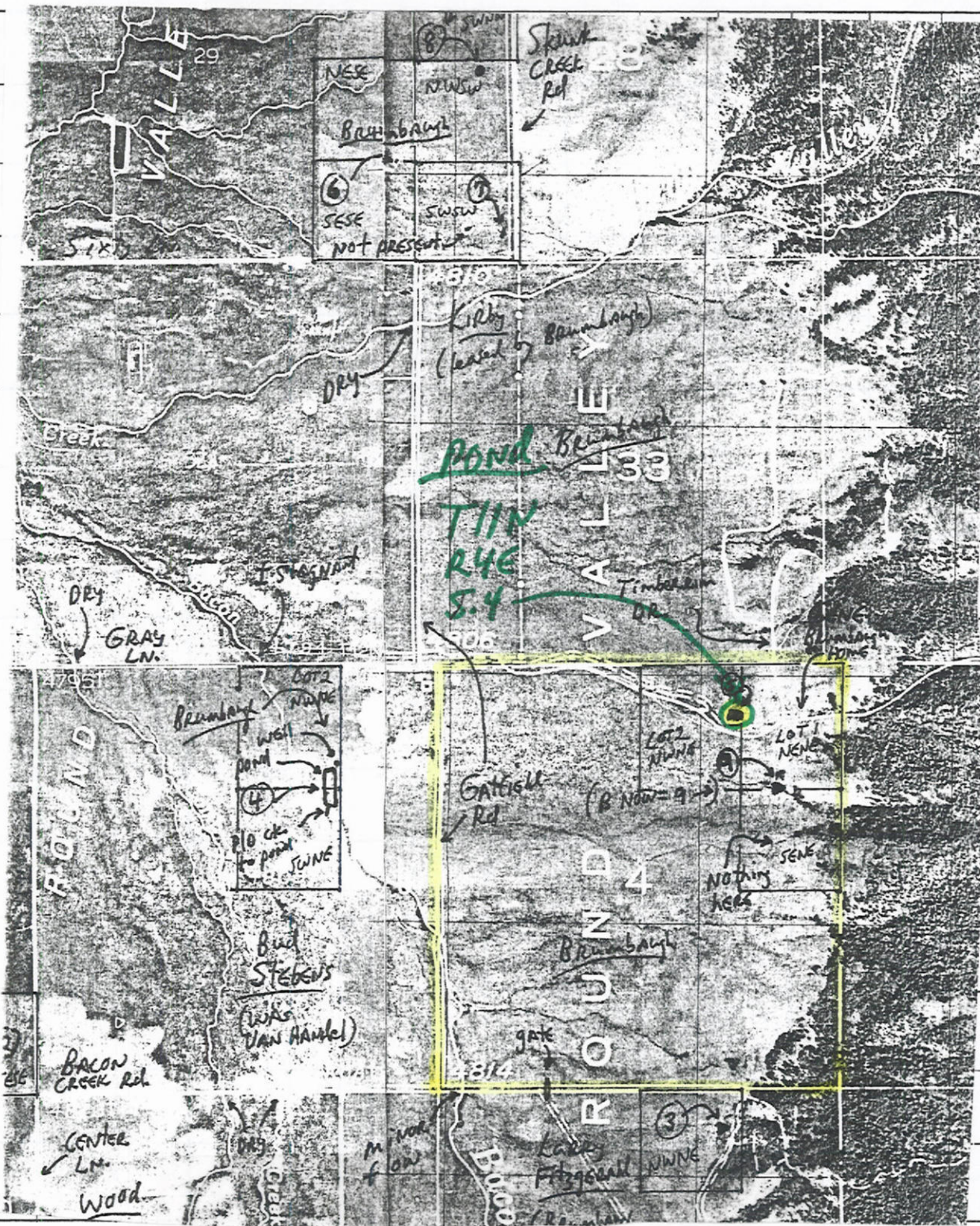


POOR ORIGINAL

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

~~BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.~~

This map just shows
wildlife pond site - original
map with original claim shows
irrigation locations.

