

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number. See IDWR File



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JAN 30 2001

The Owyhee Avalanche

P.O. BOX 97 • HOMEDALE, ID 83628 • 208/337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) SS
COUNTY OF OWYHEE)

RECEIVED

JUN 30 2000

WATER RESOURCES
WESTERN REGION

I, Joe E. Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the publisher of The Owyhee Avalanche, a newspaper of general circulation printed and published weekly, on Wednesday of each and every week, in the City of Homedale, County of Owyhee and State of Idaho.

3. That the said The Owyhee Avalanche has been printed and published continuously and uninterruptedly in said County during a period of more than seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in

said newspaper, in Two (2)

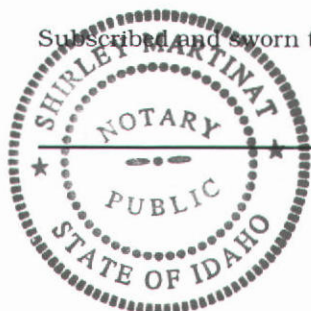
(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

June 21 and 28, 2000

Signed



Subscribed and sworn to me this 28th day of June A.D., 2000




Notary Public in and for the State of Idaho
Residing at Homedale, Idaho
Commission expires 04/22/2002

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NOTICE OF PROPOSED CHANGE OF WATER RIGHT, TRANSFER NO. 5761

Notice is given that JOHN URQUIDI of HC 85, Box 135, Bruneau, ID 83604-9703, has applied to the Department of Water Resources to change a Point of Diversion pursuant to I.C. 42-222 for the following decree diverted from the Bruneau River in Owyhee County.

51-00037, priority 4/1/1897,, 70 cfs diversion unspecified for irrigation of 160 acres in the W1/2 S15 and the E 1/2 NES16 T6S R5E.

Recommended in the Snake River Basin Adjudication (SRBA) for .28 cfs diverted from the NWSWSE S5 T7S R6E for irrigation of 7 acres in the W 1/2 SW S15 T6S R5E.

PROPOSED CHANGE

Modify decree to match the SRBA recommendations and move the Point of Diversion from Canal Co. works to private works located in the SWSW S15 T6S R5E in order to satisfy an objection filed in the SRBA.

Any protest against the approval of the proposed change must be filed with the Idaho Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705-5082, together with a protest fee of \$25 for each application on or before July 10, 2000. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

6/21,28/00

File Edit View Favorites Tools Help



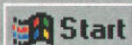
Address http://www.srba.state.id.us/STS088.HTM

Go Links

51-00029A		DEPT OF FISH & GAME	PD ISSUED
51-00029B	3-06-2000	BLACK, ALBERT	PD ISSUED
51-00030	3-06-2000	BLACK, ALBERT	PD ISSUED
51-00031	10-28-1999	SIMPLOT SELF DECLARATION REVOC	PD ISSUED
51-00032	10-28-1999	SIMPLOT SELF DECLARATION REVOC	PD ISSUED
51-00033	10-28-1999	SIMPLOT SELF DECLARATION REVOC	PD ISSUED
51-00034A		SIMPLOT SELF DECLARATION REVOC	PD ISSUED
51-00034B		DEPT OF FISH & GAME	PD ISSUED
51-00035A		SIMPLOT SELF DECLARATION REVOC	PD ISSUED
51-00035B		DEPT OF FISH & GAME	PD ISSUED
51-00036A		SIMPLOT SELF DECLARATION REVOC	PD ISSUED
51-00036B		DEPT OF FISH & GAME	PD ISSUED
51-00037	7-14-2000	URQUIDI, JOHN	TRIAL SET
LAST EVENT/DATE:		MISCEL DUE	5-26-2000
NEXT EVENT/DATE:		DISCVY CUTOFF	6-23-2000
51-00042A	3-06-2000	DEPT OF FISH & GAME	PD ISSUED
51-00042B	3-23-2000	PROW, RONALD E	PD ISSUED
51-00042C	3-23-2000	TURNER, GEORGE	PD ISSUED
51-00043A	3-06-2000	DEPT OF FISH & GAME	PD ISSUED
51-00043B	3-23-2000	PROW, RONALD E	PD ISSUED
51-00043C	3-23-2000	TURNER, GEORGE	PD ISSUED
51-00044A		DEPT OF FISH & GAME	PD ISSUED
51-00044B	3-23-2000	PROW, RONALD E	PD ISSUED
51-00044C	3-23-2000	TURNER, GEORGE	PD ISSUED
51-00045A		DEPT OF FISH & GAME	PD ISSUED
51-00045B	3-23-2000	PROW, RONALD E	PD ISSUED
51-00045C	3-23-2000	TURNER, BETTY L.	PD ISSUED

