

Petition For Release Of Water Rights and Restored Back to Original Right Holder.

RECEIVED

FEB 08 2024

DEPARTMENT OF
WATER RESOURCES

ATTENTION GARY SPACKMAN:

COMES NOW ON THIS 29th day of January the original right holder to water right # 61-07647 is Basque Ranches and the right # was 61-02033. I Felipe Aguirre am the correct owner of this water right that mr. Cantrell illegally stole from my father and uncle who are known as Domingo Aguirre (my uncle) and Felipe Aguirre (my father who has the same name as me). You see I've inherited our family ranch since 2015 after my father passed. Now I've been running our ranch since 2011, and have not let mr. Cantrell access any of the water from the right he stole. I will attach appropriate documentation to not only prove my allegations but also to give back the original right we have. You see it is vital that you give my case your utmost attention as I am in need of the right to be returned since I am currently in the process of working with the usda as to receive grants and start to farm our property once again. I have brought the family ranch name Basque ranches back in business as it has always been my dream to do so. The cantrells and my father and uncle Domingo, had a huge battle over this right. Originally started with Cantrell's wanting to use some of our water. My uncle Domingo was the kind of man who wanted to help everyone. So Domingo Aguirre my uncle told mr cantrell that he could use whatever e-waste water we weren't using any given year on his handshake. You see that's how the old boys did business. He thought " you are only as good as your word". So he allowed cantrell to use excess water some years. Well mr cantrell began to get greedy. And he thought he could file for a permit of use on the water right. I have attached with this e mail and I will mail you a copy as well the whole case file proving everything. So Domingo(my uncle)and mr. Cantrell began their legal battle. Which my uncle did not know the first thing about. But managed to fight back . He would protest after cantrell would file each year. So on pages 70 – 73 of the attached file will reflect. Finally the case got brought before a judge and a formal hearing and order was signed and an agreement was reached and signed by a judge in that formal hearing. See pages 40-46 48 and 49. Then after that hearing agreement was issued and signed and the dept of water resources was present for that hearing signed on page 43 of that hearing agreement you will notice that the judge advises my uncle domingo to withdraw his protest since a hearing was held an agreement was reached and an order was signed and withdraw page 43 of the attached document that reflects this. So by advice of my uncles attorney domingo withdrew his protest. As they had an order signed already for the agreement. So he thought it should be fine. It wasn't, after he withdrew his protest, mr cantrell illegally went to the department of water resources and lied. He stated that my families water right 61-0233 was abandoned. See-pages 25 etc. . So as you can see mr. Cantrell is a liar. Plain and simple. On

Right Holder and Original Edition for Return of Rights

ATTENTION

COMES NOW ON THE
Basque Ranches and
that Mr. Cantrell
(my uncle) and Felipe
our family ranch since
and have not let Mr. G
appropriate documents
we have. You see it
to be returned and
start to farm and
in business and
Domestic
and

behalf of my family I am seeking a final water right that will right the wrong that cantrell has done. As I've stated before I have not had any excess water that is on my land and so is the p.o.d. To give mr. Cantrell since 2011. I have photos of my land every year using this water and I have also the united states dept. of agriculture that will attest to the fact that I have not allowed any water to be used by the Cantrell's since 2011. Mr. Cantrell has not tried to come get any water either. Therefore if any one has abandoned anything it has been Cantrell. I need this to be done as time is of the essence and need to have this right for irrigation grants from the USDA for my farm plan. And the deadline is feb. 17th. 2024 to file this to be considered for this grant. Not to mention the fact that I want what was illegal and wrong on the cantrells part to be legally righted. I'm sure you can understand that anger is a part of what happens when a man steals another mans water. I will attatch all of the archived files along with this letter. Please I emlore you to make this happen immediately. Thank you for your time and consideration in this matter. Sincerely,

FELIPE AGUIRRE

Claim No. 61-02033

RECEIVED

FEB 08 2024

DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Former

change this
current #
61-07647

Under the provisions of Section 42-243, *Idaho Code*, any person claiming a water right established by diversion and application of water to beneficial use must file a claim with the Department of Water Resources. **The filing of this claim does not confirm the water right claimed.** Water rights represented by a valid permit, license, decree, or previous claim are exempt from this requirement, as are uses of water for domestic purposes as defined in Section 42-111, *Idaho Code*. A filing fee must be submitted with this claim. See the instruction sheet to determine the appropriate fee.

Notice is hereby given that Felipe Aguirre and Kari B. Sinclair DBA Basque Ranches.

Felipe Aguirre
(Name of Claimant)

Mailing Address: 1290 ne Frontage rd

1290 NE Frontage RD

Telephone No: 208 590 4025 or 208 590 4564

Email: sinclairkari5@gmail.com

claims a right to the diversion and beneficial use of surface or ground water. The extent and nature of said claim is as follows:

1. Date of Priority: (When the water was first applied to beneficial use) 06/06/1912

06/06/1912

A claim is not acceptable for the use of surface water with a priority later than May 20, 1971. A claim is not acceptable for the use of ground water with a priority date later than March 25, 1963, unless the water is used for domestic purposes as defined in Section 42-111, *Idaho Code*.

2. Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

spring or subterranean stream

spring

tributary to

Sinks

3. Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs or af)

(Irrigation, Domestic, Stock, Etc.)

(Both dates inclusive)

(MM/DD)

(MM/DD)

Quantity 4 sec ft

Use irrigation, stockwater

Period of Use From

01/01/2023

to 01/01/2024

Quantity 4 sec ft

Use irrigation, stockwater

Period of Use From

01/01/2022

to 01/01/2023

Quantity 4 sec ft

Use irrigation, stockwater

Period of Use From

01/01/2021

to 01/01/2022

Quantity 4 sec ft

Use irrigation, stockwater

Period of Use From

01/01/2020

to 01/01/2021

4. 512 af TOTAL QUANTITY USED.

(cfs or af)

5. A) Location of point of diversion is NE NE $\frac{1}{4}$ of SW SW $\frac{1}{4}$ of $\frac{1}{4}$, Govt. Lot

Sec. 13 Township 35 Range 6E B.M., Elmore County; additional points of diversion, if any: none

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch etc.). Give sizes and capacities. Be specific. Describe any changes in the system and give the date of the change.

constructed ditch on property made by wm L. Frazier priority date of 6/06/1912 water right licence or permit # 8456 the point of diversion is the same as it has always been for water right number 61-0233 belonging to Basque Ranches until JC. Cantrell died even after there was an ORDER

After the Court ordered agreement between JC. Cantrell and Basque ranches was reached mr. Cantrell went and told someone at IDWR that Basque Ranches had abandoned their right, which was perposterous, considering the lengthy fight between Aguirre's and cantrells . After the court or:

Ditches and pumps will attach photos of all
upon Request. Belong to Stewardship program
with USDA NRCS, they can provide evidence
as well.

6. A) Describe the place of use within each 40-acre tract in the appropriate box using the symbols listed below. If the use is for irrigation, describe the location by listing the number of irrigated acres within each 40-acre tract.
D - domestic, S - stockwater, M - municipal, C - Commercial, I - Industrial, X - other

Twp	Rge	Sec	NE¼				NW¼				SW¼				SE¼				TOTAL ACRES
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03	06E	13	1/4		~~1/4~~														167

TOTAL ACRES 167

- B) If water is used for purposes other than irrigation, fully describe the use. Be specific.

stockwater irrigation

NOTE: Include here the type and number of stock watered:

6 Horses 2 Donkeys 1 pig
1 cow

7. Remarks:

8. **Map** -- Attach an 8½"x11" map clearly identifying the point of diversion and the place of use by 40-acre subdivisions, section, township and range of the public land survey system. (A photocopy of a USGS 7½ minute topographic quadrangle map is preferred.) Attach an **aerial photograph** of the place of use if available.

State of Idaho)
County of Elmore) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the forgoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

[Signature]
Claimant's Signature (and title if claim is for an organization)
Ran Suleman DB & B ASQUE Ran da

Sworn to before me this _____ day of _____

Notary Public

Residing at: _____

My commission expires: _____

FOR DEPARTMENT USE ONLY

Received by _____ Date _____
Prelim. check by _____ Date _____
Fee _____ Receipt # _____
Receipt prepared by _____ Date _____

Published in _____
Publication dates _____
Publication checked by _____ Date _____
Exceptions filed by _____

RECEIVED

FEB 08 2024

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

Ident. No. _____

1. Name of applicant(s) Felipe M. Aguirre Phone (208) 590-4025
 Mailing address 1290 NE Frontage RD City Mountain
 State ID ZIP 83647 Email Sinclair.Kari@state.idaho.gov
2. Name of representative, if any Kari Sinclair Phone (208) 590-1564
 Mailing address 11 City 11
 State 11 ZIP 11 Email 11
- a. ☒ Send all correspondence for this application to the representative and not to the applicant OR
☒ Send original correspondence to the applicant and copies to the representative.
- b. ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant OR
☒ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation.
3. Source of water supply Spring which is a tributary of Sinks
4. Location of point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
03S	06E	13					Elmore	Spring	Frazier Run

