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DEC 13 2006

DEPARTMENT OF
WATER RESOURCES

December 11, 2006

Carter Fritschle
Idaho Dept. of Water Resources
322 E. Front St.
P.O. Box 83720
Boise, ID 83720

Subject: Snake River Basin Adjudication (SRBA)
Claim No. 78-02002, and a
Beneficial Use Claim for an unnamed stream

Dear Carter,

On behalf of Brown's Industries, Inc., I am pleased to submit the enclosed claims for water rights to be considered in the SRBA. These claims in Administrative Basin 78 were overlooked when Brown's Industries filed their original claims in the SRBA.

We understand that the filing fee for these claims is \$336.40. You will find a check for that amount enclosed.

Please contact me with any questions concerning these claims.

Sincerely,



Roxanne Brown
Water Rights Specialist
SPF Water Engineering, LLC

Cc: Judd DeBoer - Brown's Industries, Inc.

Enclosures

Check for \$336.40
SRBA Claim 78-2002 w/map
SRBA Beneficial Use Claim w/map and evidence of priority

SPF file no.: 446.0020

DEC 13 2006

JUDICIAL DISTRICT
CLERK OF DISTRICT COURT

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 78-2002
Date Received: 12-13-06
Receipt No: C 082820
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

Brown's Industries, Inc.
101 South Capitol Blvd., Suite 305
Boise, ID 83702

Phone: (208) 342-7883

2. Date of Priority: June 18, 1904

3. Source: Unnamed Stream

Trib. to: Little Salmon River

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
20N	01E	2	SW SE	Adams	
20N	01E	2	SE SE	Adams	

5. Description of diverting works:

temporary checks and ditches

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
Irrigation	04/15	10/15	0.30	
Stockwater	01/01	12/31	0.02	

7. Total Quantity Appropriated is: 0.30 cfs

8. Total consumptive use:

9. Non-irrigation uses:

Stockwater for 50 range cattle

10. Place of use:

TWP	RNG	SEC	NE ¼				NW ¼				SW ¼				SE ¼				total
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
20N	01E	2															10	5	15

Total number of acres irrigated: 15

11. Place of use in counties: Adams

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

13. Other Water Rights Used:

14. Remarks: Unnamed stream is also known as Merritt Creek. Stockwater use was originally licensed as domestic.

15. Basis of Claim: License

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: aerial photo of irrigated area

For Organizations:

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

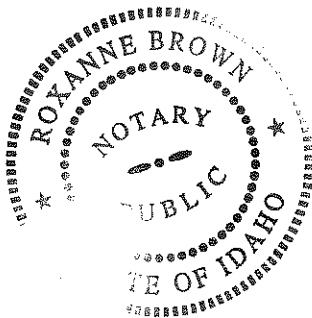
James W. Lebron
Signature of Authorized Agent

President, Brown's Industries, Inc.
Title and Organization

12-11-06
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 11TH of December 2006.



Roxanne Brown
Notary Public

Residing at Boise, ID

My commission Expires 5/11/2008

T20N R01E

POD

POD

3

2

10

11



Brown's Property



78-2002 POU



Beneficial Use Claim POU

Snake River Basin Adjudication
Claim No. 78-02002

0.1

Miles



Water Engineering, LLC

water resource consultants

1000 E. 1000 N. Suite 100
Pocatello, ID 83431



No. C 27671	Due no later than February 28, 2006 Annual Report Form		2. Registered Agent and Office NO PO BOX
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	1. Mailing Address - Correct in this box, if applicable BROWN'S INDUSTRIES, INC. JUDD W DEBOER 101 S. CAPITOL BLVD. STE 305 BOISE, ID 83702		JUDD W DEBOER 4533 KELDOON BOISE, ID 83702
3. New Registered Agent Signature			
4. Corporations: Enter Names and Business Addresses of President, Secretary and Directors.			
<u>Office held</u> <u>Name</u>	<u>Street or P.O. Address</u>	<u>City</u> <u>State</u> <u>Zip</u>	
Director	Judd W. DeBoer 4533 Keldoan	Boise, Idaho 83702	
Director	Diane DeBoer 4533 Keldoan	Boise, Idaho 83702	
President	Judd W. DeBoer 4533 Keldoan	Boise, Idaho 83702	
Secretary	Gary Blaylock 4252 N. Grenadier Ave Boise,	Idaho 83713	
5. Organized Under the Laws of: IDAHO C 27671			
6. Signature <i>Judd W. DeBoer</i>		Date 1-4-06	
Name (Typed or Printed) Judd W. DeBoer		Title President	
Issued 12/01/2005		Do Not Tape or Staple 200602005106	