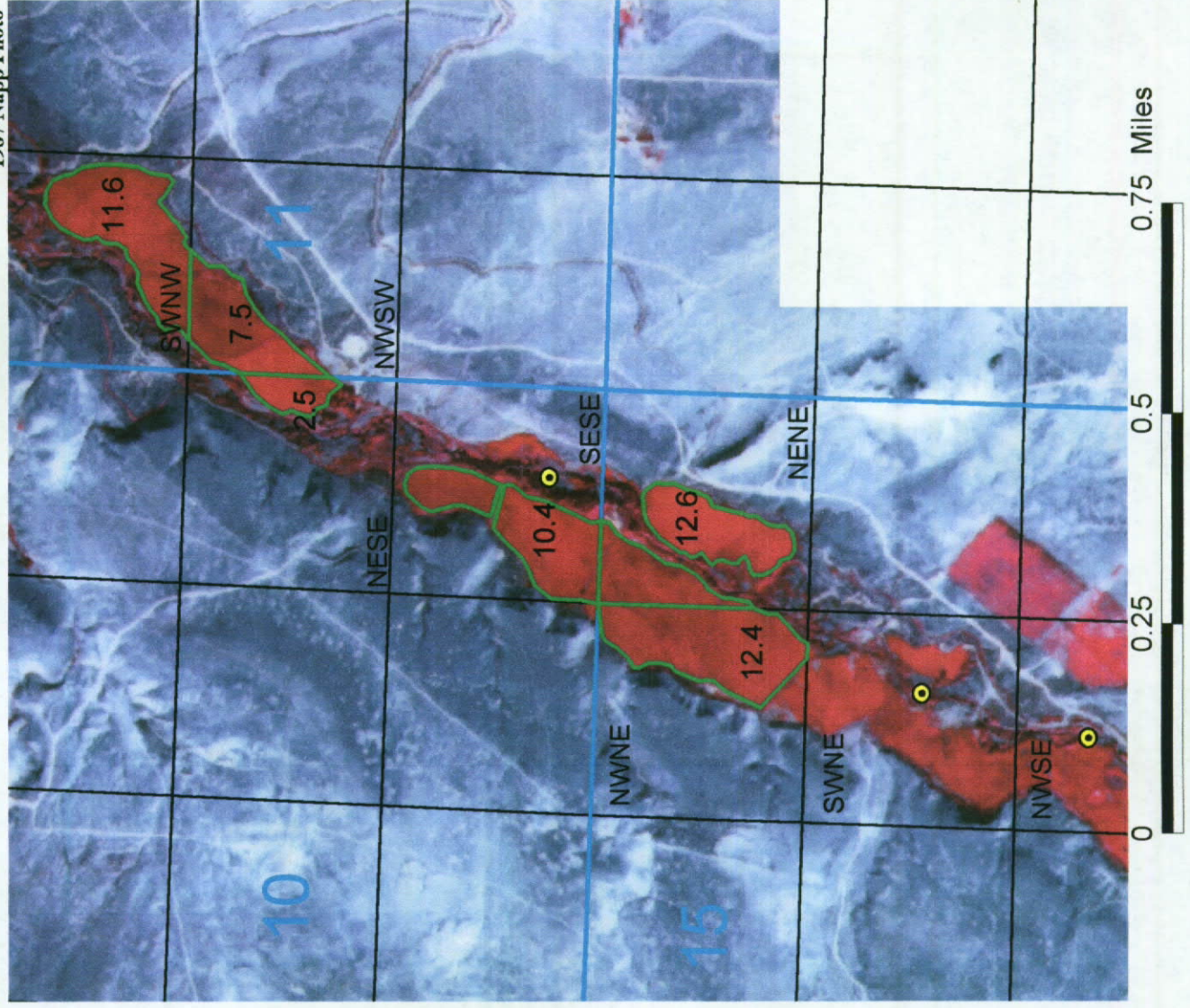


Idaho Department of Water Resources

Claim Number: 57-00007
 Legal: T01S, R03W, S10, 11, 15
 Reviewed By:

1987 Napp Photo



● Point of Diversion

Place of Use

Section Lines

Quarter Quarter Lines

Township/Range Lines



T-18, R3W

Overlap Map

A57-2094J

A57-00280

A57-2065

A57-2247

A57-00067

A57-00279

BOISE

BASE

BM

2361

Wilson

Community Hall

2332

Wilson Community Hall

BM

2347

Wilson Cemetery

Flume

BERNARD

14

15

16

Prospect

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OCT 06 1992

Hemingway Butte

23

22

21

3238

ROAD

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: A57-00007
Date Received: 12/12/1988
Receipt No: C004684
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BRANDAU FARMS 208-495-2529
Address: HC 79, BOX 66
MELBA, ID 83641

2. Date of Priority: MAY 20, 1879

3. Source: REYNOLDS CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	03W	10		SE	SE		OWYHEE
		15		SW	NE		OWYHEE
				NW	SE		OWYHEE

5. Description of diverting works:
DAM, GRAVITY CONVEYING DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.570		

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

8. Total consumptive use is 142.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	03W	10	NE	SE		IRR	3.0
			SE	SE		IRR	9.0

Section Acres 12.0

A57-00007

Page 1

Date:

01/06/89 MICROFILMED

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10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
01S	03W	11	SW		NW		IRR	10.0
			NW		SW		IRR	7.0
							Section Acres	17.0
		15	NE		NE		IRR	13.0
			NW		NE		IRR	15.0
							Section Acres	28.0
							Total Acres	57.0

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:
PARTNERSHIP WITH SEVEN MEMBERS; NO ORGANIZATION

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

Decree Plaintiff

vs

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 _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
_____,
Organization document in the space below as _____ of
_____,
Title and that the statements contained in the
_____,
Organization foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

DATA ENTRY BY Lat 3-6-87IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 757-00007Date Received 12-12-88Receipt Number C004684NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

RECEIVED
DEC 12 1988

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Brandau Farms Phone (208) 495-2529Mailing Address H.C. 79 Box 66 Melba, IDA Zip 836412. Date of Priority (Only one (1) per claim) 5/20/18793. Source of water supply (a) Reynolds Creek
which is tributary to (b) Snake River4. a. Location of existing point of diversion is: Township 1S Range 3W Section 15,1/4 of NW 1/4 of SE 1/4, Govt. Lot, B.M., County of OwyheeAdditional points of diversion if any: SWNE Sec 15 SESE Sec 10 T1S R3W.

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____

1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.Diversion dam &
gravity conveying ditch to place of use.

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HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 3/15 to 11/15 amount 1.57 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.57 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. 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 use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
15	34	15	13	15															28
15	3W	10													3			9	12
15	3W	11							10			7							17

Total number of acres irrigated 57

11. In which county (ies) are lands listed above as place of use located? OW & Lee

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (☒)

14. Remarks:

Partnership with seven
members no organizations

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OCT 06 1992

Last Name Brandau Ident No. 957 00007

Copies: White -State, Yellow-Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

Scale: 2 inches equals 1 mile

[illegible]

OCT 06 1992

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____

Decree ☒

If applicable provide IDWR Water Right Number 157-00007

Court 3rd Case Number 3456 Decree Date _____

Plaintiff vs Defendant H. Kenneth Dunn v. Larry Adams et al

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 _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Henry Brandon Member Date 12/8/88

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or Idaho)

County of Canyon)

SS.

