

A63-4776C



SWNW

SENE

4.0

2.0

SWNE

27

DATED this 10 day of February, 1981.

WC Brassey
W. C. Brassey

SUBSCRIBED AND SWORN to before me this 11th day of
February, 1981.

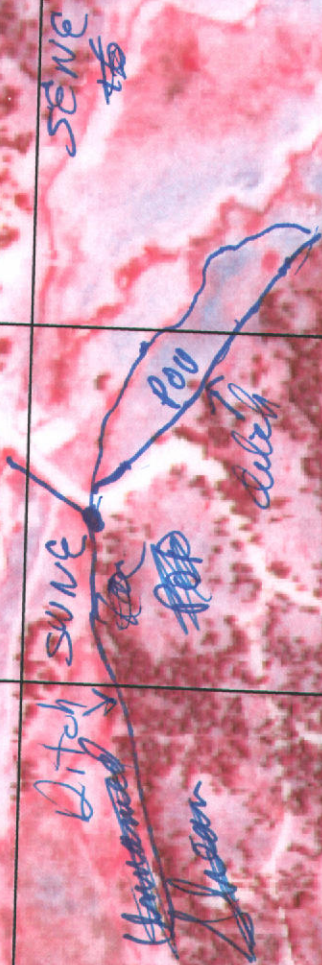
Paul H. Harris
Notary Public for Idaho
Residing at Boise, Idaho

A63-4776C



A63-23290

T07N, R04E



27

26

A63-4776C

10-16-2001

Craig Nelson

Canyon Creek water cannot
be delivered to the plug & use.
Unnamed stream is the source.
"Wrong water right claimed"

