

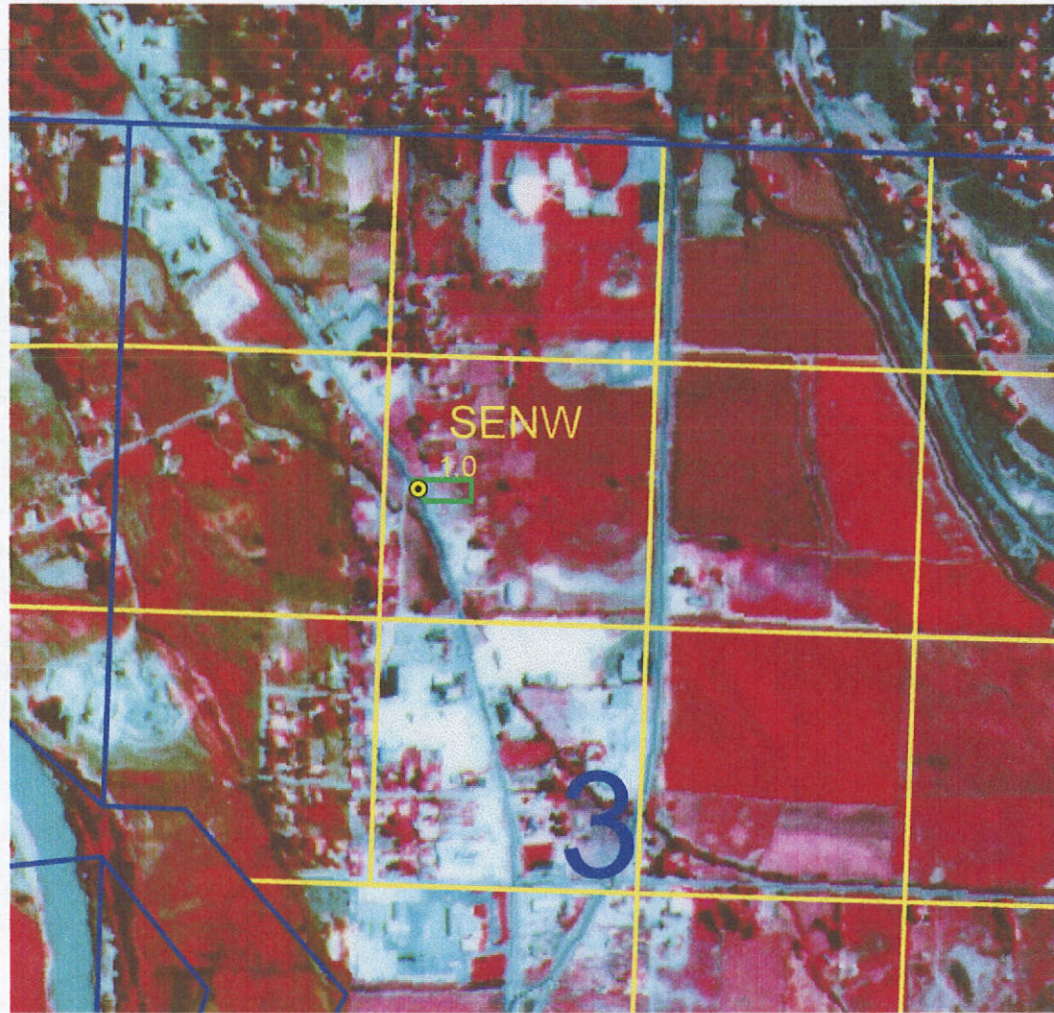
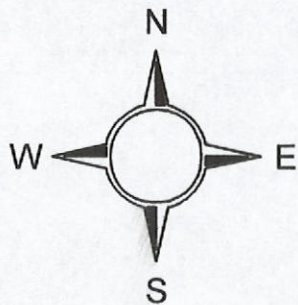
Idaho Department of Water Resources

Claim Number: 65-04475

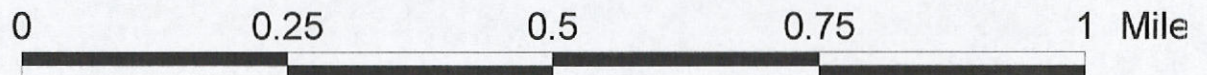
Legal: T08N, R05W, S3

Reviewed By:

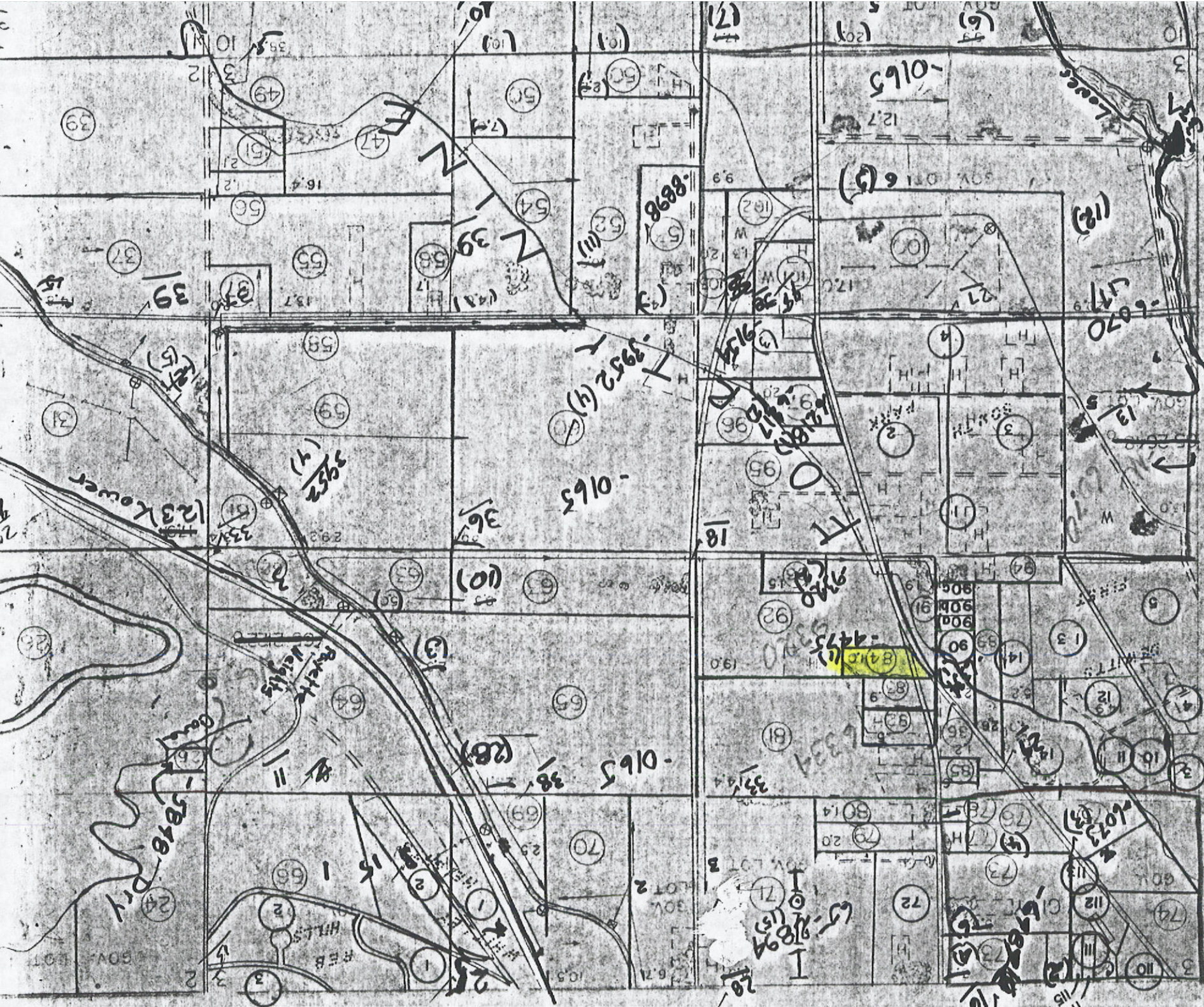
-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



1987 Napp Photo



78N R5W S3 SEPM
PRAIRIE BLUELINE MAP "A"



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: A65-04475
Date Received: 4/18/1990
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: VERNON E. BREWER 208-642-3304
Address: P.O. BOX 211
PAYETTE, ID 83661