Subscribed and sworn (or affirmed) before me this 8 day of December 1988

SEAL

Notary Public John H. Noyes

Residing at 15470 Homedale Rd

Caldwell, Idaho

My Commission Expires Sept 21, 1994

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

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OCT 06 1992

Last Name Brandon Adams Ident. Number 157-00007

Copies White-State, Yellow-Claimant

1/23/1988

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Brandon FarmsCLAIM IDENT. NO. A57-00007

- DATE RECEIVED 12-12-88 CK # C004684 AMOUNT \$ _____
- | | YES | NO | Required Info? |
|--|-------------------------------------|-------------------------------------|----------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates? | ☒ | ☐ | * |
| See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) | ☒ | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? | ☐ | ☒ | |
| Is the consumptive use correct? <u>142.5</u> | ☐ | ☒ | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | ☒ | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? | ☒ | ☐ | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | ☒ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | ☒ | ☐ | |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☐ | ☐ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 19. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 20. Is the fee enclosed correct? | ☒ | ☐ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | ☒ | ☐ | |
| 22. Should this claim be receipted and data entered? | ☒ | ☐ | |

Claim checked by: batDate: 2-17-89

Claim must be returned to claimant:

(Yes) (No)

Claimant must be sent a copy of amended claim for approval:

(Yes) (No)

Receipt Prepared by:

Date:

Claim data entered by:

Date:

Sent to claimant by:

Date:

Checked by:

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Comments: signature as "member"; remarks says "no organization"okay w/ signature as is

Water Right Number - A57-00007

Adj. Flag Translation:	Adjudication Temporary Work Area	Old (D) Number -

+ - - - - Last Name - - - +	+ - First Name - - +	+ - - - - Address - - - - +
-----------------------------	----------------------	-----------------------------

*** C - CURRENT OWNER ***
BRANDAU FARMS

1 - STAR RT.

1
2

13

City- MELBA

State- ID Zip- 83641

Phone -

[illegible]

----- / ----- +
 - Source - - - - -
 ✓ REYNOLDS CREEK
 + - - - - Tributary - - - - -

own	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Stream Index (Blank if no Index Code)
-----	-----	-----	-------	-----	------	--------	--------------------	---------------------------------------

1S	10	SE SE ✓	OWYHEE (73)
1S	15	SW NE ✓	OWYHEE (73)
1S	15	NW SE ✓	OWYHEE (73)

Code	Description	Period From	Water Use Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		03/15	11/15	1.570	

- Total Div. Rate -	+	- Total Div. Volume -	+	- Total Div. Capacity -	+	- Total Consumptive Use -	+	- KW Usage -
1.570								

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
01S	03W	10	NE SE		3.0	01	IRRIGATION	(73) OWYHEE
01S	03W	10	SE SE		9.0	01	IRRIGATION	(73) OWYHEE
01S	03W	11	SW NW		10.0	01	IRRIGATION	(73) OWYHEE
01S	03W	11	NW SW		7.0	01	IRRIGATION	(73) OWYHEE
01S	03W	15	NE NE		13.0	01	IRRIGATION	(73) OWYHEE
01S	03W	15	NW NE		15.0	01	IRRIGATION	(73) OWYHEE

Total Acres: ✓ 57.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - - Other Rights for Same Use -

	Remarks	
No Remarks found.		

OTHER MICROFILMED
OCT 06 1992

0

OCT 06 1992

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-00007

Date: 2-7-03

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	15	3W	10													3			9	12
GIS																2.5			10.4	12.9
Claim			11							10				7						17
GIS										11.6				7.5						19.1
Claim			15	13	15															28
GIS				12.6	12.4															25
Claim																				
GIS																				

Number of POD's 3

Total Claimed Acres: 57

Total GIS Acres: 57

Overlapping EOU Claim #'s:

COMMENTS:

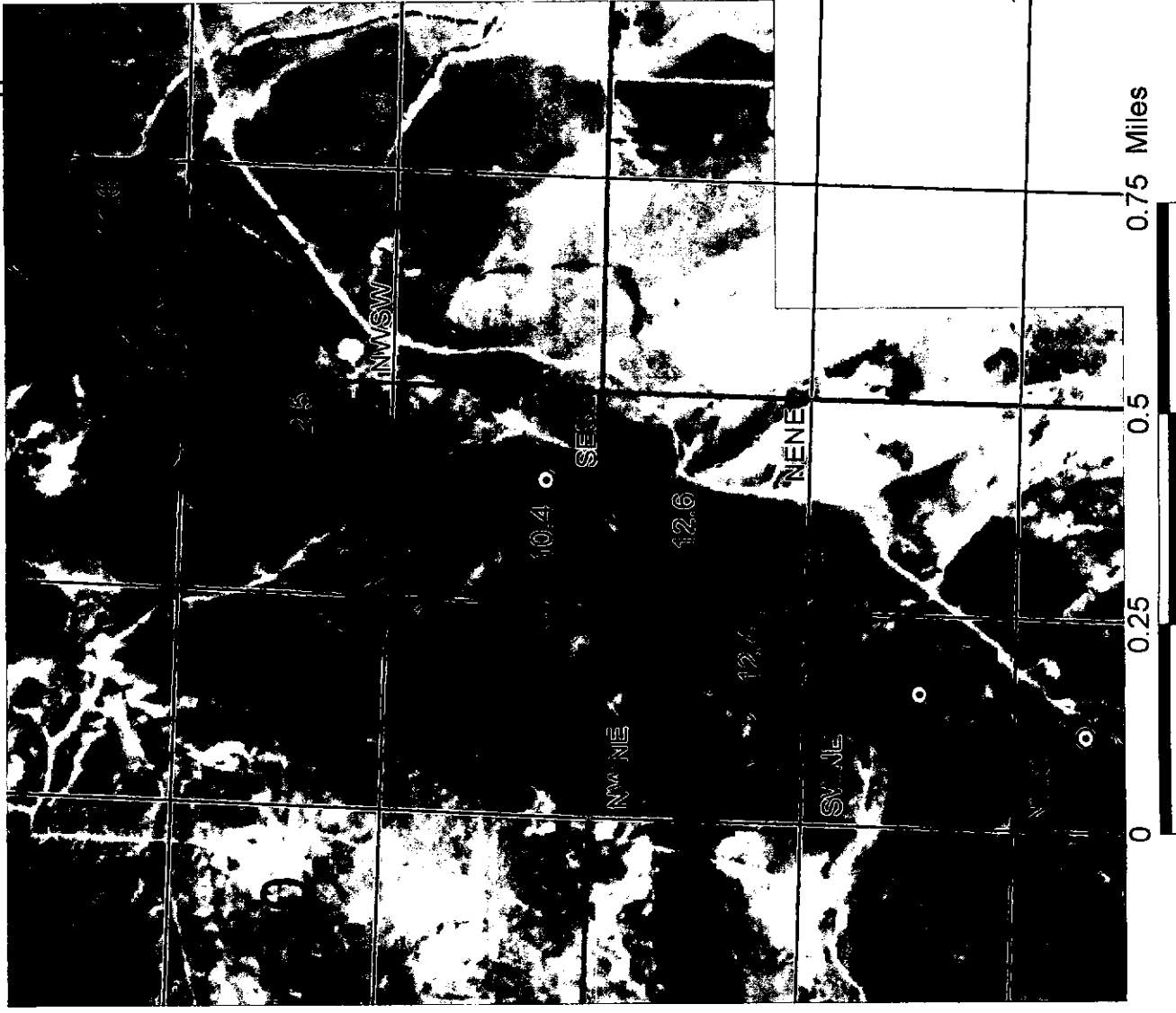
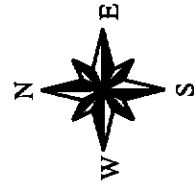
County data indicates claimant doesn't own any of these parcels. Per image interpretation + claim map.

PODs estimated.