Done

Internet



Microsoft Word

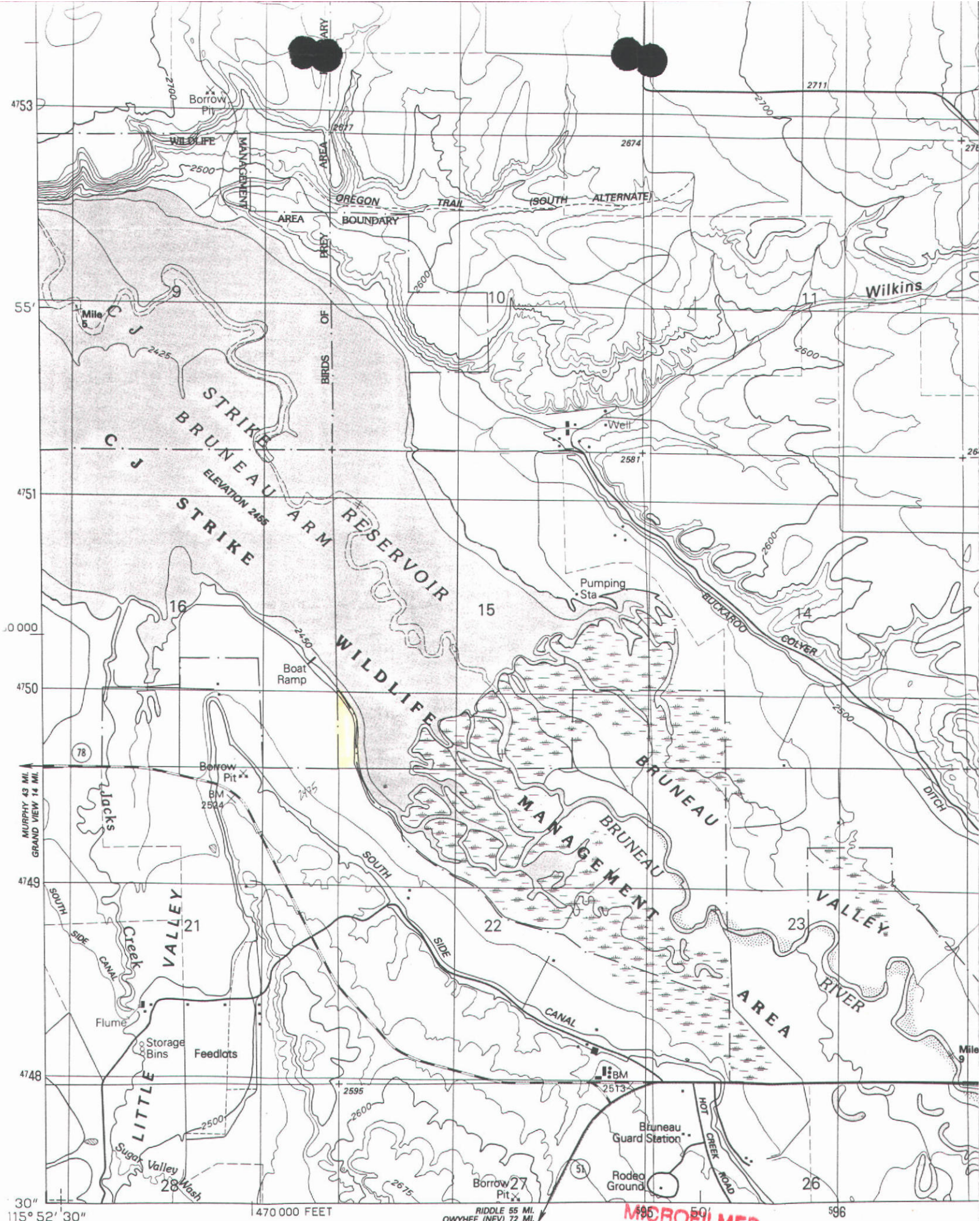
PATHWORKS 32 VT320

SRBA - IWATRS REP...

1:10 PM

JAN 30 2001

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Produced by the United States Geological Survey

Control by USGS and NOS/NOAA

Compiled from aerial photographs taken 1946. Revised from aerial photographs taken 1987. Field checked 1990. Map edited 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5761
WATER RIGHT NO. 51-00037

This is to certify that: **JOHN URQUIDI**
HC 85 BOX 135
BRUNEAU ID 836049703

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>
IRRIGATION	03/01 to 11/15	0.21 CFS	28.0 AF
STOCKWATER	04/01 to 10/31	0.07 CFS	2.4 AF
	Totals	0.28 CFS	30.4 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
BRUNEAU RIVER	SNAKE RIVER

Priority: 04/01/1897

LOCATION OF POINT(S) OF DIVERSION: SWSW , Sec. 15, Township 06S, Range 05E
OWYHEE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	05E	15	SWSW	7		7
Total number of acres irrigated:						7

PLACE OF USE: STOCKWATER, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use and shall not exceed 13,000 gallons per day.
2. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.

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TRANSFER NO. 5761
WATER RIGHT NO. 51-00037

CONDITIONS OF APPROVAL AND REMARKS

3. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
7. All water rights within Basin 51 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.

Dated this 27th day of November, 2000.


Chief, Water Allocation Bureau

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AUG 29 2000

RECEIVED

MAY 19 2000

Form 1-222
12-92

(Internet)

Department of Water Resources

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 5761
WATER RESOURCES
WESTERN REGIONAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant John Urquidi Phone (208) 845-2844Post Office address HC 85 Box 135, Bruneau, ID 83604-9703

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes To effect the settlement of a dispute between
Claimant & Objector canal companies by transferring point of diversion from the
canal companys' diversionary works & delivery system

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|-----------------|---------------|-----------------------|------------------|-------------------|
| 51-00037 | Apr. 11, 1897 | .21 cfs | Irrigation | Mar. 1 to Nov. 15 |
| | | .07 cfs | Stockwater | Apr. 1 to Oct. 31 |
| | | | | to |
| | | | | to |
2. Total amount of water being transferred .28 cubic feet per second and/or N/A acre-feet per annum.
3. Source of water Bruneau River tributary to Snake River
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	W1/2	SW	SW	15	06S	05E	Owyhee	Pumping From Reservoir/River

5. Lands irrigated or place of use:

Twp	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
06S	05E	15											7						7
06S	05E	15											5						

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ORIGINAL

Total acres 7 Acres

(5761)

PART 1

6 General Information:

a. Description of diversion system Water to be diverted by means of a pump.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes XX No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the effect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/A

d. Remarks:

N/A

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions

Witness my hand this _____ day of _____, 19 _____.