AG5-10514 MICROFILMED
(Applicant)
BRUMBACH OCT 21 1996

E 11N d 4E — D
Lots



MICROFILMED

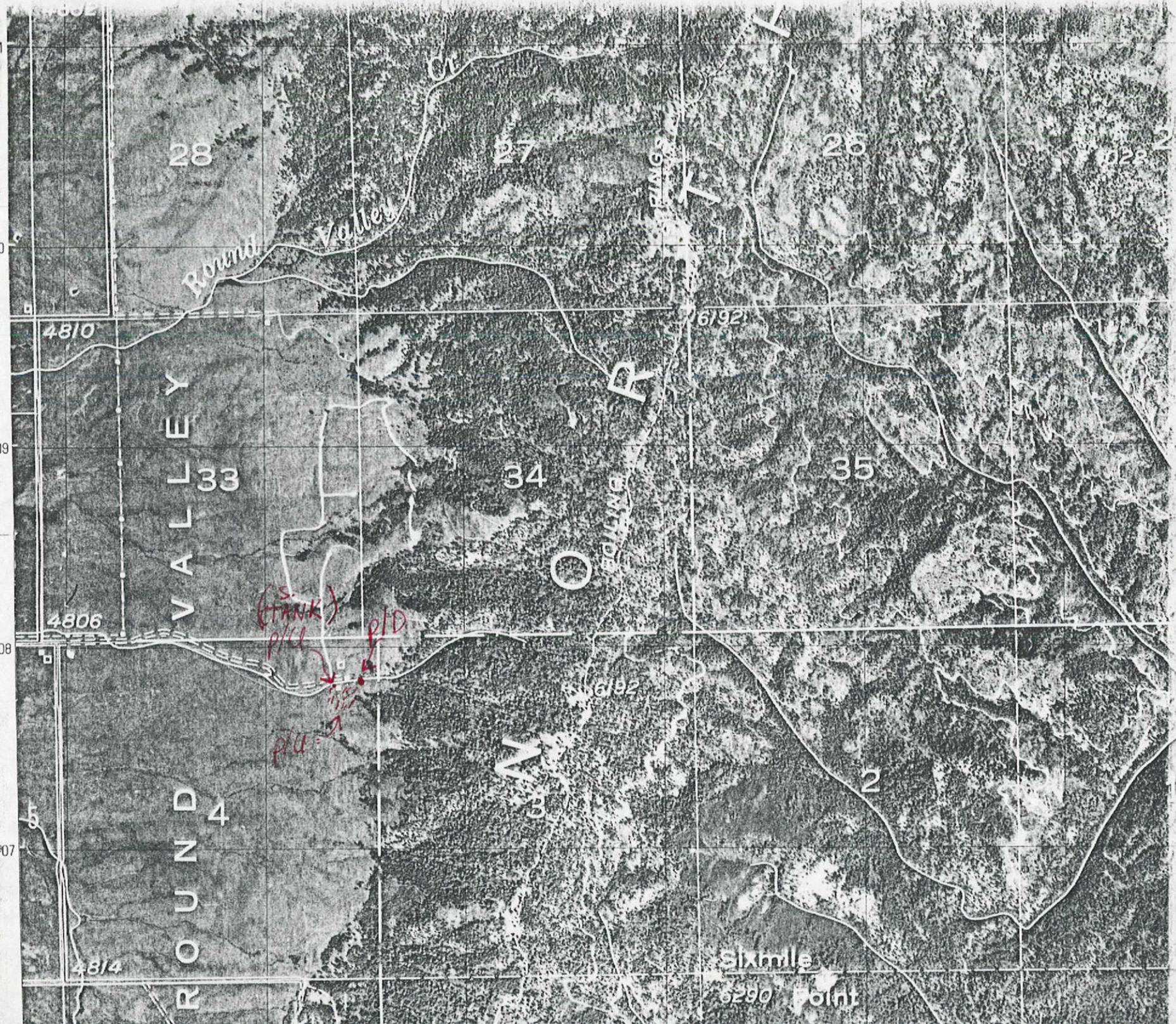
65-10514
12N
4E
Sec. 33

T12N
T12N

SEP 24 1992

SEP 24 1992

MICROFILMED



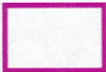
IDAHO DEPT OF WATER RESOURCES



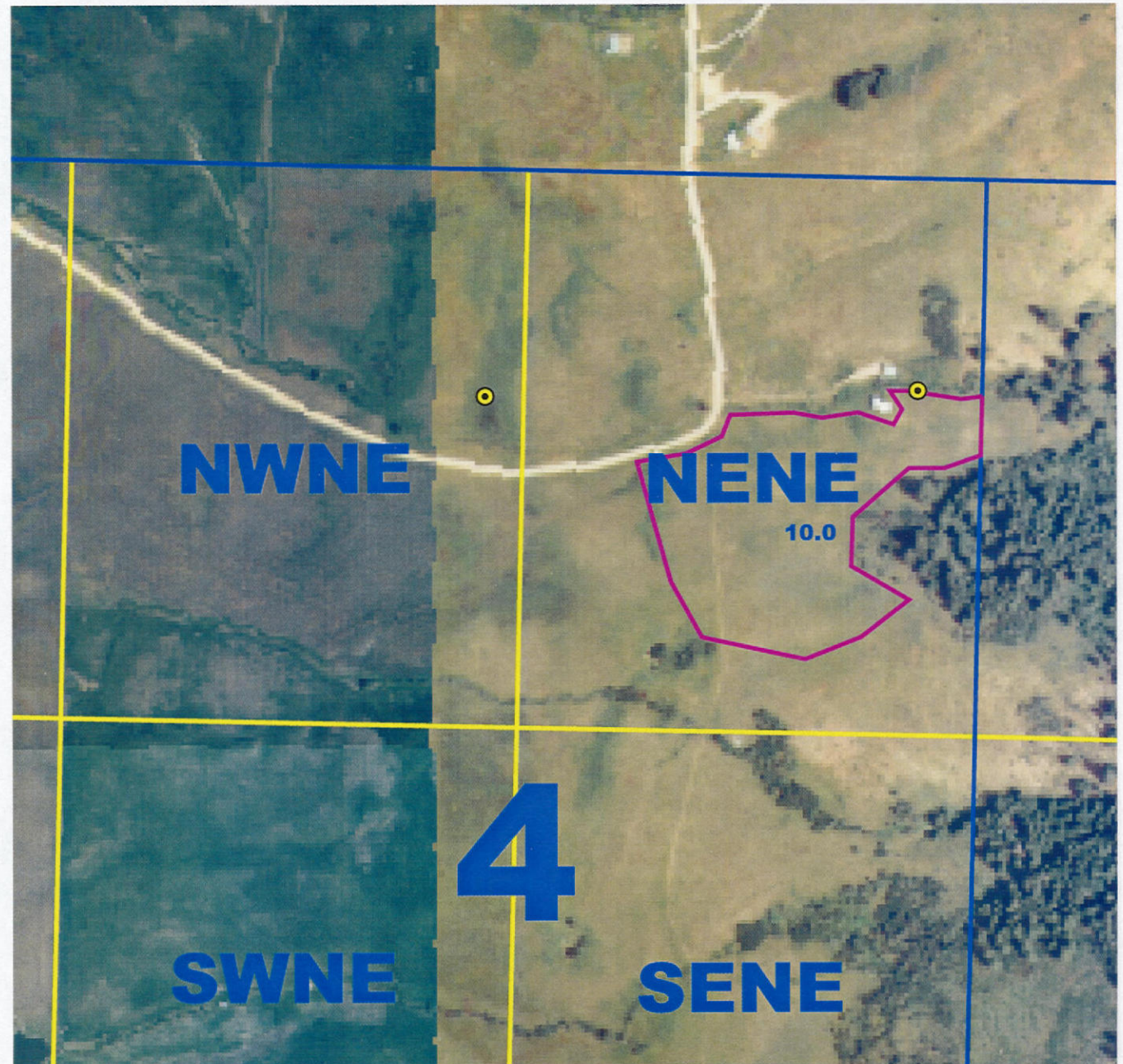
CLAIM(S): 65-10514

T11N, R04E, Sec. 4

Owner(s): Brumbaugh

-  Place of Use
-  Point(s) of Diversion
-  Section Lines
-  1/4 1/4's

Prepared by: KAY WALKER
Date: June 8, 1999



0 0.25 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

Ident. Number: **A65-10514**
Date Received: 11/ 3/1988
Receipt No: X999999
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: ROBERTA F BRUMBAUGH 208-454-4169
Address: 5544 SE 9TH AVE
CALDWELL ID 83605

Name: GENE BRUMBAUGH 208-454-4169
Address: 5544 SE 9TH AVE
CALDWELL ID 83605

2. Date of Priority: APR 1, 1927

3. Source: UNNAMED STREAM Trib. to: BACON CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	04E	4	NE	NE	NE	1	VALLEY
			NW	NE		2	VALLEY

5. Description of diverting works:
GRAVITY DITCH FOR IRRIGATION; EARTH DAM FOR POND (PRIOR TO 1987)

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.140		8.10
IRRIGATION	04/15	10/15	0.200		

7. Total Quantity Appropriated is:
0.200 C.F.S. (and/or) 8.10 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
800 RANGE CATTLE; MISC. WILDLIFE ALSO USE POND

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	04E	4	NE	NE	1	IRR	10.0
			NE	NE	1	STOCK	
			NW	NE	2	STOCK	
						Section Acres	10.0
						Total Acres	10.0

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:

A65-10516, A65-10515, A65-10513, A65-10512

14. Remarks:

THIS RIGHT WHEN COMBINED WITH RIGHTS 65-10513, 65-10515 & 65-10516 SHALL PROVIDE NO MORE THAN .14 CFS NOR 8.1 AFA/YEAR FOR STOCKWATER.