1987 Napp Photo

Reviewed By:

Township/Range Lines



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

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-00007

1997 DEC 15 AM 10:46

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: BRANDAU FARMS
HC 79 BOX 66
MELBA ID 83641

SOURCE: REYNOLDS CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 1.57 CFS

PRIORITY DATE: 05/20/1879

POINT OF DIVERSION: T01S R03W S10
S15

SESE
SWNE
NWSE

Within Owyhee County

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE
IRRIGATION

PERIOD OF USE
Irrigation Season

QUANTITY
1.57 CFS

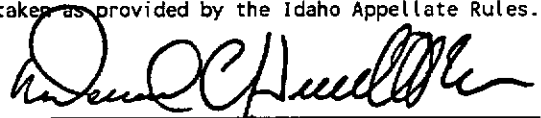
PLACE OF USE: IRRIGATION
T01S R03W S10
S11
S15
57 ACRES TOTAL

Within Owyhee County
NESE 3
SWNW 10
NENE 13

SESE 9
NWSW 7
NWNE 15

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

OWNER

CODE

NAME & ADDRESS

PRIORITY

DATE

WATER USE

USE PERIOD

DIVERSION

DIVERSION

C BRANDAU FARMS

HC 79 BOX 66

MELBA ID 83641

(208) 495-2529

05/20/1879

IRRIGATION

03-15 11-15

1.57 CFS

1.57 CFS

TOTAL DIVERSION:

1.57 CFS

Water Source: REYNOLDS CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion:

T01S R03W S10

S15

NWSE

OWYHEE County

OWYHEE County

Place of use Legal Description for: IRRIGATION

NE					SW				
NENE NWNE SENE					NENW NWNW SWSW				
Lt Ac Lt Ac Lt Ac Lt Ac					Lt Ac Lt Ac Lt Ac Lt Ac				
T	R	S							SUM
01S 03W 10	:	:	:	:	:	:	:	:	:
01S 03W 11	:	:	:	:	:	:	:	:	:
01S 03W 15	:	13	15	:	:	:	:	:	:
					TOTAL ACRES				
					12.0				
					17.0				
					28.0				
					57.0				

POU County: OWYHEE

Other Rights: NONE

Remarks: EXP

WATER FROM THE DIVERSION LOCATED IN NWSE, S15, T01S, R03W IS

DELIVERED THROUGH THE BERNARD DITCH.

Dates:

Exam Made Date:

Verified Date:

11/26/1997

Objection Filed Date:

Misc:

Water District Number: 57R

Field Inspection Flag:

Presumption Flag:

Comments:

Date: 10/23/1991

User-ID: WERNER

Subject: COPIED FROM REMARKS

PARTNERSHIP WITH SEVEN MEMBERS; NO ORGANIZATION

THE WATER FOR THIS RIGHT IS DELIVERED TO DIFFERENT PORTIONS OF

AJ0749NP
No. R57-00007

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

DATE: 11/26/97
PAGE: 2

Comments: Date: 10/23/1991 User-ID: WERNER Subject: COPIED FROM REMARKS
THE LAND BY 3 DIFFERENT DITCHES. CONVEYANCE LOSS ON EACH OF THE
DITCHES WAS CALCULATED FOR THE REYNOLDS CREEK DECREE. THE LOSS
FOR EACH DITCH IS AS FOLLOWS: #1 DITCH WHICH IRRIGATES 20 AC. HAS
A CONVEYANCE LOSS OF 0.11 CFS. #2 DITCH IRRIGATES 30 AC. & HAS A
CONVEYANCE LOSS OF 0.22 CFS AND THE #3 DITCH WHICH IRRIGATES 7 AC
HAS A CONVEYANCE LOSS OF 0.10 CFS. FOR MORE INFORMATION, SEE THE
WORK FILES FOR THE REYNOLDS CREEK DECREE.

Date: 08/12/1996 User-ID: KWALKER Subject: CONVEYANCE LOSSES
0.43 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN
DELIVERY OF THIS RIGHT.

Audit: 11/26/97 RHOWERTO

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: NOV-26-1997

PAGE: A-1

RIGHTS FROM: SOURCE: REYNOLDS CREEK TRIBUTARY: SNAKE RIVER

RIGHT NUMBER: 57-00007

NAME AND ADDRESS: BRANDAU FARMS
HC 79 BOX 66
MELBA ID 83641

SOURCE: REYNOLDS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 1.57 CFS

PRIORITY DATE: 05/20/1879

POINT OF DIVERSION: T01S R03W S10 SESE Within OWYHEE County
S15 SWNE
NWSE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	<u>Irrigation Season</u>	1.57 CFS
		03/19 11/19	

PLACE OF USE:	IRRIGATION	Within OWYHEE County
	T01S R03W S10	NESE 3 SESE 9
	S11	SWNW 10 NWSW 7
	S15	NENE 13 NWNE 15
	57 ACRES TOTAL	

CONSUMPTIVE USE: 21019 AFT

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

0.143 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN
DELIVERY OF THIS RIGHT.
WATER FROM THE DIVERSION LOCATED IN NWSE, S15, T01S, R03W IS
DELIVERED THROUGH THE BERNARD DITCH.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE
WATER FROM THE DIVERSION LOCATED IN NWSE, S15, T01S, R03W IS
DELIVERED THROUGH THE BERNARD DITCH.

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

AJ0749NP
No. R57-00007

OWNER CODE: C
NAME & ADDRESS: BRANDAU FARMS
HC 79 BOX 66
MELBA ID 83641
(208) 495-2529

PRIORITY DATE: 05/20/1879
WATER USE: IRRIGATION

USE PERIOD FROM TO: 03-15 11-15

DIVERSION RATE: 1.57 CFS
DIVERSION VOLUME: 1.57 CFS

TOTAL DIVERSION: 1.57 CFS
-CONSUMPTIVE-USE: 210.90 ATA

Stage: DECREED

Tributary to: SNAKE RIVER

OMYHEE County
OMYHEE County

Point(s) of Diversion: T01S R03W S10 S15

Place of use Legal Description for: IRRIGATION

		NE		NW		SW		SE			
		NENE		NNWN		NNWS		NENE			
		Lt Ac		Lt Ac		Lt Ac		Lt Ac			
T	R	S		S		S		S			SUM
01S 03W 10										09	12.0
01S 03W 11											17.0
01S 03W 15											28.0
										TOTAL ACRES	57.0

POU County: OMYHEE

Other Rights: NONE

Remarks: EXP WATER FROM THE DIVERSION LOCATED IN NWSE, S15, T01S, R03W IS
DELIVERED THROUGH THE BERNARD DITCH.

Dates: Exam Made Date: Verified Date: 08/12/1996 Objection Filed Date:

Misc: Water District Number: 57R Field Inspection Flag:
Presumption Flag:

Comments: Date: 10/23/1991 User-ID: WERNER Subject: COPIED FROM REMARKS
PARTNERSHIP WITH SEVEN MEMBERS; NO ORGANIZATION
THE WATER FOR THIS RIGHT IS DELIVERED TO DIFFERENT PORTIONS OF

AJ0749NP
No. R57-00007

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

DATE: 11/26/97
PAGE: 2

Comments: Date: 10/23/1991 User-ID: WERNER Subject: COPIED FROM REMARKS
THE LAND BY 3 DIFFERENT DITCHES. CONVEYANCE LOSS ON EACH OF THE
DITCHES WAS CALCULATED FOR THE REYNOLDS CREEK DECREE. THE LOSS
FOR EACH DITCH IS AS FOLLOWS: #1 DITCH WHICH IRRIGATES 20 AC. HAS
A CONVEYANCE LOSS OF 0.11 CFS. #2 DITCH IRRIGATES 30 AC. & HAS A
CONVEYANCE LOSS OF 0.22 CFS AND THE #3 DITCH WHICH IRRIGATES 7 AC
HAS A CONVEYANCE LOSS OF 0.10 CFS. FOR MORE INFORMATION, SEE THE
WORK FILES FOR THE REYNOLDS CREEK DECREE.

Date: 08/12/1996 User-ID: KWALKER Subject: CONVEYANCE LOSSES
0.43 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN
DELIVERY OF THIS RIGHT.

