

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 37-20349
Date Received: 10/6/00
Receipt No: S023430
Received By: D. Jones

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JERRY TURCO Phone: (201)460-8981

313 WEST 53RD
NEW YORK NY USA 10019

2. Date of Priority: 11/01/1999

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
01N	18E	13	SE SE	BLAINE

5. Description of diverting works:

Well, pump

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
DOMESTIC	01/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.04 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:
Number of homes: 1

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	18E	13	SE	SE	DOMESTIC	

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

Domestic use includes landscaping and stockwater for 5 horses.
Place of use further described as Lot 10 Dean Ranch Subdivision.
Receipt number S023430.

15. Basis of Claim: Beneficial Use

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CIVIL CASE NUMBER: 39576

Identification No. 37-20349
Date Received 10/6/2000
Receipt Number 3023430

RECEIVED **NOTICE OF CLAIM**
TO A
WATER RIGHT

OCT - 4 2000
Department of Water Resources
Southern Region

RECEIVED
OCT - 6 2000
Department of Water Resources
Southern Region

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Jerry Turco Phone (201) 460-8981

Mailing Address 313 W. 53rd, New York, NY Zip 10019

2. Date of Priority (Only one per claim) 11/1/99 Month/Day/Year

3. Source of water supply (Check one) ☒ Groundwater or Other () (a) _____
which is tributary to (b) _____ Name or kind of source

4. Location of point of diversion is: Township 1N Range 18E

Section 13, SE 1/4 of SE 1/4 of _____ 1/4, Govt. Lot _____, BM.,

County of Blaine

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. _____

Pump

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Domestic purposes from 1/1 Month/Day to 12/31 Month/Day amount 0.04 (cfs)

(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.04 cfs(cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Domestic - 1 house; Stock - 5 horses

10. Place of use is: Township: 1N Range 18E
Section 13, SE 1/4 of SE 1/4, Govt. Lot _____, B.M.,

County of Blaine for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? Blaine

12. Do you own the property listed above as place of use? Yes X No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
None

14. Remarks: None

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) [Signature] Date 9-21-00

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing

document in the space below as _____ of _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this 21st day of September 2000

SEAL FLORENCE FITZPATRICK
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Jan. 21, 2003

Notary Public Florence Fitzpatrick

Residing at 94 Brookline Ave, Nutley, NJ 07110

My Commission Expires _____

Last Name Turco Ident No. 37-20349

Copies: White-State, Yellow-Claimant

11/11/2006

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

RIGHT NUMBER: 37-20349

NAME AND ADDRESS: JERRY TURCO
313 W 53RD
NEW YORK NY 10019

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

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

PRIORITY DATE: 11/01/1999

POINT OF DIVERSION:

T01N R18E S13 SESE Within BLAINE County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.040 CFS

PLACE OF USE: DOMESTIC in BLAINE County

T01N R18E S13 SESE

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 is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



Idaho Department of Water Resources

SRBA Recommendation:

37-20349

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Blaine County
IDWR Basin 37



0 0.1 0.2 Miles

Prepared by N. Erickson
On Saturday, November 11, 2006
2004 Aerial Photography



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

10/6/00

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Fritz Haemmerle, Esq.
THE ROARK LAW FIRM
409 NORTH MAIN STREET
HAILEY ID 83333

RE: Turco Claims

Dear Fritz,

Enclosed are printouts of the Turco claims and a receipt for the filing fees. Please review the information and get back with me if there are any errors.

Thank you for your prompt attention to the fee issue. Let me know if you any other questions or need further assistance.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Douglas Jones'.

Douglas Jones, PE
Water Rights Supervisor
Southern Adjudication Unit

Enc.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

10/4/00

Fritz X. Haemmerle, Esq.
ROARK LAW FIRM
409 NORTH MAIN STREET
HAILEY ID 83333

Via facsimile

RE: Turco Claims

Dear Fritz,

This office has received the two claims for Jerry Turco recently sent by you. It appears that filing fees were not attached to the mailing and therefore the claims have not been officially accepted.

I will hold the claims for a short time for you to forward appropriate fees. The amounts are: \$25 for the domestic claim; and \$110 for the irrigation claim (\$50 flat fee + \$10 variable fees @\$1.00/acre + \$50 late fee). One check would be acceptable for both fees.

Please respond at your earliest opportunity (by fax, phone or email) that fees will be sent promptly. The claims will be returned to you on or shortly after 10/16/00 in the absence of payment, unless arrangements are made.

Thank you for your attention to this matter, and I look forward to hearing from you soon.

Sincerely,

Douglas Jones, PE
Water Rights Supervisor
Southern Adjudication Unit

djones@idwr.state.id.us

TRANSMISSION VERIFICATION REPORT

TIME : 10/04/2000 15:21
NAME : IDWR SOUTHERN REGION
FAX : 2087363037
TEL : 2087363033

DATE, TIME
FAX NO./NAME
DURATION
PAGE(S)
RESULT
MODE

10/04 15:21
912087883918-540044
00:00:22
01
OK
STANDARD
ECM



THE ROARK LAW FIRM^{LLP}

ATTORNEYS AND COUNSELORS AT LAW

409 NORTH MAIN STREET

HAILEY, IDAHO 83333

TEL: 208-788-2427 • FAX: 208-788-3918

R. Keith Roark
K. Ellen Baxter
Fritz X. Haemmerle
Jennifer L.K. Haemmerle
Douglas Nelson
James W. Phillips

October 3, 2000

TWIN FALLS OFFICE:
300 2nd Avenue East
P.O. Box 2956
Twin Falls, Idaho 83308-2956
Tel: 208-733-3945
Fax: 208-733-4477

Douglas Jones
Department of Water Resources
1341 Fillmore Street
Suite 200
Twin Falls, ID 83301-3380

RECEIVED

OCT - 4 2000

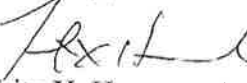
Department of Water Resources
Southern Region

Re: *Water Claims by Jerry Turco*

Dear Doug:

Please find enclosed two water claims made by my client, Jerry Turco. Please file the claims. If the claims are not correct or if you need further information, please do not hesitate to call. Thank you for your assistance.

Sincerely,


Fritz X. Haemmerle

FXH:hbs



THE ROARK LAW FIRM^{LLP}
ATTORNEYS AND COUNSELORS AT LAW

409 NORTH MAIN STREET
HAILEY, IDAHO 83333
TEL: 208-788-2427 • FAX: 208-788-3918

R. Keith Roark
K. Ellen Baxter
Fritz X. Haemmerle
Jennifer L.K. Haemmerle
Douglas Nelson
James W. Phillips

TWIN FALLS OFFICE:
300 2nd Avenue East
P.O. Box 2956
Twin Falls, Idaho 83308-2956
Tel: 208-733-3945
Fax: 208-733-4477

October 5, 2000

RECEIVED

OCT - 6 2000

Department of Water Resources
Southern Region

Douglas Jones, P.E.
Water Rights Supervisor
Southern Adjudication Unit
Department of Water Resources
1341 Fillmore Street
Suite 200
Twin Falls, ID 83301-3380

Re: *Turco Claims*

Dear Mr. Jones:

Pursuant to your letter of October 4, 2000, please find enclosed a check in the amount of \$135.00 for the filing fees in the above referenced claim.

Sincerely,

Heidi Southward
Legal Assistant

Enclosure