Name: MICHAEL HOLLADAY 208-642-3304
Address: P.O. BOX 211
PAYETTE, ID 83661

2. Date of Priority: APR 01, 1947

3. Source: FORTY NINE SLOUGH Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	05W	3	SE	NW			PAYETTE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	05W	3	SE	NW		IRR	1.0

A65-04475

Page 1

Date: 07/12/90

MICROFILMED
SEP 22 1992

10. Place of Use: Continued

Section Acres	1.0
Total Acres	1.0

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

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 Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ 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 _____

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 65-04475

2002 APR 19 PM 4:15

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

RECEIVED

APR 22 2002

Department of Water Resources

NAME AND ADDRESS: VERNON E BREWER
PO BOX 211
PAYETTE, ID 83661

MICHAEL HOLLADAY
PO BOX 235
PAYETTE, ID 83661

SOURCE: FORTY-NINE SLOUGH TRIBUTARY: PAYETTE RIVER

QUANTITY: 0.02 CFS

PRIORITY DATE: 04/01/1947

POINT OF DIVERSION: T08N R05W S03 SENW Within Payette County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.02 CFS

PLACE OF USE: Irrigation Within Payette County
T08N R05W S03 SENW 1.0
1.0 Acres Total

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

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.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 65-4475 V1

WATER RIGHT NUMBER: 65-4475 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	VERNON E BREWER PO BOX 211 PAYETTE, ID 83661 (208)642-3304
Original Owner	MARGARET F MILLER 1015 7TH AVE NORTH PAYETTE, ID 83661
Current Owner	MICHAEL HOLLADAY PO BOX 235 PAYETTE, ID 83661 (208)642-3304

Priority Date: 04/01/1947

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
FORTY-NINE SLOUGH	PAYETTE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.020 CFS	
	<u>Total Diversion:</u>	0.020 CFS	

Location of Point(s) of Diversion

FORTY-NINE SLOUGH	SE1/4NW1/4	Sec. 3, Twp 08N, Rge 05W, B.M.
PAYETTE County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08N	05W	3								1.0									1.0

Total Acres: 1

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 65-4475 V1

Comments.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag NONE RECEIVED
State or Federal: S
Owner Name Connector:
Water District Number: 65
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

RECEIVED

OCT 04 2001

WATER RESOURCES
WESTERN REGION

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

Water Right(s): 65-4475

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

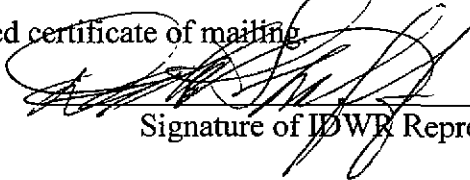
IDWR has completed the following administrative proceeding:

- ☒ Address change
- ☐ Substitution of Party
- ☐ IC § 42-222 transfer *Amended Transfer – Quantity for Commercial Use Modified*
- ☐ Point of diversion ☐ Place of use
- ☐ Period of use ☐ Nature of use
- ☐ Split of water right ☐ Change in ownership
- ☐ Other
- ☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: Sept 26, 2001


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 9 / 27, 2001, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Off ice of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☐ regular mail
☒ hand-delivered
☐ facsimile

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise, ID 83724

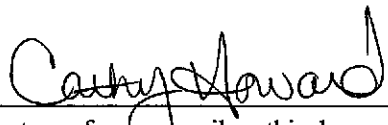
☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

3. Copies to all parties to the subcase:

Michael E. Holladay
Vernon E. Brewer
P.O. Box 235
Payette, ID 83661

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

☐ overnight mail
☐ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document

RECEIVED

SEP 25 2001

**SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM**

Department of Water Resources

Claim Number(s):

recom-mended *not yet*
65-4475 + 65-4476 per telecom
with Michael Holladay
9-26-01.

Previous Mailing Address:

P.O. BOX 211
PAYETTE ID 83661

New Mailing Address:

P.O. BOX 235
PAYETTE, ID. 83661

Note: Mr. Holladay's 3rd note is for his home. These two are
for his office, and the only ones to change.