Canyon Creek

Ditch to 63-4776 A+C

POD

Unnamed
Stream

cultaret

Ditch

27

IDAHO DEPARTMENT OF WATER RESOURCES

T07N, R04E, S27



0 0.25 0.5 0.75 Miles

1987 NAPP PHOTO

POINT OF DIVERSION



PLACE OF USE



1/4 1/4 LINES



SECTION LINES

6 ACRES

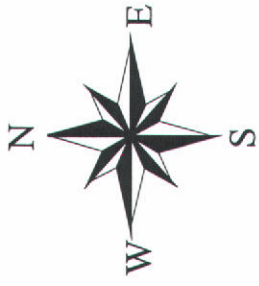
6 SECTION NUMBERS

CLAIM(S): 63-4776C

OWNER(S) : PATTERSON, TAMI

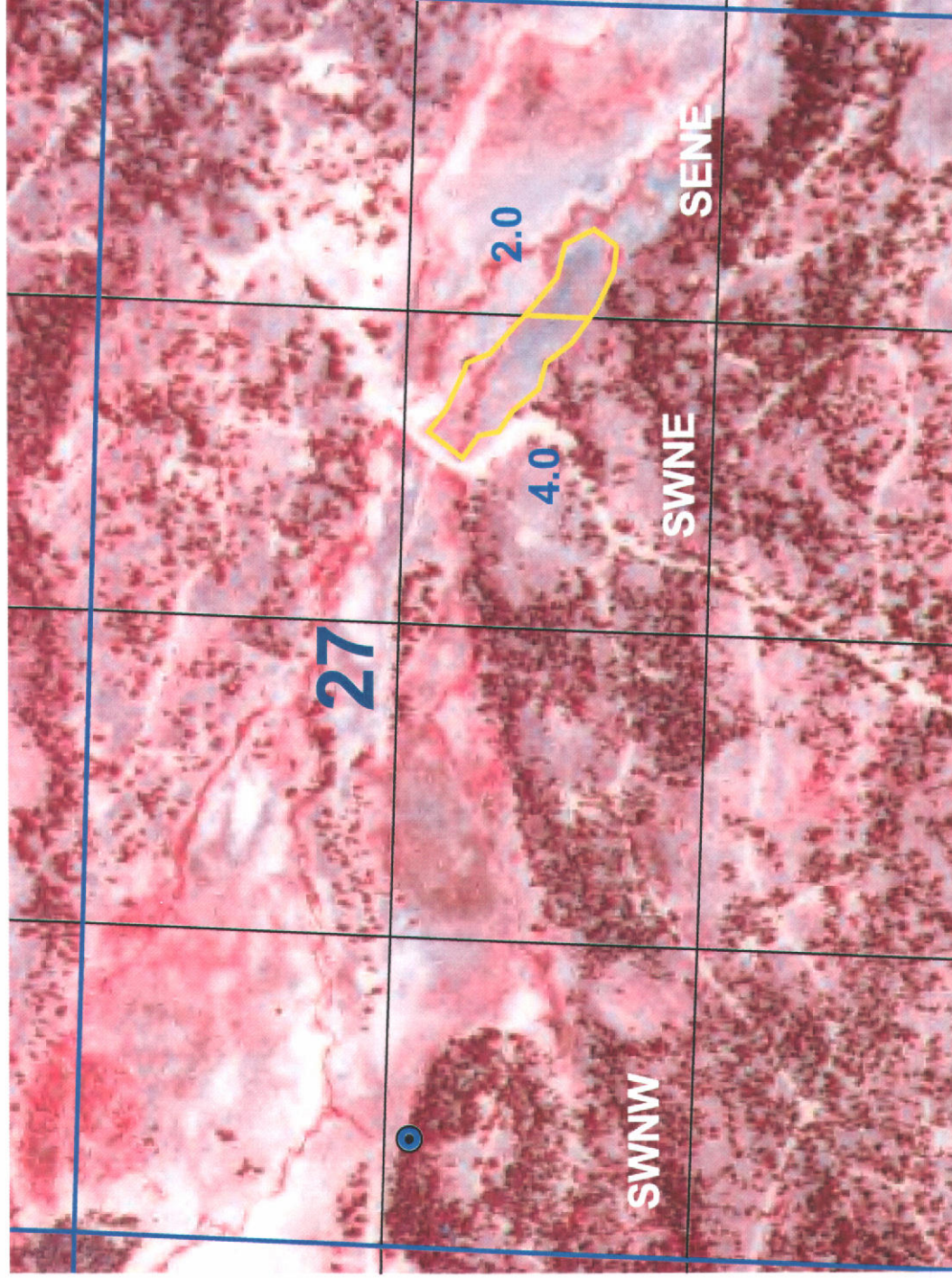
DATE: FEBRUARY 21 , 2002

by: Mel Schulte



IDAHO DEPARTMENT OF WATER RESOURCES

T07N, R04E, S27



1987 NAPP PHOTO

POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

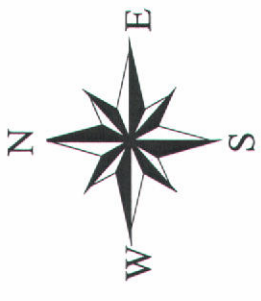
6 SECTION NUMBERS

CLAIM(S): 63-4776C

OWNER(S) : PATTERSON, TAMI

DATE: FEBRUARY 21 , 2002

by: Mel Schulte



63-4776C

PHOTO PAGE

PHOTOS DATED: 9/17/2001



PHOTO #1
PLACE OF USE
LOOKING EAST
FROM THE ROAD

SEE FILE 63-4776A
FOR A PHOTO OF
THE POINT OF
DIVERSION.