SECOND POINT OF DIVERSION IS DAM ON OR NEAR LINE BETWEEN LOT 1 (NENE) AND LOT 2 (NWNE), S04, T11N, R04E.

POND DETAILS AS FOLLOWS:

APPROX. 150' X 50' X 4' (.28 AF SINCE MUST USE .4 CORRECTION FACTOR IN VOLUME CAPACITY CALCULATIONS FOR TYPICAL V-SHAPED POND); STORAGE IS DETAIL OF CFS RATE & DOES NOT NEED TO BE LISTED AS STORAGE BENEFICIAL USE. POND BUILT PRIOR TO 11/87 SO CLAIMED AS ACCOMPLISHED TRANSFER.

AMENDED PER 9/1/94 ROUND VALLEY SITE INVESTIGATION. PHOTOGRAPHS, FIELD NOTES & FIELD MAP ARE FILED IN REGION'S 1994 "COMPLAINTS" FILE UNDER "ROUND VALLEY" ENTRY IN THAT FILE; SL 12/7/94.

ADDRESS CHANGED PER CLAIMANT REQUEST. DB 10/7/99

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs Decree Defendant

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS OF NOTICE OF CLAIM

RECEIVED

OCT 07 1999

WATER RESOURCES
WESTERN REGION

☐ Water Right Number(s): 65-10515, A65-10512, A65-10513,
A65-10514, A65-10516, A65-12132,
A65-12378

☐ Claimant Name(s): GENE &/OR ROBERTA BRUMBAUGH

☐ Old Mailing Address: RT. 2, BOX 622 21377 BOISE RIVER RD.
CALDWELL CALDWELL

RT. 2 290 GRAY LANE
CALDWELL CASCADE

☐ New Mailing Address: 5544 SE 9TH AVE.
CALDWELL, ID 83607

Telephone Number: (208) 454 - 4169

☒ Signature of Claimant(s): *Gene Brumbaugh*

Date: Oct 6 1999

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: **A65-10514**
Date Received: 11/ 3/1988
Receipt No: X999999
Received By: SL

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: ROBERTA F. BRUMBAUGH 208-382-3330
Address: 290 GRAY LN
CASCADE ID 83611

Name: GENE BRUMBAUGH 208-382-3330
Address: 290 GRAY LN
CASCADE ID 83611

2. Date of Priority: APR 1, 1927

3. Source: UNNAMED STREAM Trib. to: BACON CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11N	04E	4	NE	NE	NE	1	VALLEY
			NW	NE		2	VALLEY

5. Description of diverting works:
GRAVITY DITCH FOR IRRIGATION; EARTH DAM FOR POND (PRIOR TO 1987)

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.140		8.10
IRRIGATION	04/15	10/15	0.200		

7. Total Quantity Appropriated is:
0.200 C.F.S. (and/or) 8.10 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
800 RANGE CATTLE; MISC. WILDLIFE ALSO USE POND

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	04E	4	NE	NE	1	IRR	10.0
			NE	NE	1	STOCK	
			NW	NE	2	STOCK	
						Section Acres	10.0
						Total Acres	10.0

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:

A65-10516, A65-10515, A65-10513, A65-10512

14. Remarks:

THIS RIGHT WHEN COMBINED WITH RIGHTS 65-10513, 65-10515 & 65-10516 SHALL PROVIDE NO MORE THAN .14 CFS NOR 8.1 AFA/YEAR FOR STOCKWATER.

SECOND POINT OF DIVERSION IS DAM ON OR NEAR LINE BETWEEN LOT 1 (NENE) AND LOT 2 (NWNE), S04, T11N, R04E.

POND DETAILS AS FOLLOWS:

APPROX. 150' X 50' X 4' (.28 AF SINCE MUST USE .4 CORRECTION FACTOR IN VOLUME CAPACITY CALCULATIONS FOR TYPICAL V-SHAPED POND); STORAGE IS DETAIL OF CFS RATE & DOES NOT NEED TO BE LISTED AS STORAGE BENEFICIAL USE. POND BUILT PRIOR TO 11/87 SO CLAIMED AS ACCOMPLISHED TRANSFER.

AMENDED PER 9/1/94 ROUND VALLEY SITE INVESTIGATION. PHOTOGRAPHS, FIELD NOTES & FIELD MAP ARE FILED IN REGION'S 1994 "COMPLAINTS" FILE UNDER "ROUND VALLEY" ENTRY IN THAT FILE; SL 12/7/94.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

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

Number of attachments: 2 maps

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): Gene Brumbaugh Date: 12/7/94

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 7 day
of December 19 94

Lori Harris
Notary Public

Seal

Residing at Boise, Idaho

My Commission Expires 12-8-2000

Received by _____ Date _____ Time _____ Preliminary check by _____
Fee \$ _____ Receipted by _____ # _____ Date _____
Publication prepared by _____ Date _____ Published in _____
Publication approved _____ Date _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

a. **SUBJECT TO ALL PRIOR WATER RIGHTS.**

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

WICF-ILV-25

11-34^p N/1³

① ②

A65-10514

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: A65-10514
Date Received: 11/03/1988
Receipt No: X999999
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERTA F. BRUMBAUGH
Address: ROUTE 2
OR CALDWELL, ID 83605
Name: GENE BRUMBAUGH 208-459-4868
Address: 21377 BOISE RIVER RD.
CALDWELL, ID 83605
2. Date of Priority: APR 01, 1927
3. Source: UNNAMED STREAM Trib. to: BACON CREEK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11N	04E	4	NE	NE		1	VALLEY
5. Description of diverting works:
GRAVITY DITCH.
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.140		8.10
IRRIGATION	04/15	10/15	0.200		
7. Total Quantity Appropriated is:
0.200 C.F.S. (and/or) 8.10 A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
S/500 HEAD CATTLE MAX.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11N	04E	4	NE	NE	1	IRR	10.0
			NE	NE	1	STOCK	
						Section Acres	10.0
						Total Acres	10.0

11. Place of use in counties: VALLEY

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

13. Other Water Rights Used:

A65-10516, A65-10515, A65-10513, A65-10512

14. Remarks:

THIS RIGHT WHEN COMBINED WITH RIGHTS 65-10513, 65-10515 &
65-10516 SHALL PROVIDE NO MORE THAN .14 CFS NOR 8.1 AFA/YEAR FOR
STOCKWATER.