5. Water will be used for the following purposes: 12 AF
- Amount 0.090 for Irrigation purposes from 3/1 to 10/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 0.090 for Irrigation Storage purposes from 11/3 to 3/1 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 0.020 for Stock water purposes from 1/01 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
- Amount 0.020 for Stock water purposes from 1/01 to 12/31 (both dates inclusive)
 (cfs or acre-feet per year)
6. Total quantity to be appropriated is (a) 0.090 cubic feet per second (cfs) and/or (b) 65.2 acre-feet per year (af).
7. Proposed diverting works: Ditches and Holding ponds For Storage
- a. Describe type and size of devices used to divert water from the source.
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet. If the reservoir will be filled more than once each year, describe the refill plan in item 12. For dams 10 feet or more in height AND having a storage capacity of 50 acre-feet or more, submit a separate [Application for Construction or Enlargement of a New or Existing Dam](#). Application required? ☐ Yes ☐ No
- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
- d. Is ground water with a temperature of greater than 85°F being sought? ☐ Yes ☐ No
- e. If well is already drilled, when? _____; drilling firm _____; well was drilled for (well owner) _____; Drilling Permit No. _____

For Department Use

Received by _____ Date _____ Time _____ Preliminary check by _____
 Fee \$ _____ Received by _____ Receipt No. _____ Date _____

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in kW. _____
- b. Stockwatering; list number and kind of livestock. 4 horses 1 Donkey 1 cow/calf pair
- c. Municipal; must complete and attach the Municipal Water Right Application Checklist.
- d. Domestic; show number of households _____
- e. Other; describe fully. We have dammed the right off for 10 years and have used it. FOD is on our property and has always been. Trying to get this right back.

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RGE	SEC	NE ^{1/4}				NW				SW ^{1/4}				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3	DE	13																	56
		24																	72

Total number of acres to be irrigated: 128

10. Describe any other water rights used for the same purposes as described above. Include water delivered by a municipality, canal company, or irrigation district. If this application is for domestic purposes, do you intend to use this water, water from another source, or both, to irrigate your lawn, garden, and/or landscaping?

We only use this source to irrigate, and stockwater, and lawn watering.

11. a. Who owns the property at the point of diversion? Basque Ranches / Felipe Aguirre
- b. Who owns the land to be irrigated or place of use? Basque Ranches Felipe Aguirre
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

12. Describe your proposal in narrative form, and provide additional explanation for any of the items above. Attach additional pages if necessary.

This water right was previously owned by US (Basque Ranches) but Campbell falsified documents and obtained water right. For the last 10 years Campbell's haven't used this right.

13. Time required for completion of works and application of water to proposed beneficial use is 1 years (minimum 1 year).

14. **MAP OF PROPOSED PROJECT REQUIRED** - Attach an 8½" x 11" map or maps clearly identifying the proposed point of diversion, place of use, section #, township & range. The map scale shall not be less than two (2) inches equal to one (1) mile.

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 rejection of the application or cancellation of an approval.

Felipe M. Aguirre
Signature of Applicant
Felipe M. Aguirre
Print Name (and title, if applicable)

Kari Brooke Sinclair
Signature of Applicant
DBA Basque Ranches
Print Name (and title, if applicable)
Kari Brooke Sinclair
DBA Basque Ranches

11:57



69%

IDWR Official Government Website

Home

Research

News

Events

Contact Us

**IDAHO DEPARTMENT
OF WATER RESOURCES**[Water Rights](#)[Wells](#)[Streams/Dams/Floods](#)[Forms](#)[Water Data](#)[Maps/Spatial Data](#)[Legal](#)[Board](#)[About IDWR](#)

Water Rights

WATER RIGHT REPORT

2/3/2024

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 61-7647

Owner Type **Name and Address**

Current Owner J C CANTRELL

Current Owner THELMA CANTRELL

2400 N 3RD W

MOUNTAIN HOME, ID 83647

2085874301

Priority Date: 07/09/1990

Basis: License

Status: Active

Source **Tributary**

SPRING SINKS

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	10/31	0.09 CFS	12 AFA
IRRIGATION STORAGE	1/01	12/31		0.3 AFA
IRRIGATION FROM STORAGE	4/01	10/31		0.3 AFA
STOCKWATER	1/01	12/31	0.02 CFS	0.4 AFA
STOCKWATER STORAGE	1/01	12/31		0.3 AFA
RECREATION	1/01	12/31	0.09 CFS	65.2 AFA
RECREATION STORAGE	1/01	12/31		0.3 AFA
Total Diversion			0.09 CFS	65.2 AFA

Location of Point(s) of Diversion:

SPRING SENESW Sec. 13 Township 03S Range 06E ELMORE County

Licensed Diversion Capacity: 0.43

Place(s) of use:

Place of Use Legal Description: IRRIGATION ELMORE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
03S	06E	13		SWSW 3							

Total Acres: 3

Conditions of Approval:

1. R55 This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
2. The source is known locally as Frazier Tunnel Spring. Recreation use is for a swimming pond.
3. 020 Use of water under this right may be affected by an agreement between the protestant and the right holder.
4. 052 Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
5. R68 This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

Dates:

Licensed Date: 04/06/1999

Decreed Date:

Permit Proof Due Date: 6/1/1993

Source	SPRINGS
SourceQualifier	
TributaryOf	SINKS
TributaryOfQualifier	
WaterDistrictNumber	EXC
DiversionName	
DataSource	QQQ
MetalTagNumber	
DiversionType	
RightID	28,648
PointOfDiversionID	22,313
WRReport	More info
WRDocs	More info
WRMap	More info
SpatialDataID	113,006
TrustOrNonTrust	T
Use	IRRIGATION, IRRIGATION STORAGE, IRRIGATION FROM STORAGE, STOCKWATER, STOCKWATER STORAGE, RECREATION, RECREATION STORAGE
OverallMaxDiversionVolume	65.20

Source **Tributary**

SPRING SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Vc</u>
IRRIGATION	4/01	10/31	0.09 CFS	12
IRRIGATION	1/01	12/31		0.1
STORAGE				
IRRIGATION	4/01	10/31		0.1
FROM				
STORAGE				
STOCKWATER	1/01	12/31	0.02 CFS	0.4
STOCKWATER	1/01	12/31		0.1
STORAGE				
RECREATION	1/01	12/31	0.09 CFS	65
				AF
RECREATION	1/01	12/31		0.1
STORAGE				
Total			0.09 CFS	65
Diversion				AF

Location of Point(s) of
Diversion:

RECEIVED

FEB 08 2024

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.

(Please print or type)

Water Right Number(s):

61-10622/61-02033/6107647

Name(s):

Basque Ranches
Felipe M. Aguirre (owner)

Old Mailing Address:

315 E 5th N. Mountain Home
ID. 83647

New Mailing Address:

1290 NE Frontage RD
Mountain Home ID
83647

Telephone Number:

(208) 590-4564 (208) 590-4025

Email:

Signature(s) of Owner(s)

Felipe M. Aguirre
Owner (Basque Ranches DBA)
(Include your title if on behalf of company or organization.)

Date:

3/24/2024

Send a signed original to your closest regional office:

IDWR Northern Region
7600 N. Mineral Dr., Suite 100
Coeur d'Alene, ID 83815-7763
(208) 762-2800IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161IDWR Southern Region
650 Addison Ave W, Suite 500
Twin Falls, ID 83301-5858
(208) 736-3033

65

109 GFS

102

109

1 R68 103 4, afa

Court Order Between
Aguirres and Cantrell's

RECEIVED
MAY 8 1991

Department of Water Resources
Western Regional Office

AGREEMENT PERTAINING TO WATER RIGHTS

AGREEMENT made this 10th day of April, 1991, between AGUIRRE & SONS, a partnership doing business as Basque Ranches, of 315 East 5th North, Mountain Home, Idaho, herein designated as Aguirres, and IVAN E. CANTRELL and ROBERTA N. CANTRELL, husband and wife, of 220 East 10th North, Mountain Home, Idaho, and J. C. Cantrell and Thelma Cantrell, husband and wife, of 335 West 15th South, Mountain Home, Idaho, WITNESSETH:

RECITALS:

Aguirre & Sons is a partnership doing business under the assumed business name of Basque Ranches, and the partnership consists of Domingo M. Aguirre and Felipe Aguirre. Aguirres own Idaho Water License No. 8456, with a priority date of June 6, 1912, for the use of water from a horizontal well and tunnel, commonly known as the Frazier Tunnel, located in the Northeast Quarter of the Southwest Quarter of Section Thirteen, Township Three South, Range Six East, Boise Meridian.

Ivan E. Cantrell and wife have filed Application No. 61-07577 with the Idaho Department of Water Resources and J. C. Cantrell and Thelma Cantrell, husband and wife, have filed Application No. 61-07647 with the Idaho Department of Water Resources. Both Cantrell applications are for the use of excess water from the Frazier Tunnel, which is the same source of water claimed by Aguirres.