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 63-4776C
Date Received: 2/20/2002
Receipt No:
Received By: mts

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

TAMI L PATTERSON Phone: (208) 344-0593
967 E PARKCENTER BLVD #182
BOISE ID USA 83706

2. Date of Priority: 04/01/1863

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07N	04E	27	SW NW	BOISE	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.12	

7. Total Quantity Appropriated is:
0.12 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
07N	04E	27	SW NE	IRRIGATION	4
			SE NE	IRRIGATION	2
				Section Acres	6
				Total Acres	6

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:

14. Remarks:

THIS CLAIM REPLACES A63-23290

15. Basis of Claim: Statutory Claim

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

of _____ 20_____

Notary Public

Residing at _____

My commission Expires _____

RECEIVED

FEB 19 2002

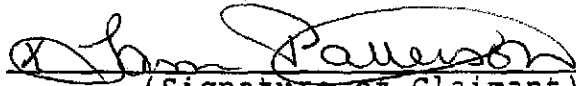
REQUEST FOR WITHDRAWAL OF CLAIM

Department of Water Resources

Name of Claimant: Tami L. Patterson
Mailing Address: 967 E. Parkcenter Blvd #182, Boise.
Amount: _____ Receipt No.: _____
Claim No(s): A63-23290

I/We wish to withdraw the Notice(s) of Claim to a Water Right which number(s) appear above and for which I/We previously paid a filing fee to the Idaho Department of Water Resources. I do /do not X request a refund of the filing fee. If a refund is requested, I/We have attached an explanation of the justification for granting the refund. Fee paid for A63-23290 to apply to A63-4776C

For Individuals:

 2-15-02
(Signature of Claimant) (Date)

(Signature of Claimant) (Date)

For Organizations:

(Signature of Authorized Agent) (Date)

(Title)

(Name of Organization)

Return to: Idaho Department of Water Resources
Adjudication Section
Statehouse Mail
Boise, Idaho 83720

For IDWR Use

	Initials	Date
Approval Region	_____	_____
Approval State Office	_____	_____
Data Entry	_____	_____

RECEIVED

FEB 20 2002

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 THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 63-4776C
Date Received: 1/23/2002
Receipt No:
Received By:

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

1. Name of Claimant(s)

TAMI L PATTERSON Phone: (208) 344-0593
967 E PARKCENTER BLVD #182
BOISE ID USA 83706

2. Date of Priority: 04/01/1863

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07N	04E	27	SW NW	BOISE	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.12	

7. Total Quantity Appropriated is:
0.12 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
07N	04E	27	SW NE	IRRIGATION	4
			SE NE	IRRIGATION	2
				Section Acres	6
				Total Acres	6

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:

14. Remarks:

THIS CLAIM REPLACES A63-23290

15. Basis of Claim:

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: 2-15-02

Date:

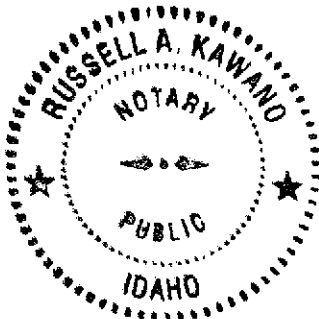
State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this
of Feb 15 2002

[Signature]
Notary Public

Residing at Boise Idaho

My commission Expires April 3, 2002



46-47700

ENE

SWNW

40

40

20

SWNE

02/21/2002

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

RIGHT NUMBER: 63-4776C

NAME AND ADDRESS: TAMI L PATTERSON
967 E PARKCENTER BLVD #182
BOISE ID 83706

SOURCE: UNNAMED STREAM

TRIBUTARY: CANYON CREEK

QUANTITY: 0.12 CFS

PRIORITY DATE: 04/01/1863

POINT OF DIVERSION:

T07N R04E S27 SWNW Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.120 CFS

PLACE OF USE: IRRIGATION Within BOISE County

T07N R04E S27	SWNE	4.0	T07N R04E S27	SENE	2.0
---------------	------	-----	---------------	------	-----

6 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: Statutory Claim

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)

CLAIM NO(s). A63-4776C

1. ☒ No Change NAME IS SAME
☐ NEW OWNER: _____
☒ No Change ADDRESS
☐ NEW ADDRESS: _____
2. ☐ No Change - DATE OF PRIORITY: Completed evidence submitted
☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: 4-1-1863
(If the priority date, based on your exam, seems questionable, explain below.)