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3066

WR0749NP
No. 51-00037IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORTDATE: 06/13/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	EDWARD RUDD	04/01/1897	IRRIGATION	00/00 00/00	0.700 CFS	
			STOCKWATER	00/00 00/00		
			DOMESTIC	00/00 00/00		
TOTAL DIVERSION:					0.700 CFS	

Water Source: BRUNEAU RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
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	: 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	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: SUM
06S	05E	15	:	:	40	:	:	40	:	:	:	:	:	:	:	80.0
06S	05E	16	:	40	:	40	:	:	:	:	:	:	:	:	:	80.0
TOTAL ACRES															160.0	

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

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

Pou County: Owyhee

Other Water Rights Listing Overlapping Place(s) of use:
51-00038

Dates:	App. Received:	Priority Date:	04/01/1897
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc:	Water District Number:	Field Exam Fee:
-------	------------------------	-----------------

Audit:	02/11/86 04/30/88 CONVERT
--------	---------------------------

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

SRBA
CLAIM

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. N/A Decreed to _____
 in case of _____ vs. _____
 dated _____ in _____ county of _____
- b. License No. N/A issued by the Idaho Department of Water Resources.
- c. Claim No. 51-00037 on file with the Idaho Department of Water Resources.
- d. Transfer No. N/A which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☒ Other See IDWR File

3. Source of water Bruneau River tributary to Snake River

4. Date of priority April 1, 1897

5. Water is used for the following purpose:

amount .21 cfs for irrigation purposes from 03-01 to 11-15
 (cfs/ac-ft)
 amount .07 cfs for stock water purposes from 04-01 to 10-31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right .28 cubic feet per second and/or N/A acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SW	SE	05	07S	06E	Owyhee	South side Bruneau Canal Co.

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
06S	05E	15							3				4						7 acres
06S	05E	15							ST				ST						

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Total acres 7 Acres

9. Describe any other water rights used for the same purpose as described above N/A

10 To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount N/A for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
N/A								

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
N/A																			

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount N/A for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
N/A								

3. Lands irrigated or place of use:

Twp	Rge	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
N/A																			

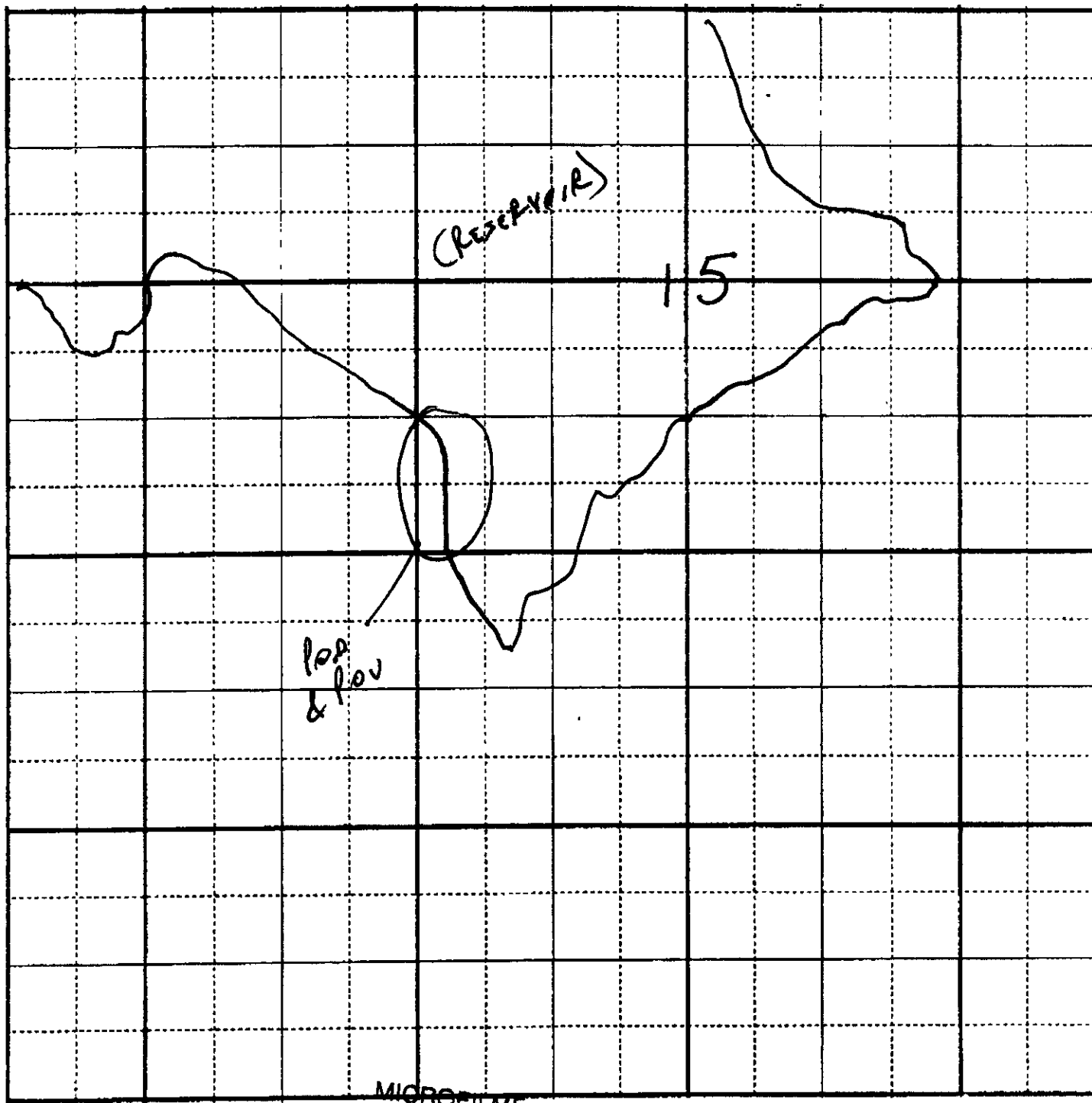
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Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number. See IDWR File



JAN 30 2001

SCALE: 2 inches equal 1 mile. Draw plan in ink.

PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	N/A			to
				to

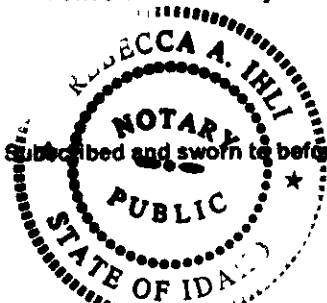
2. Quantity and quality of return flows and location of discharge:

No effects on other water users are known at this time

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.