JUL 15 1991

Aguirres have filed a protest to the two applications described above by Cantrells and the protests came on for hearing before a hearing officer of the Idaho Department of Water Resources on April 10, 1991, at the courthouse in Mountain Home, Elmore County, Idaho, at which hearing all parties were present. After discussion before the hearing officer, the parties hereto have agreed to resolve their differences upon the following terms and conditions:

AGREEMENT

1. All parties recognize and agree that Aguirres have a water license No. 8456 to use the water developed from or discharged from the said Frazier Tunnel for irrigation of that part of the land owned by Aguirres and located North of Interstate 80 and described as approximately 34 acres in the Southeast Quarter of the Southwest Quarter of Section Thirteen, Township Three South, Range Six East, Boise Meridian, and also the right to use said water for stock water and that Aguirres' rights under said license are senior to and prior to the rights of Cantrells under their applications described above.

2. Subject to Aguirres' prior right, Cantrells shall have the right to use the water claimed by them under their respective applications, the point of diversion of which shall be in the existing ditch which flows through or by each applicant's property and the water shall be diverted from the ditch by pumps to be placed in the ditch by each applicant.

APR 15 1991

3. This agreement does not give Cantrells an easement over Aguirres' property nor the right to enter upon Aguirres' property without Aguirres' permission.

4. It is recognized by the parties hereto that during some years Aguirres may not use the water produced from the Frazier Tunnel for irrigation purposes. If the water is used by Aguirres for irrigation purposes, there may be no water or insufficient water for Cantrells' irrigation of a crop upon their land. Therefore, so that the water will be put to beneficial use and not be wasted, Aguirres agree to notify Cantrells on or before March 15 of any year during which Aguirres do not intend to use said water for irrigation, so that Cantrells will be in a position to plant a crop or otherwise use said water during that year.

5. It is agreed that by allowing Cantrells to use said water during any year, Aguirres are not permanently waiving their first right to the use of said water except for the year during which they agree that they are not going to use the water for irrigation.

6. Based on this agreement, Aguirres hereby withdraw their protest to the applications filed by Cantrells and described above with the understanding that any permits issued thereunder will be subject to all prior water rights.

RECORDED

JUL 15 1991

IN WITNESS WHEREOF, said parties have hereunto set their hands the day and year in this agreement first above written.

AGUIRRE & SONS, a partnership
doing business as Basque Ranches

By

Domingo M. Aguirre
Domingo M. Aguirre

By

Felipe Aguirre
Felipe Aguirre

Ivan E. Cantrell
Ivan E. Cantrell

Robert N. Cantrell
Robert N. Cantrell

W. C. Cantrell
W. C. Cantrell

Thelma Cantrell
Thelma Cantrell

STATE OF IDAHO,)
COUNTY OF ELMORE,) ss.

On this 30th day of April, in the year 1991, before me, the undersigned, a Notary Public in and for said State, personally appeared DOMINGO M. AGUIRRE and FELIPE AGUIRRE, known to me to be the partners of the partnership known as Basque Ranches, and the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that they executed the same in said partnership name.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

[Signature]
Notary Public for Idaho
Residing at Mountain Home, Idaho

P E R M I T

PERMIT, made this 30th day of November, 1990, between AGUIRRE & SONS, A Partnership, hereinafter designated as the First Party, and J. C. CANTRELL and IVAN CANTRELL, hereinafter designated as the Second Parties, WITNESSETH:

WHEREAS, the First Party owns a water right developed in part from water derived from the Frazier Tunnel in Elmore County, Idaho, and also developed in part from other sources, and from time to time waste water flows from the real property of the First Party, and,

WHEREAS, the Second Parties have been using said waste water for stock watering purposes and also for irrigation of the following described real property, located in the County of Elmore, State of Idaho, and particularly described as follows:

A tract of land located in the Southwest Quarter of the Southwest Quarter of Section Thirteen, Township Three South, Range Six East, Boise Meridian, bounded and described as follows:

Commencing at the section corner common to Sections Thirteen, Fourteen, Twenty-three and Twenty-four, Township Three South, Range Six East, Boise Meridian, and running thence South 89°56'48" East a distance of 35 feet to a point, which point is the real point of beginning;

Thence continuing from the real point of beginning North 0°03'38" West a distance of 459.86 feet; thence South 89°56'48" East a distance of 365 feet; thence North 0°03'38" West a distance of 600 feet; thence South 89°56'48" East a distance of 354.88 feet to a point on the Southerly boundary line of Interstate Highway I-80N; thence Easterly along said Southerly boundary line of Interstate Highway I-80N to the South boundary line of Section Thirteen; thence North 89°56'48" West a distance of 2,253.63 feet to the real point of beginning, containing 31.84 acres, more or less.

AND, WHEREAS, it is understood between the parties hereto that by using said waste water the Second Parties shall

RECEIVED
JUL 15 1991

THE STATE OF TEXAS,
COUNTY OF DALLAS,
do hereby certify that the within and foregoing is a true and correct copy of the original as the same appears from the records of the County of Dallas, State of Texas, this 1st day of January, 1901.

Attest my hand and the seal of the County of Dallas, this 1st day of January, 1901.

County Clerk of Dallas.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the County of Dallas, this 1st day of January, 1901.

County Clerk of Dallas.

1901

not acquire a right to continue to use the same if the First Parties should hereafter put said waste water to beneficial use, NOW, THEREFORE;

IT IS HEREBY AGREED as follows:

1. The First Party hereby gives and grants to the Second Parties the permission to continue to use said waste water as the same become available for their use, for the purposes mentioned above, it being understood, however, that the Second Parties' right to use said waste water is subject to the First Parties' right in the future to cease wasting the same by putting said water to beneficial use, in which case the Second Parties' rights under this permit shall cease and terminate.

IN WITNESS WHEREOF, said parties have hereunto set their hands as of the day and year herein first above written.

AGUIRRE & SONS,
A Partnership,

By _____
Domingo M. Aguirre, Partner

J. C. Cantrell

Ivan Cantrell

15 1991

STATE OF IDAHO,)
) ss.
COUNTY OF ELMORE,)

On this _____ day of December, 1990, before me, the undersigned, a Notary Public in and for said State, personally appeared DOMINGO M. AGUIRRE, known to me to be one of the partners of the partnership known as DOMINGO & SONS, and the partner who subscribed said partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Notary Public for Idaho
Residing at Mountain Home, Idaho

STATE OF IDAHO,)
) ss.
COUNTY OF ELMORE,)

On this _____ day of December, 1990, before me, the undersigned, a Notary Public in and for said State, personally
L and IVAN CANTRELL, known to me to be
s are subscribed to the foregoing

RECEIVED

MAY 8 1991

HALL & FRIEDLY

ATTORNEYS AT LAW
340 EAST 2ND NORTH
MOUNTAIN HOME, IDAHO 83647

Department of Water Resources
Western Regional Office

PERCE HALL
JAY R. FRIEDLY

TELEPHONE
(208) 587-4412

May 7, 1991

Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705

Gentlemen:

Attention: David R. Tuthill, Jr. *DRT*

I am enclosing for your records an executed copy of the Agreement between Aguirres and Cantrells, to settle their differences. This Agreement is executed as a follow up upon the hearing which you held at the Elmore County Court House on April 10, 1991.

Very truly yours,

Perce Hall
Perce Hall

PH:jd
Enclosure

JUL 15 1991

STATE OF IDAHO,)
) ss.
COUNTY OF ELMORE,)

On this 7th day of May, in the year 1991, before me, the undersigned, a Notary Public in and for said State, personally appeared IVAN E. CANTRELL and ROBERTA N. CANTRELL, husband and wife, and J. C. CANTRELL and THELMA CANTRELL, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and years in this certificate first above written.


Notary Public for Idaho
Residing at Mountain Home, Idaho

RECORDED

JUL 15 1991



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

May 17, 1991

Domingo Aguirre
315 E. 5th N.
Mountain Home, ID 83647

Re: Applications for Permit No. 61-7647 in the Name of J.C.
&/or Thelma Cantrell and No. 61-7577 in the Name of Ivan
E. &/or Roberta N. Cantrell

Dear Protestant:

This office acknowledges receipt of the withdrawal of protest
against the above-referenced applications.

The Department now will continue to process the applications.

Sincerely,

A handwritten signature in cursive script that reads "David R. Tuthill, Jr.".