MAP & LEGAL DESCRIPTION MAY DIFFER BECAUSE OF CLOSE PROXIMITY TO
SECTION LINE.

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: 1

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): Roberta Brumbaugh Date: Nov. 3, 1988

Date: _____

State of Idaho)
County of ADA) SS.

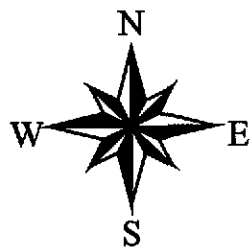
Subscribed and sworn (or affirmed) before me this 3rd day
of November 19 88

Notary Public

Seal

Residing at Meridian ID
My Commission Expires 9-14-94

IDAHO DEPT OF WATER RESOURCES



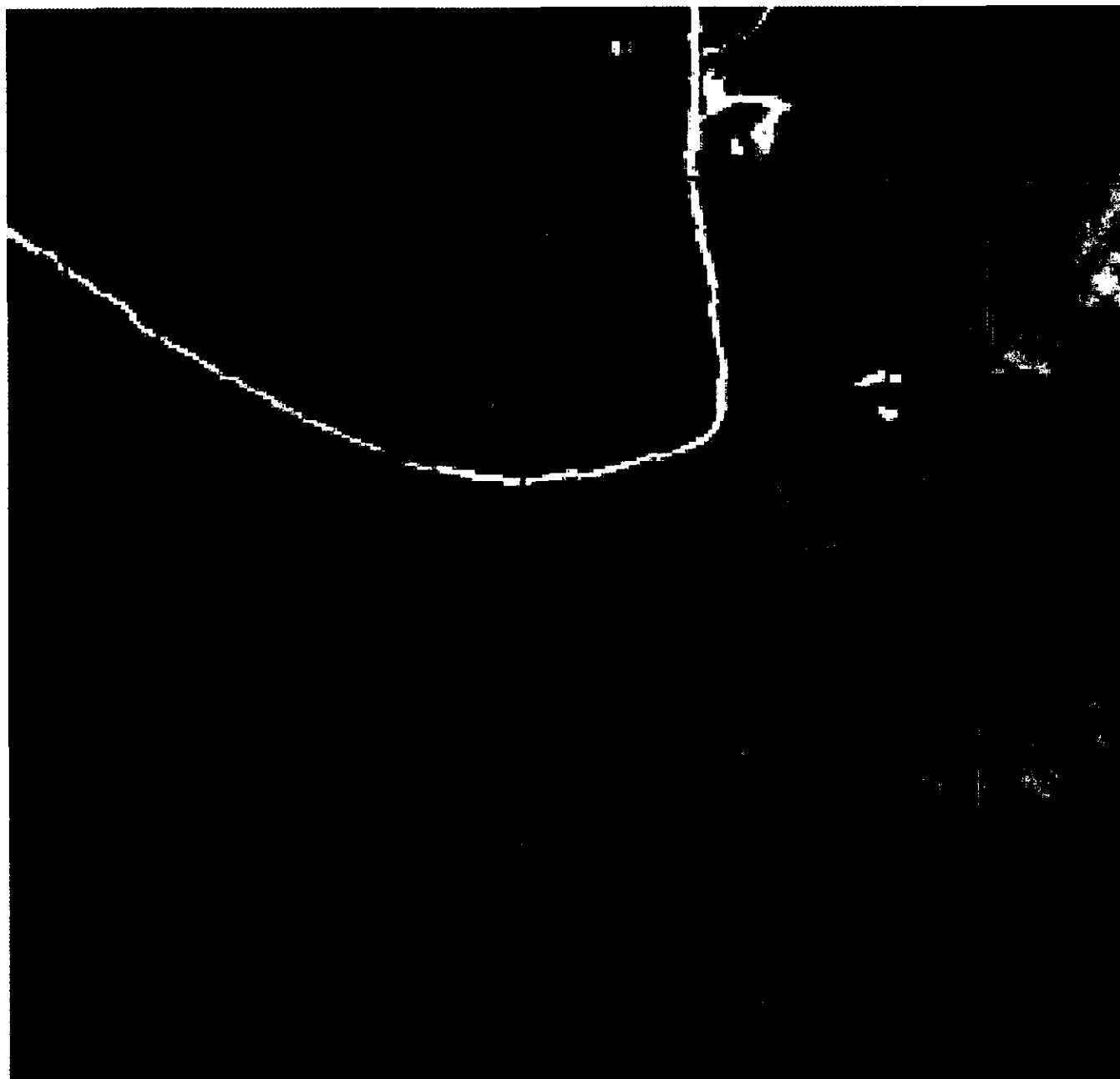
CLAIM(S): 65-10514

T11N, R04E, Sec. 4

Owner(s): Brumbaugh

-  Place of Use
-  Point(s) of Diversion
-  Section Lines
-  1/4 1/4's

Prepared by: KAY WALKER
Date: June 8, 1999



0 0.25 Miles



65-10514

POU

453 454

POD

457, 458
left

September 29, 1999

NOTICE OF ERROR
REPLY

RECEIVED

OCT 12 1999

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: October 29, 1999

Water right number: 65-10514

GENE BRUMBAUGH
ROBERTA F BRUMBAUGH
290 GRAY LN
CASCADE ID 83611

Daytime Telephone Number:
Evening Telephone Number: > 208 454 4169

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:

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

DATE: 10/7/99

SIGNATURE:

Please print your name:

Gene Brumbaugh
Gene Brumbaugh

AJ0749NP
No. R65-10514

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

DATE: 10/07/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERTA F BRUMBAUGH	04/01/1927	IRRIGATION	04-15 10-15	0.200 CFS	
C	GENE BRUMBAUGH		STOCKWATER	01-01 12-31	0.140 CFS	8.10 AFA
	5544 SE 9TH AVE					
	CALDWELL ID 83605					
	(208) 454-4169			TOTAL DIVERSION:	0.200 CFS	

Water Source: UNNAMED STREAM

Tributary to: BACON CREEK

Stage: DECREED

Point(s) of Diversion: T11N R04E S04 Lot01(NENE)

VALLEY 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	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	: Lt Ac	SUM	
---	---	---	:	---	---	---	:	---	---	---	:	---	---	---	:	---	---	---	----	
11N	04E	4	:	01-10			:				:				:				10.0	
																			TOTAL ACRES	10.0

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	: 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		
---	---	---	:	---	---	---	:	---	---	---	:	---	---	---	:	---	---	---		
11N	04E	4	:	01-S			:				:				:					

POU County: VALLEY

Other Rights: A65-10516, A65-10515, A65-10513, A65-10512

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
65-10515 A65-10514 A65-10515

Other Water Rights Listing Overlapping Place(s) of Use:
A65-10514

Conditions of Approval:

- N05 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
- SHALL NOT EXCEED 13,000 GALLONS PER DAY.
- N08 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
- STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
- USE.
- 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.

