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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5142
WATER RIGHT NO. 57-10726

This is to certify that: ELIAS JACA
INEZ JACA
817 BLAINE AVE
NAMPA ID 83651

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	* 0.19 CFS	* 10.8 AF

SOURCE

TRIBUTARY OF

SPRINGS	SINKS
SPRINGS	JOHNSTON DRAW
DOBSON CREEK	REYNOLDS CREEK
SPRINGS	DOBSON CREEK
UNNAMED STREAMS	DOBSON CREEK
SPRINGS	REYNOLDS CREEK, EAST FORK
UNNAMED STREAMS	REYNOLDS CREEK, EAST FORK
REYNOLDS CREEK, EAST FORK	REYNOLDS CREEK
REYNOLDS CREEK, WEST FORK	REYNOLDS CREEK
SPRINGS	REYNOLDS CREEK, WEST FORK
UNNAMED STREAMS	REYNOLDS CREEK, WEST FORK

Priority: 06/01/1904

LOCATION OF POINT(S) OF DIVERSION:

SENESEW , Sec. 3, Township 04S, Range 04W
SWNWSW , Sec. 3, Township 04S, Range 04W
SESENE , Sec. 4, Township 04S, Range 04W
SWNESE , Sec. 4, Township 04S, Range 04W
SWNWNE , Sec. 34, Township 03S, Range 04W
Lot 2(SESENE), Sec. 34, Township 03S, Range 04W
NWSWNW , Sec. 3, Township 04S, Range 04W
SESENEW , Sec. 3, Township 04S, Range 04W
SENWNE , Sec. 9, Township 04S, Range 04W
SWSWSW , Sec. 11, Township 04S, Range 04W
NWSESEW , Sec. 11, Township 04S, Range 04W

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**TRANSFER NO. 5142
WATER RIGHT NO. 57-10726**

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 12, Township 04S, Range 04W
 SESWSW , Sec. 12, Township 04S, Range 04W
 SESWNE , Sec. 14, Township 04S, Range 04W
 NWSENW , Sec. 14, Township 04S, Range 04W
 NENE , Sec. 15, Township 04S, Range 04W
 SENWNE , Sec. 15, Township 04S, Range 04W
 OWYHEE County

PLACE OF USE: STOCKWATER**TWN RGE SEC**

03S 04W	34	NWNE	SENE	
04S 04W	3	SWNW	SENW	NESW
		NWSW	SWSW	
	4	SENE	NESE	
	9	NENE	NWNE	SENE
	10	NWNW		
	11	SWSW	SESW	
	12	NWSW	SWSW	
	14	SWNE	NWNW	SENW
	15	NENE	NWNE	

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water diverted under this water right will be regulated by the watermaster of State Water District No. 57R.
2. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- * 4. The total instantaneous diversion of water from all points of diversion under Transfer 5142 shall not exceed 0.19 cfs, nor a total combined annual volume of 10.8 af.
5. Two points of diversion are located within SWNWNE, S34, T03S, R04W.

Dated this 17 day of

th
April, 1998

J. Glen Saxton
 Chief, Water Allocation Bureau

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MAR 27 1988

Department of Water Resources

FILED

A.M. 2:20 P.M.

MAR 23 1988

BARBARA JAYO, CLERK

JOANN McDANIEL

JIM JONES
Attorney General

PHILLIP J. RASSIER
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Department of Water Resources
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Boise, ID 83720
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IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO IN AND FOR THE COUNTY OF OWYHEE

IN THE MATTER OF THE GENERAL
DETERMINATION OF THE RIGHTS
TO THE USE OF THE SURFACE AND
GROUND WATERS OF REYNOLDS
CREEK DRAINAGE COMMONLY KNOWN
AS REYNOLDS CREEK DRAINAGE
BASIN

Civil No. 3456

DECREE

A. KENNETH DUNN, Director of
the Department of Water
Resources,

Plaintiff and Petitioner,

vs.

ADAMS, Larry, et al.,

Defendants.