DAVID R. TUTHILL, JR., P.E.
Manager, Western Regional Office

DRT:st

CC: J.C. &/or Thelma Cantrell
Ivan E. &/or Roberta N. Cantrell

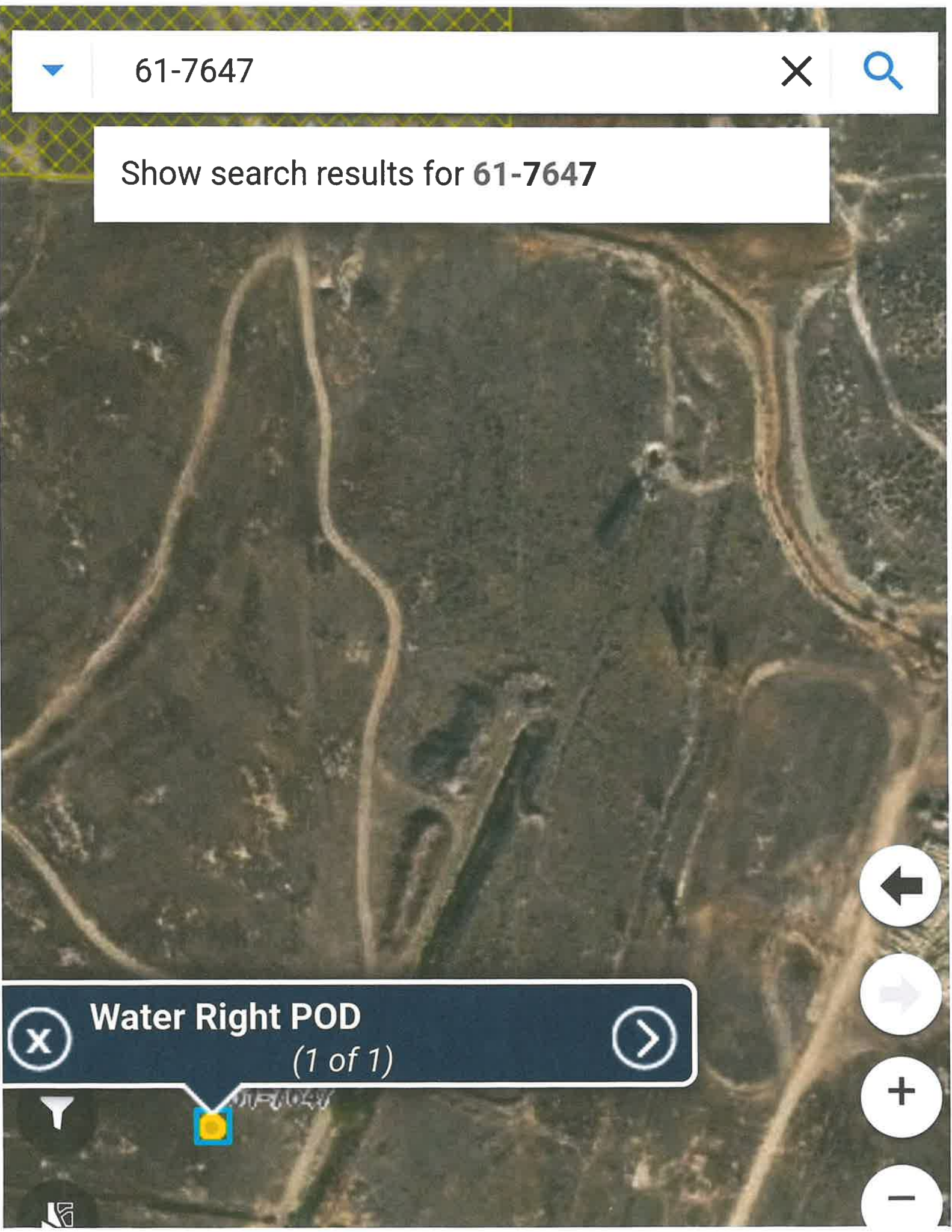
RECEIVED
JUL 15 1991



61-7647



Show search results for 61-7647



Water Right POD

(1 of 1)



61-7647





Holding Pond
Golden Eagle
Local Aquinas
Pond



United States Department of Agriculture

March 3, 2023

Basque Ranches
1290 NE Frontage Rd.
Mountain Home, ID 83647

Application #: 740211230JM

Dear Carrie,

We have completed the initial assessment and evaluation of your Natural Resources Conservation Service (NRCS) EQIP application and have determined that it meets the priorities established and has been selected for funding.

You may elect to receive an advance payment of not less than 50 percent of the EQIP conservation practice payment amounts to purchase materials or services associated with that practice implementation. Please let us know which practice Contract number you would like to receive an advance payment for. Please be aware that Advance funds must be expended within 90 days from receipt of the funds and the conservation practices or activities associated with advance payments must be completed as scheduled on the EQIP schedule of operations. You may not be ready to receive an advance payment if you do not plan to install the practice within in 90 days. Please confer with an NRCS conservation planner: Justin Deakin, to make sure that a design is complete. You may request to receive an advance payment once you are ready to install the practice even if you declined the advance payment at this time.

Please contact **Justin Deakin** at the local NRCS office at 208-696-3097 to provide requested information or to schedule an appointment to sign contract documents. If we do not hear from you within 30 calendar days from the date you receive this letter, we will notify you that we have deferred your application and will reassess it during the next funding cycle.

Sincerely,

Connie Tharp
Conservation Team Lead

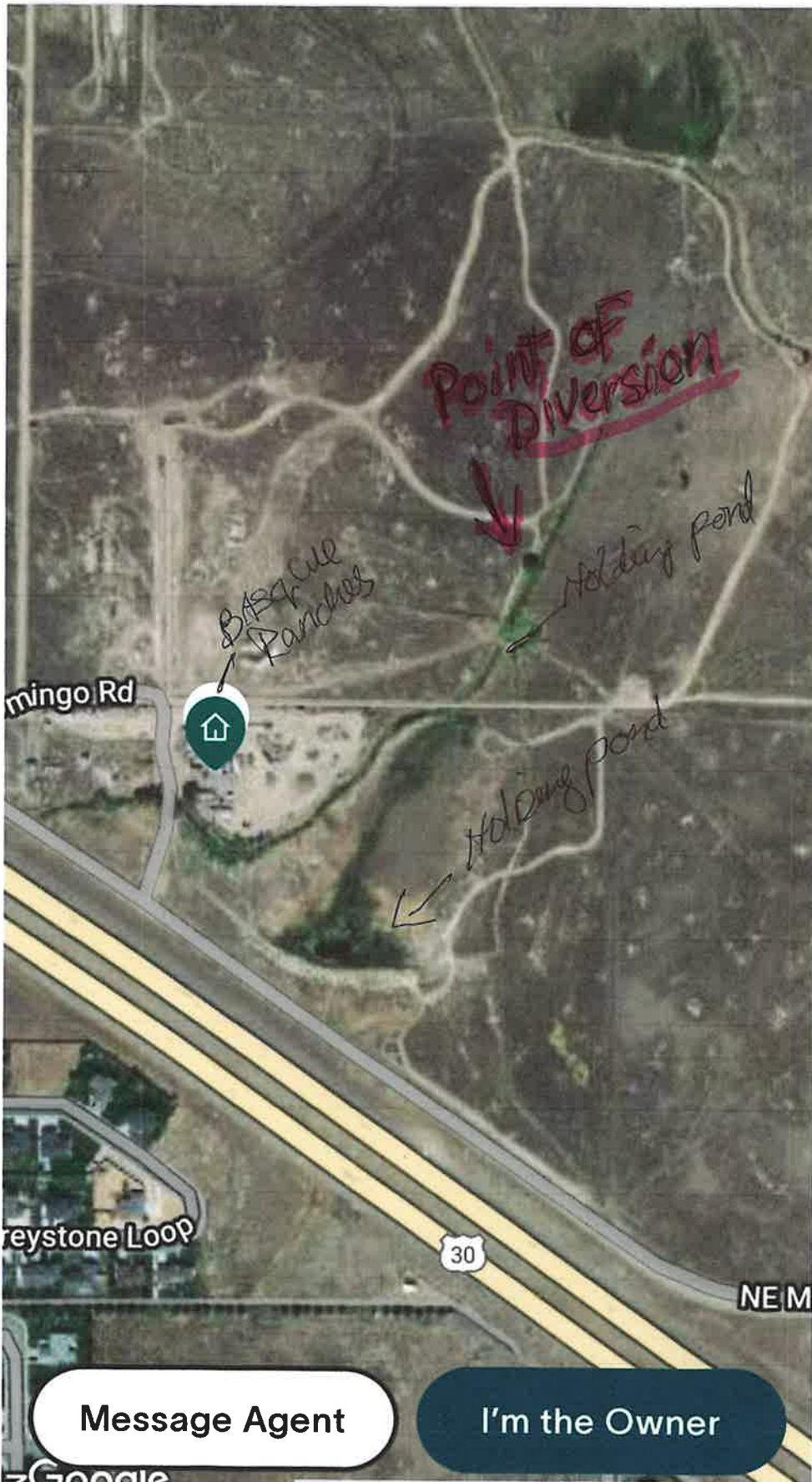
GRANT AWARD
FOR Basque Ranches
Last year
NRCS can attest to
our use of water
and that
Cantrell
hasn't
used
any
since
2011

This Tunnel has belonged to Aguirres
since purchase from us - Frazier in 1920's
Frazier Established water right in 1912 06/06/1912