Audit: 00/00/00

DATE: 08/12/96
PAGE: 1

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

AJ0749NP
No. R57-00007

OWNER CODE NAME & ADDRESS
C BRANDAU FARMS
HC 79 BOX 66
MELBA ID 83641
(208) 495-2529

PRIORITY DATE WATER USE
05/20/1879 IRRIGATION

USE PERIOD FROM TO
03-15 11-15

DIVERSION RATE
1.57 CFS

DIVERSION VOLUME
1.57 CFS

TOTAL DIVERSION:
CONSUMPTIVE USE:
210.90 AFA

Stage: DECREED

Tributary to: SNAKE RIVER

OWYHEE County
OWYHEE County

T01S R03W S10
S15

Point(s) of Diversion:

Place of use Legal Description for: IRRIGATION									
NE					SW				
NENE NWNE SWNE SENE					NENW NWNW SWNW SENW				
Lt Ac Lt Ac Lt Ac Lt Ac					Lt Ac Lt Ac Lt Ac Lt Ac				
T	R	S							SUM
01S 03W 10	:	:	:	:	:	:	:	:	12.0
01S 03W 11	:	:	:	:	:	:	:	:	17.0
01S 03W 15	:	13	15	:	:	07	:	09	28.0
TOTAL ACRES									57.0

POU County: OWYHEE

Other Rights: NONE

Remarks: EXP WATER FROM THE DIVERSION LOCATED IN NWSE, S15, T01S, R03W IS
DELIVERED THROUGH THE BERNARD DITCH.

Dates: Exam Made Date: Verified Date: 08/12/1996 Objection Filed Date:

Misc: Water District Number: 57R Field Inspection Flag:
Presumption Flag:

Comments: Date: 10/23/1991 User-ID: WERNER Subject: COPIED FROM REMARKS
PARTNERSHIP WITH SEVEN MEMBERS; NO ORGANIZATION
THE WATER FOR THIS RIGHT IS DELIVERED TO DIFFERENT PORTIONS OF

MICROFILMED
SEP 25 1996

AJ0749NP
No. R57-00007

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

DATE: 08/12/96
PAGE: 2

Comments: Date: 10/23/1991 User-ID: VERNER Subject: COPIED FROM REMARKS
THE LAND BY 3 DIFFERENT DITCHES. CONVEYANCE LOSS ON EACH OF THE
DITCHES WAS CALCULATED FOR THE REYNOLDS CREEK DECREE. THE LOSS
FOR EACH DITCH IS AS FOLLOWS: #1 DITCH WHICH IRRIGATES 20 AC. HAS
A CONVEYANCE LOSS OF 0.11 CFS. #2 DITCH IRRIGATES 30 AC. & HAS A
CONVEYANCE LOSS OF 0.22 CFS AND THE #3 DITCH WHICH IRRIGATES 7 AC
HAS A CONVEYANCE LOSS OF 0.10 CFS. FOR MORE INFORMATION, SEE THE
WORK FILES FOR THE REYNOLDS CREEK DECREE.

Date: 08/12/1996 User-ID: KWALKER Subject: CONVEYANCE LOSSES
0.43 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN
DELIVERY OF THIS RIGHT.

Audit: 08/12/96 KWALKER

MICROFILMED
SEP 25 1996

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: AUG-12-1996

PAGE: A-1

RIGHTS FROM: SOURCE: REYNOLDS CREEK TRIBUTARY: SNAKE RIVER

RIGHT NUMBER: 57-00007

NAME AND ADDRESS: BRANDAU FARMS
HC 79 BOX 66
MELBA ID 83641

SOURCE: REYNOLDS CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 1.57 CFS

PRIORITY DATE: 05/20/1879

POINT OF DIVERSION: T01S R03W S10 SESE Within Owyhee County
S15 SWNE
NWSE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION		<u>Irrigation Season</u>	1.57 CFS
		03/18 11/18	

PLACE OF USE:	IRRIGATION		
	T01S R03W S10	NESE 3.0	SESE 9.0
	S11	SWNW 10.0	NWSW 7.0
	S15	NENE 13.0	NWNE 15.0
	57.0 ACRES TOTAL		

CONSUMPTIVE USE: 210.9 AFY

OTHER MATTERS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

0.143 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN
DELIVERY OF THIS RIGHT.
WATER FROM THE DIVERSION LOCATED IN NWSE, S15, T01S, R03W IS
DELIVERED THROUGH THE BERNARD DITCH.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE
WATER FROM THE DIVERSION LOCATED IN NWSE, S15, T01S, R03W IS
DELIVERED THROUGH THE BERNARD DITCH.MICROFILMED
SEP 25 1996

AJ5809NP
No. 57-00007

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/05/93
PAGE: 16

OWNER CODE NAME & ADDRESS
C BRANDAU FARMS
HC 79 BOX 66
MELBA ID 83641
(208) 495-2529

PRIORITY DATE WATER USE
05/20/1879 IRRIGATION

USE PERIOD FROM TO
03-15 11-15

DIVERSION RATE
1.57 CFS

DIVERSION VOLUME
1.57 CFS

TOTAL DIVERSION:
CONSUMPTIVE USE: 210.9 AFA

Water Source: REYNOLDS CREEK

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion:

T01S R03W S10
S15

SESE
SWNE

NWSE

OWYHEE County
OWYHEE County

Place of use Legal Description for: IRRIGATION

	NE	NW	SW	SE	
T R S	NENE NWNE SWNE SENE	NENW NWNW SWNW SENW	NESW NWSW SWSW SESW	NESE NWSE SWSE SESE	
	Lt AC Lt AC Lt AC Lt AC	Lt AC Lt AC Lt AC Lt AC	Lt AC Lt AC Lt AC Lt AC	Lt AC Lt AC Lt AC Lt AC	SUM
01S 03W 10				03	12.0
01S 03W 11		10	07		17.0
01S 03W 15	13	15			28.0
					57.0

TOTAL ACRES

POU County: OWYHEE

Other Rights: NONE

Remarks: 0.11 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN
DELIVERED OF THIS RIGHT.
WATER FROM THE DIVERSION LOCATED IN NWSE, S15, T01S, R03W IS
DELIVERED THROUGH THE BERNARD DITCH.

Dates: Exam Made Date: 02/24/1992
Verified Date: 02/24/1992

Misc: Water District Number: 57R Field Inspection Flag:
Presumption Flag:

Comments: Date: 10/23/1991 User-ID: WERNER Subject: COPIED FROM REMARKS
PARTNERSHIP WITH SEVEN MEMBERS; NO ORGANIZATION
THE WATER FOR THIS RIGHT IS DELIVERED TO DIFFERENT PORTIONS OF
THE LAND BY 3 DIFFERENT DITCHES. CONVEYANCE LOSS ON EACH OF THE
DITCHES WAS CALCULATED FOR THE REYNOLDS CREEK DECREE. THE LOSS
FOR EACH DITCH IS AS FOLLOWS: #1 DITCH WHICH IRRIGATES 20 AC. HAS
A CONVEYANCE LOSS OF 0.11 CFS. #2 DITCH WHICH IRRIGATES 30 AC. & HAS A
CONVEYANCE LOSS OF 0.22 CFS AND THE #3 DITCH WHICH IRRIGATES 7 AC
HAS A CONVEYANCE LOSS OF 0.10 CFS. FOR MORE INFORMATION, SEE THE
WORK FILES FOR THE REYNOLDS CREEK DECREE.

Audit: 10/23/91 WERNER 02/24/92 WERNER 07/29/92 PR-PRODM 10/13/92 CPSHAW
12/05/92 ADT-SHAW

MICROFILMED
JUL 20 1994

DIVERSION RATE

TOTAL DIVERSION: _____
CONSUMPTIVE USE: _____

Stage: DECREED

SESE
SWNE
NWSE

2

MS
PIN

POU County: OWYHEE

Other Rights: NONE

Remarks: 0.43 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT.
WATER FROM THE DIVERSION LOCATED IN NUSE, S15, T01S, R03W IS DELIVERED THROUGH THE BERNARD DITCH.

