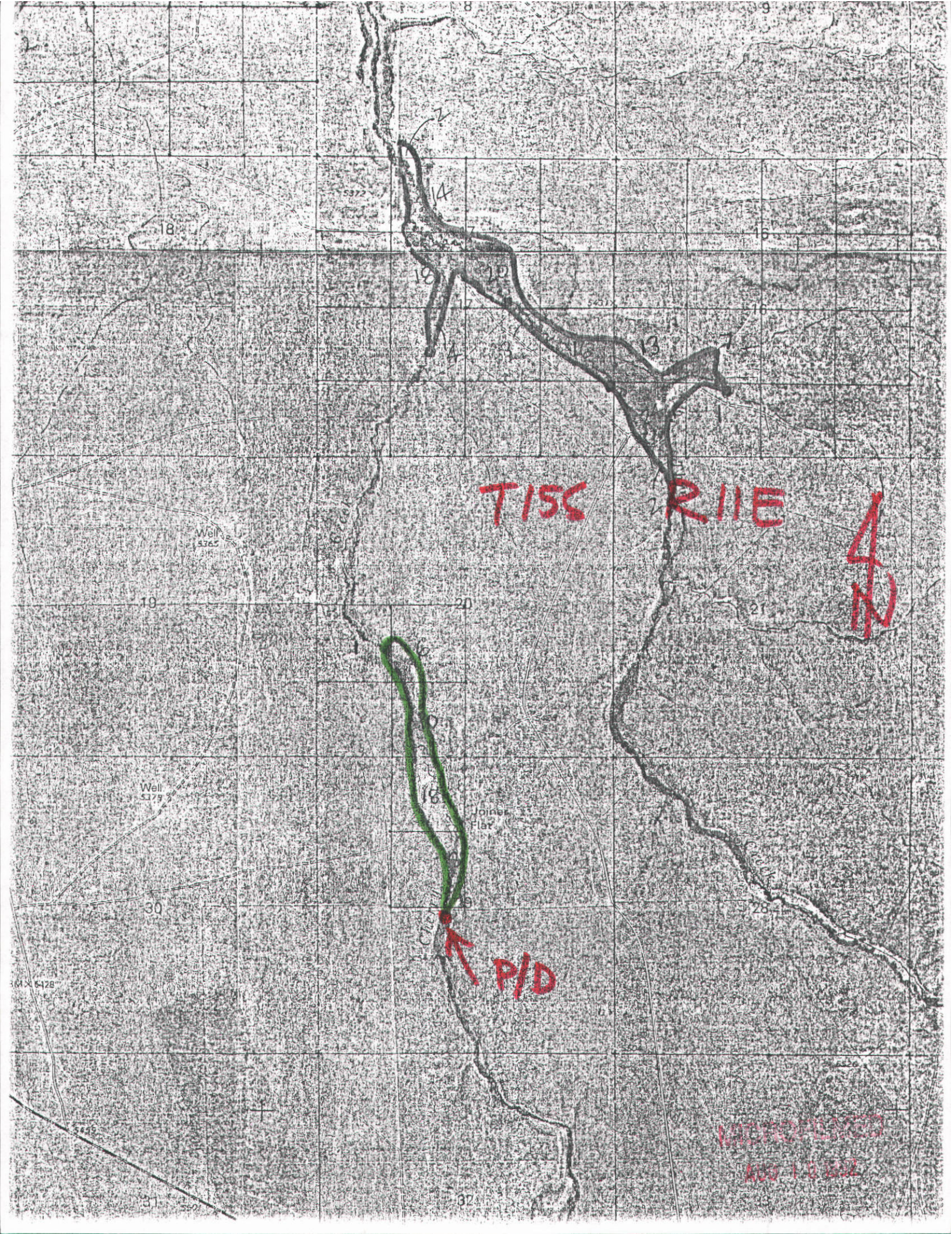
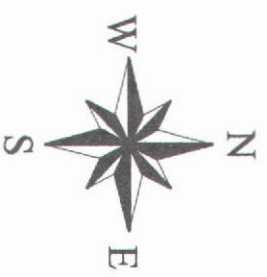




IDAHO DEPARTMENT OF WATER RESOURCES

T15S, R11E, S20 & S29



1987 NAPP PHOTO

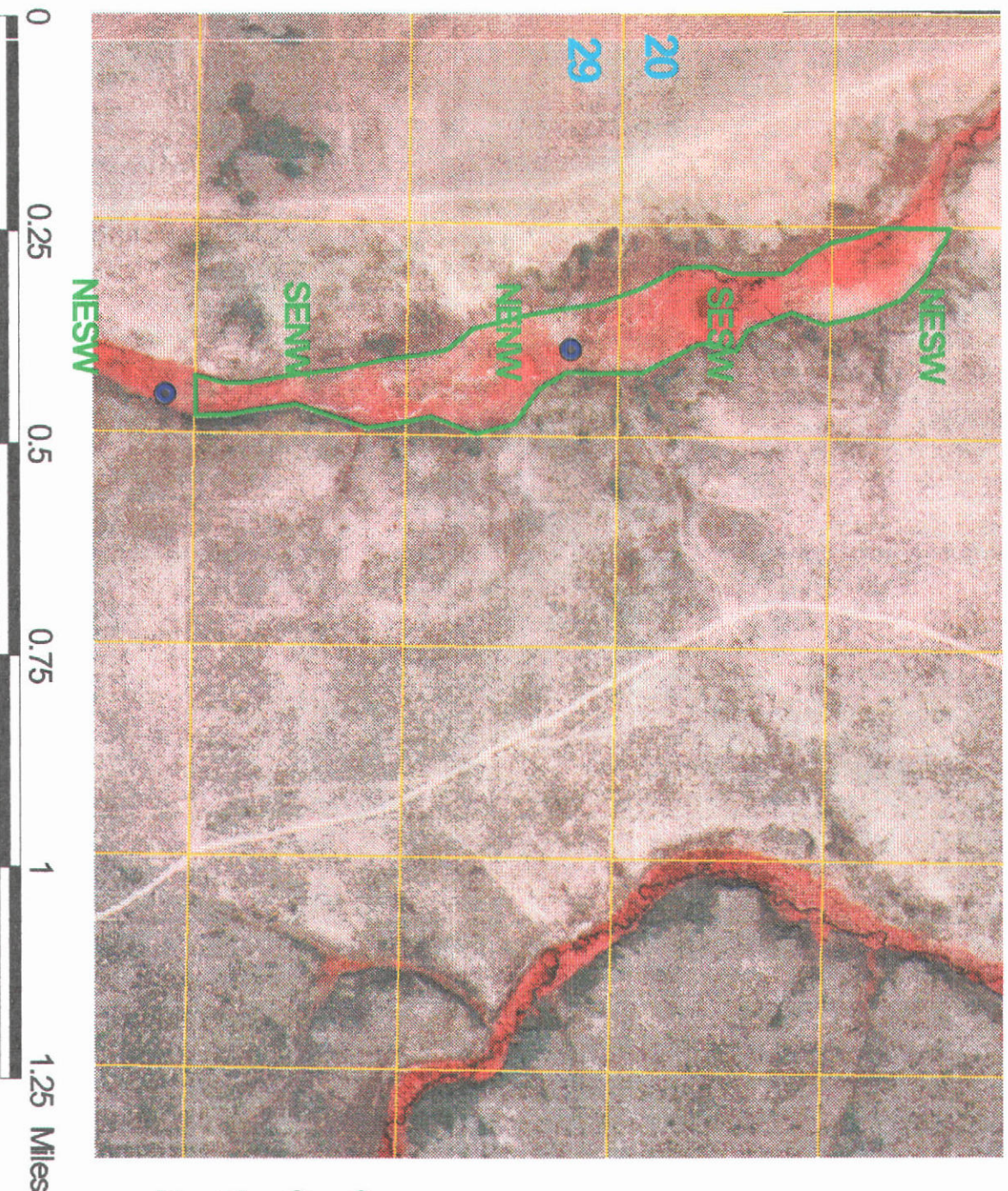
- POINT OF DIVERSION
- PLACE OF USE
- 1/4 1/4 LINES
- SECTION LINES
- 6 ACRES
- 6 SECTION NUMBERS