Point
of diversion
according to
Cantrell's
Notice it is
on Basque
Ranches

Frazier Tunnel
ditch also
Running through
Basque Ranches




Candrells

Message Agent

I'm the Owner

Google

Keyboard shortcuts | Map Data | Terms

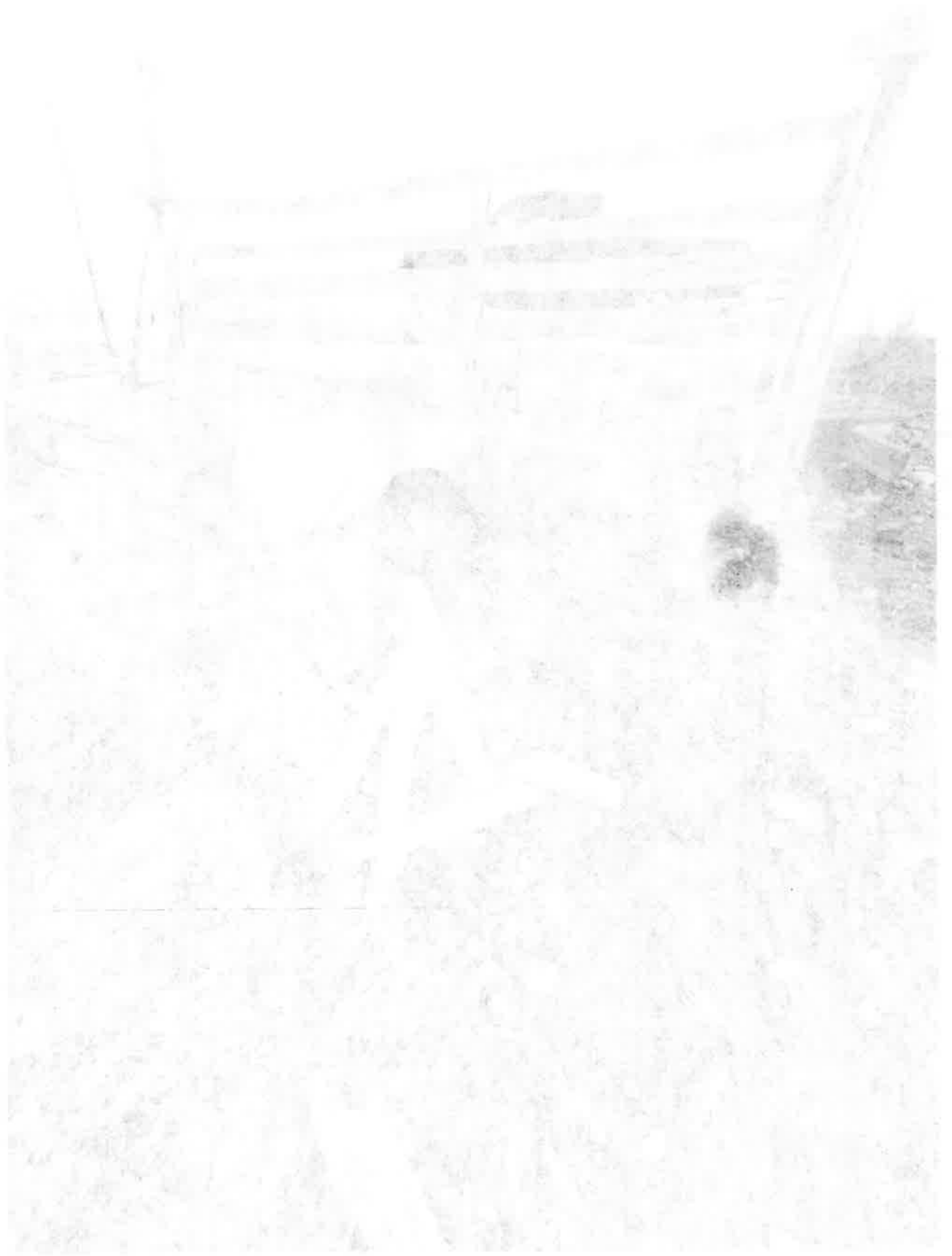
Taken 2011



AKA. BASQUE RANCHES DBA.

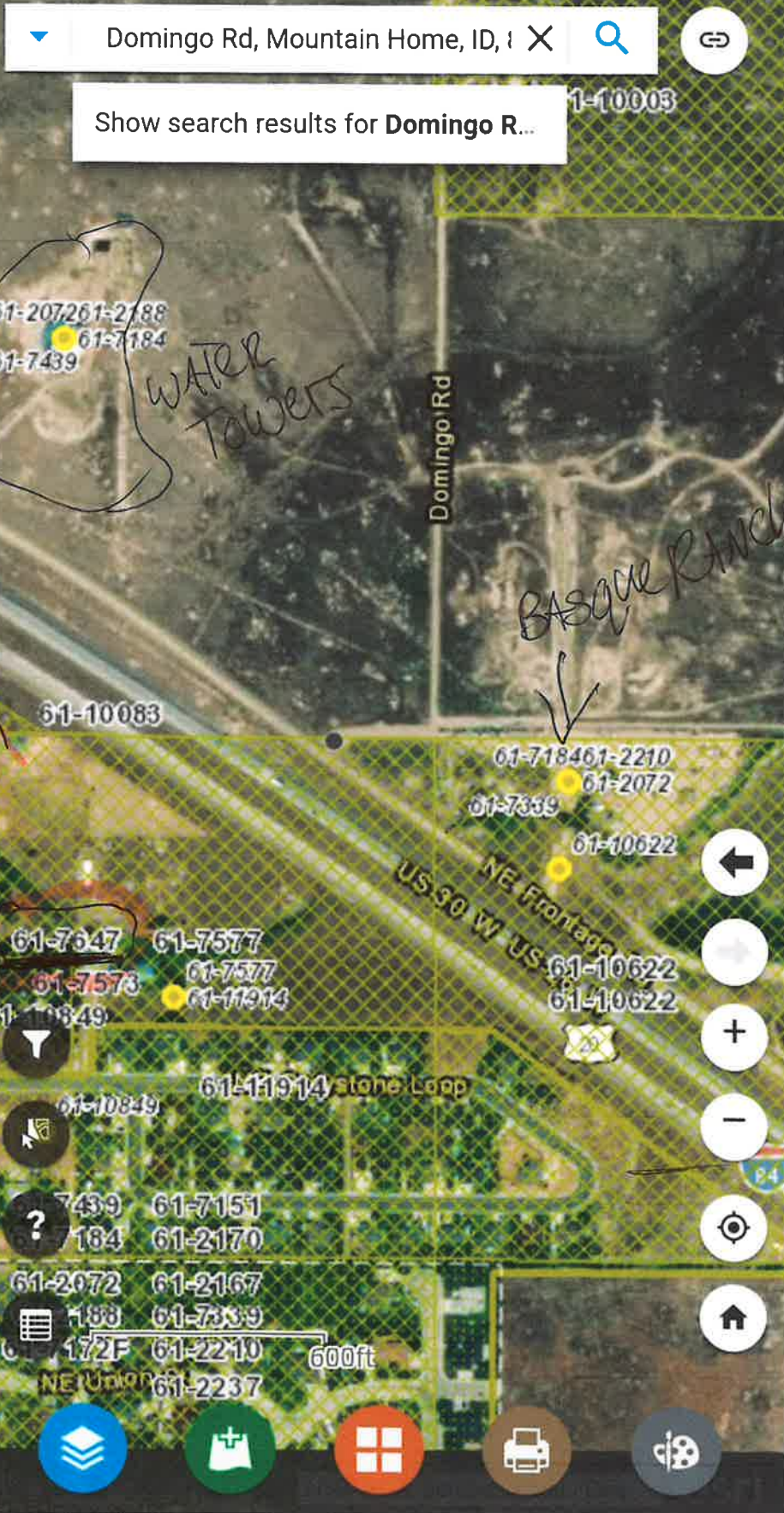
3

Ditch used to Transport water
To Cantrell's Notice it's Dry



idwr.maps.arcgis.com/apps/

39



View All Farms

Hide Map

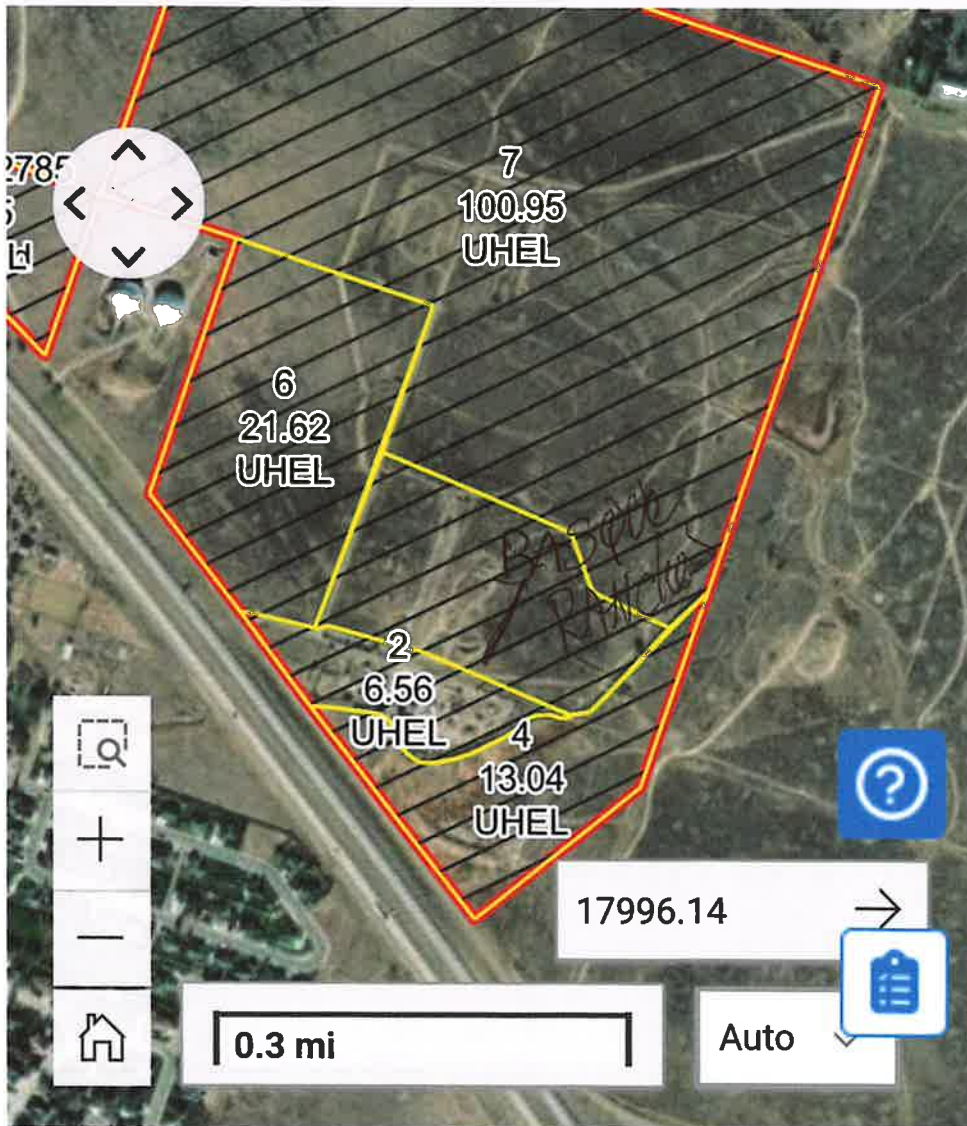
Search Farms...

