

SECTION LINES

POD

POU

1/4 1/4 LINES

6 ACRES

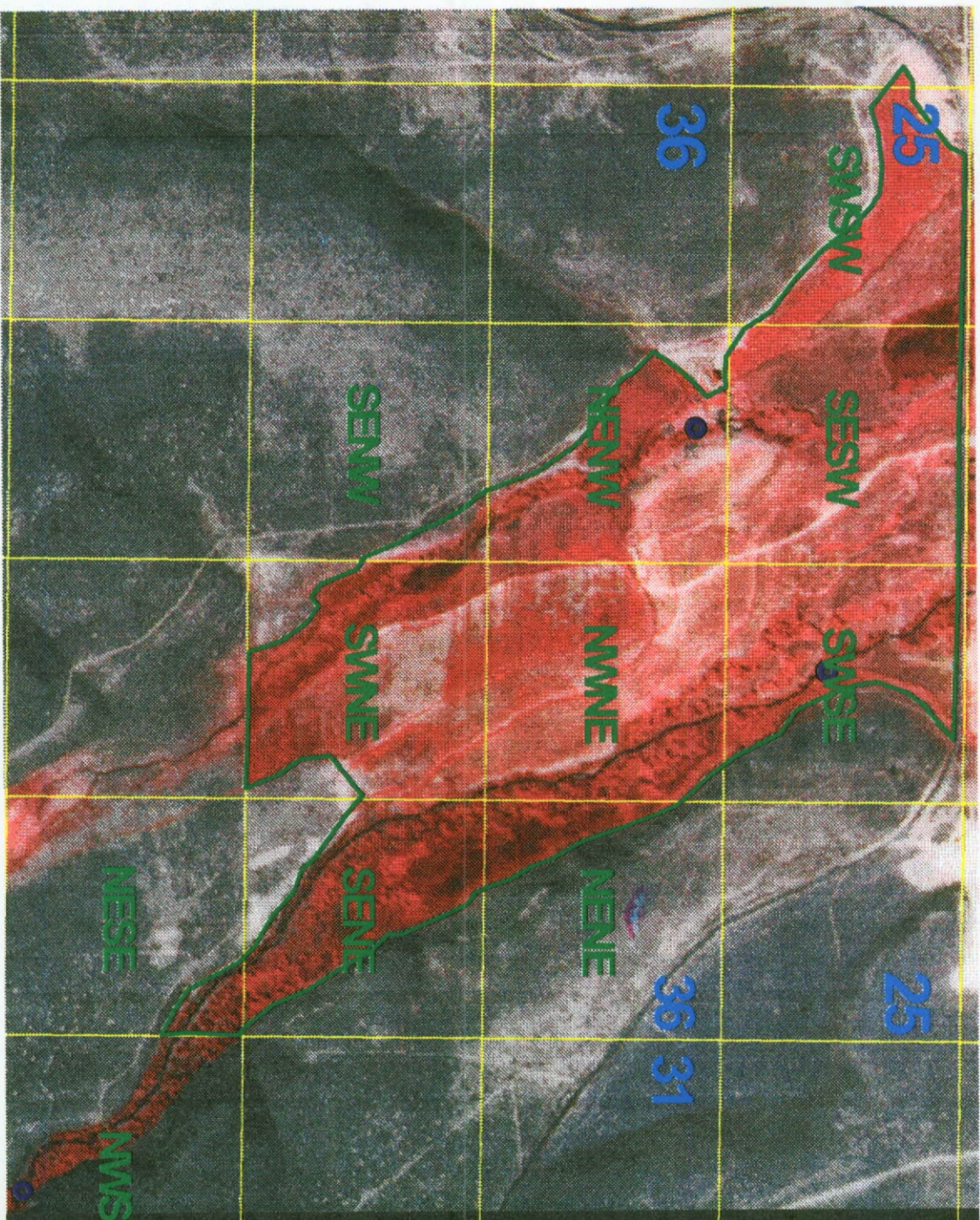
6 SECTION NUMBER

CLAIM(S) : 51-10180

OWNER(S): BRACKETT LIVESTOCK

Prepared by: **Mel Schulte**

Date: 6/29/1998



0 0.25 0.5 0.75 1 1.25 1.5 Miles

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

RECEIVED
JAN 18 1990

Ident. Number: A51-10180
Date Received: 1/13/89
Receipt No: 5005932
Received By: AD

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

AND/OR
Name: PAULA BRACKETT 208-857-2217
Address: FLAT CREEK RANCH
ROGERSON, ID 83302

2. Date of Priority: APR 01, 1934

3. Source: BIG FLAT CREEK Trib. to: BRUNEAU RIVER, EAST FORK
LITTLE SPRING CREEK BIG FLAT CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
15S	10E	25	SW	SW	SE		OWYHEE
		36	NE	NE	NW		OWYHEE
			SE	SE	SE		OWYHEE
	11E	31		SW	SW	4	OWYHEE

5. Description of diverting works:
CHECKDAMS & DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	07/01	5.280		

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

8. Total consumptive use is 528.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A51-10180

Page 1

Date: 01/13/89

MICROFILMED

AUG 11 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15S	10E	25	SW	SW		IRR	20.0
			SE	SW		IRR	39.0
			SW	SE		IRR	30.0
						Section Acres	89.0
		26	SE	SE		IRR	2.0
						Section Acres	2.0
		36	NE	NE		IRR	6.0
			NW	NE		IRR	39.0
			SW	NE		IRR	36.0
			SE	NE		IRR	30.0
			NE	NW		IRR	23.0
			SE	NW		IRR	2.0
			NE	SE		IRR	15.0
			NW	SE		IRR	11.0
			SE	SE		IRR	11.0
						Section Acres	173.0
						Total Acres	264.0

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:
A51-04100, A51-00108 & A51-00107

14. Remarks:
THIS CLAIM IS FOR HIGH WATER HISTORICALLY USED ON THE LANDS WHICH
HAVE DECREED WATER RIGHTS. THE CLAIM IS BASED ON AN ADDITIONAL
1"/ ACRE USED DURING THE FLOOD PERIOD.