CLAIM(S):51-00117

OWNER(S): BRACKETT LIVESTOCK

Prepared by Mel Schulte

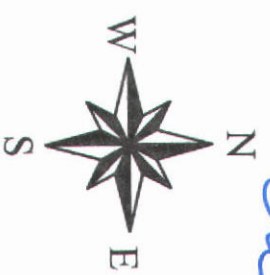
DATE: AUGUST 20, 1998



IDAHO DEPARTMENT OF WATER RESOURCES

T15S, R11E, S20 & S29

5a



1987 NAPP PHOTO

SECTION LINES

POD

POU

1/4 1/4 LINES

6 ACRES

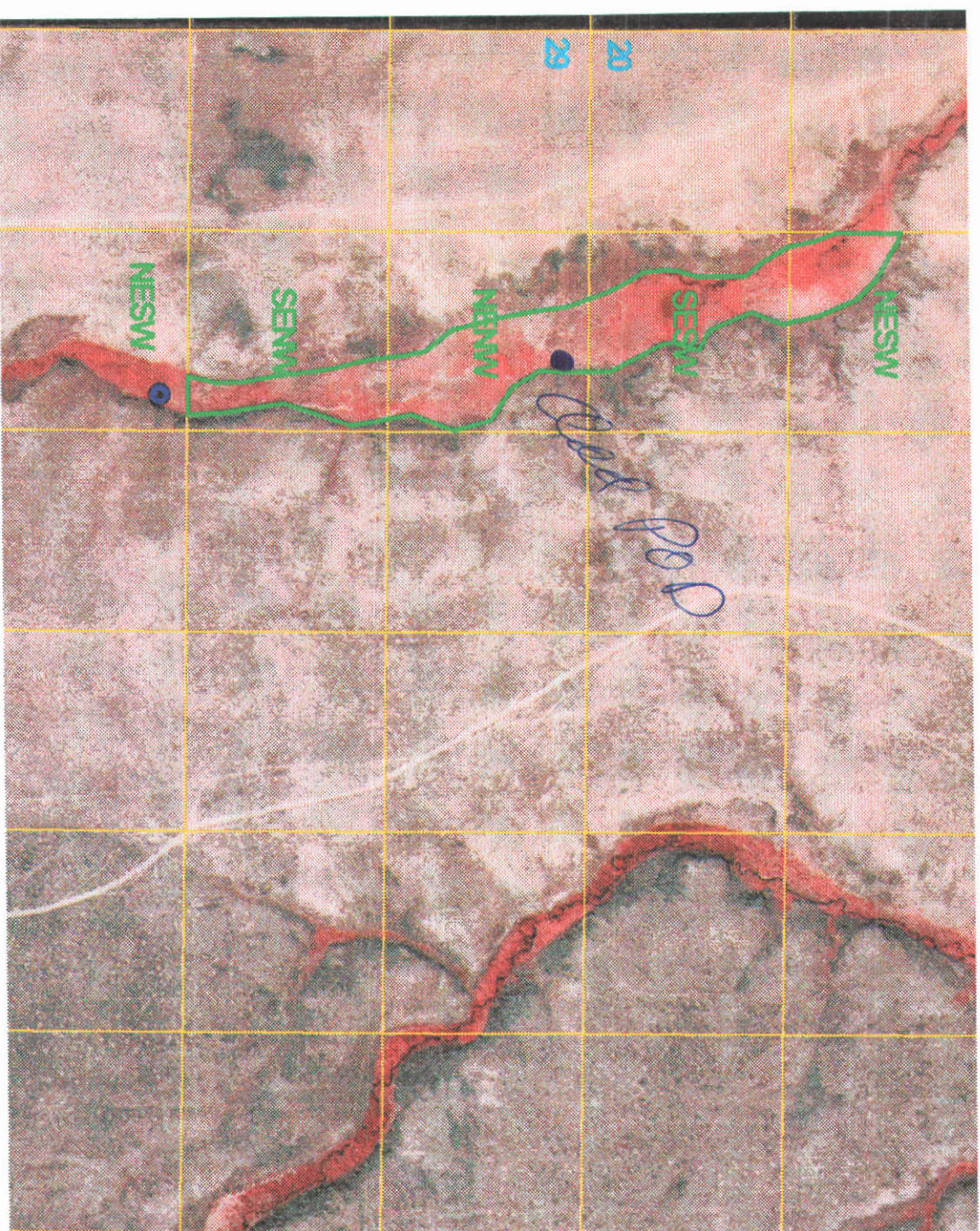
6 SECTION NUMBER

CLAIM(S) : 51-00117

OWNER(S): BRACKET LIVESTOCK

Prepared by: Mel Schulte

Date: 6/23/1998





8-10-93 LRW

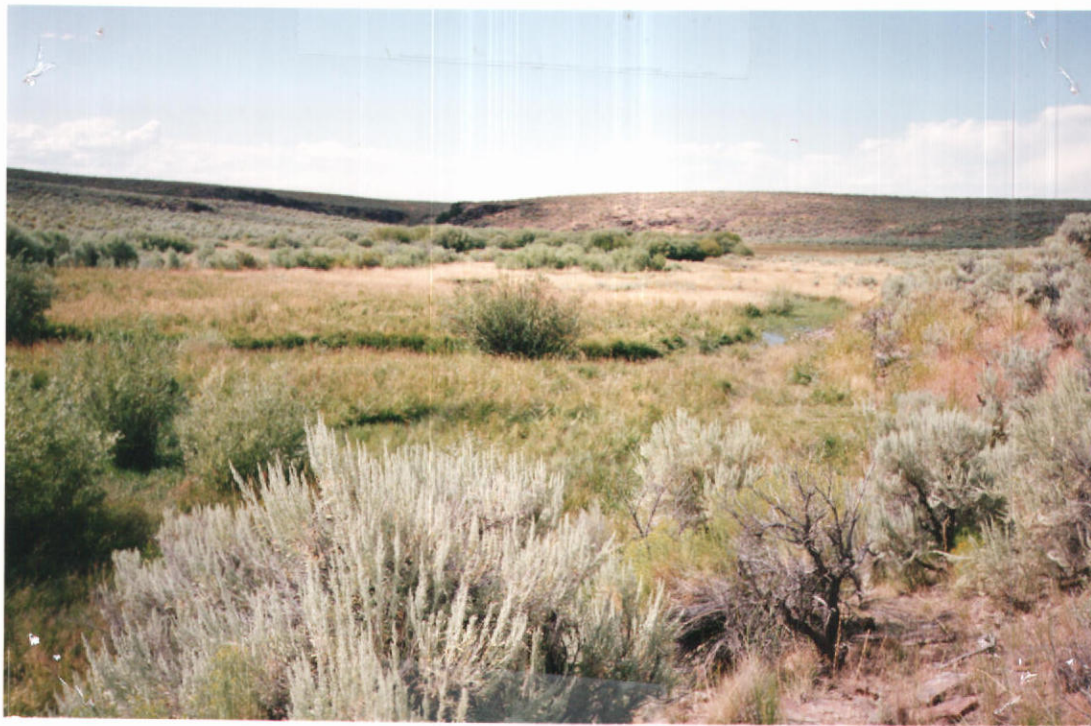
Possible diversion site on Cherry creek. Section 20, SESW



8-10-93
LRW

Ditch found leading from above site.

1



2



Pages 2 & 3. Claimed places of use in section 20,
E $\frac{1}{2}$ SW $\frac{1}{4}$, looking North to South, pictures 1 - 4.