Basque Ranches



2 Farms

[To Print & Export](#)

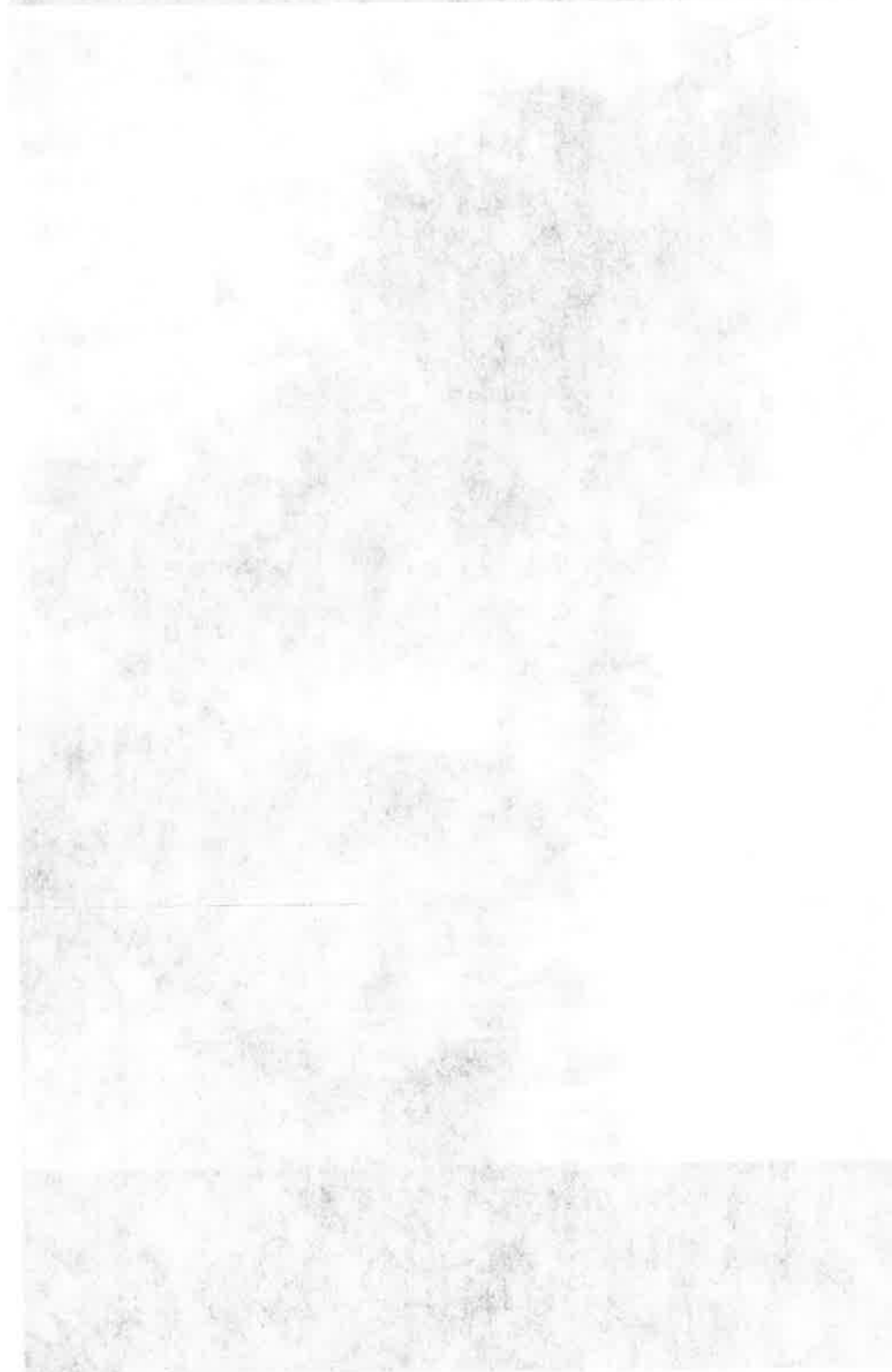
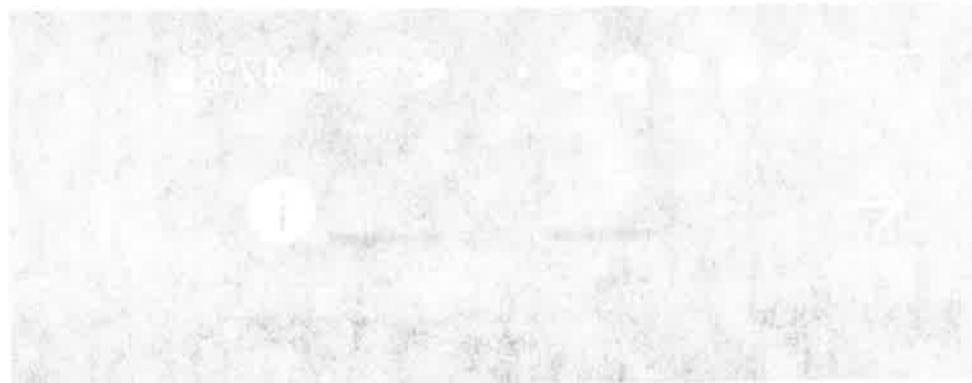