STATE OF IDAHO }
County of Owyhee }

I hereby certify that the foregoing instru-
ment is a true and correct copy of the
original on file in this office

Dated 5-24-88 1988

Barbara Jayo, Clerk of the District Court

Joann McDaniel
Deputy Clerk

The report of the director of the Idaho Department of Water Resources ("Director herein") entitled PROPOSED FINDING OF WATER RIGHTS IN THE REYNOLDS CREEK DRAINAGE BASIN ("Proposed Finding" herein) was filed with this court on June 28, 1985. The report contains findings of fact, conclusions of law, existing applica-

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50 years, and now is, customarily made in the Reynolds Creek Basin by Upper Users and by Lower Users, and is an historically recognized water use practice which is in the local public interest. All parties agree that this Stipulation does not address the priorities of any rights, claims or permits for flood or "excess" water for which Findings as to priorities have not been proposed by the Director.

DATED this 18 day of March, 1988.

JIM R. DOOLITTLE

JIM R. DOOLITTLE
District Judge

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OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BENITA GABICA	06/01/1904	STOCKWATER	01/01 12/31	0.080 CFS	8.10 AFA
C	RICHARD GABICA		DOMESTIC	01/01 12/31	0.040 CFS	1.20 AFA
	403 W LINCOLN					
	NAMPA ID 83651					
TOTAL DIVERSION:					0.080 CFS	9.30 AFA

Water Source: SPRINGS
UNNAMED STREAMS
SPRINGS
UNNAMED STREAMS

Tributary to: REYNOLDS CREEK, EAST FORK
REYNOLDS CREEK, WEST FORK
REYNOLDS CREEK, WEST FORK
REYNOLDS CREEK, EAST FORK

Stage: DECREED

Point(s) of Diversion:	T04S R04W S11	SWSW	SESW	OWYHEE County
	S12	SWSW		OWYHEE County
	S14	SESW	NWSE	OWYHEE County
	S15	NENE	NWNE	OWYHEE County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE			
NENE NWNE SWNE SENE				NENW NWNW SWNW SENW				NESW NWSW SWSW SESW				NESE NWSE SWSE SESE			
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac								
04S	04W	11	:	:	:	S	S	:	:	:	:	:	:		
04S	04W	12	:	:	:	S	:	:	:	:	:	:	:		
04S	04W	14	:	:	S	:	:	:	S	:	:	:	:		
04S	04W	15	:	S	S	:	:	:	:	:	:	:	:		

Place of use location for DOMESTIC is the same location as described for: STOCKWATER

Pou County: OWYHEE

Remarks: GEN Stockwater use is for 600 range cattle.

Dates: App. Received: Priority Date: 06/01/1904
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 57R Field Exam Fee:

Comments: Date: 04/17/1998 User-ID: PSKAGGS Subject: TRANSFER 5142
SEE X57-10726. Original transfer documents will be found in
paper file 57-01018 until SRBA decree file is received & files
57-01018\01019\01020\01131 & 01132 are combined into 57-10726.

Audit: 10/06/94 SCURTIS 10/27/94 DCRE-UPD 04/17/98 PSKAGGS 06/16/98 PSKAGGS

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MEMORANDUM

TO: File 57-10726

FROM: Pam Skaggs^{PS}/State Office

SUBJECT: Transfer 5142

DATE: April 13, 1998

Transfer 5142 changes the points of diversion and place of use under Right 57-10726. The application states that no changes to historic use will occur, only corrections to the right as recorded. The change will also remove the right from several quarter quarters of land owned by BLM and assist in the removal of their objection to final SRBA recommendation.

Region staff did not contact the watermaster of Water District 57-R for comment. I will pursue collecting the required information and hold processing of the approval until the matter is resolved. Standard diversion volume was identified for 800 range cattle as identified under the SRBA recommendation

Recommended conditions include watermaster control, multiple points of diversion/measuring devices and standard transfer conditions.

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MEMORANDUM

TO: FILE 57-01019
FROM: PAM SKAGGS
RE: TRANSFER # 5142
DATE: 9-27-97

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 57-01018.

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