15. Basis of Claim: BENEFICIAL USE

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: See Map A51-00108

For Individuals:

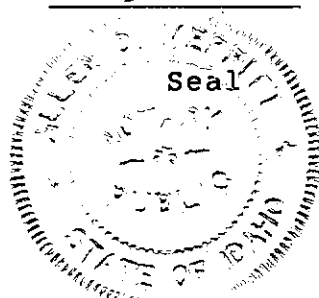
I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Bert Baskett Date: 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 Al D. Merritt
Notary Public



Residing at Kimberly, Id.
My Commission Expires 6/30/92

DIVERSION RATE	DIVERSION VOLUME
4.16 CFS	
4.16 CFS	

4.16 CFS

Stage: BENEFICIAL USE

OWYHEE County
OWYHEE County
OWYHEE County

ME

	NE				NW				SW				SE				
	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESE	NWSE	SWSE	SESE	SENE	SESE			
T	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	SUM		
155 10E 25 :															80.0		
155 10E 26 :															0.2		
155 10E 36 :	06	39	33	20		24		03					24		127.7		

Other Rights: 51-00107 & 51-00108

A51-00107	A51-00108	A51-10180	A51-10181	A51-10182	R51-00101	R51-00107	R51-00108	R51-10181	R51-10182
-----------	-----------	-----------	-----------	-----------	-----------	-----------	-----------	-----------	-----------

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

A51-00107	A51-00108	A51-10180	R51-00107	R51-00108
-----------	-----------	-----------	-----------	-----------

REMARKS: QNT USE OF THIS RIGHT WITH RIGHT NO. 51-00108 & 51-00107 IS LIMITED TO TOTAL COMBINED DIVERSION RATE OF 8.16 CFS.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 207.9 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 51-00107 AND 51-00108.

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 51-00107 & 51-00108.

Objection Filed Date:

Field Inspection Flag: D
Presumption Flag: D

AJ0749NP
No. R51-10180

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

DATE: 07/23/98
PAGE: 2

Audit: 07/23/98 MSCHULTE

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: 51-10180

BERT BRACKETT
PAULA BRACKETT
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:

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

DATE: 8-20-98 SIGNATURE: _____

Please print your name: _____

Bert Brackett
Bert Brackett

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?

() ORTHOPHOTOQUAD

DATE OF PHOTO

IDWR ID NO.

Y() N()

() TOPOGRAPHIC

DATE FIELD CHECKED

IDWR ID NO.

Y() N()

() ~~ASCS~~ *GIS map.*

DATE OF PHOTO

IDWR ID NO.

Y() N()

() ASCS AERIAL PHOTO

DATE OF PHOTO

Y() N()

() ASCS COLOR SLIDE

DATE OF PHOTO

Y() N()

() BLM OR USFS AERIAL PHOTO

DATE OF PHOTO

Y() N()

() TOWNSHIP SURVEY (GOVERNMENT PLAT)

DATE OF SURVEY

Y() N()

() SCS SOIL SURVEY MAP

DATE ISSUED

Y() N()

() SUBDIVISION PLAT MAP

DATE OF MAP

Y() N()

() OTHER *5 affidavits*

DATE

Y() N()

() OTHER

DATE

Y() N()

() OTHER

DATE

Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)

IF ATTACHED, SUPPLY APPROPRIATE INFORMATION

NO. OF
PAGES

NOTES

() LICENSING FIELD EXAM

DATE OF FIELD EXAM

Y() N()

() WATER RIGHT LICENSE

DATE LICENSE SIGNED

Y() N()

() IDWR APPROVED TRANSFER

DATE TRANSFER APPROVED

Y() N()

() SYSTEM DESCRIPTION

DATE DRAIN

Y() N()

() PHOTOGRAPHS

DATE(S) PHOTOS TAKEN

Y() N()

() SPLIT RIGHT REVIEW

DATE REVIEW COMPLETED

Y() N()

() HUBBLE ANALYSIS

DATE ANALYSIS COMPLETED

Y() N()

() CONVEYANCE LOSS ANALYSIS

DATE ANALYSIS COMPLETED

Y() N()

() FLOW MEASUREMENT CALCULATIONS

DATE SYSTEM MEASURED

Y() N()

() OTHER

DATE

Y() N()

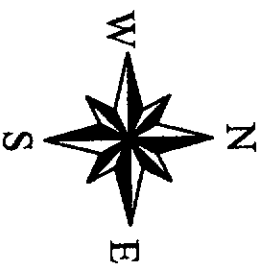
() OTHER

DATE

Y() N()

