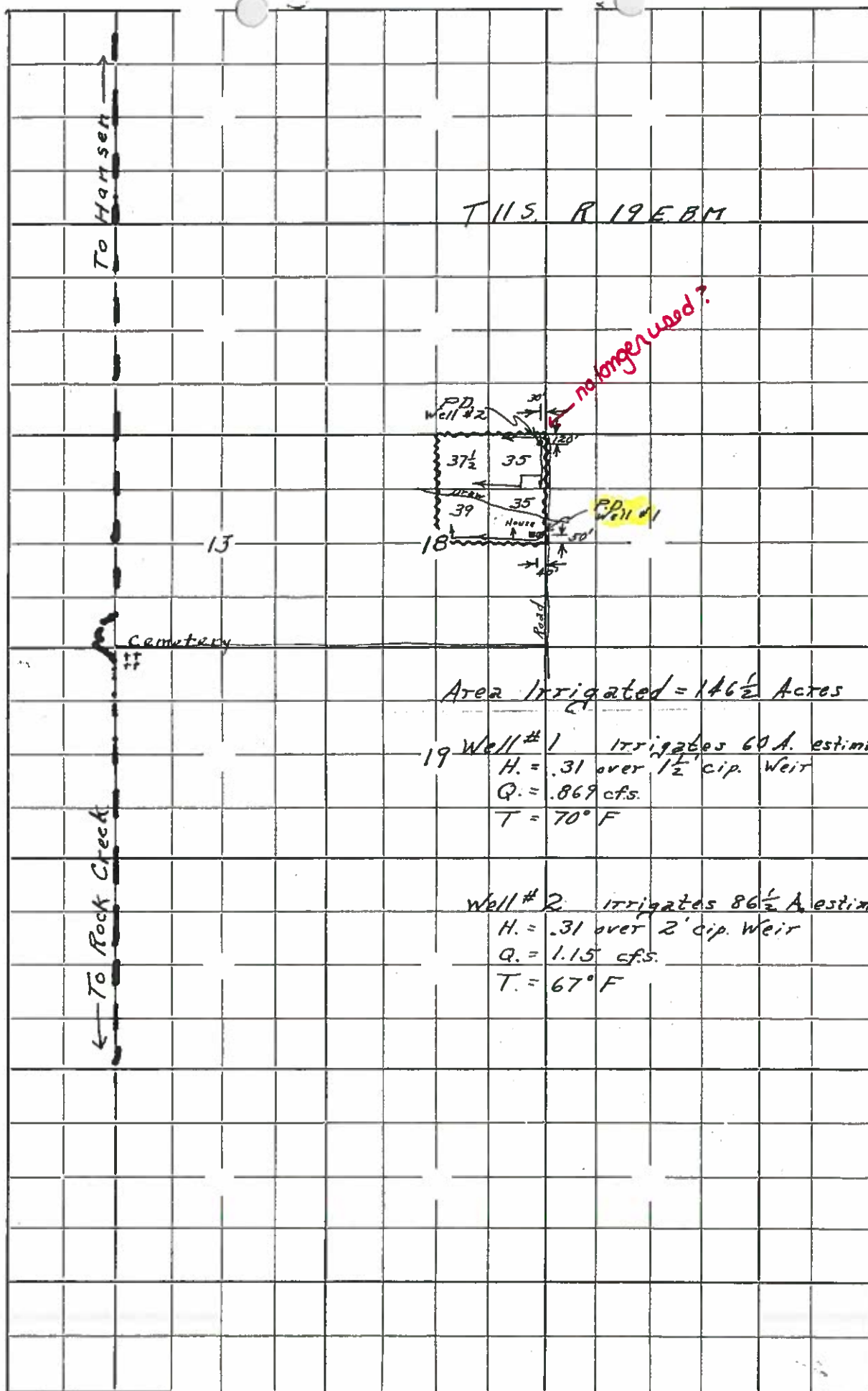
- D08 A DIVERSION RATE OF _____ CFS PER ACRE AT THE FIELD HEADGATE IS INCLUDED IN THE RATE OF DIVERSION FOR THE PLACE OF USE DESCRIBED ABOVE.
- E01 *in 2521* USE OF THIS RIGHT WITH RIGHT NO. A47-02531 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.7 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 800 AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 1000 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 200 ACRES IN A SINGLE IRRIGATION SEASON.
- E02 USE OF THIS RIGHT WITH RIGHT NO. _____ AND OTHER RIGHTS LISTED THEREIN IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF _____ CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF _____ AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF _____ AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF _____ ACRES IN A SINGLE IRRIGATION SEASON.
- E03 USE OF THIS RIGHT WITH RIGHTS LISTED ABOVE IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF _____ CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF _____ AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF _____ AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF _____ ACRES IN A SINGLE IRRIGATION SEASON.
- E04 USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF _____ CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF _____ AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF _____ AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF _____ ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: _____.
- E05 USE OF THIS RIGHT WITH OTHER RIGHTS IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF _____ CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF _____ AF, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF _____ AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF _____ ACRES IN A SINGLE IRRIGATION SEASON.
- E06 THIS RIGHT, WHEN USED IN COMBINATION WITH A SUPPLEMENTAL WATER SUPPLY, MAY BE USED TO IRRIGATE _____ ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
- E07 THIS RIGHT AND RIGHT NO. _____ ARE EACH DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF THESE RIGHTS IS LIMITED TO _____ (capacity of diversion system).
- E08 THIS RIGHT AND RIGHTS LISTED BELOW ARE EACH DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF DIVERSION OF THESE RIGHTS IS LIMITED TO _____ (capacity of diversion system). OTHER RIGHT NOS.:

NOV 28 1996

47-0521

REMARK CODE	STANDARD REMARK
K02	THIS RIGHT IS AN EXPANSION OF RIGHT NO. _____ PURSUANT TO IDAHO CODE 42-1416(2).
K03	RIGHT NO. _____ IS AN EXPANSION OF THIS RIGHT PURSUANT TO IDAHO CODE 42-1416B.
K04	THIS RIGHT IS AN EXPANSION OF RIGHT NO. _____ PURSUANT TO IDAHO CODE 42-1416B.
K05	THE NUMBER OF IRRIGATED ACRES FOR THIS RIGHT WAS DETERMINED BASED ON A DIVERSION RATE OF ____ CFS PER ACRE AT THE FIELD HEADGATE.
K06	THIS RIGHT IS LIMITED TO THE IRRIGATION OF <u>147</u> ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
K07	THE APPROPRIATOR MUST, BY MARCH 1 OF EACH YEAR, IDENTIFY IN WRITING TO IDWR THE PARTICULAR _____ ACRES TO BE IRRIGATED DURING THE IRRIGATION SEASON PURSUANT TO THIS RIGHT.
K08	UNLESS WATER HAS BEEN DEEMED AVAILABLE TO FILL THE EXPANSION RIGHT AS PROVIDED BY IDAHO CODE 42-1416B, THEN THE APPROPRIATOR MUST, BY MARCH 1 OF EACH YEAR, IDENTIFY IN WRITING TO IDWR THE PARTICULAR _____ ACRES TO BE IRRIGATED DURING THE IRRIGATION SEASON PURSUANT TO THIS RIGHT.
P01	NO LAWFUL APPROPRIATION SHOWN.
P02	RIGHT NOT CLAIMED IN PRIOR ADJUDICATION.
P03	NO BENEFICIAL USE FOUND.
P04	FORFEITED/ABANDONED.
P05	CHANGE IN USE; INSUFFICIENT EVIDENCE OF DATE OF CHANGE.
P06	RECOMMENDED AS RIGHT NO. _____.
P07	RECOMMENDED AS RIGHT NO. _____ IN BASIN _____ REPORT.
P08	PERMIT LAPSED.
P09	PERMIT RELINQUISHED.
P10	FUTURE CLAIM TO THIS RIGHT BARRED.
P11	CLAIM INCOMPLETE.
P12	INSUFFICIENT FEES.

NOV 28 1996



Area Irrigated = $146\frac{1}{2}$ Acres

19 Well #1 Irrigates 60 A. estimated
 H. = .31 over $1\frac{1}{2}$ ' cip. Weir
 Q. = .869 cfs.
 T = 70° F

Well #2 Irrigates $86\frac{1}{2}$ A. estimated
 H. = .31 over 2' cip. Weir
 Q. = 1.15 cfs.
 T. = 67° F