3

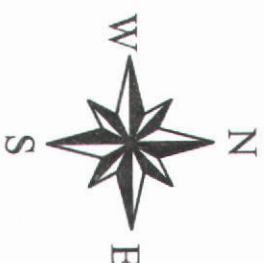


4



IDAHO DEPARTMENT OF WATER RESOURCES

T15S, R11E, S20 & S29



1987 NAPP PHOTO

 SECTION LINES

 POD

 POU

 1/4 1/4 LINES

6 ACRES

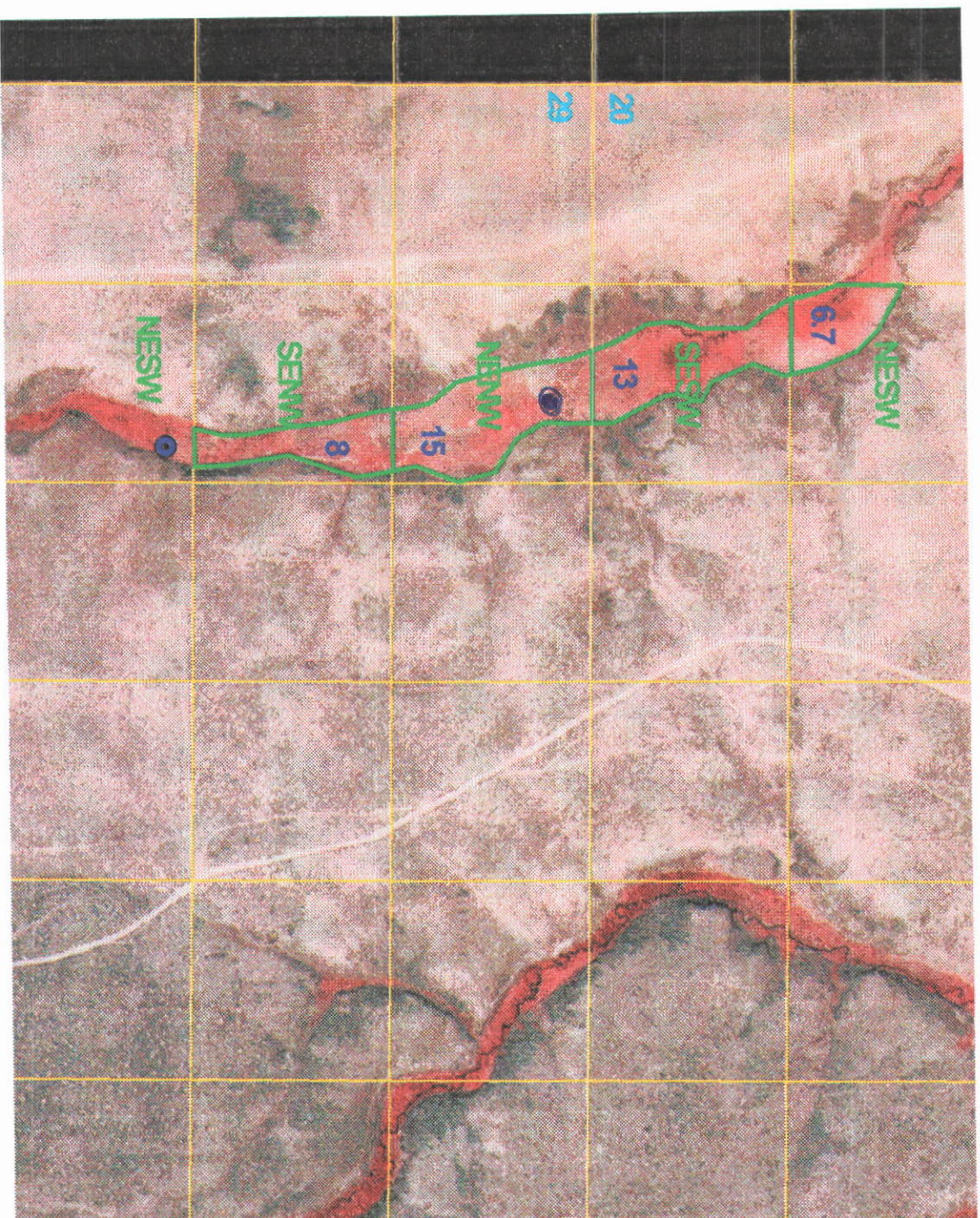
6 SECTION NUMBER

CLAIM(S) : 51-00117

OWNER(S): BRACKETT LIVESTOCK

Prepared by: Mel Schulte

Date: 6/23/1998



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A51-00117
Date Received: 1/11/1989
Receipt No: 500593/
Received By: AD

RECEIVED
JAN 13 1989

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

Department of Water Resources
Western Regional Office

1. Name: BRACKETT LIVESTOCK INC. 208-857-2217
Address: FLAT CREEK RANCH
ROGERSON, ID 83302

2. Date of Priority: APR 01, 1909

3. Source: CHERRY CREEK Trib. to: THREE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
15S	11E	29	NE	NE	SW		OWYHEE

5. Description of diverting works:
DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.400		
STOCKWATER	01/01	12/31	0.200		

7. Total Quantity Appropriated is:
2.400 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 86.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/ 950 RANGE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15S	11E	20	NE	SW		IRR	6.0
			NW	SW		IRR	1.0 1-m

MICROFILMED
AUG 10 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15S	11E	20	SE	SW		IRR	10.0
						Section Acres	17.0
		29	NE	NW		IRR	18.0
			SE	NW		IRR	8.0
						Section Acres	26.0
						Total Acres	43.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
NONE

14. Remarks:
STOCK DRINK FROM DITCHES & STREAM.

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

GRANDVIEW IRR. DIST.
Decree Plaintiff

vs

BRUNEAU BUCKAROO CO-OP DITCH C
Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Organizations:

I do solemnly swear or affirm that I am President of Brackett Livestock Inc.
Title

Organization, that I have signed the foregoing document in the space below as President of Brackett Livestock Inc.
Title

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

Best Brackett
Signature of Authorized Agent
President Brackett Livestock Inc.
Title and Organization

Jan. 13, 1989
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 13th day
of Jan. 19 89

[Signature]
Notary Public

Seal

Residing at Kimberly, Id.

My Commission Expires 6/30/92

T-155 400

46



AJ0749NP
No. R51-00117

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

DATE: 06/20/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BRACKETT LIVESTOCK INC FLAT CREEK RANCH ROGERSON ID 83302 (208) 857-2217	04/01/1909	IRRIGATION STOCKWATER	04-01 10-31 01-01 12-31	2.40 CFS 0.20 CFS	
TOTAL DIVERSION:					2.40 CFS	

Water Source: CHERRY CREEK Tributary to: THREE CREEK Stage: DECREED

Point(s) of Diversion: T15S R11E S29 NENEW NENESW DAYTEE County

Place of use Legal Description for: IRRIGATION

NE	NESE	SE	SESE	SUM
T R S : Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac	NESE	SESE	SESE	SUM
15S 11E 20 :	15	08	06	13
15S 11E 29 :	15	08	06	13
TOTAL ACRES				42.7

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

POU County: DAYTEE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

A51-00117

Other Water Rights Listing Overlapping Place(s) of Use:

A51-00117

Conditions of Approval:

- C14 - THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER
- IN BASIN 51 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 51:
 - WATER RIGHT NO. SOURCE
 - 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 SHAKE RIVER BASIN:
 - WATER RIGHT NO. SOURCE
 - NONE
 - ALL WATER RIGHTS WITHIN BASIN 51 ARE FROM CONNECTED SOURCES
 - OF WATER IN THE SHAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

Remarks: EXP STOCKWATER, 950 RANGE CATTLE

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 51A Field Inspection Flag:

AJ0749NP
No. R51-00117

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

DATE: 08/20/98
PAGE: 2

Comments: Date: 06/23/1998 User-ID: MSCMLTE Subject: COPIED FROM REMARKS
STOCK DRINK FROM DITCHES & STREAM.

Date: 07/30/1998 User-ID: AJU10-JS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C14 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Date: 08/20/1998 User-ID: MSCMLTE Subject: NOTICE OF ERROR
A POINT OF DIVERSION WAS ADDED TO THE RECOMMENDATION AFTER THE
NOTICE OF ERROR WAS FILED ON 8/20/1998.