IDAHO DEPARTMENT OF WATER RESOURCES

T15S, R10E, S25, S26 & S36



1987 NAPP PHOTO

SECTION LINES

● POD

□ POU

1/4 1/4 LINES

6 ACRES

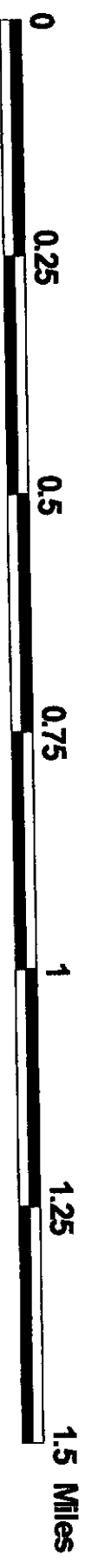
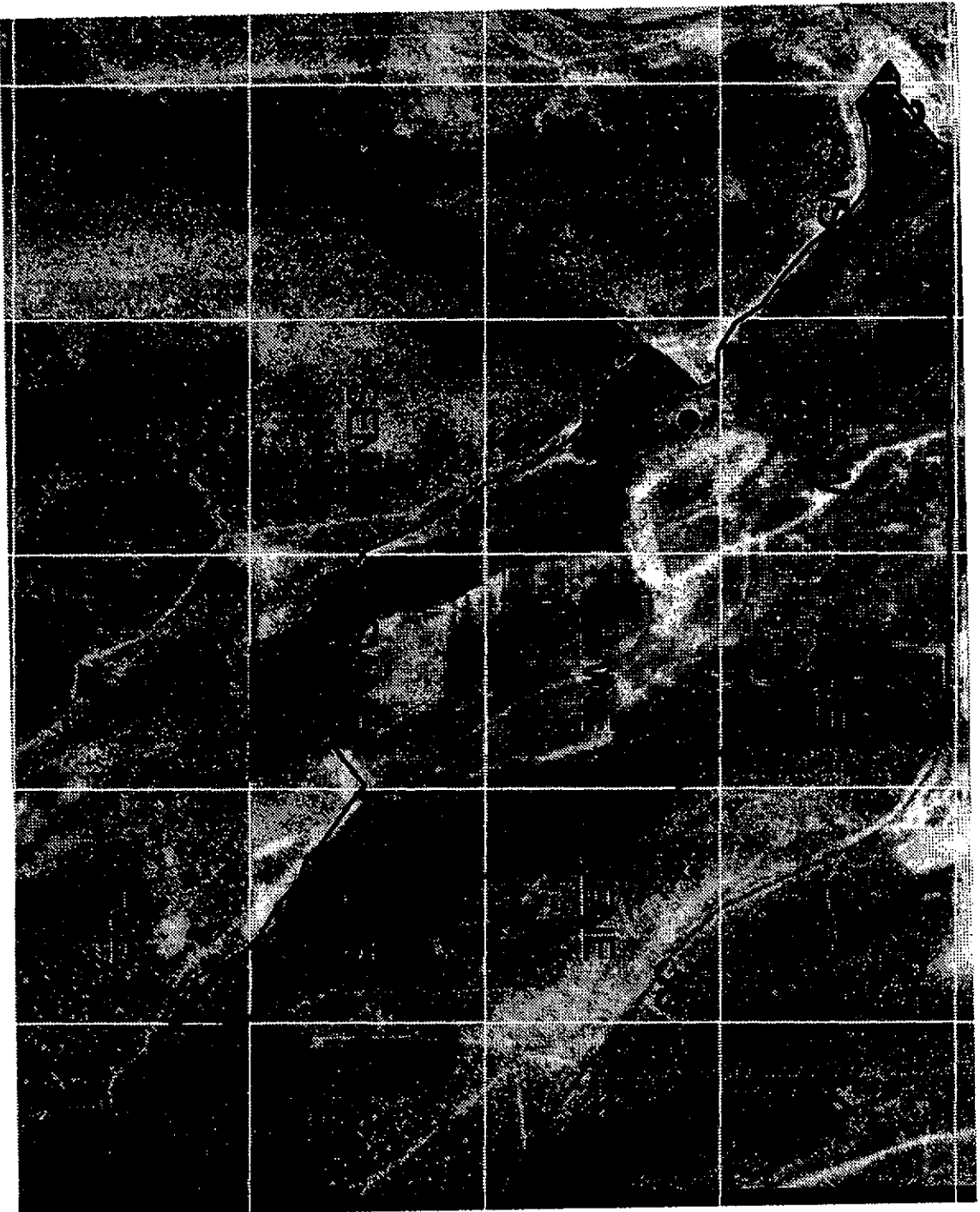
6 SECTION NUMBER

CLAIM(S) : 51-10180

OWNER(S): BRACKETT LIVESTOCK

Prepared by: Mel Schulte

Date: 6/29/1998



RECEIVED

MAR 15 1993

Department of Water Resources
Southern Region Office

AFFIDAVIT

STATE OF IDAHO)
 : ss.
County of Twin Falls)

NOY ELBERT BRACKETT, II, being first duly sworn, deposes and says:

1. Attached hereto as Exhibit "A" are Idaho Department of Water Resources Adjudication Claim Profile Reports for Bert Brackett and Paula Brackett, husband and wife. Those Profile Reports are Nos. A51-10180 and A51-10184.

2. I am personally familiar with the water sources referred to as Big Flat Creek, Little Spring Creek, Springs, Cherry Creek, Three Creek and Unnamed Stream as those water sources flow through the real estate described in Exhibit "A."

3. I have been personally acquainted with this property since at least April 1, 1934. I have resided in the Three Creek area since prior to April 1, 1934.

4. The water sources described in Exhibit "A" flood in most years, usually from April 1 to July 1. The flooding and high water is caused by snow melt. During the time that the water source is flooding, the flood waters are used to irrigate hay land and pasture on the real estate more particularly described on Exhibit "A." The use of the flood water for irrigation has been continuous from at least April 1, 1934. The flooding usually lasts from two to six weeks and the waters have been used for the duration of the flooding for irrigation of hay ground and pasture.

5. A history of the ranch is as follows: My father bought our first ranch at Flat Creek on May 5, 1934, and he put the water out immediately. 1934 was a very dry year and he was unable to keep the meadow wet -- the neighbor at the creek used most of the water.

The next year and every year since we have put the water out on the meadow as soon as the meadow begins to dry up and use all the water that the ditches will hold until we cut the hay. The time of year we start to irrigate depends on the weather and when the creeks begin to flow more water. Sometimes March first and sometimes a few days later.

It is my opinion that the earlier we can start irrigating on the headwaters of a creek that the flow of water in that creek will last much longer in that season than if we start irrigating later in the season. Apparently the soil is deep enough and will hold enough water to be what I call an underground reservoir and that makes more water available for everybody on down stream.

We bought our second ranch on Thurston Pence on Flat Creek in 1936 and then we bought the James and Stuart Dunn ranch on Three Creek, Cherry Creek and Flat Creek in 1939.

We bought the Shorthouse ranch on Flat Creek in 1946. We bought the Jewett ranch in 1947. We bought the W. B. Clark ranch on Cherry Creek in 1948. We bought the James Pench ranch on Flat Creek in 1951. We bought the Dunn home ranch on Flat Creek in 1968. We bought the Opal Dunn ranch on Flat Creek in 1971.

To my knowledge everyone in the community has started to

irrigate as early in the season as the water is available and uses all the water they can get on the land.

DATED this 9 day of March, 1993.

Noel Elbert Brackett
NOEL ELBERT BRACKETT, II

SUBSCRIBED AND SWORN to before me this 9th day of March, 1993.