Remarks: QNT USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 0.14 CFS AND TO A TOTAL

AJ0749NP
No. R65-10514

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

DATE: 10/07/99
PAGE: 2

Remarks: COMBINED ANNUAL DIVERSION VOLUME OF 8.1 AF FOR STOCKWATER
PURPOSES. COMBINED RIGHT NOS.: 65-10513, 65-10515 & 65-10516.

EXP STOCKWATER, 800 RANGE CATTLE.

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

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

Comments: Date: 09/02/1999 User-ID: KWALKER Subject: COPIED FROM REMARKS
THIS RIGHT WHEN COMBINED WITH RIGHTS 65-10513, 65-10515 &
65-10516 SHALL PROVIDE NO MORE THAN .14 CFS NOR 8.1 AFA/YEAR FOR
STOCKWATER.
SECOND POINT OF DIVERSION IS DAM ON OR NEAR LINE BETWEEN LOT 1
(NENE) AND LOT 2 (NWNE), S04, T11N, R04E.
POND DETAILS AS FOLLOWS:
APPROX. 150' X 50' X 4' (.28 AF SINCE MUST USE .4 CORRECTION
FACTOR IN VOLUME CAPACITY CALCULATIONS FOR TYPICAL V-SHAPED
POND); STORAGE IS DETAIL OF CFS RATE & DOES NOT NEED TO BE LISTED
AS STORAGE BENEFICIAL USE. POND BUILT PRIOR TO 11/87 SO CLAIMED
AS ACCOMPLISHED TRANSFER.
AMENDED PER 9/1/94 ROUND VALLEY SITE INVESTIGATION. PHOTOGRAPHS,
FIELD NOTES & FIELD MAP ARE FILED IN REGION'S 1994 "COMPLAINTS"
FILE UNDER "ROUND VALLEY" ENTRY IN THAT FILE; SL 12/7/94.

Date: 09/25/1999 User-ID: AJU10-JS Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Date: 10/07/1999 User-ID: DBUFFING Subject: NAME CHANGE - ADDRESS CHANGE
THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN
ADDRESS CHANGE.

Audit: 10/07/99 DBUFFING



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

October 8, 1999

DIRK KEMPTHORNE
GOVERNOR

Re: Notice of Claim to a Water Right No. A65-10512, A65-10513
A65-10514, A65-10516, A65-12132 & A65-12378

KARL J. DREHER
DIRECTOR

GENE BRUMBAUGH
ROBERTA BRUMBAUGH
5544 SE 9th AVE
CALDWELL ID 83605

Dear Mr. & Mrs. Brumbaugh:

Enclosed are copies of the above referenced claims which reflect your change in address.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

Please note, the address has also been corrected on water right number 65-10515, which has already been decreed by the SRBA Court.

If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

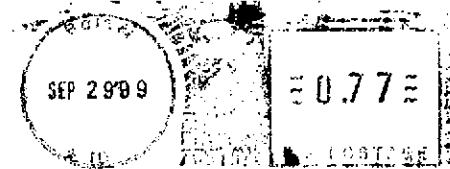
Denise Buffington
Records Clerk
Adjudication Section
Western Region Office

DB:db

Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED



65-10514

TURNED
TO
SENDER
GENE BRUMBAUGH
ROBERTA T BRUMBAUGH
290 GRAY LN
CASCADE

ID 83611

TURNED
TO
SENDER
FORWARDING
TIME EXPIRED

RECEIVED
OCT 04 1999

WATER
WEST

5544 SE 9th Ave
Caldwell 83605

Re-sent to new address (per phone book) 10/5/99

AJ0749NP
No. R65-10514

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

DATE: 09/02/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERTA F BRUMBAUGH	04/01/1927	IRRIGATION	04-15 10-15	0.200 CFS	
C	GENE BRUMBAUGH		STOCKWATER	01-01 12-31	0.140 CFS	8.10 AFA
	290 GRAY LN					
	CASCADE ID 83611					
	(208) 382-3330			TOTAL DIVERSION:	0.200 CFS	

Water Source: UNNAMED STREAM

Tributary to: BACON CREEK

Stage: DECREED

Point(s) of Diversion: T11N R04E S04 Lot01(NENE)

VALLEY 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
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	:	----
11N	04E	4	:	01-10																:	10.0
																				TOTAL ACRES	10.0

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	:	
11N	04E	4	:	01-S																:	

POU County: VALLEY

Other Rights: A65-10516, A65-10515, A65-10513, A65-10512

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
65-10515 A65-10514 A65-10515

Other Water Rights Listing Overlapping Place(s) of Use:
A65-10514

Conditions of Approval:

- N05 - THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
- SHALL NOT EXCEED 13,000 GALLONS PER DAY.
- N08 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
- STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
- USE.

Remarks: QNT THIS RIGHT WHEN COMBINED WITH RIGHTS 65-10513, 65-10515 &
65-10516 SHALL PROVIDE NO MORE THAN 0.14 CFS NOR 8.1 AFA FOR
STOCKWATER PURPOSES.

EXP STOCKWATER, 800 RANGE CATTLE.