Audit: 08/20/98 MSCMLTE

CLAIM NO. B51 - 00017

**IDWR SUPPLEMENTAL CLAIM VERIFICATION REPORT
FOR DOCUMENTING CHANGES TO CVR**

1. ☒ NAME - No change
☐ NEW OWNER: _____
(SUPPORTING DOCUMENTATION REQUIRED - ATTACH COPY)
☒ ADDRESS - No change
☐ NEW ADDRESS: _____

2. ☒ SOURCE - No change
☐ CHANGE - New source and/or tributary is: _____

3. ☒ QUANTITY - No change
☐ CHANGE - New amounts: _____ CFS and/or _____ AFY

4. ☒ PRIORITY DATE - No change
☐ CHANGE - Priority date to: _____
(EVIDENCE OF PRIORITY REQUIRED - ATTACH COPY)

5. ☐ POINT OF DIVERSION - No Change
☒ CHANGE - New point of diversion is: T _____, R _____, S _____, _____ 1/4, _____ 1/4, _____ 1/4

add T 155, R 11E, S 29, NE 1/4, NE 1/4, NW 1/4 - #331
(LOCATION OF POD(S) SHOULD BE SHOWN ON MAP) *m B51-P00*

6. ☒ PURPOSE AND PERIOD OF USE - No change
☐ CHANGE New purpose of use _____ New period of use _____ New amount(s) _____
_____ from _____ to _____ cfs _____ af
_____ from _____ to _____ cfs _____ af
_____ from _____ to _____ cfs _____ af

7. ☒ PLACE OF USE - No change
☐ CHANGE New place(s) of use: (LOCATION(S) AND ACRES SHOULD ALSO BE SHOWN ON MAP)

T	R	S	N E				N W				S W				S E				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

REMARKS _____

CONDITIONS _____

Reviewer

Mel Schulte

Date

8-20-98

August 4, 1998

**NOTICE OF ERROR
REPLY**

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: September 4, 1998

Water right number: 51-00117

BRACKETT LIVESTOCK INC
FLAT CREEK RANCH
ROGERSON ID 83302

Daytime Telephone Number:

Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

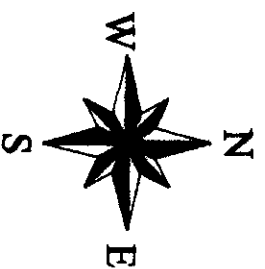
Add part of Diversion

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

DATE: 8-20-98 SIGNATURE: *Bert Brackett*
Please print your name: Bert Brackett

IDAHO DEPARTMENT OF WATER RESOURCES

T15S, R11E, S20 & S29



1987 NAPP PHOTO

● POINT OF DIVERSION

□ PLACE OF USE

□ 1/4 1/4 LINES

□ SECTION LINES

6 ACRES

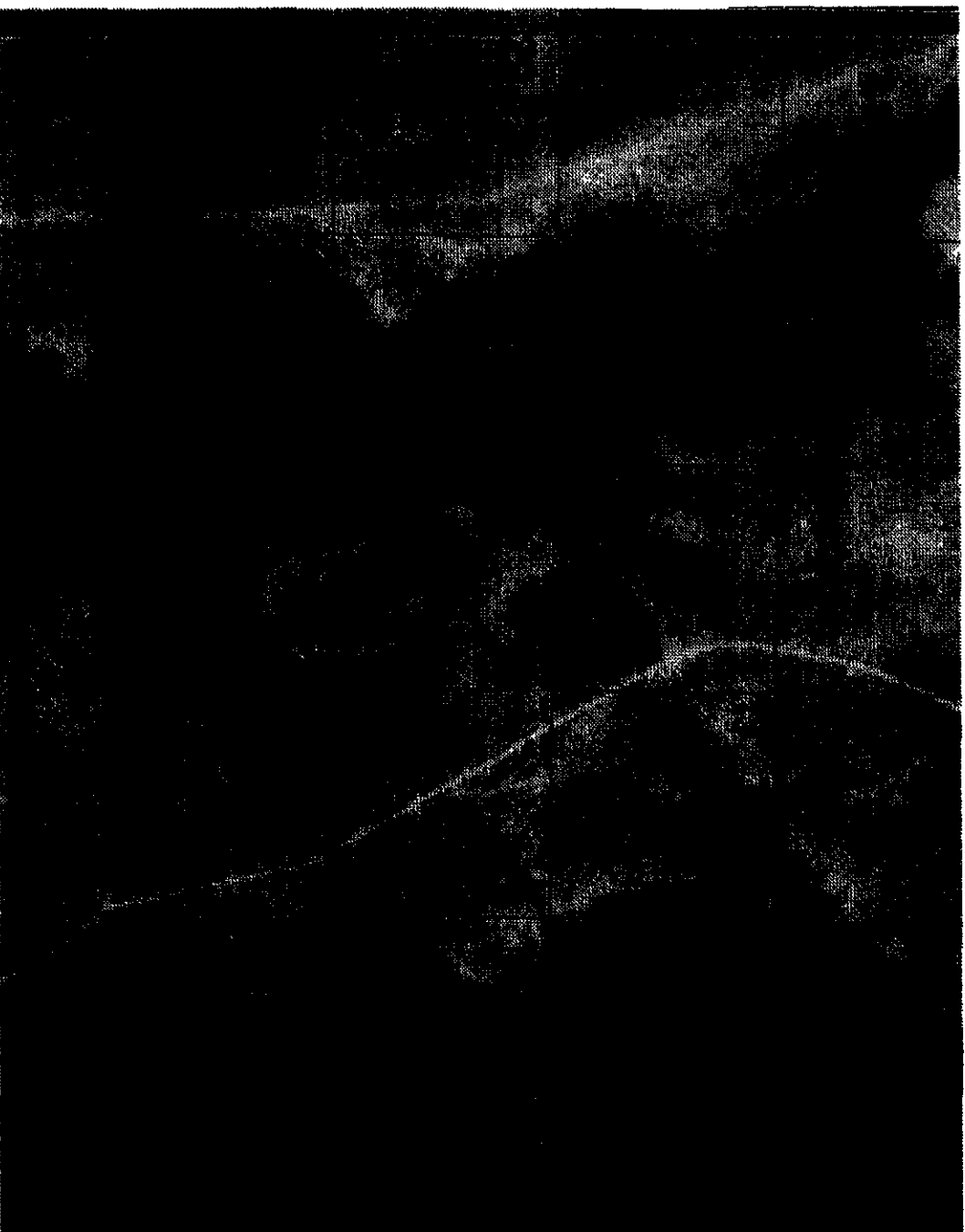
6 SECTION NUMBERS

CLAIM(S): 51-00117

OWNER(S): BRACKETT LIVESTOCK

Prepared by Mel Schulte

DATE: AUGUST 20, 1998

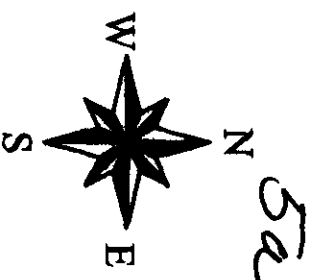


NESW



IDAHO DEPARTMENT OF WATER RESOURCES

T15S, R11E, S20 & S29



1987 NAPP PHOTO

SECTION LINES

POD

POU

1/4 1/4 LINES

6 ACRES

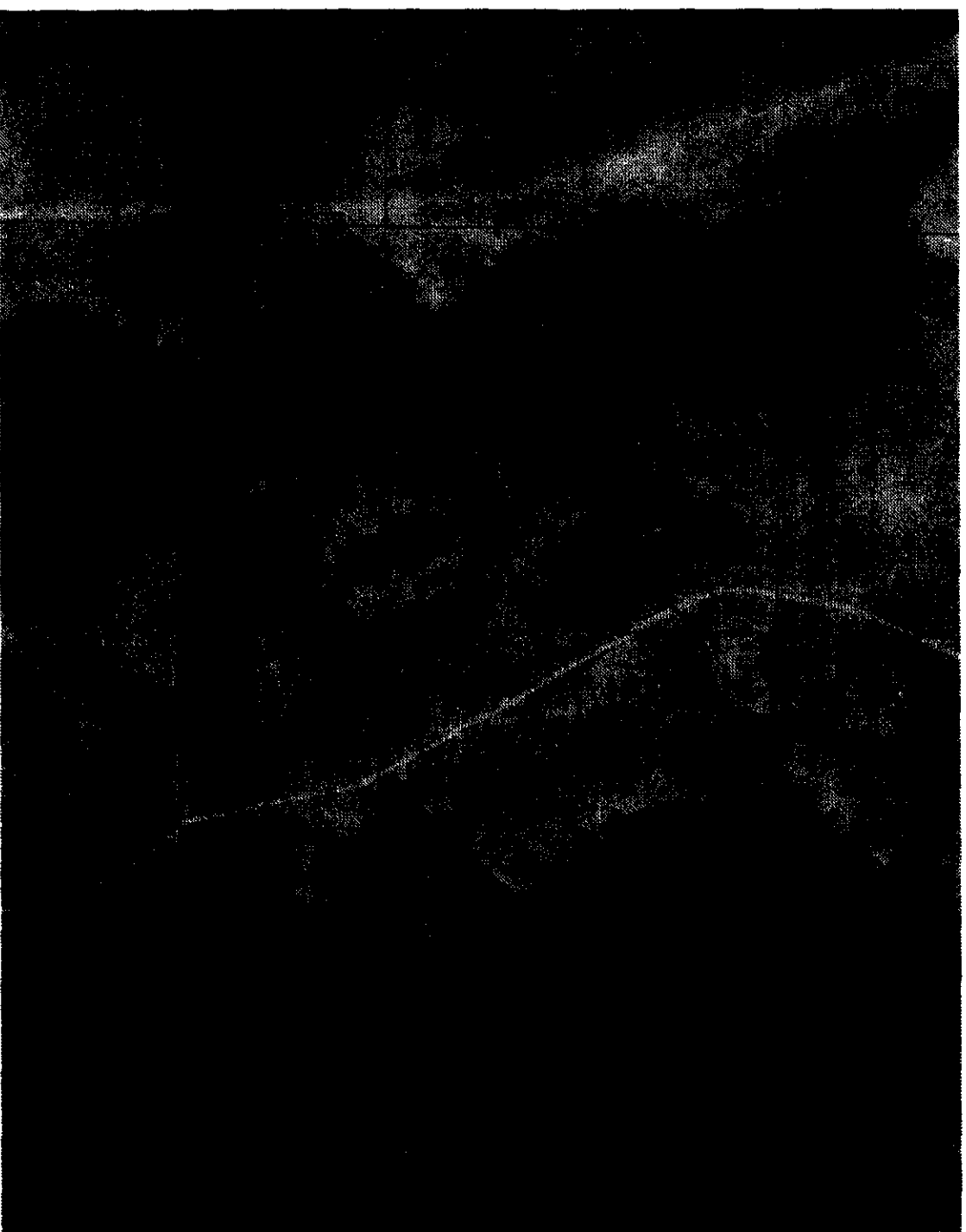
6 SECTION NUMBER

CLAIM(S) : 51-00117

OWNER(S): BRACKET LIVESTOCK

Prepared by: Mel Schulte

Date: 6/23/1998



DATE: 06/23/98
PAGE: 1

Stage: DECREED

OWYHEE County

SE

42.7

A51-00117

Audit: 06/23/98 MSCMULTE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

CLAIM NUMBER: A51-00117

13:45:12
06/23/98
16

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BRACKETT LIVESTOCK INC	04/01/1909	IRRIGATION STOCKWATER	04-01 11-01 01-01 12-31	2.40 CFS 0.20 CFS	

TOTAL DIVERSION: 2.40 CFS
CONSUMPTIVE USE:

-86-88-177A

delete

Water Source: CHERRY CREEK
Point(s) of Diversion: T155 R11E S29 NE/NE/SW
Tributary to: THREE CREEK
Stage: DECREED
Owyhee County

Place of use Legal Description for: IRRIGATION

NE	NE/NE	SW	SW	SE	SUM
T R S : Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac	NE/NE : Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac	SW : Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac	SW : Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac	SE : Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac Lt Ac	SUM
15S 11E 20 :	15	8	16	15	17.0
15S 11E 29 :	15	8	16	15	26.0
					43.0
					42.7

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

POU County: Owyhee

EXT

Non-Irrigation Uses: S/ 950 RANGE

Other Rights: NONE

Remarks: GEN STOCK DRINK FROM DITCHES & STREAM.

Comments

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 51A Field Inspection Flag: D

Presumption Flag: D

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

CLAIM NUMBER: AS1-00117

13:53:16
06/23/98

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WRCM/DATE	FIELD EXAM BY WRCM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WRCM/DATE	COMPLETED REVIEW WRCM/DATE	COMPLETED DATA ENTRY WRCM/DATE	VERIFIED DATE WRCM/DATE
PRIORITY DATE								
POINT OF DIV	Y		<i>WRCM 8-10-93</i>	N		<i>M5 6-23-98</i>	<i>M5 6-23-98</i>	
SOURCE				N				
PLACE OF USE	Y			N				
DIV. AMOUNT CFS/VOLUME	Y			N				
CONSUMPTIVE USE	-			NA				
PURPOSES OF USE	Y			N				
PERIOD OF USE	Y			Y				
BASIS OF CLAIM				N				
REMARKS	Y			Y				

BARCODE UPDATED
WRCM/DATE
M5-6-23-98

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED) IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION

COPY INCLUDED
IN FILE?

☒ AERIAL PHOTOGRAPH

DATE OF PHOTO

1979

IDWR ID NO.

☒ YES

☐ TOPOGRAPHIC

DATE FIELD CHECKED

6-23-98

IDWR ID NO.

☒ YES

☒ AERIAL PHOTO

DATE OF PHOTO

6-23-98

IDWR ID NO.

☒ YES

☐ ASCS AERIAL PHOTO

DATE OF PHOTO

☒ YES

☐ ASCS COLOR SLIDE

DATE OF PHOTO

☒ YES

☐ BLM OR USFS AERIAL PHOTO

DATE OF PHOTO

☒ YES

☐ TOWNSHIP SURVEY (GOVERNMENT PLAT)

DATE OF SURVEY

☒ YES

☐ SCS SOIL SURVEY MAP

DATE ISSUED

☒ YES

☐ SUBDIVISION PLAT MAP

DATE OF MAP

☒ YES

☒ OTHER

DATE

6-23-98

☒ YES

☒ OTHER

DATE

☒ YES

LIST OF ATTACHMENTS (CHECK IF ATTACHED)

IF ATTACHED, SUPPLY APPROPRIATE INFORMATION

NO. OF
PAGES

NOTES

☐ LICENSING FIELD EXAM

DATE OF FIELD EXAM

☐ WATER RIGHT LICENSE

DATE LICENSE SIGNED

☐ IDWR APPROVED TRANSFER

DATE TRANSFER APPROVED

☐ SYSTEM DESCRIPTION

DATE DRAWN

☒ PHOTOGRAPHS

DATE(S) PHOTOS TAKEN

8-10-93

3

☐ SPLIT RIGHT REVIEW

DATE REVIEW COMPLETED

☐ HURDLE ANALYSIS

DATE ANALYSIS COMPLETED

☐ CONVEYANCE LOSS ANALYSIS

DATE ANALYSIS COMPLETED

☐ FLOW MEASUREMENT CALCULATIONS

DATE SYSTEM MEASURED

☐ OTHER

DATE

☐ OTHER

DATE

PAGE: 1
GENERAL INFORMATION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

CLAIM NUMBER: A51-00117

13:43:16
06/23/98

LAST: BRACKETT LIVESTOCK INC
ADDRESS: FLAT CREEK RANCH
CITY: ROGERSON
PHONE NUMBER: 208-857-2217

FIRST:
STATE: ID ZIP: 83302

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE

FIELD
EXAMINER
Y() N()

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: GEN STOCK DRINK FROM DITCHES & STREAM.

FIELD EXAMINATION INFORMATION

CONTACT PERSON:

Pat Brackett

PHONE NUMBER: () - -

DATE OF FIELD EXAM: 8/10/93

APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY:

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT:

DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A51-00117 PRIORITY DATE: 04-01-1909 STAGE: D

B. WR RECORD: # 51-00117 PRIORITY DATE: 04-01-1909 STAGE: D

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE?

Y(☒) N(☐)

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE?

Y(☐) N(☒)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE? (IF YES, DESCRIBE BELOW)

Y(☐) N(☒)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED

N/A(☒) Y(☐) N(☐)

FIELD EXAM COMPLETED

N/A(☒) Y(☐) N(☐)

FIELD EXAM SENT TO STATE OFFICE

N/A(☒) Y(☐) N(☐)

LICENSE ISSUED

N/A(☒) Y(☐) N(☐)

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT, USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE OF THE PRIORITY DATE REQUIRED?

N/A(☒) Y(☐) N(☐)

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED, INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?