(RGK13623AFF5.003)

Denise Green
Notary Public for Idaho
Residing at Twin Falls
Commission Expires: 1-2-97

OWNER NAME & ADDRESS
C BERT BRACKETT
C PAULA BRACKETT
FLAT CREEK RANCH
ROGERSON ID 83302
(208) 857-2217

PRIORITY DATE WATER USE USE PERIOD FROM TO DIVERSION RATE DIVERSION VOLUME
04/01/1934 IRRIGATION 04-01 07-01 5.28 CFS
TOTAL DIVERSION: 5.28 CFS
CONSUMPTIVE USE: 528.0 AFA

Water Source: BIG FLAT CREEK
Tributary to: BRUNEAU RIVER, EAST FORK
Stage: BENEFICIAL USE
LITTLE SPRING CREEK
BIG FLAT CREEK

Point(s) of Diversion: T15S R10E S25 SWSSE Owyhee County
S36 NENEM Owyhee County
R11E S31 Lot04(SWSW) SESESE Owyhee County

Place of use Legal Description for: IRRIGATION

	NE	NW	SW	SE	SUM
T R S	NE NE NE SENE	NE NW NW SWSW	NE SW SW SESW	NE SE SE SESE	
15S 10E 25	06	39	36	30	23
15S 10E 26	02				
15S 10E 36					
TOTAL ACRES	20	39	15	11	11
					89.0
					2.0
					173.0
					264.0

POU County: Owyhee

Non-Irrigation Uses: NONE

Other Rights: A51-04100, A51-00108 & A51-00107

Remarks: THIS CLAIM IS FOR HIGH WATER HISTORICALLY USED ON THE LANDS WHICH HAVE DECREASED WATER RIGHTS. THE CLAIM IS BASED ON AN ADDITIONAL 1" / ACRE USED DURING THE FLOOD PERIOD.

Dates: Exam Made Date: Verified Date:
Misc: Water District Number: 51A Field Inspection Flag:
Presumption Flag:

OWNER NAME & ADDRESS
C BERT BRACKETT
C PAULA BRACKETT
FLAT CREEK RANCH
ROGERSON ID 83302
(208) 857-2217

PRIORITY DATE
06/01/1934

WATER USE
IRRIGATION

USE PERIOD FROM TO
04-01 07-01

DIVERSION RATE
0.94 CFS

DIVERSION VOLUME
94.0 AFA

TOTAL DIVERSION:
CONSUMPTIVE USE:

Water Source: BIG FLAT CREEK
Tributary to: BRUNEAU RIVER, EAST FORK
Stage: BENEFICIAL USE

Point(s) of Diversion: T15S R10E S14
S24

NESENE
NWNW

OMYHEE County
OMYHEE County

Place of use Legal Description for: IRRIGATION											
NE			NW			SW			SE		
T	R	S	NE	SW	SE	NE	SW	SE	NE	SW	SE
15S	10E	13	NE	SW	SE	NE	SW	SE	NE	SW	SE
15S	10E	14	NE	SW	SE	NE	SW	SE	NE	SW	SE
17	:	:	08	:	:	06	07	:	09	:	:
TOTAL ACRES										21.0	26.0
										47.0	

POU County: OMYHEE
Non-Irrigation Uses: NONE
Other Rights: A51-00096

Remarks: THIS CLAIM IS FOR HIGH WATER HISTORICALLY USED ON THE LANDS WHICH
HAVE DECREED WATER RIGHTS. THE CLAIM IS BASED ON AN ADDITIONAL
10/ACRE USED DURING THE FLOOD PERIOD.

Dates: Exam Made Date: Verified Date:
Misc: Water District Number: 51A Field Inspection Flag:
Presumption Flag:

RECEIVED

AFFIDAVIT

MAR 15 1993

Department of Water Resources
Southern Region Office

STATE OF IDAHO)
 : SS.
County of Twin Falls)

RAY CLARK, being first duly sworn, deposes and says;

1. Attached hereto as Exhibit "A" are Idaho Department of Water Resources Adjudication Claim Profile Reports for Bert Brackett and Paula Brackett, husband and wife. Those Profile Reports are Nos. A51-10180 and A51-10184.

2. I am personally familiar with the water sources referred to as Big Flat Creek, Little Spring Creek, Springs, Cherry Creek, Three Creek and Unnamed Stream as those water sources flow through the real estate described in Exhibit "A."

3. I have been personally acquainted with this property since at least April 1, 1934. I have resided in the Three Creek area since prior to April 1, 1934.

4. The water sources described in Exhibit "A" flood in most years, usually from April 1 to July 1. The flooding and high water is caused by snow melt. During the time that the water source is flooding, the flood waters are used to irrigate hay land and pasture on the real estate more particularly described on Exhibit "A." The use of the flood water for irrigation has been continuous from at least April 1, 1934. The flooding usually lasts from two to six weeks and the waters have been used for the duration of the flooding for irrigation of hay ground and pasture.

DATED this 11th day of March, 1993.

Ray A. Clark
RAY CLARK

SUBSCRIBED AND SWORN to before me this 11th day of
March, 1993.

Carol M. Dwyer
Notary Public for Idaho
Residing at Twin Falls
Commission Expires: 7-15-97

(RGK\3623AFF3.003)



528.0 AFA

Stage: BENEFICIAL USE

OWYHEE County
OWYHEE County
OWYHEE County

SE

TOTAL ACRES

Non-Irrigation Uses: NONE

Other Rights: A51-04100, A51-00108 & A51-00107

REMARKS: THIS CLAIM IS FOR HIGH WATER HISTORICALLY USED ON THE LANDS WHICH HAVE DECEDED WATER RIGHTS. THE CLAIM IS BASED ON AN ADDITIONAL 1¹/₂ ACRE USED DURING THE FLOOD PERIOD.

Dates:	Exam Made Date:	Verified Date:
Misc:	Water District Number: 51A	field Inspection flag: Presumption flag:

(208) 857-2217

Stage: BENEFICIAL USE

OWYHEE County
OWYHEE County

ME

Place of use		Legal Description for: IRRIGATION										SE		
		NE		NW		SW		SE						
		NE	NW	SE	NW	SW	SE	NE	NW	SE	SE	SUM		
T	R	NE	NW	SE	NE	NW	SW	SE	NE	NW	SE			
155	10E	13	14	17	08	06	07	09	TOTAL ACRES					
155	10E	14	17	08	06	07	09	TOTAL ACRES						

Non-Irrigation Uses: NONE

Other Rights: A51-00096

Remarks: THIS CLAIM IS FOR HIGH WATER HISTORICALLY USED ON THE LANDS WHICH HAVE DECEDED WATER RIGHTS. THE CLAIM IS BASED ON AN ADDITIONAL

1¹/ACRE USED DURING THE FLOOD PERIOD.