See affidavit dated 2-10-1981

3. ☒ No Change — SAME SOURCE
☐ Source is different than that claimed:

Source found: _____

- * 4. ☒ No Change — POINT OF DIVERSION
☐ Point of diversion is different than the claim and/or new P/D's:

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. ☐ No Change - DESCRIPTION OF DIVERTING WORKS
☐ Incomplete description, list below:

* POD is on land owned by Bruce Nelson. The same ditch serves Nelson's and this claim's land but the ditch goes through a culvert under the county road before it reaches this POD.

6. ☒ No Change - WATER USES
☐ Different uses, (list uses found):

Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____

7. ☒ No Change - TOTAL VOLUME

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

8. ☒ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

Domestic # of homes: _____ Stock # _____ List types: _____

Additional comments: _____

9. ☒ No Change — PLACE OF USE: (If changed, list below.)

Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____

Remarks: (Comments pertinent to field examination) See additional attachment

This claim replaces A63-23290 which claims the wrong source.

C18
☐ SYSTEM DIAGRAM INCLUDED ☐ NA
☐ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 9-17-01, et al

FIELD EXAMINER: _____

Print Name

Mel Schulte
Signature

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public water of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

P.O. Box 2603, Boise, Idaho 83701 Telephone No. 343-6132
(Mailing Address) (Zip Code)

(1) Date of priority: (When was the water first applied to a beneficial use) 1863

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(4) 2.2 c.f.s. TOTAL QUANTITY USED.
[etc, gxd, AFA]

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SW 1/4 NE 1/4, Sec. 24 Twp. 7N Rge. 4E B.M. of Boise
 Additional points of diversion:

8) 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. Ditches and dams - No change in the system. Pumps have and may be used from time to time.

(6) AI 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.

[illegible]

No. of acres 112.28

(b) If use is made for other than navigation, fully describe that use, being as specific as possible: **Stock water for varying number of stock.**

NOTE Include here the type and number of stock watered: **Beef cattle, horses and sheep.**

(7) If you are claiming water as a member of an organization, list name of organization: Jon Brassey, Pine Trust, Fir Trust, Spruce Trust & Aspen Trust have an equal undivided ownership in the water right, ditches, dams and diversions necessary or proper for irrigation and other uses of their respective properties, and easements therefor.

P.C. 10

1000

1000

25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100

Division Points 0.21

Twp 7N

Forwarded to _____ Date _____
claimant by _____

My commission expires

Received by
Prelim. check by
\$20.00 fee received by
Published in
Dates

DEED

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

W. C. BRASSEY, being first duly sworn, on oath deposes and says:

That he is a resident of Boise, Ada County, Idaho, and resides at 1818 Brumback, Boise, Idaho.

That he is the father of Jon Brassey and is the direct predecessor in title to Jon Brassey.

That between 1919 and 1929 your affiant acquired, among other properties, portions of the northeast quarter of Section 28, Township 7 North, Range 4 East, Boise Meridian, and portions of the northwest quarter of Section 27, Township 7 North, Range 4 East, Boise Meridian.

That on said Sections 27 and 28 there exists a spring flow. The spring is unnamed and arises to the west but enters the property now owned by Jon Brassey in Section 28 and flows on a generally easterly course thereafter.

That the spring flow varies in quantity but your affiant would estimate that the average peak flow of the spring is 2 c.f.s. more or less.

That from April 1 to approximately October 15 of each year the waters from such spring are utilized for the irrigation of the adjacent grounds. The waters are further used for stock water for varying numbers of stock, the quantity of which stock and type thereof varying from year to year.

That such spring was being used prior to your affiant's acquisition of the property, and the reputation in the area at the time was that the spring was being utilized from the first settlement of the country, being approximately 1861.