Dates: Exam Made Date: 02/24/1992

Misc:

Water District Number:	57R	Field Inspection Flag:	
		Presumption Flag:	

Comments: Date: 10/23/1991 User-ID: WERNER Subject: COPIED FROM REMARKS
PARTNERSHIP WITH SEVEN MEMBERS; NO ORGANIZATION
THE WATER FOR THIS RIGHT IS DELIVERED TO DIFFERENT PORTIONS OF
THE LAND BY 3 DIFFERENT DITCHES. CONVEYANCE LOSS ON EACH OF THE
DITCHES WAS CALCULATED FOR THE REYNOLDS CREEK DECREE. THE LOSS
FOR EACH DITCH IS AS FOLLOWS: #1 DITCH WHICH IRRIGATES 20 AC. HAS
A CONVEYANCE LOSS OF 0.11 CFS. #2 DITCH IRRIGATES 30 AC. & HAS A
CONVEYANCE LOSS OF 0.22 CFS AND THE #3 DITCH WHICH IRRIGATES 7 AC
HAS A CONVEYANCE LOSS OF 0.10 CFS. FOR MORE INFORMATION, SEE THE
WORK FILES FOR THE REYNOLDS CREEK DECREE.

Audit: 10/23/91 WERNER 02/24/92 WERNER 07/29/92 PR-PROD#

MICROFILMED
OCT 06 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:58:31
05/22/90

PAGE: 2
QUICKLOOK INFORMATION

CLAIM NUMBER: A57-00007

WR ELEMENT	PRIORITY DATE	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE 12-84-90	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
5/20/1879 POINT OF DIV		N	N/A	N/A	N	* 6	04/ 5/2/90	4/7 12/2/88	
15 3W 10/15 SOURCE		N			N	6	"	"	
Reynolds Cr PLACE OF USE		N			N	6	"	"	
15 3W 10/15 DIV. AMOUNT		N			N	6	"	"	
CFS/VOLUME 1.576		N			N	6	"	"	
CONSUMPTIVE USE 142.5		N			N	6	"	"	
PURPOSES I		N			N	6	"	"	
PERIOD OF USE 3/15 "15"		N			N	6	"	"	
BASIS OF CLAIM Needed		N			N	6	"	"	

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

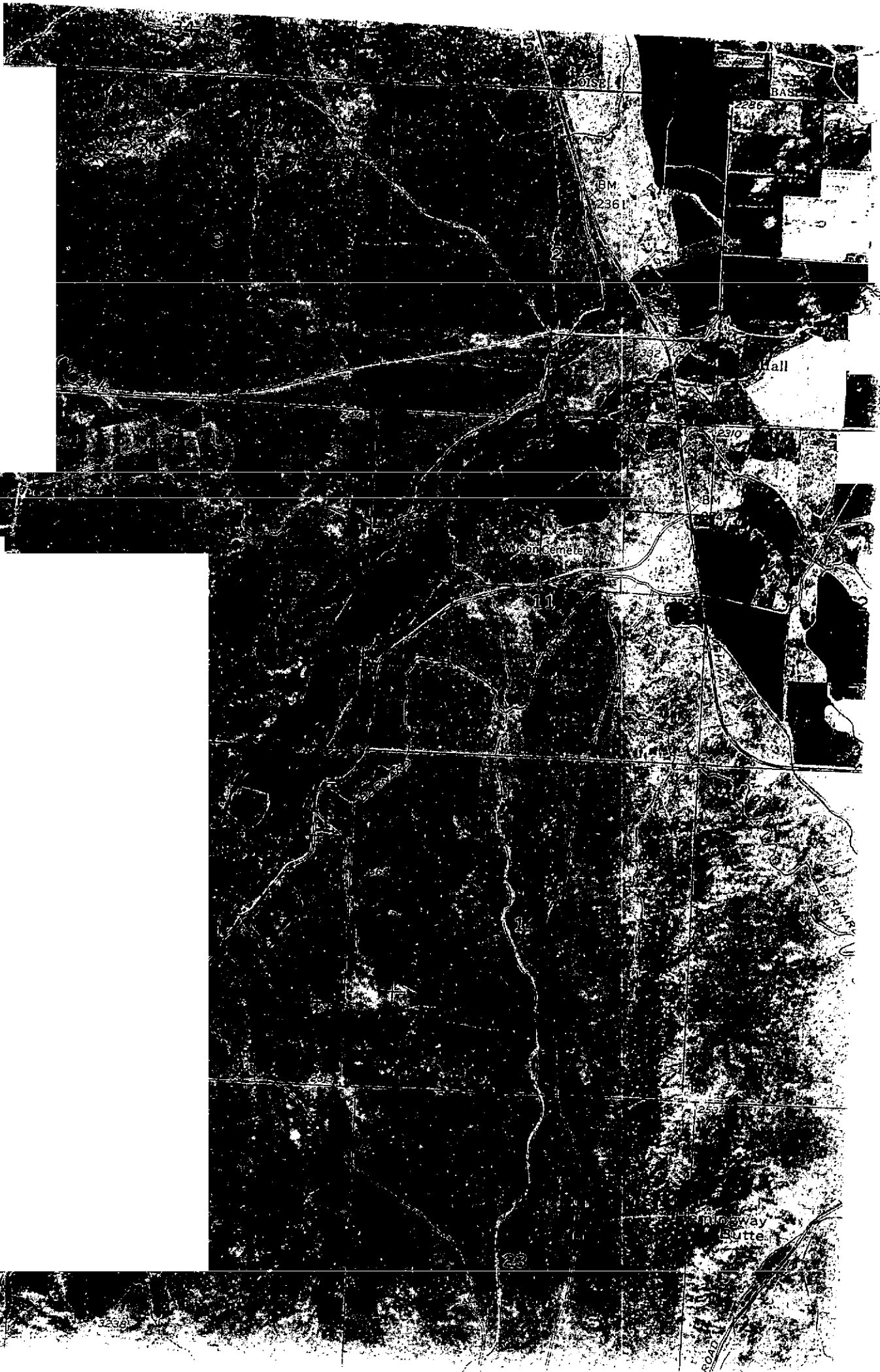
THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

MICROFILMED

OCT 06 1992

*6: Same as above

REMARKS: C.C. instructions will apply. Envelope w/A57-00007.
STD, Remark: FOI - Water through P.O.D. in NWSE, Sec. 15, T1S, R3W is
delivered through Burnard ditch.
Also: and ...



01581

BASS

2286

BM
2361

Hall

2370

Wilson Cemetery

11

HAWK

B. INMAN

Highway
Butte

ROAD

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1b. CALCULATIONS

1a. IRRIGATION RATE
ACRES 57 x 0.02 CFS/ACRE = 1.14 CFS
(Taken from p/u review)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(X) N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N(X) *** = Same as derived

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES 57 x CONSUMPTIVE VOL. AF/A FOR AREA 3.7 =
TOTAL CONSUMPTIVE USE 210.9 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 57 x DIVERSION VOL. AF/A FOR AREA 5.0 =
TOTAL DIVERSION VOLUME 285 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(X)

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

Not overlap

MICROFILMED
OCT 06 1992

CONVERSATION MEMORANDUM

DATE 10/23/91

FILE A57-00007 279, 280,
2247, 2065 + 10847

NAME OF PARTY Richard Brandau

EMPLOYEE Linda Warner

RE: Overlap

The above water rights are the only source of
water for these lands.

MICROFILMED

OCT 06 1992

MEMO TO: 57-0007 FROM: F.E.L. DATE: 7/8/80

THIS RIGHT WAS DECREED TO FRANK SCHUSTER BY THE BERNARD DECREE WITH NO PRIORIT DATE. JOHN ROBERTSON ACQUIRED PATENTS ON SOME OF THE DECREED LAND IN 1880 & SCHUSTER ACQUIRED PATENTS ON OTHER LANDS UNDER THE SYSTEM BUT NOT IN DECREE IN 1890. ANALYZING THE SYSTEM, POSTED NOTICES, & RIGHTS IN DECREE, IT APPEARS THAT THIS RIGHT IS NO LATER THAN 5/20/1879.

AS DECREED THE RIGHT WAS FOR 2.0 CFS AND IT IS ASSUMED TO HAVE BEEN FOR APPROXIMATELY 100 ACRES. WE HAVE FOUND APPROXIMATELY 57 ACRES BEING PRESENTLY IRRIGATED UNDER THREE DIVERSION POINTS. AT 2.0 CFS .0351 CFS/AC OR 1.76"/ACRE WOULD BE DIVERTED.