Subscribed and sworn to before me this

John B. Upchurch
(Signature of Applicant)
18th day of May, 192000

Rebecca A. Ohl
(Notary Public)

My commission expires 11/5/05

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 1 attachments

Received by Western Date 5/19/00 Protest filed by _____

Prelim check by 6 Fee \$100 W026468

Received by Western Date 5/19/00

Published in _____ Copies of protest forwarded by _____

Pub dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

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COPY

APR 1 2000

MSB & T, CTD

200 APR -3 PM 3:02

DISTRICT COURT-SRBA
TWIN FALLS, IDAHO
FILED

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

Subcase 51-00037

AMENDED ORDER SETTING
DEADLINE

On March 15, 2000, claimant John Urquidi and objectors Bruneau Buckaroo Cooperative Ditch Company and South Side Bruneau Canal Company filed a *Stipulation* wherein the claimant agreed to apply for a transfer in the point of diversion. In exchange, the objectors agreed not to protest the transfer application and dismiss their objections upon successful completion of the transfer.

In the interest of ensuring timely resolution,

THEREFORE, IT IS ORDERED that the claimant shall file with IDWR his application for transfer of his point of diversion no later than **Friday, May 26, 2000**. Within ten (10) days of the filing of the application, IDWR shall lodge with the SRBA Court a *Notice of Administrative Proceeding (NAP)*.

Dated April 3, 2000.


TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

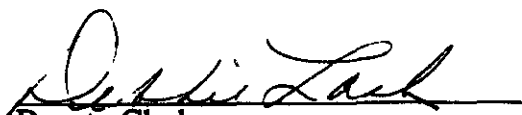
I certify that a true and correct copy of the **AMENDED ORDER SETTING DEADLINE** was mailed April 3, 2000, with sufficient first-class postage prepaid as follows:

Director of IDWR
Box 83720
Boise, Idaho 83720-0098

Paul A. Turcke
999 Main Street, Suite 910, Drawer A
Boise, Idaho 83702

Charles L. Honsinger
Box 2773
Boise, Idaho 83701

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Deputy Clerk

AMENDED ORDER SETTING DEADLINE
4/3/0

ATTACHMENT A

7110 410
51-A

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA.

.....0.....

GRANDVIEW IRRIGATION DISTRICT,

Plaintiff,

-vs-

D-E-C-R-E-E

BRUNEAU BUCKAROO CO-OPERATIVE
DITCH COMPANY, et al,

Defendants

*see Amendment
51-A-1*

.....0.....

This cause having come on to be heard this 14
day of February, 1925, upon the complaint of the plaintiff and
the answers and cross-complaints of the appearing defendants,
the default of non-appearing defendants having heretofore been
entered, and upon the stipulation of all the parties appearing
herein,

IT IS HEREBY ORDERED, ADJUDGED and DECREED,
during the irrigation season, Dry Creek, (sometimes referred
to as Jack's Creek) is an independent stream not tributary to
the Bruneau River, for the reason that all the water of said
Dry Creek in low water season many miles above its flood water
junction with Bruneau River sinks into underground reservoirs
and if permitted to run unobstructed and unappropriated, would
never reach Bruneau River either on the surface or by under-

JAN 30 2001

JOYCE BROTHERS, A CO-PARTNERSHIP CONSISTING OF
ANNA F. JOYCE, MATTHEW JOYCE, AND JAMES JOYCE: $S\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$,
 Section 25, NE $\frac{1}{2}$ NE $\frac{1}{2}$, SE $\frac{1}{2}$ NE $\frac{1}{2}$, and NW $\frac{1}{2}$ NE $\frac{1}{2}$, Section 26, Township
 6 South, Range 5 East, Boise Meridian, containing 240 acres. Out
 of the waters of the Bruneau River:

51 0031	65 inches as of April 23, 1891.
51 0032	35 inches as of April 1, 1897
51 0033	40 inches as of April 1, 1905.
	<u>140</u>

JOHN H. CROCHERON AND ROSS F. SLACK, CO-PARTNERS
AS CROCHERON & SLACK, SUCCESSORS IN INTEREST TO NEMPI W. SCHOFIELD:
 SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 14, $S\frac{1}{2}$ SE $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, $S\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 15, NE $\frac{1}{4}$,
 N $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{2}$, Sec. 22, N $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23, Town-
 ship 6 South, Range 5 East, B. M., containing 800 acres. Out
 of the waters of the Bruneau River:

51 0034	165 inches as of April 1, 1875.
51 0035	100 inches as of April 1, 1897.
51 0036	180 inches as of April 1, 1905.
	<u>445</u>

EDWARD RUUD: SW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 15, N $\frac{1}{2}$ NE $\frac{1}{4}$,
 Sec. 16, Township 6 South, Range 5 East, B.M., containing 160
 acres. Out of the waters of the Bruneau River:

51 0037	35 inches as of April 1, 1897.
51 0038	65 inches as of April 1, 1905.
	<u>100</u>

ERROL BLACK: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 9, Township 6 South,
 Range 5 East, B.M., containing 40 acres. Out of the waters of
 the Bruneau River:

PD #92
 PD #99

51 0039	15 inches as of October 27, 1893.
51 0040	10 inches as of April 1, 1897.
51 0041	10 inches as of April 1, 1905.
	<u>35</u>

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JAN 7 0 2001

use of the available supply in the proportion that the several quantities awarded as of the said date, bear to the total available supply for said rights, but subject to the rights of prior appropriators.

Each and every party hereto is, and his agents, attorneys, employees, privies and successors in interest are hereby enjoined and restrained from interfering in any manner with the rights of prior appropriators of the waters of Bruneau River and its tributaries as herein decreed and from obstructing, using, and wasting the waters of said stream to the injury of said prior appropriators.

Each party herein shall pay his own costs and disbursements herein.

Clinton H. Hartson

District Judge.