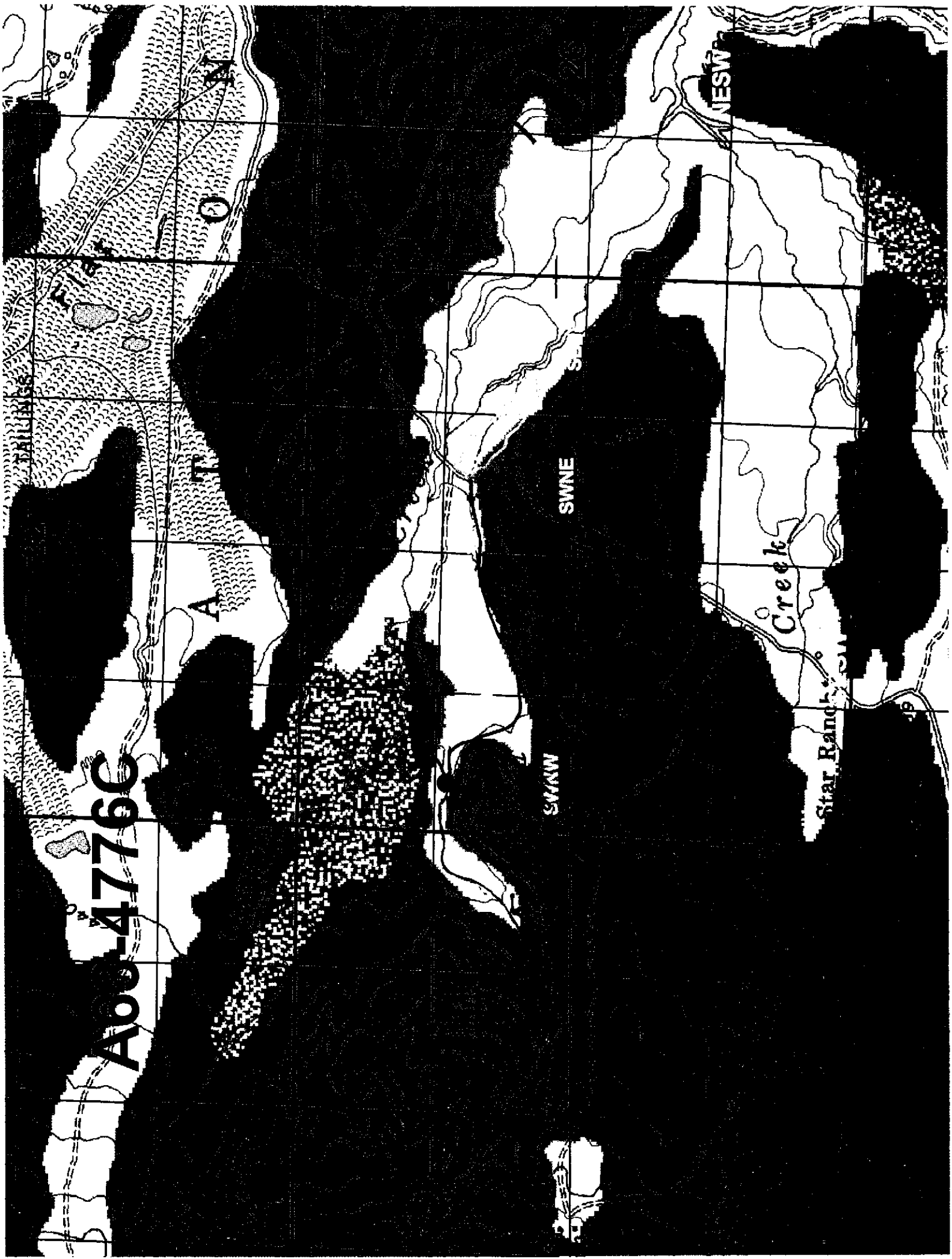
DATED this 10 day of February, 1981.