AJ0749NP
No. R65-10514

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

DATE: 09/02/99
PAGE: 2

=====

Dates: Exam Made Date: Verified Date: 09/02/1999 Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

Comments: Date: 09/02/1999 User-ID: KWALKER Subject: COPIED FROM REMARKS
THIS RIGHT WHEN COMBINED WITH RIGHTS 65-10513, 65-10515 &
65-10516 SHALL PROVIDE NO MORE THAN .14 CFS NOR 8.1 AFA/YEAR FOR
STOCKWATER.
SECOND POINT OF DIVERSION IS DAM ON OR NEAR LINE BETWEEN LOT 1
(NENE) AND LOT 2 (NWNE), S04, T11N, R04E.
POND DETAILS AS FOLLOWS:
APPROX. 150' X 50' X 4' (.28 AF SINCE MUST USE .4 CORRECTION
FACTOR IN VOLUME CAPACITY CALCULATIONS FOR TYPICAL V-SHAPED
POND); STORAGE IS DETAIL OF CFS RATE & DOES NOT NEED TO BE LISTED
AS STORAGE BENEFICIAL USE. POND BUILT PRIOR TO 11/87 SO CLAIMED
AS ACCOMPLISHED TRANSFER.
AMENDED PER 9/1/94 ROUND VALLEY SITE INVESTIGATION. PHOTOGRAPHS,
FIELD NOTES & FIELD MAP ARE FILED IN REGION'S 1994 "COMPLAINTS"
FILE UNDER "ROUND VALLEY" ENTRY IN THAT FILE; SL 12/7/94.

Audit: 09/02/99 KWALKER



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

July 29, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RE: Notice of Claim to a Water Right No. A65-10514

Gene &/or Roberta Brumbaugh
5544 SE 9th Ave.
Caldwell, ID 83607

Dear Mr. and Mrs. Brumbaugh:

I have just finished reviewing all of the claims you submitted in the SRBA (Snake River Basin Adjudication) and find that I have a question on the above referenced claim. Enclosed, for your convenience, is a copy of this claim.

In review of this claim, I see that you have added a stockwater pond in the NWNE, Section 4, Twp. 11N, Rge. 4E. The remarks on the claim suggest that this pond was developed prior to November of 1987 and therefore can be considered an accomplished transfer of this right. I have checked our topographical map that was published in 1988 and the pond does not show up. I also checked other maps we have of that area and cannot confirm that a pond was developed prior to commencement of the adjudication. In order to satisfy the requirements of our review, could you please submit some affidavits from sources that can substantiate the date the pond was developed. I have enclosed a couple of affidavit forms for your use in this matter. The sooner you can submit the affidavits, the sooner I can finalize my recommendations of this water right. Since the Round Valley area has had so many water complaint issues in the last few years, I would like to be able to verify the date the pond was developed in case this right is brought before the SRBA Court due to an objection of the addition of the pond.

If you have any questions concerning this matter, please do not hesitate to contact me.

Sincerely,

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

Enclosure

*9/2/99
no response
Remove additional
pond &
rec. as previously
decided.
KW*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15:57:39
06/08/99
50

PAGE: 17
PROFILE REPORT

CLAIM NUMBER: A65-10514

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERTA F BRUMBAUGH	04/01/1927	IRRIGATION ✓	04-15 10-15	0.20 CFS ✓	
C	GENE BRUMBAUGH		STOCKWATER ✓	01-01 12-31	0.14 CFS ✓	8.10 AFA ✓
TOTAL DIVERSION:					0.20 CFS ✓	8.10 AFA ✓ <i>out</i>

Water Source: UNNAMED STREAM ✓

Tributary to: BACON CREEK ✓

Stage: DECREED ✓

Point(s) of Diversion: T11N R04E S04 Lot01(NENE) Lot02(NWNE) *out*

VALLEY 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
11N	04E	4	01-10																10.0 ✓
TOTAL ACRES																		10.0 ✓	

Place of use Legal Description for: STOCKWATER

			NE				NW				SW				SE				
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
11N	04E	4	01-S																

POU County: VALLEY

Non-Irrigation Uses: 800 RANGE CATTLE; MISC. WILDLIFE ALSO USE POND *EXP*

Other Rights: A65-10516, A65-10515, A65-10513, A65-10512

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS 65-10513, 65-10515 & 65-10516 SHALL PROVIDE NO MORE THAN .14 CFS NOR 8.1 AFA/YEAR FOR STOCKWATER. SECOND POINT OF DIVERSION IS DAM ON OR NEAR LINE BETWEEN LOT 1 (NENE) AND LOT 2 (NWNE), S04, T11N, R04E. POND DETAILS AS FOLLOWS: APPROX. 150' X 50' X 4' (.28 AF SINCE MUST USE .4 CORRECTION FACTOR IN VOLUME CAPACITY CALCULATIONS FOR TYPICAL V-SHAPED POND); STORAGE IS DETAIL OF CFS RATE & DOES NOT NEED TO BE LISTED AS STORAGE BENEFICIAL USE. POND BUILT PRIOR TO 11/87 SO CLAIMED AS ACCOMPLISHED TRANSFER. AMENDED PER 9/1/94 ROUND VALLEY SITE INVESTIGATION. PHOTOGRAPHS, FIELD NOTES & FIELD MAP ARE FILED IN REGION'S 1994 "COMPLAINTS" FILE UNDER "ROUND VALLEY" ENTRY IN THAT FILE; SL 12/7/94.

EXP
QNT-E27 for stock
N05, N08

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15:56:33
06/08/99

PAGE: 1
GENERAL INFORMATION

34
CLAIM NUMBER: A65-10514

LAST: BRUMBAUGH
ADDRESS: 290 GRAY LN
CITY: CASCADE
PHONE NUMBER: 208-382-3330

FIRST: ROBERTA F
STATE: ID ZIP: 83611

OWNER CODE: C

LAST: BRUMBAUGH
ADDRESS: 290 GRAY LN
CITY: CASCADE
PHONE NUMBER: 208-382-3330

FIRST: GENE
STATE: ID ZIP: 83611

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N(☒)

CLAIM REMARKS: GEN

THIS RIGHT WHEN COMBINED WITH RIGHTS 65-10513, 65-10515 & 65-10516 SHALL PROVIDE NO MORE THAN .14 CFS NOR 8.1 AFA/YEAR FOR STOCKWATER.
SECOND POINT OF DIVERSION IS DAM ON OR NEAR LINE BETWEEN LOT 1 (NENE) AND LOT 2 (NWNE), S04, T11N, R04E.
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AMENDED PER 9/1/94 ROUND VALLEY SITE INVESTIGATION. PHOTOGRAPHS, FIELD NOTES & FIELD MAP ARE FILED IN REGION'S 1994 "COMPLAINTS" FILE UNDER "ROUND VALLEY" ENTRY IN THAT FILE; SL 12/7/94.