Telephone Number:

(208)-642-3304

Signature of Claimant(s):

Michael E. Holladay
John G. Herman

Please return this completed form to:

Adjudication Bureau
Idaho Dept. of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237
Ph. 1/800/451-4129 or
FAX 208/327-5400

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653 or
FAX 208/525-7177



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

May 4, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Dear Basin 65 water user

This letter is to inform you that you may be eligible to file a stockwater claim with the Idaho Department of Water Resources (IDWR) in connection with the Snake River Basin Adjudication (SRBA). IDWR is sending this letter to water users in Basin 65 who might have relied upon the non-irrigation season stockwater provision in the Payette Adjudication. This provision states:

"When stockwater is not a specifically mentioned use for a right that includes irrigation, a reasonable flow is implied and included for the watering of livestock during the non-irrigation season"

In another basin, the Idaho Supreme Court struck down general provisions that contained similar language. The non-irrigation season stockwater language quoted above was not included in the General Provisions for Basin 65 because of the Idaho Supreme Court's ruling.

IDWR recognizes that in reliance on the non-irrigation season stockwater language in the Payette Adjudication, water users might not have filed stockwater claims in the SRBA to cover the non-irrigation season period. Individuals who historically watered livestock during the non-irrigation season without a separate stockwater claim might desire to file a new stockwater claim with IDWR.

To be eligible for a new non-irrigation season stockwater claim:

1. You must have actually and historically watered livestock during the non-irrigation season without a separate stockwater right
2. You must have filed a surface water irrigation claim in both the Payette Adjudication and the SRBA.
3. You must not have filed a stockwater claim with the surface water irrigation claim.

If you meet these three requirements, you may file a Notice of Claim form for stockwater with IDWR. **To have a timely filing you must file this claim with IDWR by May 25, 2001**. IDWR will waive filing fees for these stockwater claims if filed before this deadline. Failure to file your claim in a timely manner may prevent you from claiming it in the future. Notice of Claim forms are available on IDWR's website at www.idwr.state.id.us/info/water/srba/forms.htm or from any IDWR office. Claimants can call IDWR, Western Region at (208) 334-2190 to make an appointment if they need assistance filling out a Notice of Claim form.

Sincerely,

David R. Tuthill, Jr., P.E.
Adjudication Bureau Chief

RECEIVED

MAR 16 2001

Department of Water Resources

NOTICE OF ERROR
REPLY

03/07/2001

RECEIVED

MAR 19 2001

WATER RESOURCES
WESTERN REGION

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: April 13, 2001

Water right number: 65-4475

VERNON E BREWER
PO BOX 211
PAYETTE ID 83661
Telephone Number: (208)642-3304

MICHAEL HOLLADAY
PO BOX 211
PAYETTE ID 83661
Telephone Number: (208)642-3304

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:

We no longer use this water. I agree to relinquish this water right

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

DATE: 3/14/01

SIGNATURE:

Please print your name:

Vernon E. Brewer MICHAEL E. HOLLADAY

IDWR Regional Office, 2735 Airport Way, Boise, ID 83705, (208) 334-2190

11/01/2000

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-4475

NAME AND ADDRESS: VERNON E BREWER
MICHAEL HOLLADAY
PO BOX 211
PAYETTE, ID 83661

SOURCE: FORTY-NINE SLOUGH TRIBUTARY: PAYETTE RIVER

QUANTITY: 0.02 CFS

PRIORITY DATE: 04/01/1947

POINT OF DIVERSION: T08N R05W S3 SENW Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03-15 11-15	0.02 CFS

PLACE OF USE:

IRRIGATION Within PAYETTE County
T08N R05W S3 SENW 1
1 ACRES TOTAL

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL
PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR
FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS
MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN
TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE.
SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

WR5809NP
No. 65-04475

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/04/00
PAGE: 13

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARGARET F. MILLER 1015 7TH AVE. NORTH PAYETTE ID 83661	04/01/1947	IRRIGATION	03/15 11/15	0.020 CFS	
TOTAL DIVERSION:					0.020 CFS	

Water Source: FORTY NINE SLOUGH

Tributary to: PAYETTE RIVER

Stage: DECREED

Point(s) of Diversion:

T08N R05W S03

SENW

PAYETTE 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	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
08N	05W	3	:					:				01	:					:						
TOTAL ACRES																							1.0	

Pou County: PAYETTE

Other Water Rights Listing Overlapping Place(s) of use:
65-00165X 65-09320 65-11413

Dates: App. Received:
Proof Due Date:
Exam Made Date:
Licensed Date:

Priority Date: 04/01/1947
Proof Made Date:
Exam Sent to S.O.:

Misc: Water District Number: 65

Field Exam Fee:

*MATCHES PRBA BLUELINE
MAP "A"*

C18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:10:13
05/26/00
299

PAGE: 18
PROFILE REPORT

CLAIM NUMBER: A65-04475

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	VERNON E BREWER	04/01/1947	IRRIGATION	03-15 11-15	0.020 CFS	
C	MICHAEL HOLLADAY					
TOTAL DIVERSION:					0.020 CFS	

Water Source: FORTY NINE SLOUGH Tributary to: PAYETTE RIVER Stage: DECREED

Point(s) of Diversion: T08N R05W S03 SENW PAYETTE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
08N	05W	3	:																	:	1.0
																				TOTAL ACRES	1.0

POU County: PAYETTE

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number: 65	Field Inspection Flag:	
		Presumption Flag:	

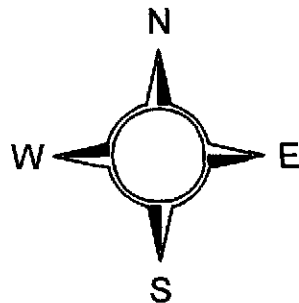
Idaho Department of Water Resources

Claim Number: 65-04475

Legal: T08N, R05W, S3

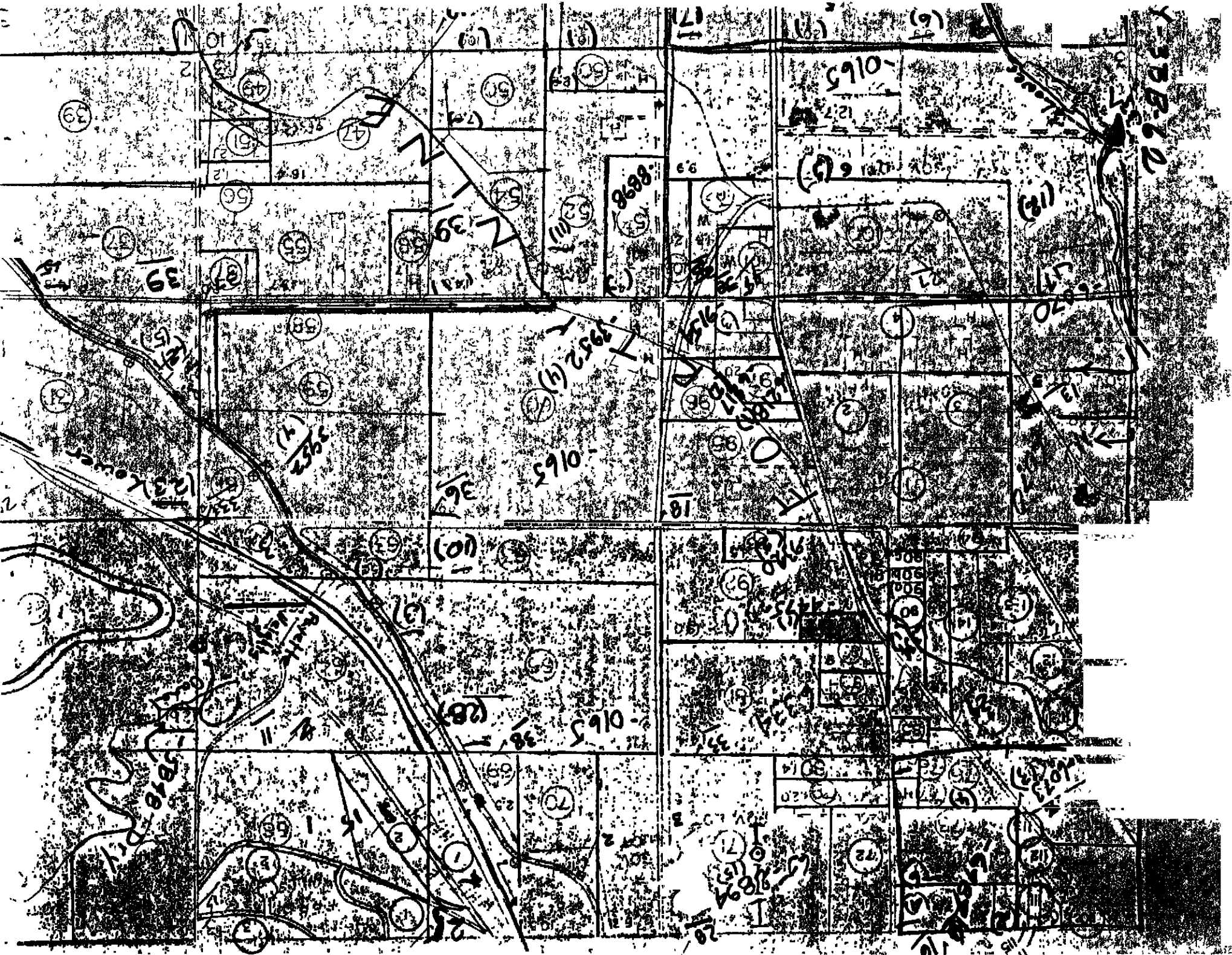
Reviewed By:

- Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



1987 Napp Photo





PRGA BLUELINE MAP "A"

78N 125W 53 SEP

A. ROOT WATER RIGHT NUMBERS: A65-04475

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
08N	05W	3	SE	NW		BREWER, VERNON E	A65-04475 / 1.0	65-04475 / 1.0	36.0		
			SE	NW		LOWER PAYETTE DITCH CO	A65-07882 / 33.0	- /			
			SE	NW		WARDEN, JOHN L	65-03963 /	65-03963 /			
			SE	NW		CHRISTOPHER, MARC	R65-21784 /	- /			
			SE	NW		ARRASMITH, WILLIAM J	A65-21211 /	- /			
			SE	NW		STROUD, JAMES A	A65-06404 /	65-06404 /			
			SE	NW		LOWER PAYETTE DITCH CO	A65-00165A / 33.0	- /			
			SE	NW		LOWER PAYETTE DITCH CO	A65-00165B / 33.0	- /			
			SE	NW		LOWER PAYETTE DITCH CO	A65-00165C / 33.0	- /			
			SE	NW		LOWER PAYETTE DITCH CO	A65-00165X / 33.0	65-00165X / 33.0			
			SE	NW		LOWER PAYETTE DITCH CO	A65-11413 / 33.0	65-11413 / 33.0			
			SE	NW		WARDEN, JOHN L	A65-03963 /	- /			
			SE	NW		WARDEN, JOHN L	A65-03965 /	65-03965 /			
			SE	NW		CHRISTOPHER, MARGARET	65-21785 /	- /			
			SE	NW		LOWER PAYETTE DITCH CO	R65-00165A / 33.0	- /			
			SE	NW		STROUD, JAMES A	65-06404 /	- /			
			SE	NW		LOWER PAYETTE DITCH CO	R65-00165B / 33.0	- /			
			SE	NW		LOWER PAYETTE DITCH CO	R65-00165C / 33.0	- /			
			SE	NW		LOWER PAYETTE DITCH CO	R65-00165X / 33.0	- /			
			SE	NW		CHRISTOPHER, MARGARET	A65-21785 /	- /			
			SE	NW		LOWER PAYETTE DITCH COMPANY	A65-02927H / 33.0	- /			
			SE	NW		WARDEN, JOHN L	65-03965 /	- /			
			SE	NW		ARRASMITH, WILLIAM J	65-21211 /	- /			
			SE	NW		KNIGHT, MERLE		65-04966 /			
			SE	NW		GOFF, JIM		65-08966 /			
			SE	NW		GOFF, JIM		65-08967 /			
			SE	NW		MC NEFF, GALE V.		65-09164 /			
			SE	NW		MOSS, TRENTON H.		65-09319 /			
			SE	NW		MOSS, CECIL I.		65-09320 / 2.0			

ADDITIONAL POU FOUND

TOTAL ACRES	A65-04475	1.00	1.00	36.00
-------------	-----------	------	------	-------

POU COUNTY: PAYETTE

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM #: 65-04475 Date: 1-7-00

Overlapping POU Claim #'s: _____

				NE				NW				SW				SE				Sum
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	8N	5W	3								1									1
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

POU_ID #(s): 151

POD_ID #(s): 93

Total Claimed Acres: 1

Total GIS Acres: _____

COMMENTS:

per PRBA blueprints - No county data available

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. No. A65-04475

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

Please type or print clearly:

Name of Claimant(s)

VERNON E. BREWER

MICHAEL HOLLADAY

Mailing Address
(include Zip Code)