State of Idaho }
COUNTY OF ADA } ss.

CERTIFICATE

I, STEPHEN UTTER, Clerk of the District Court of the Third Judicial District of the State of Idaho, in and for the County of Ada, do hereby certify that the foregoing is a true and correct copy of the final DECREE, Case No. 10604

MICROFILMED

14N 30 2001

and in the above entitled action and remaining now on file in my office

Given



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

November 28, 2000

JOHN URQUIDI
HC 85 BOX 135
BRUNEAU ID 83604-9703

RE: Water Right 51-00037 (Transfer 5761)

Dear Water Right Holder(s):

Enclosed is the copy of your approved Transfer of Water Right for the above referenced water right (Transfer 5761). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer. Also, please be advised that the accompanying transfer approval should be considered and treated as a **preliminary order** of the department issued pursuant to section 67-5243, Idaho Code. Enclosed are instructions for responding to **Preliminary Orders** if you are in disagreement with the approved transfer.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

Please feel free to contact the department if you have questions.

Sincerely,

Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

MICROFILMED

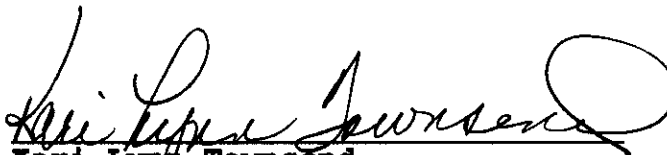
JAN 30 2001

CERTIFICATE OF MAILING

I hereby certify that on the 28th day of **November**, 2000 I mailed a true and correct copy, postage prepaid, of the foregoing **TRANSFER APPROVAL** to the person(s) listed below:

RE: WATER RIGHT 51-00037 (Transfer 5761)

**JOHN URQUIDI
HC 85 BOX 135
BRUNEAU ID 83604-9703**


**Kari Lynn Townsend
Secretary**

MICROFILMED

JAN 30 2001

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MICROFILMED

JAN 30 2001

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

(10-99)

Date Reviewed 11-27-2000

Right(s) 51-00037 SRBA Recommendation _____

(B) Change P/D **C:** Add P/D **D:** Change P/U **E:** Change Nature of Use
F: Change Period of Use **G:** Other **H:** Change P/D & Add P/D
I: Change P/D & P/U **J:** Add P/D & Change P/U

Proof of Ownership SRBA claim file & region review.

Transfer ✓ All of Right Portion of Right
Resulting Split(s) NONE

Standard Season 3-1 to 11-15 Standard Volume 4.0 / 3.0

(1) ✓ Priority (2) ✓ Use (3) ✓ Season/W61 (4) ✓ Rate (5) ___ Volume
 ^{.03 per SRBA}
(6) ✓ Source (7) ___ P/D (8) ___ P/U (9) ✓ Proof/Owner (10) ✓ Map

(11) NA Water District (12) Yes Pertinent Conditions (13) ND Expansion

(5) $IRR = 4.0 \times 7 = 28.0\%$ < VDR STOCK = $300 \times 12 \text{ gpd} \times 213 \text{ days} = 2.4 \text{ afa}$
 (7) Change P/D to CJ Strike Reservoir
 (8) No change per "R" that was revised to reflect $CVR = 7 \text{ acres (SWSW)}$

Stock to Comments- 300 Range Cattle

Transfer Remarks W42 W63

Conditions T19 DIM R60 T07 T08

Database/Processing Notes	Standard	Non-Standard
1. [illegible]		
2. [illegible]		
3. [illegible]		
4. [illegible]		
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98. [illegible]		
99. [illegible]		
100. [illegible]		

Copy approved version to an "x" & delete T. Comment to WR.

"T" Files Update Complete ✓ Approval Form ✓ Transfer Memo
Database Updated Following Approval ✓ Memo/Form Files Deleted

12-01-2000

SRBA

SUBCASE SUMMARY REPORT 51-00037

[Return to SRBA Home Page](#)