Verified Date:

Field Inspection Flag:
Presumption Flag:

Misc: Water District Number: 31A Field Inspection Presumption Flag:

RECEIVED

MAR 15 1993

Department of Water Resources
Southern Region Office

AFFIDAVIT

STATE OF IDAHO)
 : ss.
County of Twin Falls)

LOLA BLOSSOM, being first duly sworn, deposes and says;

1. Attached hereto as Exhibit "A" are Idaho Department of Water Resources Adjudication Claim Profile Reports for Bert Brackett and Paula Brackett, husband and wife. Those Profile Reports are Nos. A51-10180 and A51-10184.

2. I am personally familiar with the water sources referred to as Big Flat Creek, Little Spring Creek, Springs, Cherry Creek, Three Creek and Unnamed Stream as those water sources flow through the real estate described in Exhibit "A."

3. I have been personally acquainted with this property since at least April 1, 1934. I have resided in the Three Creek area since prior to April 1, 1934.

4. The water sources described in Exhibit "A" flood in most years, usually from April 1 to July 1. The flooding and high water is caused by snow melt. During the time that the water source is flooding, the flood waters are used to irrigate hay land and pasture on the real estate more particularly described on Exhibit "A." The use of the flood water for irrigation has been continuous from at least April 1, 1934. The flooding usually lasts from two to six weeks and the waters have been used for the duration of the flooding for irrigation of hay ground and pasture.

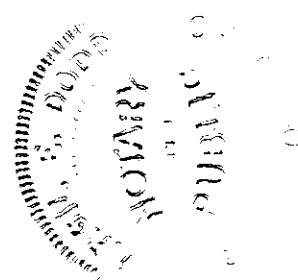
DATED this 13th day of March, 1993.

Lola Blossom
LOLA BLOSSOM

SUBSCRIBED AND SWORN to before me this 13th day of
March, 1993.

Virgil E. Dodd.
Notary Public for Idaho
Residing at ~~Twin Falls~~ Owyhee County
Commission Expires: 11-10-94

(RGK\3623AFF9.003)



OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BERT BRACKETT C PAULA BRACKETT FLAT CREEK RANCH ROGERSON ID 83302 (208) 857-2217	04/01/1934	IRRIGATION	04-01 07-01	5.28 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	5.28 CFS 528.0 AFA

Water Source: BIG FLAT CREEK
LITTLE SPRING CREEK
Tributary to: BRUNEAU RIVER, EAST FORK
BIG FLAT CREEK
Stage: BENEFICIAL USE

Point(s) of Diversion: T15S R10E S25 SWSSE
S36 MENEMU
R11E S31 Lot04(SWSW) SESESE
OWYHEE County
OWYHEE County
OWYHEE County

Place of use Legal Description for: IRRIGATION											
NE				NW				SW			
T	R	S		NE NE	NW NE	SW NE		NE SW	NW SW	SW SW	
15S	10E	25	:	LT AC	LT AC	LT AC	:	LT AC	LT AC	LT AC	:
15S	10E	26	:	:	:	:	:	:	:	:	:
15S	10E	36	:	06	39	36	30	:	23	02	:

OWNER NAME & ADDRESS
C BERT BRACKETT
C PAULA BRACKETT
FLAT CREEK RANCH
ROGERSON ID 83302
(208) 857-2217

PRIORITY DATE WATER USE
04/01/1934 IRRIGATION

USE PERIOD FROM TO
04-01 07-01

DIVERSION RATE
0.94 CFS

DIVERSION VOLUME
94.0 AFA

TOTAL DIVERSION:
CONSUMPTIVE USE: 0.94 CFS

Water Source: BIG FLAT CREEK
Tributary to: BRUNEAU RIVER, EAST FORK
Stage: BENEFICIAL USE

Point(s) of Diversion: T15S R10E S14
S24 NESENE
NWNWNNW SESENE
Owyhee County
Owyhee County

Place of use Legal Description for: IRRIGATION											
NE			NW			SW			SE		
T	R	S	T	R	S	T	R	S	T	R	S
15S	10E	13	15S	10E	13	15S	10E	13	15S	10E	13
15S	10E	14	15S	10E	14	15S	10E	14	15S	10E	14
17			08			06	07		09		
TOTAL ACRES											

RECEIVED

MAR 15 1993

Department of Water Resources
Southern Region Office

AFFIDAVIT

STATE OF IDAHO)
 : ss.
County of Twin Falls)

CHRISTINA ROW, being first duly sworn, deposes and says;

1. Attached hereto as Exhibit "A" are Idaho Department of Water Resources Adjudication Claim Profile Reports for Bert Brackett and Paula Brackett, husband and wife. Those Profile Reports are Nos. A51-10180 and A51-10184.

2. I am personally familiar with the water sources referred to as Big Flat Creek, Little Spring Creek, Springs, Cherry Creek, Three Creek and Unnamed Stream as those water sources flow through the real estate described in Exhibit "A."

3. I have been personally acquainted with this property since at least April 1, 1934. I have resided in the Three Creek area since prior to April 1, 1934.

4. The water sources described in Exhibit "A" flood in most years, usually from April 1 to July 1. The flooding and high water is caused by snow melt. During the time that the water source is flooding, the flood waters are used to irrigate hay land and pasture on the real estate more particularly described on Exhibit "A." The use of the flood water for irrigation has been continuous from at least April 1, 1934. The flooding usually lasts from two to six weeks and the waters have been used for the duration of the flooding for irrigation of hay ground and pasture.

DATED this 12th day of March, 1993.

Christina Row
CHRISTINA ROW

SUBSCRIBED AND SWORN to before me this 12th day of
March, 1993.

Therese E. Ladd
Notary Public for Idaho
Residing at Twin Falls Owyhee County
Commission Expires: 11-10-94

(RGK\3623AFF.103)



DATE: 01/15/93

VERSION
LUME

528.0 AFA

Stage: BENEFICIAL USE

OWYHEE County
OWYHEE County
OWYHEE County

NE.