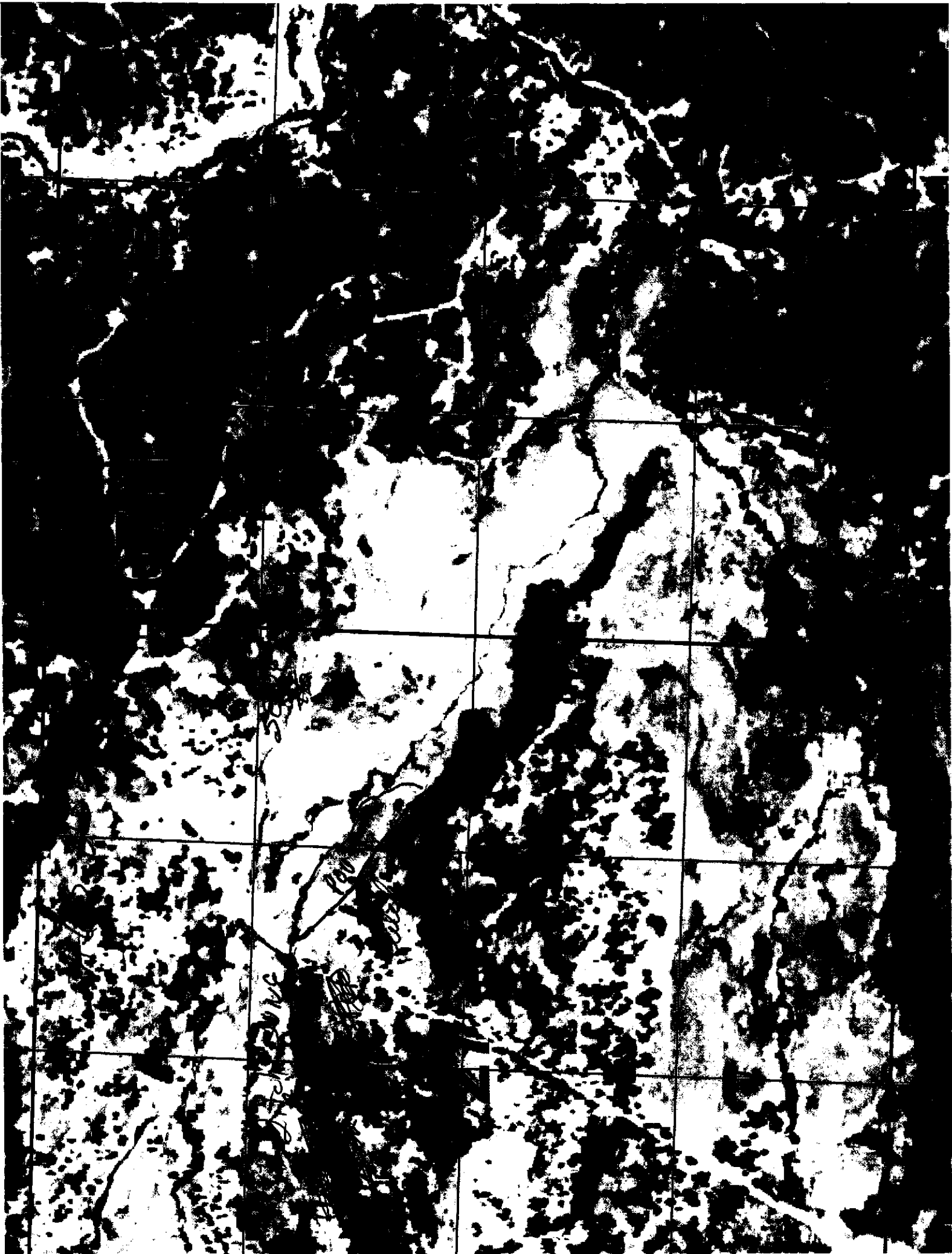
W.C. Brassey
W.C. Brassey

SUBSCRIBED AND SWORN to before me this 11 day of
February, 1981.