SRBA
11-27-2000

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 51-00037 FILE#: 00337

CLAIMANT: URQUIDI, JOHN

STATUS: ADMIN PROCEED PENDING

WATER SOURCE: BRUNEAU RIVER, SNAKE RIVER

ISSUES: NAME AND ADDRESS DESCRIPTION

SOURCE OF WATER

QUANTITY OF WATER USED

PRIORITY DATE

POINT(S) OF DIVERSION DESCRIPTION

INSTREAM FLOW BEGINNING AND ENDING

PURPOSE OF USE DESCRIPTION

PERIOD OF YEAR WHEN WATER IS USED

WATER RIGHT RECOMMENDATION

**** PARTIES INVOLVED ****

JOHN URQUIDI

C ATTY: PAUL A. TURCKE

SOUTH SIDE BRUNEAU CANAL C O ATTY: WASHINGTON COUNTY COURTHOUSE

BRUNEAU BUCKAROO COOP DITCH O ATTY: CHARLES L. HONSINGER

**** ROA ENTRIES ****

04-29-1999	MOTION TO FILE LATE OBJECTION	MG	06-14-1999	0001
04-29-1999	LDGD BY SOUTH SIDE BRUNEAU CANAL CO OBJ 1			
04-30-1999	HEARING SET - MOTION TO FILE LATE OBJECTION	HS	06-14-1999	1030
	FILED BY SOUTH SIDE BRUNEAU CANAL CO			
05-21-1999	MOTION TO FILE LATE OBJECTION F/B BRUNEAU	MG	06-14-1999	0002
	BUCKAROO COOPERATIVE DITCH CO.			
05-21-1999	LDGD: OBJECTION - BRUNEAU BUCKAROO COOP DITCH			
05-21-1999	AFFIDAVIT OF FRANK L BACHMAN IN SUPPORT OF			
	MOTION TO FILE LATE OBJECTION			
05-21-1999	NTC OF APPEARANCE - JOSEPHINE BEEMAN FOR			
	BRUNEAU BUCKAROO COOP DITCH CO			
05-21-1999	MOTION FOR EXPEDITED HEARING ON MOTION TO	MG	05-24-1999	
	FILE LATE OBJECTION (BRUNEAU BUCKAROO)			
05-24-1999	ORDER GRANTING MOTION FOR EXPEDITED HEARING	HS	06-14-1999	1030
	ON MOTION TO FILE LATE OBJECTION			
06-10-1999	NOTICE OF APPEARANCE FOR JOHN URQUIDI F/B			
	PAUL TURKE OF MOORE & MCFADDEN			
06-14-1999	HEARING HELD - MOTIONS FOR LATE OBJECTIONS	HH	06-14-1999	1030
06-14-1999	MINUTES - MOTIONS FOR LATE OBJECTIONS (GRANTED)			
07-16-1999	ORDER GRANTING MOTIONS TO FILE LATE OBJECTION			
07-16-1999	OBJ 01 F/B SOUTH SIDE BRUNEAU CANAL CO.	RB	08-02-1999	0001
07-16-1999	OBJ 02 F/B BRUNEAU BUCKAROO COOP DITCH CO			0002
10-06-1999	NOTICE SETTING INITIAL HEARING	1V	11-03-1999	1015
10-14-1999	ORDER VACATING EVENT ON 11031999 AT 1015			
10-14-1999	NOTICE RESETTING INITIAL HEARING	1V	11-03-1999	1015
10-14-1999	NOTICE RESETTING INITIAL HEARING	1S	11-16-1999	1015
11-12-1999	NOTICE OF SUBSTITUTION OF COUNSEL			
11-16-1999	HEARING HELD-NO RECORDING	1H	11-16-1999	1015
12-06-1999	ORDER SETTING TELEPHONE STATUS CONFERENCE	US	01-21-2000	1030
01-21-2000	HEARING HELD-NO RECORDING	HH	01-21-2000	1030
01-26-2000	TRIAL SCHEDULING ORDER	TV	07-14-2000	0900
	DISCOVERY CUT-OFF	DV	06-23-2000	0500
	DEADLINE TO FILE DISPOSITIVE MOTIONS	MV	06-30-2000	0500
01-26-2000	PRE-TRIAL HEARING	PV	07-07-2000	1000
01-26-2000	ORDER SETTING MANDATORY SETTLEMENT CONFERENCE	HV	02-22-2000	1000

01-31-2000	CHANGE OF ADDRESS FOR PAUL A TURCKE		
02-14-2000	ORDER RESETTING MANDATORY SETTLEMENT CONF	HS	02-23-2000 0130
02-24-2000	SETTLEMENT CONFERENCE REPORT FILED		02-24-2000
02-25-2000	ORDER SETTING ADDITIONAL SETTLEMENT CONF	LS	03-16-2000 1000
03-15-2000	STIPULATION		
03-28-2000	ORDER SETTING DEADLINE/TRANSFER TO BE FILED	ZB	05-26-2000 0500
04-03-2000	AMENDED ORDER SETTING DEADLINE ON TRANSFER	ZB	05-26-2000 0500
06-16-2000	NOTICE OF ADMINISTRATIVE PROCEEDING IC 42-222 TFER POD	AZ	06-15-2001 0500
06-19-2000	ORDER VACATING TRIAL SCHEDULING ORDER		

[Return to SRBA Home Page](#)

WATER RIGHT NO.	NAME	OWNER	PRIORITY DATE	STG/STS	SOURCE	USE DESC	SYSTEM
51-00037	RUDD, EDWARD	C	04/01/1897	D/	BRUNEAU RIVER	IRR STOCK DOMEST	WR
T51-00037			04/01/1897	D/	BRUNEAU RIVER	IRR STOCK	WR
51-00037	URQUIDI, JOHN	C	04/01/1897	D/	BRUNEAU RIVER	IRR STOCK	AJ
A51-00037	URQUIDI, JOHN	C	04/01/1897	D/	BRUNEAU RIVER	IRR STOCK	AJ
R51-00037	URQUIDI, JOHN	C	04/01/1897	D/	BRUNEAU RIVER	IRR STOCK	AJ

RECEIVED

AUG 29 2000

Department of Water Resources

FORM 22a
9/99STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER ANALYSIS SHEET

APPLICANT John Urquidí TRANSFER NO. 5761INITIAL ALLOCATION REVIEW BY ly DATE 6/13/001. Right number(s) 51-000372. Type of right ☒ Decree ☐ License ☐ Statutory Claim
☐ SRBA Beneficial Use Claim3. Purpose of transfer ☒ Change P/D ☐ Add P/D ☐ Change P/U
☐ Change N/U ☐ Change Period ☐ Split Right
☐ Other: _____4. Check Existing Right: ☒ Source ☒ Priority ☒ Amount ☒ Purpose
☒ Period ☒ SRBA Claim
☒ Description of original point(s) of diversion
☒ Description of original place of use
☒ Overlapping rights on original place of use

5. Check Proposed Right for amount of land &/or water transferred:

- a. ☒ Analysis memo (always - unless justify why not needed)
- b. ☒ All of right
- c. N/A Part of right (**NOTE!** Part B should be filled in only if part of right is owned by the applicant)
- d. ☒ Description of point(s) of diversion
- e. ☒ Description of place of use
- f. ☒ Map showing P/D & P/U after transfer
- g. ☐ Correct notarized signature and \$100 fee
- in SRBA file 250 h. ☒ Proof of ownership of right &/or land from which water is transferred
- i. ☒ Expansion in use of right: check rate of flow, diversion volume and consumptive use volume. Discuss in memo.
- j. ☒ Surface water source: IDFG letter; notify Water Planning Bureau if protected river or minimum flow reach.