Y(☒) N(☐)

NOTES:

RECOMMENDED PRIORITY DATE:

04-01-1909

REVIEWED BY *Michael DeWalt*

DATE

6-23-98

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TRP. RGE.	SEC.	1/4	1/4	1/4	LOT	FLAG	POD	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A51-00117	15S	11E	29	NE	NE	SW			QUYHEE		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE
MR RECORDS IN SAME 40 ACRE TRACT
51-02020

SOURCE: CHERRY CREEK

TRIB: THREE CREEK

B. MR POINT OF DIVERSION AND SOURCE:

5100117 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

SOURCE: CHERRY CREEK

TRIB: THREE CREEK

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM) Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM 8-10-93) NAME OF EXAMINER Sandra Hlumen Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

TPP.	REC.	SEC.	1/4	1/4	1/4	LOT	POD	FLAG	COUNTY	DIVERSION NAME	DIVERSION NBR
155	11E	29	NE	NE	SW				DAWNEE		

[illegible]

DATE: 6-23-98

SYSTEM DESCRIPTION: DESCRIBED BELOW (), SEE LICENSE FILE (), OR SEE ATTACHMENT ()

A. ROOT WATER RIGHT NUMBERS: A51-00117

B. POU LISTING											
TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECORD- ACRES
15S	11E	20	NE	SW		BRACKETT LIVESTOCK INC	A51-00117 / 6.0	51-00117 / 40.0			6.7
			NE	SW		WALTERS, FRED J.		51-02020 / 8.0			
			NE	SW		BRACKETT LIVESTOCK INC.		51-04097 / 10.0			
15S	11E	20	NW	SW		BRACKETT LIVESTOCK INC	A51-00117 / 1.0	-			
			NW	SW		AMERICA ACTING THROUGH, UNITED 51-11945 /		-			
			NW	SW		AMERICA ACTING THROUGH, UNITED A51-11945 /		-			
			NW	SW		BRACKETT LIVESTOCK INC.		51-04097 / 6.0			BLM
15S	11E	20	SE	SW		BRACKETT LIVESTOCK INC	A51-00117 / 10.0	51-00117 / 40.0			13
			SE	SW		WALTERS, FRED J.		51-02020 / 24.0			
			SE	SW		BRACKETT LIVESTOCK INC.		51-04097 / 16.0			
15S	11E	29	NE	NW		BRACKETT LIVESTOCK INC	A51-00117 / 18.0	51-00117 / 40.0			15
			NE	NW		WALTERS, FRED J.		51-02020 / 20.0			
			NE	NW		BRACKETT LIVESTOCK INC.		51-04097 / 21.0			
15S	11E	29	SE	NW		BRACKETT LIVESTOCK INC	A51-00117 / 8.0	51-00117 / 40.0			8
			SE	NW		WALTERS, FRED J.		51-02020 / 8.0			
			SE	NW		BRACKETT LIVESTOCK INC.		51-04097 / 9.0			

ADDITIONAL POU FOUND

42.7

TOTAL ACRES A51-00117

43.00 160.00

POU COUNTY: OMYHIE

WESTERN REGION

CLAIM NUMBERS A51-00117

AGENT MS DATE 6-23-98

TOTAL ACRES FROM RECOMMENDATION 42.7

GEOGRAPHIC INFO SYSTEM ACRES 42.7

READY FOR DECREE _____ (YES)

SENT FOR DECREE _____ (YES)

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM	155	11E	20									6.7			13				
GIS			29					15			8								
RECOM																			
GIS																			

POLYGON CREATED ON ~~80~~ 330

POLYGON # ()()()() **UPDATED BY**

ATTRIBUTES OF B51-POU.SHP

ATTRIBUTES OF B51-POD.SHP (230) (33) () () ()

B51-DBPOU.DBF 8-798 UPDATED BY ms

B51-DBPOD.DBF 8-7-98 UPDATED BY MS

10-13-98

RDH GPSTABLE

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N(☒)

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A51-00117	STOCKWATER	BRACKETT LIVESTOCK, INC	FROM 01-01 TO 12-31	0.200 CFS	
51-11945	STOCKWATER	AMERICA ACTING THROUGH, UNITED	FROM 01-01 TO 12-31	0.020 CFS	
A51-11945	STOCKWATER	AMERICA ACTING THROUGH, UNITED	FROM 01-01 TO 12-31	0.030 CFS	
A51-11945	WILDLIFE	AMERICA ACTING THROUGH, UNITED	FROM 01-01 TO 12-31	0.020 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y() N(☒)

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: NONE

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y(☒) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y(☒) N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N()

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N(☒)

A. ALL CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A51-00117 IRRIGATION	FROM 04-01 TO 11-01	2,400 CFS	
A51-00117 STOCKWATER	FROM 01-01 TO 12-31	0.200 CFS	
TOTAL DIVERSION RATE/VOLUME		2,400 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
51-00117 IRRIGATION	FROM TO	2,400 CFS	
51-00117 STOCKWATER	FROM TO		
51-00117 DOMESTIC	FROM TO		
TOTAL DIVERSION RATE/VOLUME		2,400 CFS	

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y() N()

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INQUIRY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y() N()

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y() N()

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y() N()

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N()

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N()

NOTES:

The claimed diversion rate is over 1"/acre but can be recommended because only flooding is the standard practice for the entire stream bottom, therefore no excessive flow calculation is necessary because all water that consumed returns to the stream.

AJ CLAIM TOTAL DIVERSION RATE: 2.400 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 2.400 CFS

- A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A () Y () N ()
B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A () Y () N ()
* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.
C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y () N ()
* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.
D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y () N ()

E. MEASUREMENT METHOD Flow FLOW MEASUREMENT
SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 43 x 0.02 CFS/ACRE = 86 CFS
(Taken from pou review)

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y () N ()
IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y () N ()

See Notes on Page 9.

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 43 x DIVERSION VOL. AF/A FOR AREA 114

TOTAL DIVERSION VOLUME AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 86.0 AF/A

ACRES 43 x CONSUMPTIVE VOL. AF/A FOR AREA 114

TOTAL CONSUMPTIVE USE AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

NOTES:

MR RECORD CONDITIONS/REMARKS:

**REC. CONS.
USE**

DATABASE **EXAMINER**
86.0 _____
86.0 _____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):
EXP-Stockwater

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____ ACCEPTED AS CLAIMED ☒ NEEDS REVIEW ☐
FORFEIT/ABANDON _____ ☐ ☐ ☐
ADDITIONAL DIV. AMOUNT _____ ☐ ☐ ☐

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 51-00117
TOTAL DIVERSION RATE OF WR SPLITS 2.400

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A51-00117	2.400	-	-	51-00117	2.400
TOTAL CFS						2.400

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

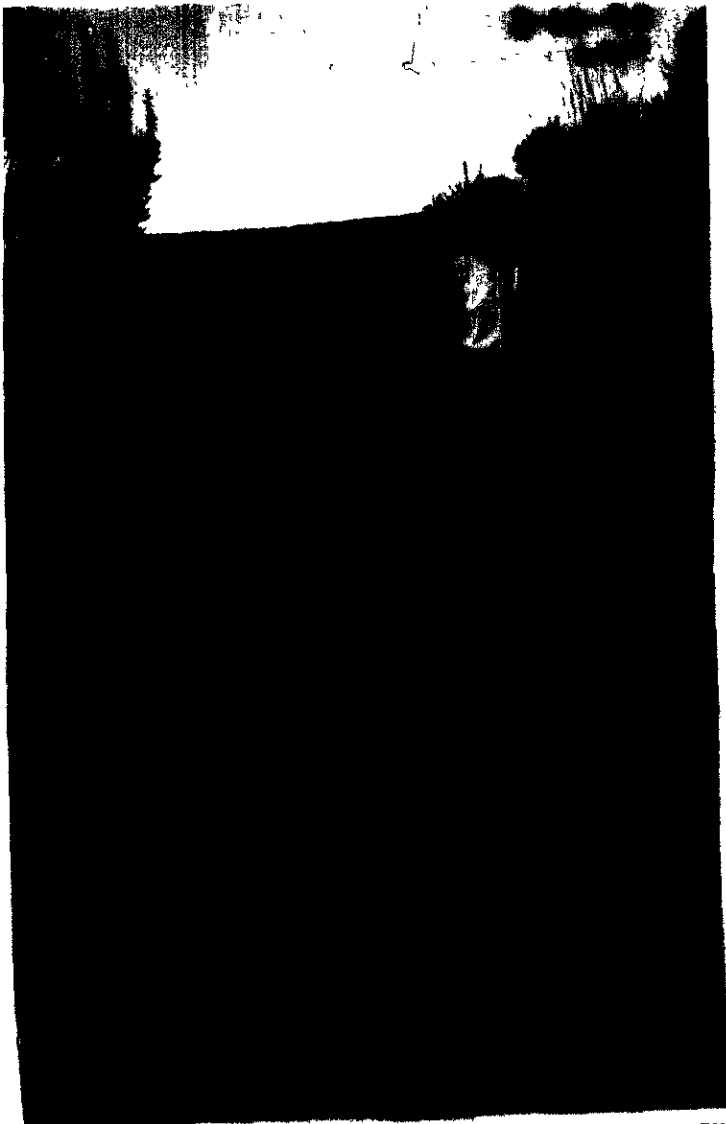
DATABASE Y FIELD EXAMINER Y () N ()