	NE				NW				SW				SE				
T	R	S	NE	NW	SE	SW	NE	NW	SE	SW	NE	NW	SE	SW	SE	SUM	
155	10E	25	06	39	36	30	23	02	20	39	15	11	11	02	173.0		
155	10E	26													11		
155	10E	36													11		
TOTAL ACRES																264.0	

Other Rights: A51-04100, A51-00108 & A51-00107

Dates:	Exam Made Date:	Verified Date:
Misc:	Water District Number: 51A	Field Inspection Flag: Presumption Flag:

94.0 AFA

Place of use Legal Description for: IRRIGATION																		
NE				NW				SW				SE						
T	R	S	:	NAME	NAME	NAME	SENE	NAME	NW	NW	SW	SW	SE	SE	SE	SE		
155	10E	13	:	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE		
155	10E	14	:	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE		
				08					06					07				
				09														
				TOTAL ACRES														
				21.0														
				26.0														
				47.0														

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

Field Inspection Flag:
Presumption Flag:

MAR 15 1993
Department of Water Resources
Southern Region Office

STATE OF IDAHO)
) ss.
County of Twin Falls)

1. Attached hereto as Exhibit "A" are Idaho Department of Water Resources Adjudication Claim Profile Reports for Bert Brackett and Paula Brackett, husband and wife. Those Profile Reports are Nos. A51-10180 and A51-10184.

2. I am personally familiar with the water sources referred to as Big Flat Creek, Little Spring Creek, Springs, Cherry Creek, Three Creek and Unnamed Stream as those water sources flow through the real estate described in Exhibit "A."

3. I have been personally acquainted with this property since at least April 1, 1934. I have resided in the Three Creek area since prior to April 1, 1934.

4. The water sources described in Exhibit "A" flood in most years, usually from April 1 to July 1. The flooding and high water is caused by snow melt. During the time that the water source is flooding, the flood waters are used to irrigate hay land and pasture on the real estate more particularly described on Exhibit "A." The use of the flood water for irrigation has been continuous from at least April 1, 1934. The flooding usually lasts from two to six weeks and the waters have been used for the duration of the flooding for irrigation of hay ground and pasture.

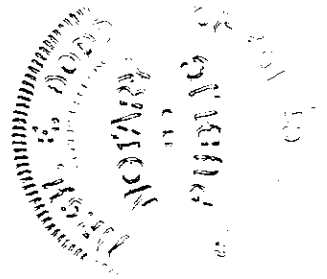
DATED this 12 day of March, 1993.


ROLAND PATRICK
Rolland

SUBSCRIBED AND SWORN to before me this 12th day of
March, 1993.

Berge E. Dodd
Notary Public for Idaho
Residing at ~~Twin Falls~~ Owyhee County
Commission Expires: 11-10-94

(RGK\3623AFF5.103)



IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

AJ5809WP
No. A51-10180

OWNER CODE NAME & ADDRESS
C BERT BRACKETT
C PAULA BRACKETT
FLAT CREEK RANCH
ROGERSON ID 83302
(208) 857-2217

PRIORITY DATE
04/01/1934

WATER USE
IRRIGATION

USE PERIOD FROM TO
04-01 07-01

DIVERSION RATE
5.28 CFS

DIVERSION VOLUME
528.0 AFA

Water Source: BIG FLAT CREEK
LITTLE SPRING CREEK

Tributary to: BRUNEAU RIVER, EAST FORK
BIG FLAT CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion:
T15S R10E S25
S36
R11E S31 Lot04(SWSW)

SESESE
SWSWSE
NENENW

Owyhee County
Owyhee County
Owyhee County

Place of use Legal Description for: IRRIGATION

	NE	SE	SW	SE	SESE	SWSE	SESE	SWSE	SESE	SUM
T R S	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	
15S 10E 25	06	39	36	30	23	02				89.0
15S 10E 26										2.0
15S 10E 36										173.0
										264.0

POU County: Owyhee

Non-Irrigation Uses: NONE

Other Rights: A51-04100, A51-00108 & A51-00107

Remarks: THIS CLAIM IS FOR HIGH WATER HISTORICALLY USED ON THE LANDS WHICH
HAVE DECEASED WATER RIGHTS. THE CLAIM IS BASED ON AN ADDITIONAL
1 1/2 ACRE USED DURING THE FLOOD PERIOD.

Dates: Exam Made Date: Verified Date:

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

07:27:49
06/29/98

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A51-10180

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

FIRST: BERT
STATE: ID ZIP: 83302

OWNER CODE: C

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

FIRST: PAULA
STATE: ID ZIP: 83302

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

CLAIM REMARKS: GEN THIS CLAIM IS FOR HIGH WATER HISTORICALLY USED ON THE LANDS WHICH
HAVE DECREED WATER RIGHTS. THE CLAIM IS BASED ON AN ADDITIONAL
1"/ ACRE USED DURING THE FLOOD PERIOD.

CONTACT PERSON: Bert Bachelt

PHONE NUMBER: () - -

DATE OF FIELD EXAM: 7/27/93

TIME: - - A () P ()

APPOINTMENT MADE: Y () N ()

ACCOMPANIED BY: _____

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

DATE: 06/29/98
PAGE: 1

Audit: 06/29/98 MSCHULTE

A. AJ CLAIM: # A51-10180 PRIORITY DATE: 04-01-1934 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

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:

5 affidavits support a 1934 priority date.

RECOMMENDED PRIORITY DATE:

4-1-1934
Mele Schultz

REVIEWED BY

DATE

6-29-88

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A51-10180	15S 10E	25	SW	SW	SE			OWYHEE		
A51-10180	15S 10E	36	NE	NE	NW			OWYHEE		
A51-10180	15S 10E	36	SE	SE	SE			OWYHEE		
A51-10180	15S 11E	31	SW	SW	SW	4		OWYHEE		

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX
R PREFIX
A51-00107 R51-00101
A51-00108 R51-00107
A51-10181 R51-00108
A51-10182 R51-10181
R51-10182

WR RECORDS IN SAME 40 ACRE TRACT

51-04097
51-04098

SOURCE: BIG FLAT CREEK
LITTLE SPRING CREEK

TR18: BRUNEAU RIVER, EAST FORK
BIG FLAT CREEK

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TR18: NO TRIBUTARY FOR RECORD

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)

7-22-93

AJ FIELD EXAM (DATE OF FIELD EXAM) NAME OF EXAMINER

Linda W. Weller

OTHER (DESCRIBE IN NOTES BELOW)