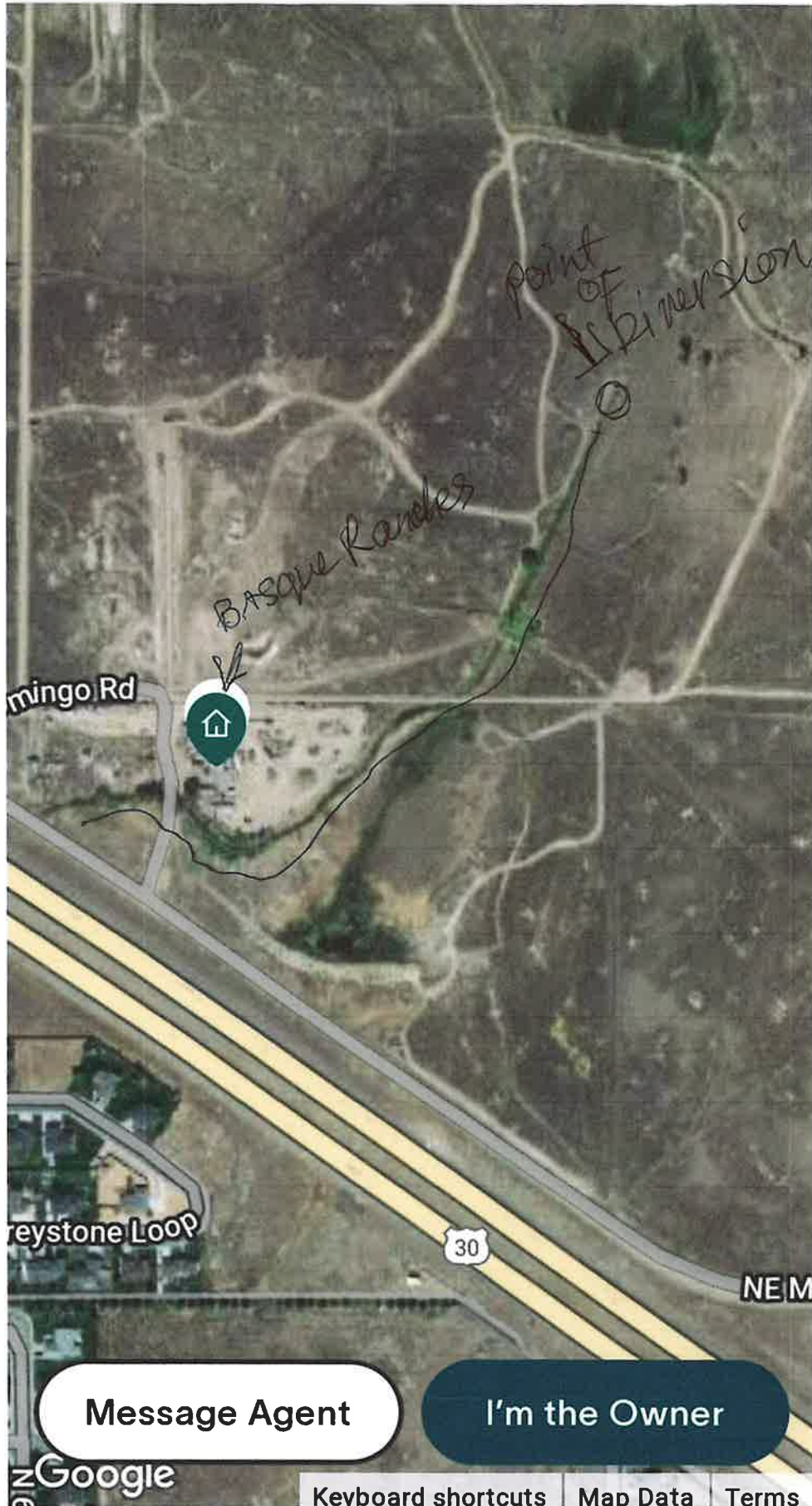
7:26 47%



FRAZIER
Tunnel
↓









Farm 1956



Administrative County, ST Elmore, ID

Operator BASQUE RANCHES

Cropland 0.00

Tracts 1

▼ **Summary** 

[Collapse All](#)

FARMLAND

8.95

**DIRECT AND COUNTER CYCLICAL
PROGRAM (DCP) CROPLAND**

0.00

DOUBLE CROPPED

0.00



**EFFECTIVE DIRECT AND COUN
CYCLICAL PROGRAM (DCP)
CROPLAND**



0.00





Farm 1957



Administrative County, ST Elmore, ID

Operator BASQUE RANCHES

Cropland 0.00

Tracts 1

▼ **Summary** 

[Collapse All](#)

FARMLAND

158.01

**DIRECT AND COUNTER CYCLICAL
PROGRAM (DCP) CROPLAND**

0.00

DOUBLE CROPPED

0.00



**EFFECTIVE DIRECT AND COUN
CYCLICAL PROGRAM (DCP)
CROPLAND**

0.00



Search NRCS land...