NOTES:

AUTHENTICATION: _____
SIGNATURE: Michael Schultz DATE: 6-23-98
NAME OF FIELD EXAMINER: John W. Wanner TITLE: As Agent

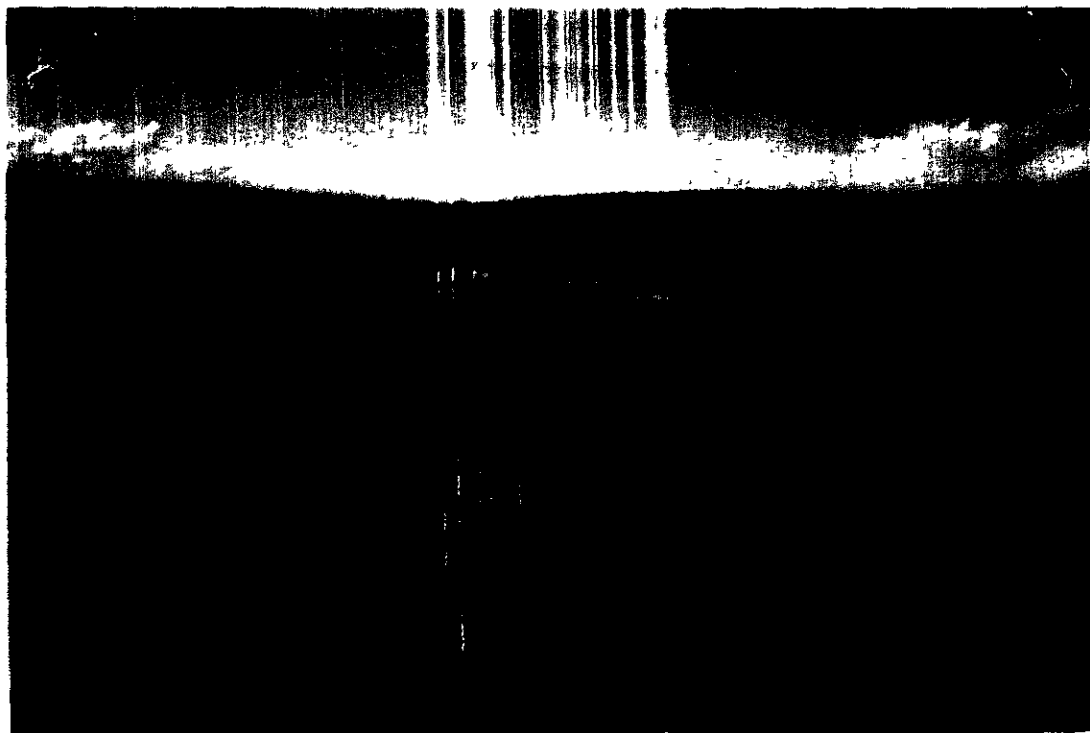


Possible diversion site on Cherry creek. Section 20, SESW

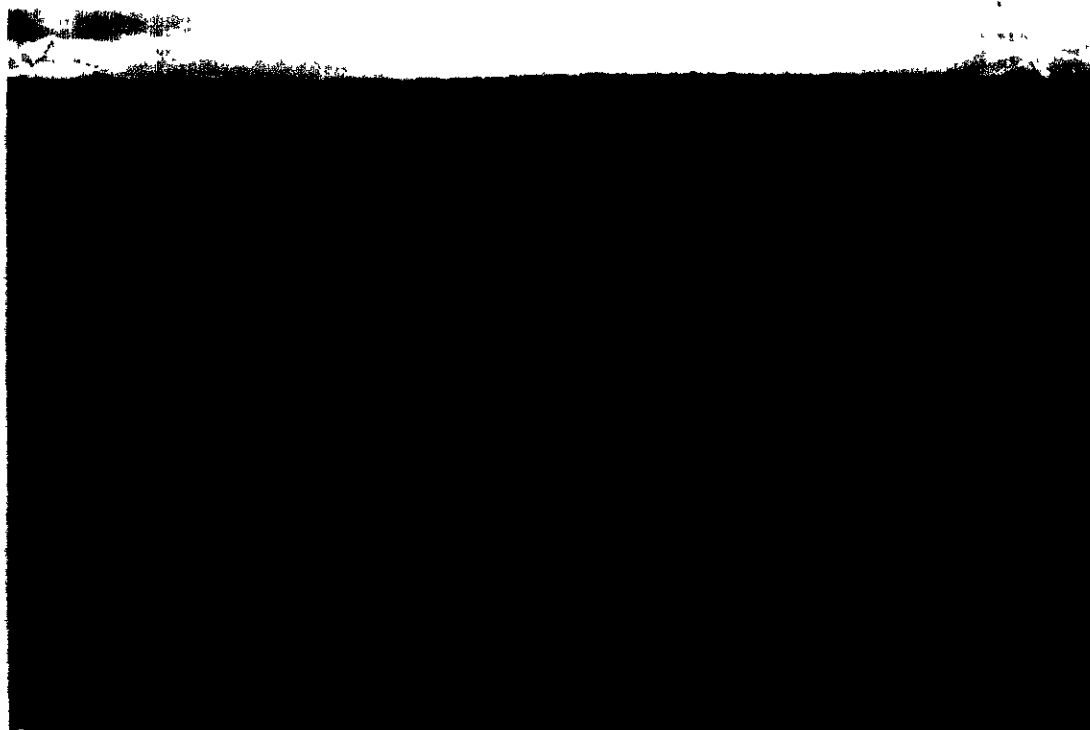


Ditch found leading from above site.

1



2



Pages 2 & 3. Claimed places of use in section 20,
E $\frac{1}{2}$ SW $\frac{1}{4}$, looking North to South, pictures 1-4.

3



4



51-0117
as orig.
in SF → 15 South, Range 11 E. B.M. containing 120 acres out of the waters of Cherry Creek, tributary to Three Creek, tributary to Bruneau River, 25 inches as of April 1st, 1885.

51-0117
as orig.
decreed → FRED J. WALTERS' land described in the decree as $E\frac{1}{2}$ NW $\frac{1}{4}$ Section 28; $E\frac{1}{2}$ SW $\frac{1}{4}$ Section 20, Township 15 South, Range 11 E. B.M. containing 160 acres out of the waters of Cherry Creek, tributary to Three Creek, tributary to Bruneau River 60 inches as of April 1st, 1909. The land first described is in Section 29 and the amount of water that should be decreed should be 120 inches. That part of the decree is amended to read:

51-0117
as amended → FRED J. WALTERS: $E\frac{1}{2}$ NW $\frac{1}{4}$, Section 29; $E\frac{1}{2}$ SW $\frac{1}{4}$ Section 20, Township 15 South, Range 11 E. B.M. containing 160 acres out of the waters of Cherry Creek, tributary to Three Creek, tributary to Bruneau River; 120 inches as of April 1st, 1909.