See A51-00107

A. ROOT WATER RIGHT NUMBERS: A51-10180

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
15S	10E	25	SW	SW		BRACKETT, BERT	A51-10180 / 20.0	-	/		22.0
			SW	SW		BRACKETT, BERT	A51-00107 / 20.0	51-00107	/ 40.0		
			SW	SW		BRACKETT, BERT	A51-00108 / 20.0	-	/		
			SW	SW		BRACKETT, BERT	R51-00107 / 18.0	-	/		
			SW	SW		BRACKETT, BERT	R51-00108 / 18.0	-	/		
			SW	SW		BRACKETT LIVESTOCK INC.	51-04097 / 16.0	-	/		
15S	10E	25	SE	SW		BRACKETT, BERT	A51-10180 / 39.0	-	/		39.0
			SE	SW		BRACKETT, BERT	A51-00107 / 39.0	-	/		
			SE	SW		BRACKETT, BERT	A51-00108 / 39.0	51-00108	/ 40.0		
			SE	SW		BRACKETT, BERT	R51-00107 / 38.0	-	/		
			SE	SW		BRACKETT, BERT	R51-00108 / 38.0	-	/		
			SE	SW		DUNN, OPAL F.	51-02136 / 5.0	-	/		
			SE	SW		BRACKETT LIVESTOCK INC.	51-04097 / 39.0	-	/		
15S	10E	25	SW	SE		BRACKETT, BERT	A51-10180 / 30.0	-	/		24.0
			SW	SE		BRACKETT, BERT	A51-00107 / 30.0	-	/		
			SW	SE		BRACKETT, BERT	A51-00108 / 30.0	51-00108	/ 40.0		
			SW	SE		BRACKETT, BERT	R51-00107 / 24.0	-	/		
			SW	SE		BRACKETT, BERT	R51-00108 / 24.0	-	/		
			SW	SE		DUNN, OPAL F.	51-02136 / 23.0	-	/		
			SW	SE		BRACKETT LIVESTOCK INC.	51-04097 / 37.0	-	/		
15S	10E	26	SE	SE		BRACKETT, BERT	A51-10180 / 2.0	-	/		
			SE	SE		BRACKETT, BERT	A51-00107 / 2.0	51-00107	/ 40.0		
			SE	SE		BRACKETT, BERT	A51-00108 / 2.0	-	/		
			SE	SE		BRACKETT, BERT	R51-00107 / 0.2	-	/		
			SE	SE		BRACKETT, BERT	R51-00108 / 0.2	-	/		
15S	10E	36	NE	NE		BRACKETT, BERT	A51-10180 / 6.0	-	/		2.0
			NE	NE		BRACKETT, BERT	A51-00107 / 6.0	-	/		
			NE	NE		BRACKETT, BERT	A51-00108 / 6.0	-	/		
			NE	NE		BRACKETT, BERT	R51-00107 / 6.0	-	/		
			NE	NE		BRACKETT, BERT	R51-00108 / 6.0	-	/		
			NE	NE		BRACKETT LIVESTOCK INC.	51-04097 / 6.0	-	/		
15S	10E	36	NW	NE		BRACKETT, BERT	A51-10180 / 39.0	-	/		36.0
			NW	NE		BRACKETT, BERT	A51-00107 / 39.0	-	/		
			NW	NE		BRACKETT, BERT	A51-00108 / 39.0	51-00108	/ 40.0		
			NW	NE		BRACKETT, BERT	A51-04100 / 14.0	-	/		
			NW	NE		BRACKETT, BERT	R51-00107 / 39.0	-	/		
			NW	NE		BRACKETT, BERT	R51-00108 / 39.0	-	/		
			NW	NE		BRACKETT, BERT	R51-04100 / 15.0	-	/		
			NW	NE		BRACKETT LIVESTOCK INC.	51-04097 / 40.0	-	/		

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
NW NE BRACKETT LIVESTOCK INC.							51-04098	17.0			
15S	10E	36	SW	NE		BRACKETT, BERT	A51-10180 / 36.0	-	34.0		
			SW	NE		BRACKETT, BERT	A51-00107 / 36.0	-			
			SW	NE		BRACKETT, BERT	A51-00108 / 36.0	51-00108	40.0		
			SW	NE		BRACKETT, BERT	A51-04100 / 34.0	-			
			SW	NE		BRACKETT, BERT	R51-00107 / 33.0	-			
			SW	NE		BRACKETT, BERT	R51-00108 / 33.0	-			
			SW	NE		BRACKETT, BERT	R51-04100 / 31.0	-			
			SW	NE		BRACKETT LIVESTOCK INC.	51-04097	30.0			
15S 10E 36 SE NE BRACKETT, BERT							A51-10180 / 30.0	-	19.0		
			SE	NE		BRACKETT, BERT	A51-00107 / 30.0	-			
			SE	NE		BRACKETT, BERT	A51-00108 / 30.0	-			
			SE	NE		BRACKETT, BERT	R51-00107 / 20.0	-			
			SE	NE		BRACKETT, BERT	R51-00108 / 20.0	-			
			SE	NE		BRACKETT LIVESTOCK INC.	51-04097	22.0			
15S 10E 36 NE NW BRACKETT, BERT							A51-10180 / 23.0	-	30.0		
			NE	NW		BRACKETT, BERT	A51-00107 / 23.0	-			
			NE	NW		BRACKETT, BERT	A51-00108 / 23.0	-			
			NE	NW		BRACKETT, BERT	A51-04100 / 7.0	-			
			NE	NW		BRACKETT, BERT	R51-00107 / 24.0	-			
			NE	NW		BRACKETT, BERT	R51-00108 / 24.0	-			
			NE	NW		BRACKETT, BERT	R51-04100 / 8.3	-			
			NE	NW		BRACKETT LIVESTOCK INC.	51-04097	13.0			
			NE	NW		BRACKETT LIVESTOCK INC.	51-04098	8.0			
15S 10E 36 SE NW BRACKETT, BERT							A51-10180 / 2.0	-	4.0		
			SE	NW		BRACKETT, BERT	A51-00107 / 2.0	-			
			SE	NW		BRACKETT, BERT	A51-00108 / 2.0	-			
			SE	NW		BRACKETT, BERT	A51-04100 / 2.0	-			
			SE	NW		BRACKETT, BERT	R51-00107 / 3.0	-			
			SE	NW		BRACKETT, BERT	R51-00108 / 3.0	-			
			SE	NW		BRACKETT, BERT	R51-04100 / 3.0	-			
15S 10E 36 NE SE BRACKETT, BERT							A51-10180 / 15.0	-			
			NE	SE		BRACKETT, BERT	A51-00107 / 15.0	-			
			NE	SE		BRACKETT, BERT	A51-00108 / 15.0	-			
			NE	SE		BRACKETT, BERT	A51-04100 / 15.0	-			
			NE	SE		BRACKETT, BERT	R51-00107 / 2.7	-			
			NE	SE		BRACKETT, BERT	R51-00108 / 2.7	-			
			NE	SE		BRACKETT, BERT	R51-04100 / 6.2	-			
			NE	SE		BRACKETT LIVESTOCK INC.	51-04097	2.0			
15S 10E 36 NW SE BRACKETT, BERT							A51-10180 / 11.0	-			
			NW	SE		BRACKETT, BERT	A51-00107 / 11.0	-			
			NW	SE		BRACKETT, BERT	A51-00108 / 11.0	-			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
			NW	SE		BRACKETT, BERT	A51-04100 / 11.0	-	/		
			NW	SE		BRACKETT, BERT	R51-04100 / 13.0	-	/		
15S	10E	36	SE	SE		BRACKETT, BERT	A51-10180 / 11.0	-	/		
			SE	SE		BRACKETT, BERT	A51-00107 / 11.0	-	/		
			SE	SE		BRACKETT, BERT	A51-00108 / 11.0	-	/		
			SE	SE		BRACKETT, BERT	A51-04100 / 11.0	-	/		
			SE	SE		BRACKETT, BERT	R51-04100 / 9.9	-	/		