USING MACALLISTER'S MODIFICATION OF THE MORITZ DITCH LOSS CALCULATION & ALLOWING 1.5" MAXIMUM GIVES A TOTAL OF 2.25 CFS TO BE DIVERTED FROM THE THREE POINTS OF DIVERSION TO PROVIDE THIS AMOUNT OF WATER AT THE FIELD. BY ALLOWING 1.00"/AC MAXIMUM THE LOSS CALCULATION INDICATES A TOTAL OF 1.57 CFS TO BE DIVERTED. BY COMPARISON ALLOWING 1.00"/AC AT THE HEADGATE FOR THE 57 IRRIGATED ACRES ONLY 1.14 CFS WOULD BE DIVERTED FOR THIS RIGHT.

CONSIDERING THAT FOR DECREED RIGHTS UP TO 1.5"/AC. CAN BE RECOMMENDED AND THAT WITH DITCH LOSS THE 2.0 CFS CLAIMED FOR THIS RIGHT FALLS SHORT OF THE AMOUNT DIVERTED TO PROVIDE 1.5"/AC ON THE GROUND, WE ARE RECOMMENDING 1.14 CFS IN THAT MAN

MICROFILMED

OCT 06 1992

WATER RIGHT NUMBER 52-0007

ORIGIN OWNER -

OWNER LAST NAME - GUNDEL FRANKS

ADDRESS LINE 1 - STRR RT.

STATE - ID ZIP CODE - 83641

ADDRESS LINE 2 -

CITY - MELBA

COUNTY - QUINCY

TOTAL DIV. RATE - 1.5700-CFS

SOURCE - REYNOLDS CREEK

TRIBUTARY OF - SNAKE RIVER

RIGHT BASIS - B

REDIV -

STAKE - V

WATER DIST - 57R/ DI E/CORREY PCT -

SECE 10 QLS QSM LOT

REDIV -

TOTAL DIV. VOLUME - 1.5700 QLS QSM LOT

FROM - 03-15 TO - 11-15 USE - IRRIGATION

USE DIV. VOLUME -

REDIV -

USE - IRRIGATION

PLACE OF USE - TUN QLS RING QSM SEC 15 TRACT NENE LOT AC 13 TRACT NINE LOT AC 15

ADJUDICATION PROOF READING REPORT

03/15/84

PAGE 2

WRD432

WATER RIGHT NUMBER 52-0007 CONT.

PLACE OF USE	TUN QLS RING QSM SEC 15	TRACT NENE LOT	AC 13	TRACT NINE LOT	AC 15
PLACE OF USE	TUN QLS RING QSM SEC 15	TRACT NENE LOT	AC 13	TRACT NINE LOT	AC 15
TOTAL ACRES					

USE - IRRIGATION

DEGREE NAME -

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PROOF MADE -

HEARING -

OLD NO. -

To: 57-0007

From: D. SHAFF

9/24/82

Re: CHANGE IN DIVERSION RATE

THIS RATE OF DIVERSION SHOULD BE REDUCED IN LINE WITH SEC. 42-202. AN AMOUNT GREATER THAN .02 CFS/ACRE IS JUSTIFIED DUE TO THE DITCH LOSS FACTOR. FROM THE 7/08/80 MEMO, 1.57 CFS WILL BE RECOMMENDED. THIS REPRESENTS A 37% CONVEYANCE LOSS.

MICROFILMED

OCT 06 1992

MEMO TO: 57-0007 FROM: F.E.L. DATE: 7/8/80

THIS RIGHT WAS DECREED TO FRANK SCHUSTER BY THE BERNARD DECREE WITH NO PRIORITY DATE. JOHN ROBERTSON ACQUIRED PATENTS ON SOME OF THE DECREED LAND IN 1880 & SCHUSTER ACQUIRED PATENTS ON OTHER LANDS UNDER THE SYSTEM BUT NOT IN DECREE IN 1890. ANALYZING THE SYSTEM, POSTED NOTICES, & RIGHTS IN DECREE, IT APPEARS THAT THIS RIGHT IS NO LATER THAN 5/20/1879.

AS DECREED THE RIGHT WAS FOR 2.0 CFS AND IT IS ASSUMED TO HAVE BEEN FOR APPROXIMATELY 100 ACRES. WE HAVE FOUND APPROXIMATELY 57 ACRES BEING PRESENTLY IRRIGATED UNDER THREE DIVERSION POINTS. AT 2.0 CFS .0351 CFS/AC OR 1.76"/ACRE WOULD BE DIVERTED.

USING MACALLISTER'S MODIFICATION OF THE MORITZ DITCH LOSS CALCULATION & ALLOWING 1.5"/AC MAXIMUM GIVES A TOTAL OF 2.25 CFS TO BE DIVERTED FROM THE THREE POINTS OF DIVERSION TO PROVIDE THIS AMOUNT OF WATER AT THE FIELD. BY ALLOWING 1.00"/AC MAXIMUM THE LOSS CALCULATION INDICATES A TOTAL OF 1.57 CFS TO BE DIVERTED. BY COMPARISON ALLOWING 1.00"/AC AT THE HEADGATE FOR THE 57 IRRIGATED ACRES ONLY 1.57 CFS WOULD BE DIVERTED FOR THIS RIGHT.

CONSIDERING THAT FOR DECREED RIGHTS UP TO 1.5"/AC. CAN BE RECOMMENDED AND THAT WITH DITCH LOSS THE 2.0 CFS CLAIMED FOR THIS RIGHT FALLS SHORT OF THE AMOUNT DIVERTED TO PROVIDE 1.5"/AC ON THE GROUND, WE ARE RECOMMENDING IT IN THAT MANNER.

OCT 06 1992

922

05/08/79 F.E.I.

* MICHAELISTER'S MODIFICATION OF MORITZ *
****** LOSS CALCULATION FOR *
****** THE BRANDHU DITCH #2 *
****** WATER RIGHT NO. 57-0007 *

Q DIVERTED:

.82

Q DELIVERED:

.60

30 A @

.02 CFS

TYPE OF SOIL: SANDY LOAM

SOIL CONSTANT= 1.50 (FEET/DRY)

PERCENTAGE LOSS:

36.1

AC.

LENGTH OF HEAD OF DITCH:

.00

.88

LOSS TABLE FOR DELIVERY

MILE	Q	LOSS	Q DELIVERED
1	(CFS)	1 (CFS)	1 (CFS)
.88	1	.00	1
		.21	1
		.60	

08/08/79 F.E.L.

 * MICHLISTER'S MODIFICATION OF MORITZ *
 * LOSS CALCULATION FOR *
 * THE BRANDAU DITCH #1 *
 * WATER RIGHT NO. 57-0007 *

Q DIVERTED: .51 TYPE OF SOIL: SANDY LOAM
 Q DELIVERED: .40 20 Ac @ .02 CFS SOIL CONSTANT= 1.50 (FEET/DAY)
 PERCENTAGE LOSS: 28.3 Ac. LENGTH OF HEAD OF DITCH: .00
 LENGTH OF DELIVERY SECTION: .63

LOSS TABLE FOR DELIVERY

MILE	Q	LOSS	Q DELIVERED
1	(CFS)	1	(CFS)
.63	1	.42	.40

#1 .51 CFS .51 - .40 = 0.11 c.f. $R^2 = .91$ for
 #2 .82 " .82 - .60 = 0.22 c.f. $R^2 = .84$
 #3 .24 " .24 - .14 = 0.10 $R^2 = .43$
 Totals 1.57 "

To 0.02
 1.19 Ac
 To 0.1
 0.43
 C.F.

08/08/ F.E.L.