Comments

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: __/__/__

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

in-office review -

A. AJ CLAIM: # A65-10514 PRIORITY DATE: 04-01-1927 STAGE: D

B. WR RECORD: # 65-10514 PRIORITY DATE: 04-01-1927 STAGE: D

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y(☒) N(☐)

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

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

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

PROOF OF BENEFICIAL USE SUBMITTED N/A(☒) Y(☐) N(☐)

FIELD EXAM COMPLETED N/A(☒) Y(☐) N(☐)

FIELD EXAM SENT TO STATE OFFICE N/A(☒) Y(☐) N(☐)

LICENSE ISSUED N/A(☒) Y(☐) N(☐)

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

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED? N/A(☒) Y(☐) N(☐)

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

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(☒) N(☐)

NOTES: _____

=====

RECOMMENDED PRIORITY DATE:

04-01-1927

REVIEWED BY CW

DATE 7/29/99

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
A65-10514	11N	04E	4		NE	NE	1		VALLEY		
~~A65-10514~~	~~11N~~	~~04E~~	~~4~~		~~NW~~	~~NE~~	~~2~~		~~VALLEY~~	<i>out</i>	

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A65-10515 65-10515

WR RECORDS IN SAME 40 ACRE TRACT
65-10515

SOURCE: UNNAMED STREAM

TRIB: BACON CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
65-10514	11N	04E	4		NE	NE	1		VALLEY		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

65-10515

A65-10515 65-10515

SOURCE: UNNAMED STREAM

TRIB: BACON CREEK

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

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

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

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

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

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

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

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

I. HOW WAS THE POD AND SOURCE VERIFIED?

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

AJ FIELD EXAM (DATE OF FIELD EXAM _____ NAME OF EXAMINER _____) Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

prior decree

NOTES: Cannot confirm additional
pond was developed prior
to 1987 (11-19). Requested information
with no response. - Remove
additional pond ~~for~~ from
recommendation.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED ()

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NBR
11N	04E	4		NE	NE	1		VALLEY		
~~11N~~	~~04E~~	~~4~~		~~NW~~	~~NE~~	~~2~~		~~VALLEY~~	<u>out</u>	
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—

SOURCE: UNNAMED STREAM

TRIB: BACON CREEK

REVIEWED BY: KW

DATE: 9/2/99

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

A. ROOT WATER RIGHT NUMBERS: A65-10514

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
11N	04E	4	NE	NE	1	BRUMBAUGH, ROBERTA F	A65-10514 /	10.0	65-10514 /		10
			NE	NE	1	BRUMBAUGH, ROBERTA F	A65-10515 /		65-10515 /		
			NE	NE	1	BRUMBAUGH, ROBERTA F	65-10515 /		- /		
11N	04E	4	NE	NE	1	BRUMBAUGH, ROBERTA F	A65-10514 /		65-10514 /		
			NE	NE	1	BRUMBAUGH, ROBERTA F	A65-10515 /		65-10515 /		
			NE	NE	1	BRUMBAUGH, ROBERTA F	65-10515 /		- /		
11N	04E	4	NW	NE	2	BRUMBAUGH, ROBERTA F	A65-10514 /				

ADDITIONAL POU FOUND

TOTAL ACRES A65-10514

10.00

POU COUNTY: VALLEY

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 ()

See letter of 7/29/99

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-10514	STOCKWATER	BRUMBAUGH, ROBERTA F	FROM 01-01 TO 12-31	0.140 CFS	8.10 AF/A
A65-10514	IRRIGATION	BRUMBAUGH, ROBERTA F	FROM 04-15 TO 10-15	0.200 CFS	0.00 AF/A
A65-10515	STOCKWATER	BRUMBAUGH, ROBERTA F	FROM 01-01 TO 12-31	0.140 CFS	8.10 AF/A
65-10515	STOCKWATER	BRUMBAUGH, ROBERTA F	FROM 01-01 TO 12-31	0.140 CFS	8.10 AF/A

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

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: A65-10516, A65-10515, A65-10513, A65-10512

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

N/A() Y() N(☒)

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

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

N/A() Y() N(☒)

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

Y(☒) N()

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

Y() N(☒)

() NAPP, IDWR NO. _____; () ASCS PHOTO; (☒) OTHER G/S Shape

RECOMMENDATIONS:

TOTAL ACRES: 10 N/A()

REVIEWED BY: KW

DATE: 9/2/99

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-10514 STOCKWATER	FROM 01-01 TO 12-31	0.140 CFS	8.10 AF/A
A65-10514 IRRIGATION	FROM 04-15 TO 10-15	0.200 CFS	
TOTAL DIVERSION RATE/VOLUME		0.200 CFS	8.10 AF/A

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-10514 STOCKWATER	FROM 01-01 TO 12-31	0.140 CFS	8.10 AF/A
65-10514 IRRIGATION	FROM 04-15 TO 10-15	0.200 CFS	
TOTAL DIVERSION RATE/VOLUME		0.200 CFS	8.10 AF/A

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(☒)

PAGE: 10

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

43

CLAIM NUMBER: A65-10514

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 0.200 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.200 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. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 10 x 0.02 CFS/ACRE = 0.20 CFS
(Taken from pou review)

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N(☒)

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 8.10 AF/A

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

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = N/A AF/A

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

TOTAL CONSUMPTIVE USE _____ AF/A

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

PAGE: 12
DIVERSION AMOUNT REVIEW SHEET CONTINUED

45
CLAIM NUMBER: A65-10514

NOTES:

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (✓)

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	CFS	VOL.	AF/A	USE	
STOCKWATER IRRIGATION	01-01	12-31	DATABASE	EXAMINER	DATABASE	EXAMINER	DATABASE	EXAMINER
	04-15	10-15	0.140	_____	8.10	_____	0.0	_____
			0.200	_____		_____	0.0	_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
TOTAL FOR THIS RIGHT			0.200	_____	8.10	out	0.0	N/A

NON-IRRIGATION USES CLAIMED: 800 RANGE CATTLE; MISC. WILDLIFE ALSO USE POND

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

REVIEWED BY: kw

DATE: 9-2-99

FLAG: _____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

N05, N08
QNT - (same as prior ^{E27} dectee)

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	(✓)	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 65-10514

N/A

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
0.200

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-10514	0.200	-		65-10514	0.200
TOTAL CFS		0.200				0.200

DIVERSION RATE REVIEW

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

DATABASE
Y

FIELD
EXAMINER
Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE:

Kay Walker

DATE:

9-2-99

NAME OF FIELD EXAMINER:

Kay Walker

TITLE:

Sr. Agent

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()
() NAPP	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 <u>6/5</u>	DATE <u>6/8/99</u>	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 _____	_____	_____
() WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
() SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
() OTHER <u>PRBA claim</u>	DATE _____	<u>1</u>	_____
() OTHER _____	DATE _____	_____	_____



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

July 28, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RE: Claims to Water Rights

Gene &/or Roberta Brumbaugh
5544 SE 9th Ave.
Caldwell, ID 83607

Dear Mr. and Mrs. Brumbaugh:

Thank you for returning my phone message regarding your new mailing address. In order for me to change all your claims to the correct address, I need your signature on the enclosed form. I have completed the form for your convenience but cannot change your claims without a signed request form in our files.