T5761

k. ✓ Overlapping rights: check current & proposed scenarios:

Current all income

Proposed _____

1. ✓ SRBA claim(s) _____

m.	<u>/</u>	Comment letters	<u>/</u>	Yes _____ No _____
		If yes	<u> </u>	Water District # _____
			<u> </u>	Other, see #2 below for name _____
			<u> </u>	and address _____

PUBLICATION REVIEW

1. Legal Notice electronically sent to DWR03::VAULT? ✓ Yes

2. COMMENT LETTERS f d G

Watermaster recommendation requested on _____, Received on _____

Other comments letters: See attached information

3. Transfer published correctly? ✓ Yes No

4. Affidavit of publication received? / ✓ Yes No

5. Protests received? Yes ✓ No; Acknowledgement sent? Yes

6. Data entry of application completed? Yes

RECOMMENDED ACTION

1. ☒ Approve See attached memo

2. Deny due to _____

3. Conditions (special conditions in Water Districts) _____

4. By Dan S Date 8/25/00

FILE FORWARDING

1. Copies made for Region file (see attached supplemental page)? Yes *pam*

2. File forwarded to S.O.: by  date 7-24-00

Taylor, Sue

From: Lester, Steve
Sent: Wednesday, June 21, 2000 2:56 PM
To: Taylor, Sue
Subject: FW: Applications for Permit

Sue:

Please file a copy of this in each of the files listed in Scott's email.

Thanks

Steve

-----Original Message-----

From: SCOTT GRUNDER [mailto:sgrunder@IDFG.STATE.ID.US]
Sent: Wednesday, June 21, 2000 2:20 PM
To: slester@idwr.state.id.us
Cc: CECE MANN; TERRY VERNHOLM
Subject: Applications for Permit

Dear Mr. Lester:

The Idaho Department of Fish and Game has reviewed the following applications for permit for a water right and applications for transfer and does not anticipate significant adverse effects to fish or wildlife habitats in any instance if granted:

65-1395 in the name of Jack Steneck
65-13950 in the name of Warren and/or Melia Hileman
Application for Transfer No. 5757 in the name of Cottonwood Canal Company
Applicaton for Transfer No. 5761 in the name of John Urquidi

Thank you for the opportunity to comment

Scott A. Grunder
Environmental Staff Biologist
Idaho Department of Fish and Game, Southwest Region Office
3101 South Powerline Road
Nampa, Idaho 83686
Phone (208)-465-8465
FAX (208)-465-8467
email address: sgrunder@idfg.state.id.us

MICROFILMED

JAN 20 2001

The Owyhee Avalanche

P.O. BOX 97 • HOMEDALE, ID 83628 • 208/337-4681

AFFIDAVIT OF PUBLICATION

RECEIVED

JUN 30 2000

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO)
) SS
COUNTY OF OWYHEE)

I, Joe E Aman, being first duly sworn, depose and say:

1 That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the publisher of The Owyhee Avalanche, a newspaper of general circulation printed and published weekly, on Wednesday of each and every week, in the City of Homedale, County of Owyhee and State of Idaho.

3. That the said The Owyhee Avalanche has been printed and published continuously and uninterruptedly in said County during a period of more than seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in

said newspaper, in Two (2)

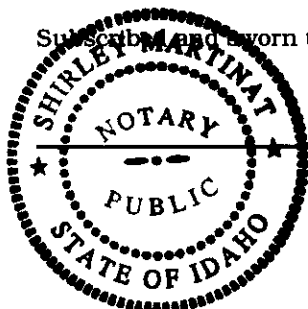
(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

June 21 and 28, 2000

Signed



Subscribed and sworn to me this 28th day of June A.D., 2000



Shirley Martinat
Notary Public in and for the State of Idaho
Residing at Homedale, Idaho
Commission expires 04/22/2002

MICROFILMED

JUN 30 2001

NOTICE OF PROPOSED
CHANGE IN WATER
RIGHT, TRANSFER NO. 5761

Notice is given that JOHN URQUIDI of HC 85, Box 135, Bruneau, ID 83604-9703, has applied to the Department of Water Resources to change a Point of Diversion pursuant to I.C. 42-222 for the following decree diverted from the Bruneau River in Owyhee County.

51-09037, priority 4/1/1897, 70 cfs diversion unspecified for irrigation of 160 acres in the W1/2 S15 and the E 1/2 NE S16 T6S R5E.

Recommended in the Snake River Basin Adjudication (SRBA) for .28 cfs diverted from the NWSWSE S5 T7S R6E for irrigation of 7 acres in the W 1/2 SW S15 T6S R5E.

PROPOSED CHANGE

Modify decree to match the SRBA recommendations and move the Point of Diversion from Canal Co. works to private works located in the SWSW

Any protest against the approval of the proposed change must be filed with the Idaho Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705-5082, together with a protest fee of \$25 for each application on or before July 10, 2000. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director
6/21, 28/00



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

June 15, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

SCOTT GRUNDER
STATE OF IDAHO
DEPT OF FISH & GAME
3101 S POWERLINE RD
Nampa ID 83686

Re: Application for Permit Nos. 65-13951 in the Name of Jack Steneck, 65-13950 in the Name of Warren &/or Melia Hileman, Application for Transfer Nos. 5757 in the Name of Cottonwood Canal Co. and 5761 in the Name of the John Urquidi

Dear Sir:

Enclosed are copies of the above-referenced applications for permit that the proposed use is from surface water. Please review the application and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if your agency desires to file a formal protest against the approval of this application(s), your written protest along with the \$25.00 protest fee must be received in this office by July 10, 2000.

If you have any questions regarding the application, please contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Gary Spackman".

Gary Spackman

GS:st

Encl.

MICROFILMED

JAN 30 2001

**NOTICE OF PROPOSED CHANGE OF WATER
RIGHT, TRANSFER NO. 5761**

Notice is given that **JOHN URQUIDI** of HC 85, Box 135, Bruneau ID 83604-9703, has applied to the Department of Water Resources to change a Point of Diversion pursuant to I.C. § 42-222 for the following decree diverted from the Bruneau River in Owyhee County:

51-00037, priority 4/1/1897, .70 cfs diversion unspecified for irrigation of 160 acres in the W ½ S15 and the E ½ NE S16 T6S R5E.