ADDITIONAL POU FOUND

TOTAL ACRES A51-10180 264.00 210.00

POU COUNTY: OWYHEE

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

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

Y() N()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A51-10180	BIG FLAT CREEK	BRACKETT, BERT	5.280	0.020		
A51-00107	LITTLE SPRING CREEK	BRACKETT, BERT	1.400	0.005		
R51-00107	BIG FLAT CREEK	BRACKETT, BERT	1.400	0.006		
R51-00108	BIG FLAT CREEK	BRACKETT, BERT	2.600	0.012		
A51-00108	BIG FLAT CREEK	BRACKETT, BERT	2.600	0.009		
R51-04100	LITTLE SPRING CREEK	BRACKETT, BERT			22.20	0.25
A51-04100	LITTLE SPRING CREEK	BRACKETT, BERT			80.00	0.85

PLACE OF USE REVIEW SHEET CONTINUED

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: A51-04100, A51-00108 & A51-00107

Y(☒) N(☐)

- 51-00107 & 00108

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

* 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?

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

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?

N/A(☐) Y(☒) N(☐)N/A(☐) Y(☒) N(☒)Y(☒) N(☐)Y(☐) N(☒)

See A51-00107

CHECK DOCUMENTS USED TO VERIFY PQU: () ORTHOPHOTOQUAD, IDWR NO. _____; () TOPOGRAPHIC QUAD, IDWR NO. _____;

NOTES: This is a flood water claim overlapping 51-00107
251-00108

() NAPP, IDWR NO. _____; () ASCS PHOTO; () OTHER _____

RECOMMENDATIONS:

TOTAL ACRES: 207.91 N/A ()

REVIEWED BY: Mel Schulte DATE: 6-29-98

PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A51-10180 IRRIGATION	FROM 04-01 TO 07-01	5.280 CFS	
TOTAL DIVERSION RATE/VOLUME		5.280 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE

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 INJURY 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:

Flood water claim for 4-1 to 7-1

AJ CLAIM TOTAL DIVERSION RATE: 5.280 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 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 Manurego totaling 11.88 cfs FLOW MEASUREMENT SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

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

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()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A NA

ACRES NA x DIVERSION VOL. AF/A FOR AREA NA =

TOTAL DIVERSION VOLUME NA AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 528.0 AF/A

ACRES NA x CONSUMPTIVE VOL. AF/A FOR AREA NA =

TOTAL CONSUMPTIVE USE NA AF/A

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

NOTES:

Measured diversion rate = 11.88 cfs.

Recommend decreed diversion rates:

51-00107 = 1.40 cfs.

51-00108 = 2.60 cfs.

4.00 cfs.

Flood water = 4.16 cfs.

8.16 cfs total.

System capacity is adequate.

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	04-01 07-01	DATABASE EXAMINER 5-280-4.16	DATABASE EXAMINER 528-0-NA	
TOTAL FOR THIS RIGHT		4.16		

NON-IRRIGATION USES CLAIMED: NONE

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REVIEWED BY: McPherson DATE: 6-29-98

FLAG: _____
STANDARD CONDITIONS (CODE): _____

STANDARD REMARKS (CODE):
QNT - E04. 8.16 g/s

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED ()
NEEDS REVIEW ()
()
()
()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 51-10180

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	DIV. RATE	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
.	A51-10180	5.280	.	.	.	.
TOTAL CFS		5.280				

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 ()?

NOTES:

See page 14.

AUTHENTICATION:

SIGNATURE:

DATE:

NAME OF FIELD EXAMINER:

TITLE:

Michael Schulte
6-29-98
Travis Warner
Dr. Agent



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

January 28, 1993

Re: Claim No(s). A51-04100, A51-10180,

CECIL D. ANDRUS
GOVERNOR

A51-10182, A51-10183

R. KEITH HIGGINSON
DIRECTOR

A51-10184 & A51-10185

BRACKETT LIVESTOCK INC
FLAT CREEK RANCH
ROGERSON ID 83302

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is NOT to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "**Priority Date**" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is under a legal requirement to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority.

Enclosed is a pamphlet entitled "**Evidence of Priority**" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify claims in this area should be conducted this summer by Department personnel. Prior to conducting the field exams, we will contact you to discuss details and schedule a time convenient for you.

Please submit the required evidence supporting the priority date(s) by March 15, 1993, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter, or the enclosed pamphlet, please call the toll-free number listed on the back page of the pamphlet or the Western Region office shown above.

Adjudication Section
Department of Water Resources
Western Region Office

NOTE: ANOTHER CLAIM THAT WOULD HAVE REQUIRED EVIDENCE OF PRIORITY - CLAIM NO. A51-04005 - HAS HAD AN AFFIDAVIT SUBMITTED FROM ROLAND K. PATRICK & RUTH C. SMITH TO SUPPORT THE 1915 PRIORITY DATE FOR WATER USE FROM CRAWFISH SPRINGS. THEREFORE, EVIDENCE IS NOT REQUIRED FOR A51-04005.