Notary Public for Idaho
Residing at Boise, Idaho

A00-4776C





Ab 3 4976

10-16-

Canyon Nelson

Canyon Nelson water common
be. Blaine road to the west
drained stream to the west
Wash water to the west

Canyon Creek

Atch 7063 1176 HC

well

cutback

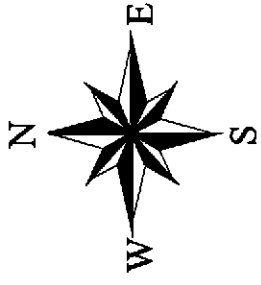
cutback

IDAHO DEPARTMENT OF WATER RESOURCES

T07N, R04E, S27



0 0.25 0.5 0.75 Miles



1987 NAPP PHOTO

● POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 63-4776C

OWNER(S) : PATTERSON, TAMI

DATE: FEBRUARY 21 , 2002

by: Mel Schulte

IDAHO DEPARTMENT OF WATER RESOURCES

T07N, R04E, S27



1987 NAPP PHOTO

● POINT OF DIVERSION

PLACE OF USE



1/4 1/4 LINES



SECTION LINES

6 ACRES

6 SECTION NUMBERS

SWNW

SWNE

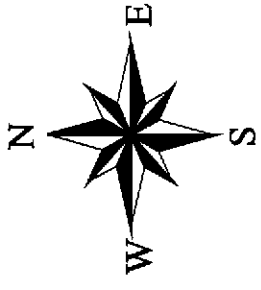
S27

CLAIM(S): 63-4776C

OWNER(S) : PATTERSON, TAMI

DATE: FEBRUARY 21 , 2002

by: Mel Schulte



63-4776C

PHOTO PAGE

PHOTOS DATED: 9/17/2001

PHOTO #1
PLACE OF USE
LOOKING EAST
FROM THE ROAD



SEE FILE 63-4776A
FOR A PHOTO OF
THE POINT OF
DIVERSION.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

January 23, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Ms. Tami L. Patterson
967 E. Parkcenter Blvd. #182
Boise, ID 83706

Re: Snake River Basin Adjudication (SRBA) water claims.

Dear Ms. Patterson:

After reviewing the water right claims relating to your property in the Boise Basin and completing an on site field examination, I need your signature on several documents to correct some errors in the original filings.

Enclosed is a request for withdrawal of claim A63-23290 and new claim 63-4776C. The water usage claimed in A63-23290 should have been filed as a part of water right 63-4776. Your signature on these two forms will correct this error.

Also, enclosed is amended claim 63-5141. Your signature on this claim form will correct errors in the legal descriptions for the place of use and point of diversion for this claim. The original claim described the place of use and point of diversion in the NWSW, Sec. 26. The amended claim corrects that legal description to the NESW, Sec 26 which due to the topography of the land is the only place the water could have been historically delivered. We incorrectly changed claim 63-5141 into your name based on the faulty legal description. This water right physically can only be delivered to land owned by John Mancera so the claim should also be changed into his name. If you will sign the claim to amend the legal descriptions I can then change it into Mr Mancera's name.

I discussed the need for the matters discussed above with your son, Aaron during a meeting in our office on this date and reviewed with him the results of my field exam. If you have any questions or concerns you can discuss them with Aaron or call me at the number below. Please return the executed forms to my attention at the address above.

Cordially,

A handwritten signature in cursive script that reads 'Mel Schulte'.

Mel Schulte
Sr. Water Rights Agent
208-334-2190

Encl.

63-4776C

Aaron Wright said he discussed
with you extending the poa to the South-
through the tree line, but that your recommendation
does not reflect this. - No! POA reflects
the area irrigated by the ditch.
Also wants to be sure that all 43 claims
you spoke of have been addressed. - Yes, they have.

Let me know if you want me to call him
back.

Can be reached between 8-11 am @ 884-3165

Thanks,
Sue

Go ahead and call him back.