Run 8/13/79

* MICHELLISTER'S MODIFICATION OF MORITZ *

* LOSS CALCULATION FOR *

* THE THE BRANDAU FARMS DITCH COMPLETE *

* WATER RIGHT NO. 57-0007 *

Q DIVERTED: 2.79

Q DELIVERED: 2.00

PERCENTAGE LOSS: 39.5

TYPE OF SOIL: SANDY LOAM

SOIL CONSTANT= 1.50 (FEET/DRY)

LENGTH OF HEAD OF DITCH: .00

LENGTH OF DELIVERY SECTION: 2.19

LOSS TABLE FOR DELIVERY

MILE	Q	LOSS	Q DELIVERED
	(CFS)	(CFS)	(CFS)
1.00	1.43	.45	.91
2.00	.49	.32	.91
3.19	-.01	.02	.47

SEE 1A2 DO 8/8/79 (Run)

08/08/79 F.E.L. *Wm. 8/13/79* *Edwards on 10-2-11*

 * MICHLISTER'S MODIFICATION OF MORITZ *
 * LOSS CALCULATION FOR *
 * THE BRANDRU FARMS DITCH COMPLETE *
 * WATER RIGHT NO. 57-0007 *

Q DIVERTED: 2.79 TYPE OF SOIL: SANDY LOAM
 Q DELIVERED: 2.00 SOIL CONSTANT= 1.50 (FEET/DAY)
 PERCENTAGE LOSS: 39.5 LENGTH OF HEAD OF DITCH: .00
 LENGTH OF DELIVERY SECTION: 2.49

LOSS TABLE FOR DELIVERY

MILE	Q	LOSS	Q DELIVERED
	(CFS)	(CFS)	(CFS)
1.00	1.43	.45	.91
2.00	.19	.32	.91
2.49	-.01	.02	.17

Σ 1.42 On 8/2/80 Wm

03/08/79 F.E.L.

* MCHILLISTER'S MODIFICATION OF MORITZ *

* LOSS CALCULATION FOR *

* THE BRANDAU FARMS DITCH COMPLETE *

* WATER RIGHT NO. 57-0007 *

Q DIVERTED: 2.79

Q DELIVERED: 2.00

PERCENTAGE LOSS: 39.5

Decayed TYPE OF SOIL: SANDY LOAM

2.00 SOIL CONSTANT= 1.50 (FEET/DRY)

TOTAL LENGTH OF HEAD OF DITCH: .00

LENGTH OF DELIVERY SECTION: 2.49

LOSS TABLE FOR DELIVERY

MILE	Q	LOSS	Q DELIVERED
	(CFS)	(CFS)	(CFS)
1.00	1.42	.45	.91
2.00	.19	.32	.91
2.49	-.01	.02	.17

08/08/79 F.E.L.

* MICHLISTER'S MODIFICATION OF MORITZ *

* LOSS CALCULATION FOR *

* THE BRANDAU DITCH COMPLETE *

* WATER RIGHT NO. 57-0007 *

Q DIVERTED:

2.46

57 Ac @

.03 CFS

TYPE OF SOIL: SANDY LOAM

Q DELIVERED:

4.71

pc

SOIL CONSTANT= 1.50 (FEET/DRY)

PERCENTAGE LOSS:

43.7

LENGTH OF HEAD OF DITCH: .00

LENGTH OF DELIVERY SECTION: 2.19

LOSS TABLE FOR DELIVERY

MILE	Q	LOSS	Q DELIVERED
	(CFS)	(CFS)	(CFS)
1.00	1	1.25	1
2.00	1	.17	1
2.19	1	.00	1
		.42	
		.30	
		.02	
		.78	
		.78	
		.45	

```

** MACHALLISTER'S MODIFICATION OF MORITZ **
** LOSS CALCULATION FOR **
** THE BRANDAU DITCH COMPLETE **
** WATER RIGHT NO. 57-0007 **
*****

```

Q DIVERTED:	1.77	TYPE OF SOIL: SANDY LOAM
Q DELIVERED:	1.14	SOIL CONSTANT= 1.50 (FEET/DAY)
PERCENTAGE LOSS:	55.3	LENGTH OF HEAD OF DITCH: .00
		LENGTH OF DELIVERY SECTION: 2.19

LOSS TABLE FOR DELIVERY

MILE	Q	LOSS	Q DELIVERED
	(CFS)	(CFS)	(CFS)
1.00	.89	.36	.52
2.00	.44	.26	.52
2.45	.00	.02	.10

03/08/79 F.E.L.

* MACALLISTER'S MODIFICATION OF MORITZ *
* LOSS CALCULATION FOR *
* THE BRANDAU DITCH #1 *
* WATER RIGHT NO. 57-0007 *

Q DIVERTED: .75 20 Ac @ .03 CFS TYPE OF SOIL: SANDY LOAM
Q DELIVERED: .60 SOIL CONSTANT= 1.50 (FEET/DAY)
PERCENTAGE LOSS: 25.3 LENGTH OF HEAD OF DITCH: .00
LENGTH OF DELIVERY SECTION: .63

LOSS TABLE FOR DELIVERY

MILE	Q (CFS)	LOSS (CFS)	Q DELIVERED (CFS)
1	0	1	0
2	1	1	1
3	1	1	1
4	1	1	1
5	1	1	1
6	1	1	1
7	1	1	1
8	1	1	1
9	1	1	1
10	1	1	1
11	1	1	1
12	1	1	1
13	1	1	1
14	1	1	1
15	1	1	1
16	1	1	1
17	1	1	1
18	1	1	1
19	1	1	1
20	1	1	1
21	1	1	1
22	1	1	1
23	1	1	1
24	1	1	1
25	1	1	1
26	1	1	1
27	1	1	1
28	1	1	1
29	1	1	1
30	1	1	1
31	1	1	1
32	1	1	1
33	1	1	1
34	1	1	1
35	1	1	1
36	1	1	1
37	1	1	1
38	1	1	1
39	1	1	1
40	1	1	1
41	1	1	1
42	1	1	1
43	1	1	1
44	1	1	1
45	1	1	1
46	1	1	1
47	1	1	1
48	1	1	1
49	1	1	1
50	1	1	1
51	1	1	1
52	1	1	1
53	1	1	1
54	1	1	1
55	1	1	1
56	1	1	1
57	1	1	1
58	1	1	1
59	1	1	1
60	1	1	1
61	1	1	1
62	1	1	1
63	1	1	1
64	1	1	1
65	1	1	1
66	1	1	1
67	1	1	1
68	1	1	1
69	1	1	1
70	1	1	1
71	1	1	1
72	1	1	1
73	1	1	1
74	1	1	1
75	1	1	1
76	1	1	1
77	1	1	1
78	1	1	1
79	1	1	1
80	1	1	1
81	1	1	1
82	1	1	1
83	1	1	1
84	1	1	1
85	1	1	1
86	1	1	1
87	1	1	1
88	1	1	1
89	1	1	1
90	1	1	1
91	1	1	1
92	1	1	1
93	1	1	1
94	1	1	1
95	1	1	1
96	1	1	1
97	1	1	1
98	1	1	1
99	1	1	1
100	1	1	1

1 75 CFS
2 1.16 "
3 .33 "
TOTALS 2.24 "

02/08/79 F.E.L.

* MACALLISTER'S MODIFICATION OF MORITZ *

* LOSS CALCULATION FOR

* THE BRANDAU DITCH #2

* WATER RIGHT NO. 57-0007

Q DIVERTED: 1.16

Q DELIVERED: .90

PERCENTAGE LOSS: 28.3

30 Ac @ .03 CFS

Ac.

TYPE OF SOIL: SANDY LOAM

SOIL CONSTANT= 1.50 (FEET/DAY)

LENGTH OF HEAD OF DITCH: .00

LENGTH OF DELIVERY SECTION: .88

LOSS TABLE FOR DELIVERY

MILE	Q	LOSS	Q DELIVERED
1	(CFS)	1 (CFS)	1 (CFS)
.88	.00	.26	.90

03/06/79 F.E.L.