Recommended in the Snake River Basin Adjudication (SRBA) for .28 cfs diverted from the NWSWSE S5 T7S R6E for irrigation of 7 acres in the W ½ SW S15 T6S R5E.

PROPOSED CHANGE

Modify decree to match the SRBA recommendations and move the Point of Diversion from Canal Co. works to private works located in the SWSW S15 T6S R5E in order to satisfy an objection filed in the SRBA.

Any protest against the approval of the proposed change must be filed with the Idaho Department of Water Resources, Western Region, 2735 Airport Way, Boise ID 83705-5082, together with a protest fee of \$25 for each application on or before July 10, 2000. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Owyhee Avalanche on June 21 and 28, 2000.

MICROFILMED

JAN 30 2001

MEMORANDUM

DATE: 6/14/00

FROM: Lori Graves ☺

TO: File 51-00037

RE: Urquidi Transfer No. 5761

Brief

The purpose of this transfer is to resolve an objection filed by Bruneau Buckaroo Coop Ditch Co. and South Side Bruneau Canal Co. against the recommendation of right no. 51-00037 in the SRBA. To resolve the objection, applicant has agreed to divert from a CJ Strike Reservoir, via this transfer, rather than the companies' diversionary works and delivery system, as listed on the claim, for irrigation of his 7 acres. Applicant previously diverted from the Companies' system via private pump.

Overlaps

Applicant's acres fall within the Canal Co.'s boundaries, but applicant does not have Co. water (per SRBA staff). The water will be pumped from CJ Strike Reservoir rather than from the Canal Company's system. No other rights are used.

Ownership

Applicant owns the property at the p/u and proposed p/d per SRBA claim file and staff verification. The applicant has attached a copy of an Amended Order signed by the SRBA Special Master that describes the stipulation agreed upon by all the parties involved, which indicates the canal companies are aware and support the transfer proposal.

SRBA

Besides the p/d, the applicant has not proposed to change any of the other SRBA recommendations for claim R51-00037.

Recommendations

Approve the transfer as filed.

MICROFILMED

JAN 30 2001

DATE: 06/13/00
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DIVERSION

0-210 CFS
0-070 CFS

0-280 CES

US336J30 - 28845

८

SERIES : NAME

as described for: IRRIGATION

Stage (Includes All Sources):

1-000258 51-000268 51-000278

1-04096 R51-00037

of Approval:

01 approval. THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR

USE. THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE

14 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER SHALL NOT EXCEED 15,000 GALLONS PER DAY.

RIGHTS IN BASIN 51:

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REVIEWER'S
NOTES

AJ0749NP
No. 51-00037

IDaho DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

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Conditions of Approval:

- WATER RIGHT NO. SOURCE
- NONE NONE
- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 51 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER
- RIGHTS IN THE SNAKE RIVER BASIN:
- WATER RIGHT NO. SOURCE
- NONE NONE
- ALL WATER RIGHTS WITHIN BASIN 51 ARE FROM CONNECTED SOURCES
- OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED
- CONJUNCTIVELY.

Remarks: POD WATER IS DELIVERED THROUGH SOUTH SIDE BRUNEAU CANAL COMPANY.

EXP STOCKWATER, 300 RANGE CATTLE

Dates: Exam Made Date: 10/23/1995 Verified Date: 07/23/1998 Objection Filed Date: 05/24/1999

Misc: Water District Number: Field Inspection Flag: C
Presumption Flag:

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http://www.srba.state.id.us/ST5088.HTM

51-00029A		DEPT OF FISH & GAME	PD ISSUED
51-00029B	3-06-2000	BLACK, ALBERT	PD ISSUED
51-00030	3-06-2000	BLACK, ALBERT	PD ISSUED
51-00031	10-28-1999	SIMPLOT SELF DECLARATION REVOC	PD ISSUED
51-00032	10-28-1999	SIMPLOT SELF DECLARATION REVOC	PD ISSUED
51-00033	10-28-1999	SIMPLOT SELF DECLARATION REVOC	PD ISSUED
51-00034A		SIMPLOT SELF DECLARATION REVOC	PD ISSUED
51-00034B		DEPT OF FISH & GAME	PD ISSUED
51-00035A		SIMPLOT SELF DECLARATION REVOC	PD ISSUED
51-00035B		DEPT OF FISH & GAME	PD ISSUED
51-00036A		SIMPLOT SELF DECLARATION REVOC	PD ISSUED
51-00036B		DEPT OF FISH & GAME	PD ISSUED

51-00042A	3-06-2000	DEPT OF FISH & GAME	PD ISSUED
51-00042B	3-23-2000	PROV, RONALD E	PD ISSUED
51-00042C	3-23-2000	TURNER, GEORGE	PD ISSUED
51-00043A	3-06-2000	DEPT OF FISH & GAME	PD ISSUED
51-00043B	3-23-2000	PROV, RONALD E	PD ISSUED
51-00043C	3-23-2000	TURNER, GEORGE	PD ISSUED
51-00044A		DEPT OF FISH & GAME	PD ISSUED
51-00044B	3-23-2000	PROV, RONALD E	PD ISSUED
51-00044C	3-23-2000	TURNER, GEORGE	PD ISSUED
51-00045A		DEPT OF FISH & GAME	PD ISSUED
51-00045B	3-23-2000	PROV, RONALD E	PD ISSUED
51-00045C	3-23-2000	TURNER, BETTY L	PD ISSUED

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3 CURR DWATER 10/0001

Lester, Steve

From: Lester, Steve
Sent: Tuesday, May 30, 2000 11:32 AM
To: Shurte, Jan
Subject: Urquidi transfer application for 51-00037

Jan:

John Urquidi filed a transfer application to resolve a SRBA objection for 51-00037, a Bruneau River right. The application was received 5-19 and has been assigned to Lori to process it. This note is to let you know asap regarding status of right in SRBA proceedings.

-- Steve

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