We will be submitting irrigation claims located in the area of the North Fork of the Payette River to the SRBA (Snake River Basin Adjudication) court in Twin Falls in September. I need to have the address change signed and returned at your earliest convenience so we can be sure you receive all the information regarding your claims. If you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

Enclosure

S 10/04/78

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GENE BRUMBAUGH	04/01/1927	IRRIGATION	04/15 10/15	0.200 CFS	
C	ROBERTA F. BRUMBAUGH		STOCKWATER	01/01 12/31	0.140 CFS	8.10 AFA
TOTAL DIVERSION:					0.200 CFS	8.10 AFA

Water Source: UNNAMED STREAM

Tributary to: BACON CREEK

Stage: DECREED

Point(s) of Diversion:

T11N R04E S04 Lot 01(NENE)

VALLEY County

Place of use Legal Description for: IRRIGATION

NE										NW				SW				SE												
		NENE		NNWE		SWNE		SENE				NNW		NWNW		SWNW		SESW				NENE		NNSE		SWSE		SESE		
T	R	S	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	
11N	04E	4	01-10																										10.0	
																										TOTAL ACRES	10.0			

Place of use / Legal Description for: STOCKWATER

11N 04E 4 01-S

Pou County: VALLEY

Remarks: GEN THIS RIGHT WHEN COMBINED WITH RIGHTS 65-10513, 65-10515 &
65-10516 SHALL PROVIDE NO MORE THAN .14 CFS NOR 8.1 AFA/YEAR FOR
STOCKWATER.

Dates:	App. Received:	Priority Date:	04/01/1927
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/02/86 04/30/88 CONVERT

added p/d & p/u-
accomplished transfer
per remarks-
in use before 11/87



State of Idaho DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 1, 1994

Gene and Roberta Brumbaugh
290 Gray Lane
Cascade, ID 83611

RE: Round Valley Water Rights

Dear Mr. and Mrs. Brumbaugh:

This letter builds on your office visit of November 7 concerning alleged water problems in Round Valley. I appreciated your information in sorting out the details of the minor water uses that we discussed. Sometimes things are not what they appear to be and additional information from water users such as yourselves clarifies the situation. The following thoughts are offered for your consideration regarding our conversation.

1. The small pond in NWNE Section 9 on the Fitzgerald property that you lease needs a new water right. Enclosed is an application for permit for your review. As I recall, you said the pond was used for wildlife purposes as reflected in the application. The filing includes a storage component (0.1 acre foot) plus a small live flow portion (0.04 cfs) to fill and replenish the pond as needed. If the application looks correct, please sign it (only one signature needed) at the bottom of the map page and return it with a \$50 fee.

2. The small pond just north of Gray Lane in NENE and/or NWNE Section 4 can be considered as a redefined portion of decreed right no. 65-10514 because the pond was built prior to the commencement of the current adjudication in November, 1987. Therefore, adjudication claim no. A65-10514 can be amended to show the change.

Again, I recall you saying that stock no longer are on the property. If that is the case, the claim can be amended as follows:

a) Add a point of diversion for the dam impounding the pond water. The additional diversion point is in NWNE Section 4.

b) Change the nature of use from stockwater to wildlife and add a place of use to include NWNE as well as NENE Section 4 (the pond appears to fall within both tracts).

c) Storage as a beneficial use does not need to appear on the claim but can be described in the remarks. The 0.14 cfs rate of flow can include storage as a detail of the system.

Amended version mailed with letter

MICROFILMED
A65-10514 OCT 21 1996

December 1, 1994
Page 2

Enclosed is amended claim no. A65-10514 for you to review and sign with a notarized signature if the claim looks correct. No fee is needed to change adjudication claims.

3. The small pond found south of your home and on or near the line between NENE and SENE Section 4 can also be included in redescribing a claim. Decreed right no. 65-10515 provides 0.14 cfs for stockwater. Adjudication claim no. A65-10515 shows the same information. The claim can be amended as follows:

a) Change the point of diversion and place of use to show both tracts since the pond is on or near the 1/4-1/4 line between NENE and SENE of the section.

b) Change the nature of use from stockwater to wildlife.

c) Storage as a beneficial use does not to be listed except in the remarks as has been done with amended claim A65-10514.

Enclosed is amended claim no. A65-10515 for your consideration and signature. The two amended claims will protect use of the two small ponds near the home in Section 4.

4. The small pond on or near the line between SWSW Section 28 and SESE Section 29 is an excavated site holding water for de-watering purposes instead of for a beneficial use and does not require water right protection. Conceivably, this pond might be involved with redefining claim no. A65-10331 (filed by W. and M. Kerby), a stockwater right from Round Valley Creek. However, no action is needed at this time regarding the pond or the claim.

5. Similarly, the checkdam with two diversion ditches in SWSW Section 28 is a de-watering structure that does not require a water right or any action at this time. Neither the pond in item 4 nor this checkdam impede the flow of water toward drainages found west of the site and therefore do not appear to have any impact on the valley.

6. The last item concerns the small dam and pond in NWSW Section 28 just south of the fence line, west of Skunk Creek Road and about one-half mile north of Sixty Lane. This is also a de-watering action that does not require a water right. However, impounding this water can effect the flow of water to drainages west of the property. A couple of solutions are as follows:

a) One way to address the impact of the pond on other water sources is to file an application for permit for a beneficial use if one can be determined for the pond (wildlife?).

b) Another way to alleviate potential problems is to provide a means for the water held back by the dam to travel across your property towards the west (ditch or pipe?).

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OCT 21 1996

December 1, 1994

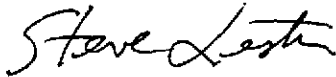
Page 3

Please let me know which of these choices you prefer for item 6. I can prepare an application for permit for you if option a is preferred. If option b is more desirable, we can address that course of action in another forum at a later date (perhaps a public meeting held in Cascade to discuss Round Valley water rights).

The enclosed application for permit and amended adjudication claims can be signed and returned to me with \$50 if they appear satisfactory. Your choice for item 6 can be included in your response. Your reply to this letter will substantially if not totally complete the process that we discussed during your last office visit.

Thank you for your patience in the above-referenced matters, which are admittedly rather long-winded. Please let me know if you need more information in this or other water right concerns.

Sincerely,



Steve Lester
Water Rights Supervisor

Enclosure: Application for Permit
Amended Adjudication Claims

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OCT 21 1996