* MACALLISTER'S MODIFICATION OF MORITZ *
* LOSS CALCULATION FOR *
* THE BRANDAU DITCH #3 *
* WATER RIGHT NO. 57-0007 *

Q DIVERTED: .33 TYPE OF SOIL: SANDY LOAM
Q DELIVERED: .21 SOIL CONSTANT= 1.50 (FEET/DAY)
PERCENTAGE LOSS: 55.3 LENGTH OF HEAD OF DITCH: .00
LENGTH OF DELIVERY SECTION: .69

LOSS TABLE FOR DELIVERY

MILE	Q	LOSS	Q DELIVERED
1	(CFS)	1 (CFS)	1 (CFS)
.69	.01	.11	.21

03/08/79 F.E.L.

* MACALLISTER'S MODIFICATION OF MORITZ *
* LOSS CALCULATION FOR *
* THE BRANDAU DITCH #3 *
* WATER RIGHT NO. 57-0007 *

Q DIVERTED: .24 TYPE OF SOIL: SANDY LOAM
Q DELIVERED: .14 7Ac. @ .02 CFS
PERCENTAGE LOSS: 70.8 AC.
LENGTH OF HEAD OF DITCH: .00
LENGTH OF DELIVERY SECTION: .69

LOSS TABLE FOR DELIVERY

MILE	Q	LOSS	Q DELIVERED
1	(CFS)	1 (CFS)	1 (CFS)
.69	.01	.09	.14

Loss Acculation's

57-00007

REYNOLDS CREEK

BRAND AU FARMS

Dwyhee

Co.

MICROFILMED

OCT 06 1992

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

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
REYNOLDS CREEK
DRAINAGE BASIN.

NOTICE OF CLAIM
TO A
WATER RIGHT

57-0007 I.D. No.	15-3W-A 15-3W-D Map No.
\$ 10 Fee Paid	Atty: CV5-100-121 1439 CV5-100-50-1 Receipt No.

Notice is hereby given that Brandau Farms (Name of Claimant)
Star Route, Melba, ID 83641 Telephone No. _____
(Mailing Address) (Zip Code)

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

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 5/11/1884 5/2/1875 5/20/1879
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Reynolds Creek tributary to _____
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
Quantity 2.0 CFS Use Irrigation Period of Use From 3/15 To 11/15
157 (CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
Quantity 157 2.0 CFS Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- (4) 2.0 CFS TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source SE 10 1S 3W Owyhee County
Sec. 10, Twp. 1S, Rge. 3W, B.M., Owyhee
Additional Points: NW SE & SW NE, Sect 15, T 1S R 3W
B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. _____

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1S	3W	11							10			7							17
1S	3W	10													3		9		12
		15	13	15															28

Total no. of acres 57

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

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

- (7) If you are claiming water as a member of an organization, list name of organization: _____
- (8) Remarks _____

- (9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☒ B) Right decreed by court, cite title of case. BERNARD VS. SMITH ET AL 12-01-1896
☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. _____

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

July 10, 1979

(Date)

(Signature of Claimant)

State of Idaho

County of Ada

Organization

Seal

Organization Brandau Farms

(Signature of Spouse)

partner: Henry Brandau
(Signature of Authorized Agent)

On this 10th day of July, in the year 1979 before me
a notary public, personally appeared Henry Brandau

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or) executed the same.

8/3/79 Life

My commission expires _____

Kathryn A. Walker
Notary Public residing at Boise, ID

MEMO TO FILES

APPLICANT

CLAIM NO: 57-0007

DATE: 7/23/79

FROM: J. K. N.

Clifford Mc Mahon was in the office & stated that
Schuster it should be 1875 as per attached letter from
Robert Hamilton

MICROFILMED

OCT 06 1992

1N, 3W, 36
SCHOOL SECTION LAND

Testimony, p. 9 J.C. Bernard testified 50 acres, 1886.
those land, 1890 & 1892.

Thru Bernard home ditch

, p. 17, J.C. Bernard stated in. in 1868 by Rice & Myers,
who were then on Rouse hwy on land, thru ~~land~~
the second Rouse hwy ditch by ~~the river~~, by Peas hwy,
Wilson & Kittle Tom, before Bernard. "abt 60 acres
cultivated since 1868.

, p. 54 James Rice states 50 acres

, p. 82 & 90 Alfred Cox, ^{just} S. of ^{3rd NW} 336, at abt 1888 besides
Bernard, there were Grungell, Schuster, Arvidson,
Cox, John Fishback, Fred Hallberg, W.H. Hardison.
?, Frank Hallberg, 50 acres in school section
in 1889 & '90 but 30 acres since 1885.

Pb. showed no title or any interest in land that
may have been settled before state had granted S 16 & 36 to state.

MICROFILMED

OCT 06 1992

57-0007

Decree Holder: Frank Schuster

120' by S²NW, NWSW, S11; NESE, S10, 13, 3W.
After 5/1/1875, Decree to 5/1/1884.

Revised Notice filed by Frank Schuster on 12/10/1884.
John B. Rotherham received patent to this decreed
land on 9/10/1880 for S²NW, NWSW, S11 & NWSE^{E?}, S11.

Schuster got patent on SESE, S10 on 12/18/1890 & N²NE, S15.
From analyzing rights shown in decrees, it appears
this right is no later than 5/20/1879.

MICROFILMED

OCT 06 1992

• 57 Acres @ .03 = 1.71 CFS

" " " .02 = 1.14 "

Loss @ 1.71 CFS SANDY LOAM = 16% / mi

● Loss @ 1.14 " " " 17% / mi

Loss @ .02 20 ac = .40 CFS SANDY LOAM = 18% / mi

" " .03 20 " = .60 " " " 17.5 "

Loss @ .02 30 ac = .60 " " " 17.5 "

.03 30 " = .90 " " " 17.0 "

Loss @ .02 7 ac = .14 " " " 18.5 "

" " .03 " .21 " " " 18.25 "

1.71

P.U. 1.71 $\frac{1.188}{1.71} \frac{2.188}{2.09} \frac{2.188}{2.378}$ CFS

} 2.31 CFS
2.188 mi

- .625 mi.

" .67 CFS

.875 mi.

" " 1.03 CFS

.688

" .27

1.94 CFS

MICROFILMED

OCT 06 1992

IN THE DISTRICT COURT OF THE JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
BOYNOLDS CREEK
DRAINAGE BASIN.

NOTICE OF CLAIM TO A WATER RIGHT

57-0007 I.D. No.	Map No.
\$ 10 Fee Paid	14439 Receipt No.

Notice is hereby given that Brandon Farma
(Name of Claimant)

Star Route, Malba, ID 83641

(Mailing Address)

(Zip Code)

Telephone No. _____

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

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 8/11/18
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Boynolds Creek tributary to _____
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | | |
|---|--|--|-------------------------------|
| Quantity <u>2.0 CFS</u>
(CFS, GPD, AF) | Use <u>Irrigation</u>
(Domestic, irrigation, stock, etc.) | Period of Use From <u>3/15</u>
(Mo., Day) | To <u>10/15</u>
(Mo., Day) |
| | | (Both dates inclusive) | |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____
(Mo., Day) | To _____
(Mo., Day) |
| | | (Both dates inclusive) | |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____
(Mo., Day) | To _____
(Mo., Day) |
| | | (Both dates inclusive) | |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____
(Mo., Day) | To _____
(Mo., Day) |
| | | (Both dates inclusive) | |
- (4) 2.0 CFS TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source SE $\frac{1}{4}$ Sec. 10 Twp. 1S Rge. 3W B.M., Owyhee Owyhee County
- Additional Points: _____
- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. _____

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
		11							10			7							17
		12													3			9	12
		13	13	13															23

Total no. of acres 57

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

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

- (7) If you are claiming water as a member of an organization, list name of organization: _____
- (8) Remarks _____

- (9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case. _____
☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. _____

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

(Date)

Individual

KEYPUNCHED 7/23/19 DH
(Signature of Claimant)

(Signature of Spouse)

Organization

State of _____

Organization

County of _____

ss.

Seal

(Signature of Authorized Agent)

On this _____ day of _____, in the year _____ before me a notary public, personally appeared _____

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or _____) executed the same.

My commission expires _____

Notary Public residing at _____