P.O. Box 211

PAYETTE ID 83661

Phone Number

(208) 642-3304

MICROFILMED

SEP 22 1992

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: A65-04475
Date Received: 4-18-90 *DMS*
Receipt No: X999999
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARGARET F. MILLER
Address: 1015 7TH AVE. NORTH
PAYETTE, ID

83661

2. Date of Priority: APR 01, 1947

3. Source: FORTY NINE SLOUGH Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	05W	3	SE	NW			PAYETTE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.020		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	05W	3	SE	NW		IRR	1.0

Section Acres 1.0

Total Acres 1.0

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Date: 04/17/90

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11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

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 Individuals:

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

Signature of Claimant(s): *[Signature]* Date: 4-18-90

Date: _____

State of Idaho)

County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 18th day

of April 19 90

Danni Smith
Notary Public

Seal

Residing at Danni Smith, Notary Public
Residing at Boise, Idaho

My Commission Expires December 5, 1994

4/5/1989

SRDA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME BREWER, VernonCLAIM IDENT. NO. A65-04475DATE RECEIVED 4-18-90CK # Exempt

AMOUNT \$ _____

YES

NO Required
Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO *
2. Is a priority date entered? ☐ YES ☐ NO *
- Is the priority date acceptable in view of mandatory filing dates? ☐ YES ☐ NO *
- See Adjudication Memos #1 and #4 to determine if a Permit is required. ☐ YES ☐ NO *
3. (a) Is a source entered? ☐ YES ☐ NO *
- (b) Is a tributary to entered? (if required) ☐ YES ☐ NO N/A ☐ YES ☐ NO *
4. Is the legal description of the p.d. sufficient? ☐ YES ☐ NO *
5. Is there a description of the diverting works? ☐ YES ☐ NO *
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. ☐ YES ☐ NO *
- Is the period of use included? ☐ YES ☐ NO *
- Is a quantity claimed for each use? ☐ YES ☐ NO *
7. Is a total quantity claimed entered? ☐ YES ☐ NO *
8. If required is a consumptive use entered? ☐ YES ☐ NO N/A ☐ YES ☐ NO *
- Is the consumptive use correct? ☐ YES ☐ NO N/A ☐ YES ☐ NO *
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. ☐ YES ☐ NO N/A ☐ YES ☐ NO *
10. Is (are) the place(s) of use and purpose(s) indicated? ☐ YES ☐ NO *
11. Is (are) the county(ies) entered? ☐ YES ☐ NO *
12. Is the ownership of p.u. checked? ☐ YES ☐ NO *
13. Are other water rights listed or "none" indicated? ☐ YES ☐ NO *
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.) ☐ YES ☐ NO N/A ☐ YES ☐ NO *
15. Is the basis of the claim indicated? ☐ YES ☐ NO *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☐ YES ☐ NO N/A ☒ YES ☐ NO *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☐ YES ☐ NO *
18. Has the claim been signed, sealed, and dated by a notary? ☐ YES ☐ NO *
19. Was this claim filed on time, or was an extension granted? ☐ YES ☐ NO *
20. Is the fee enclosed correct? ☐ YES ☐ NO Exempt ☒ YES ☐ NO *
1. If this claim is based on an existing water right, has the identification number been entered? ☐ YES ☐ NO N/A ☐ YES ☐ NO *
2. Should this claim be data entered? ☐ YES ☐ NO *

Claim checked by: [Signature]Date: 7/10/90Claim must be returned to claimant: ☐ (Yes) ☐ (No)Claimant must be notified of modifications: ☐ (Yes) ☐ (No)Receipt Prepared by: [Signature]
Claim data entered by: [Signature]
Sent to claimant by: [Signature]Date: 7/12/90Date: 7-25-90Checked by: BDate: 7/24/90

Comments: _____

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IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082

RETURN SERVICE REQUESTED



- ☐ Forwarding Order Expired
- ☐ Incorrect Address
- ☐ Invalid, Incomplete Address
- ☐ Delivery Refused
- ☐ Not Known
- ☐ No Such Street
- ☐ No Such Number
- ☐ No Such Office
- ☐ No Such Person
- ☐ Vacant

RECEIVED

MAY 09 2001

WATER
WESTERN

Ron

64-4475

VERNON E BREWER
PO BOX 211
FAYETTE, ID 83661

5082