51-0107
as decreed → Land described in the decree as WALTER PARSONS: SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 25, $E\frac{1}{2}$, SE $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 26, Township 15 South, Range 10 E. B.M. containing 160 acres out of the waters of Big Flat Creek, tributary to Three Creek, tributary to Bruneau River; 70 inches as of April 1st, 1888. This should be 1918. That part of the decree is amended to read:

51-0107
as amended → WALTER PARSONS: SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 25, $E\frac{1}{2}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 26, Township 15 South, Range 10 E. B.M. containing 160 acres out of the waters of Big Flat Creek, tributary to Three Creek, tributary to Bruneau River; 70 inches as of April 1st, 1918.

RIGHT NUMBER	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	MAXIMUM DIVERSION	STAGE
851-00117	BRACKETT LIVESTOCK INC. FLAT CREEK RANCH ROGERSON ID 83302	84/01/1909	IRRIGATION STOCKWATER	01-01 11-01 01-01 12-31	2.40 CFS 0.20 CFS	DECREED
					2.40 CFS TOTAL	
					0.00 AFA TOTAL	

SOURCE: CHERRY CREEK
OTHER RIGHTS: NONE
CONDITIONS OF APPROVAL:

REMARKS: STOCK DRINK FROM DITCHES & STREAM.

POINT OF DIVERSION:
T155-RILE S29

NENESW

PLACE OF USE: IRRIGATION

T155-RILE S20
S29

NENESW 6.0
NENESW 8.0

NENESW 1.0
NENESW 8.0

NENESW 10.0

43.0 ACRES TOTAL

PLACE OF USE: STOCKWATER
SAME AS OTHER USE

Added POD
Chg. & decrease in P.O.U.

Send him an
extension
request.

Partially
Examined on
8-10-93

8-11-93 - Per instructions from B. Brackett as to POD locations we went to POD site on Sec. 20 SE 34. Saw remainder of old ditch which looked like it hadn't been used for many yrs. POD found believed to be the one used due to his location instructions & old branches & twigs at site. Found down stream of this is wet & cr. follows many paths but this is caused by sub ver.

2 phase power
@ pumps. At
max capacity
chk. permit
(not 708.5) &
sw if there
am

State- Zip-

01 - IRRIGATION
04 - STOCKWATER
43 - DOMESTIC

Total Acres: 160.0

[illegible]

WATER RIGHT

- - - Conditions of Approval - - -
 No Conditions of Approval found.

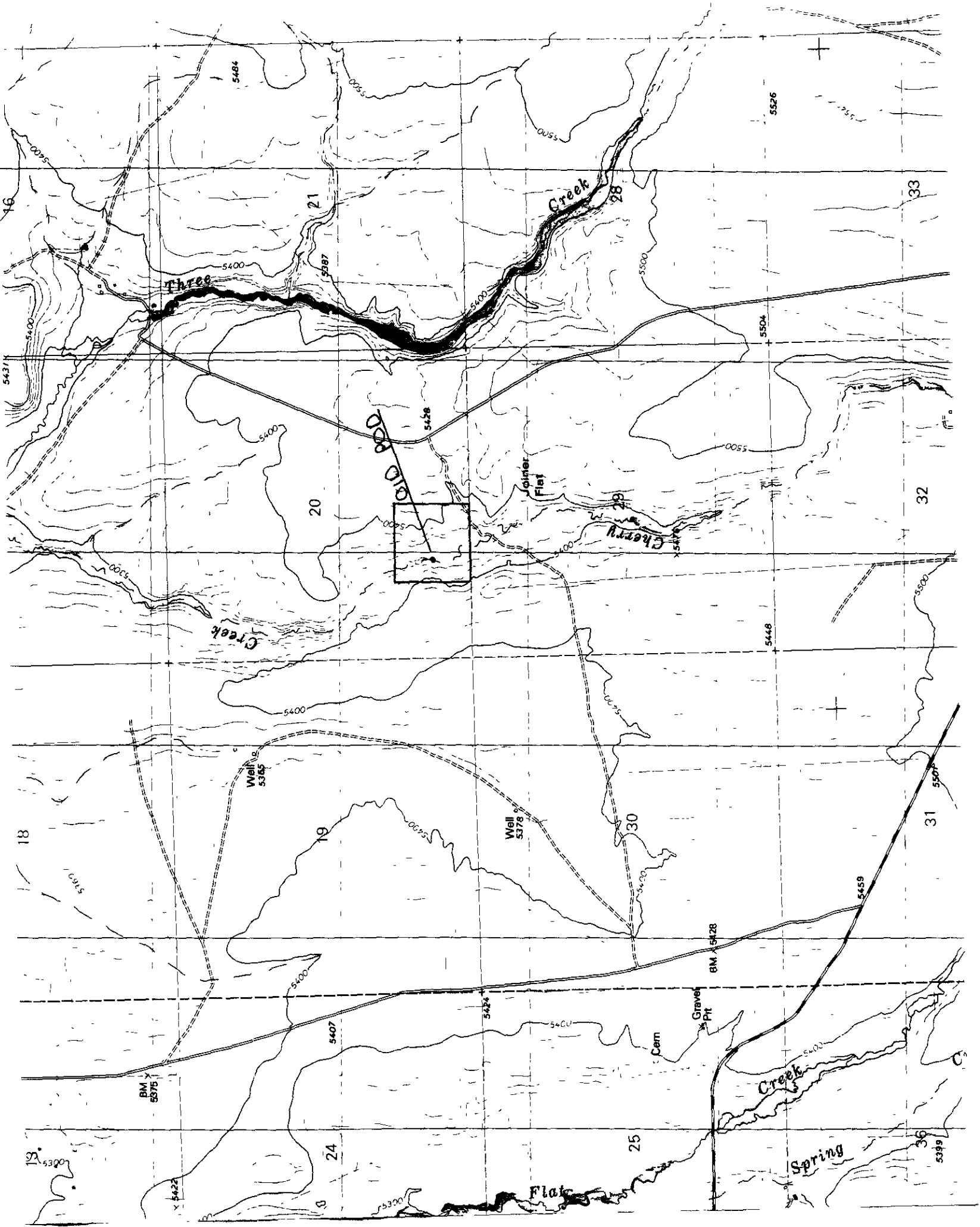
+ - - - Decree Defendant - - - +
BRUNEAU BUCKAROO CO-OP DITCH CO.

- - -Comments- - -
No Comments Found

+ - - Audit Fields - 02/11/86 04/30/88 CONVERT

Water Rights Dates and Flags Area

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Suan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Exam to S.O. Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 51A
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 02/14/1925	Presumption Flag	-		





State of Idaho
DEPARTMENT OF WATER RESOURCES

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

August 31, 1998

PHILIP E. BATT
GOVERNOR

BERT BRACKETT
BRACKETT LIVESTOCK
ROGERSON, ID 83302

KARL J. DREHER
DIRECTOR

RE: NOTICE OF ERROR AMENDMENTS

Dear Bert:

Enclosed are copies of Profile Reports and new GIS maps that reflect the changes I made based on the Notices of Error you filed on 8/20/1998. These documents are for your records.

You filed Notices of Error for 51-00107 & 51-00108 indicating we should delete about 25 acres because the land is irrigated from Little Spring Creek. I did not delete these acres because Little Spring Creek is a source for these rights and the pump station that re-diverts the stored water from the creek can also divert the live flow water. I think the confusion is in the fact these same acres are covered under storage right 51-04100 which also has Little Spring Creek as a source. It is acceptable to use storage water and live flow water from the same source on the same land. The storage water is considered to be supplemental to the live flow. If my analysis of how the system works is wrong please let me know.

If you have any questions concerning the changes call me at the number below.

Sincerely,

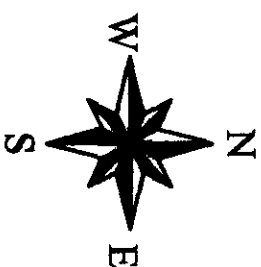
A handwritten signature in cursive script that reads 'Mel Schulte'.

Mel Schulte
ADJUDICATION BUREAU
Department of Water Resources
Western Region Office
(208) 334-2190

Enc.

IDAHO DEPARTMENT OF WATER RESOURCES

T15S, R11E, S20 & S29



1987 NAAPP PHOTO

SECTION LINES

POD

POU

1/4 1/4 LINES

6 ACRES

6 SECTION NUMBER

CLAIM(S) : 51-00117

OWNER(S): BRACKETT LIVESTOCK

Prepared by: Mel Schulte

Date: 6/23/1998