0 Contracts, 0 Plans, 0 Practices



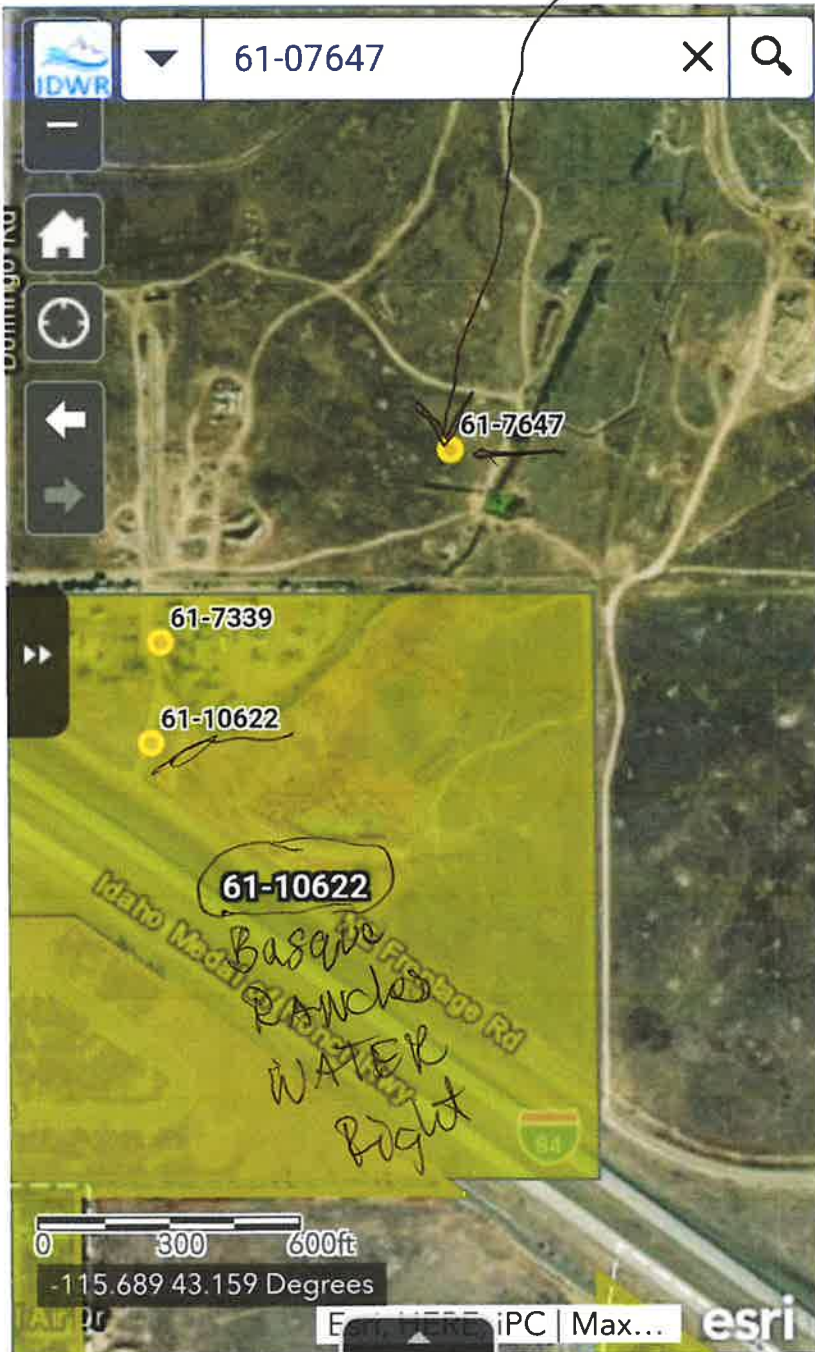
8:08 9%

ps.idwr.idaho.gov

5

⋮

Cantrell
water right
they stole



<

○

|||

8:25 8%

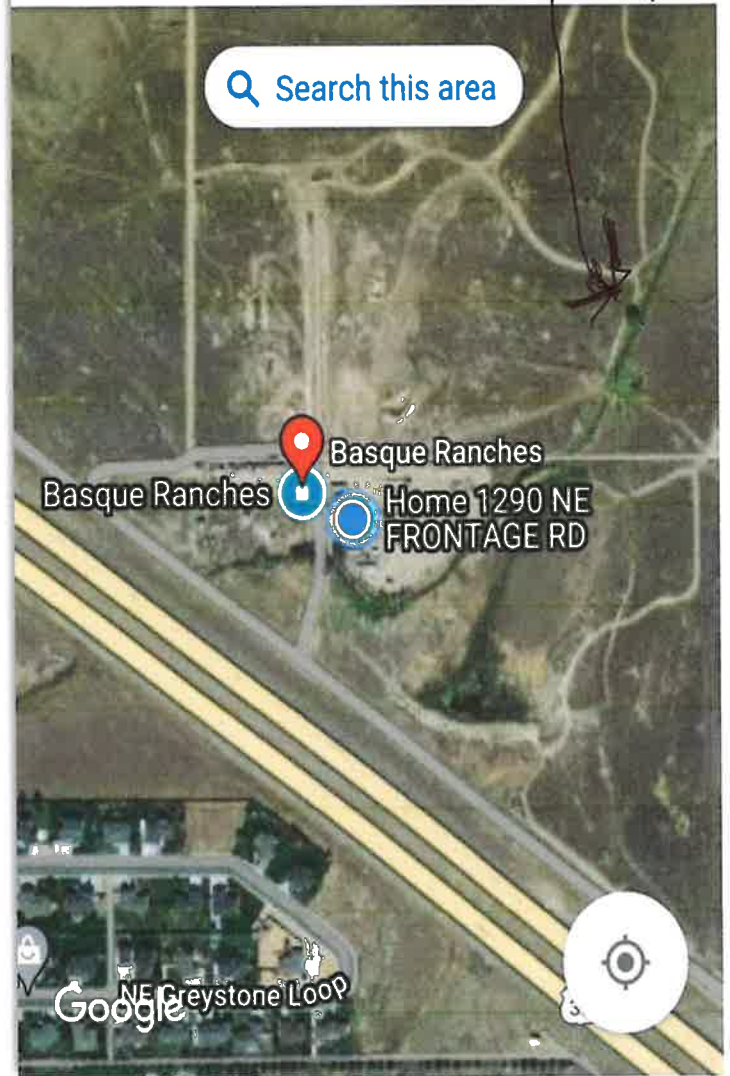
google.com/map

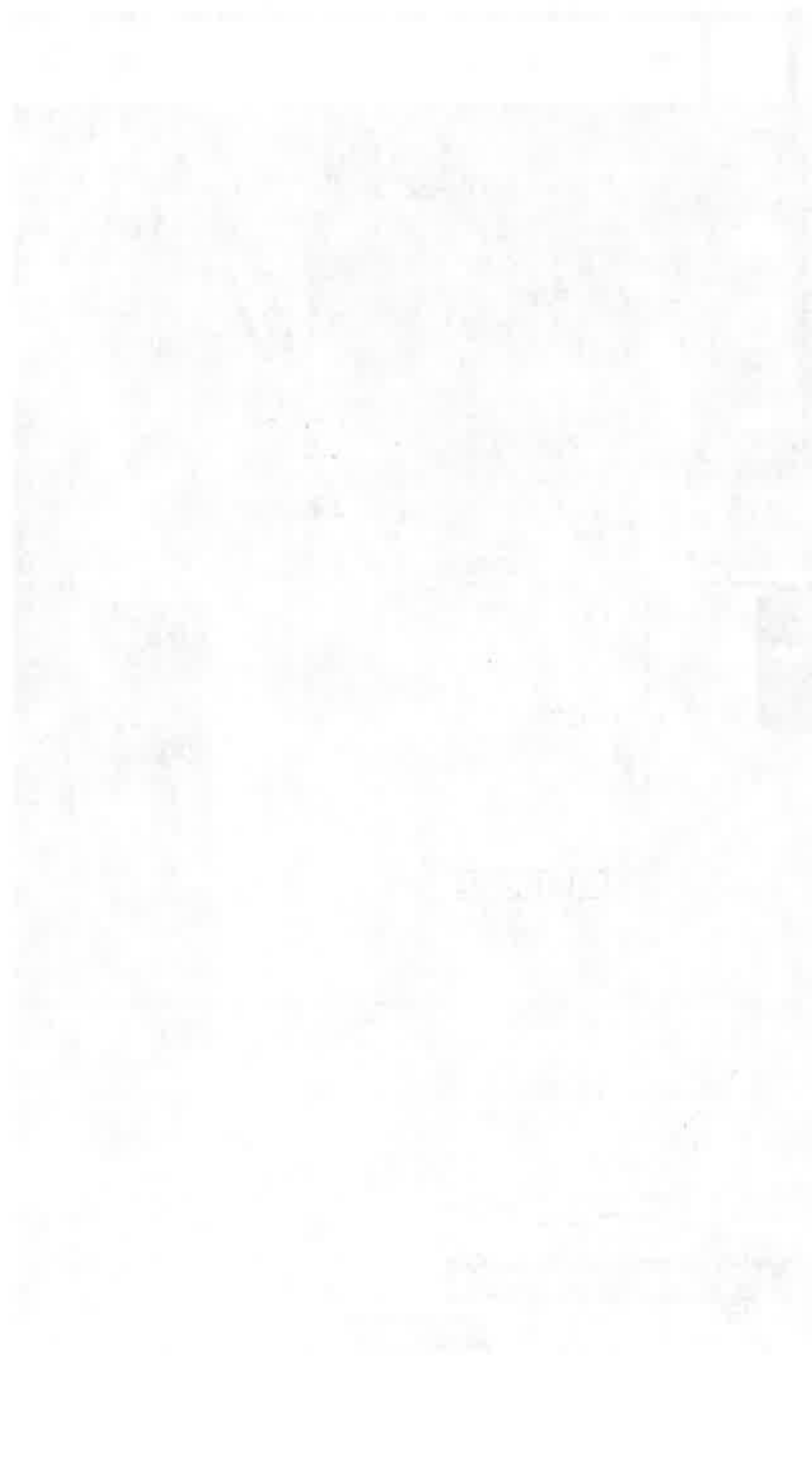
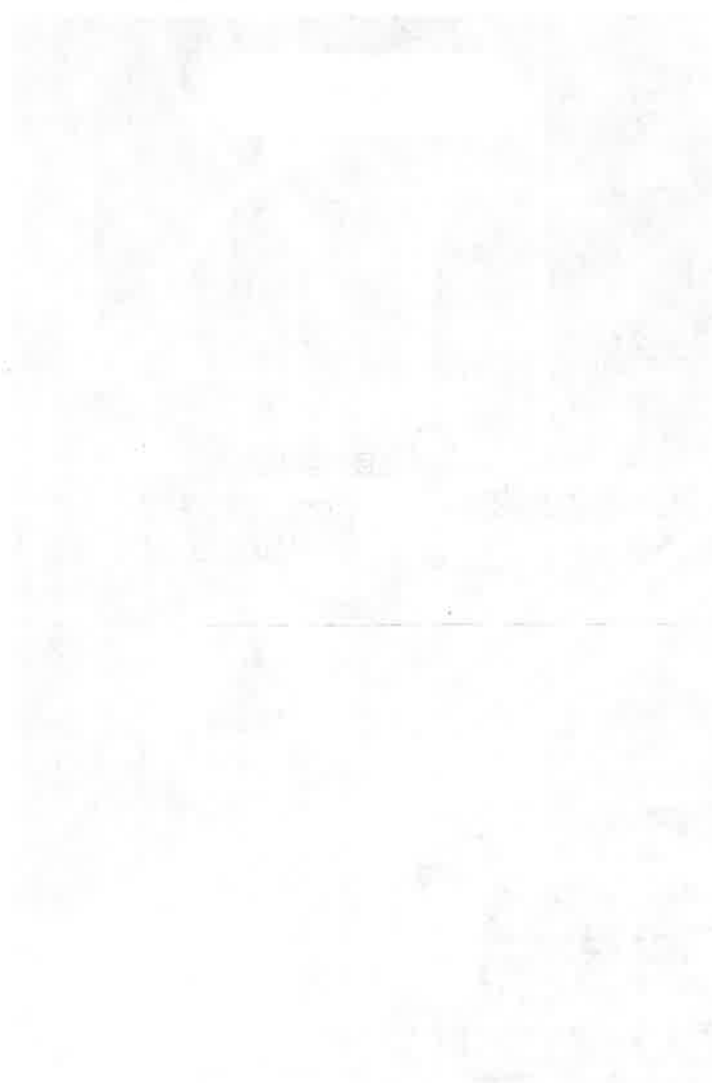
6

⋮

Basque ranches Mountain...

Cantrell
water right







**WaterRightPous: 61-10622**

WaterRightNumber	61-10622
BasinNumber	61
SequenceNumber	10,622
SplitSuffix	
Status	Active
PriorityDate	2/1/1975 12:00 AM
DecreedDate	1/30/1998 12:00 AM
Owner	BASQUE RANCHES
WaterUse	STOCKWATER
WaterUseCode	04
TotalAcres	
AcreLimit	
Source	GROUND WATER
SourceQualifier	
TributaryOf	
TributaryOfQualifier	
WaterDistrictNumber	EXC
LargePOU	0
RightID	395,932
PlaceOfUseID	424,561
WRReport	More info
WRDocs	More info



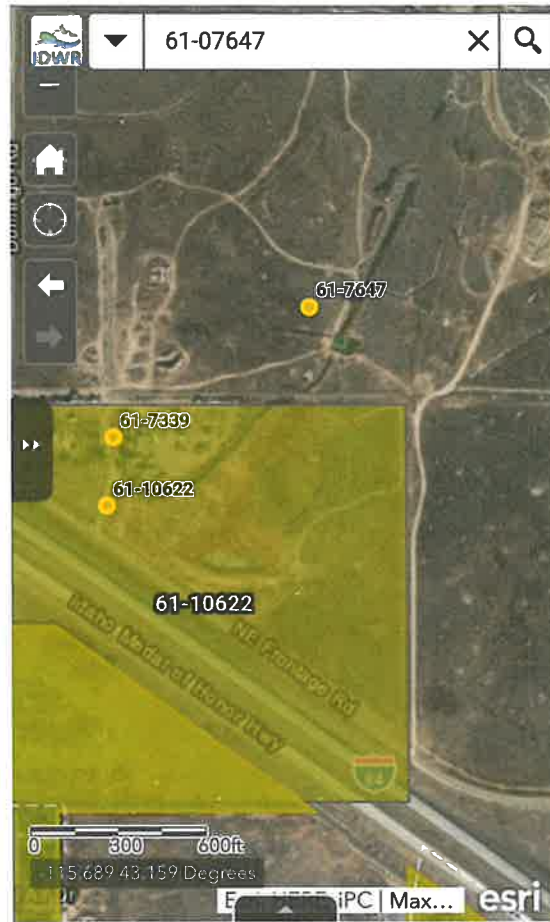
8:08 10%

ps.idwr.idaho.gov











Kari B. Sindair DBA. Basque Ranches
1290 NE Frontage Rd
mt. Home Idaho 83647

CERTIFIED MAIL®



7022 2410 0002 1638 4534

RDC 99

83720



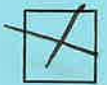
\$11.11
R2304M111255
FEB

Idaho Department of
Resources

Boise, ID, 83720-0098

P.O. Box ~~83720~~ 83720

CHECK ONE



PERSONAL- ATTENTION: To be opened only by

Larry Spackman
OR IDWR Representative

Office _____



FOR OFFICIAL USE ONLY

(OFFICE OR STAFF)