



T. 5N.

20050-59A

AUG 20 1992

Claim No(s): 63-5002

T06N, R05E, S33

Prepared by: Maria Minicucci

Date: 9/28/2001

 Place of Use

 Point of Diversion

 Section lines

 1/4 1/4 lines

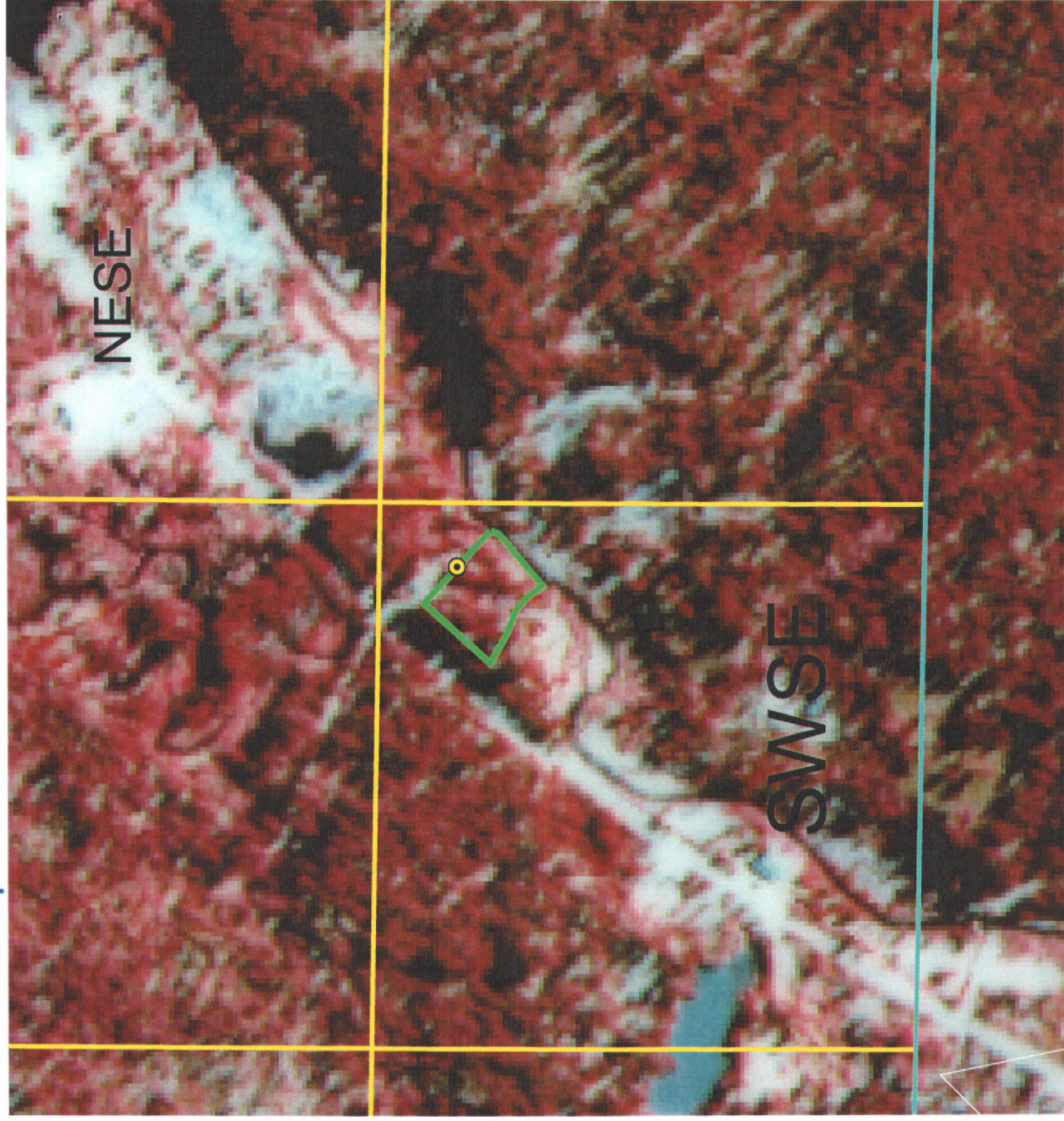


600

0

600

1200 Feet



SRBA Claim Number A63-5002

Date of Photos 09/20/2001

Photographer M. Minicucci

Legal Description T6NRSE33 SWSE

① Place of use.

Photo taken from
east side of property,
behind the house,
looking south
and west.



② Place of use

Photo taken from
front of house, looking
North + east.

Road is Highway 21



33

W

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: A63-05002
Date Received: 5/19/1989
Receipt No: W002896
Received By: EJR

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STEVE BRADLEY 208-392-4430
Address: P.O. BOX 195
IDAHO CITY, ID 83631

AND/OR

Name: CINDY BRADLEY 208-392-4430
Address: P.O. BOX 195
IDAHO CITY, ID 83631

2. Date of Priority: JAN 01, 1948

3. Source: ELK CREEK Trib. to: MORES CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	05E	33	SW	SE			BOISE

5. Description of diverting works:
PUMP, PIPELINE & SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.020		
STOCKWATER	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.020		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/10 RANGE

A63-05002

Page 1

Date: 05/19/89

MICROFILMED
AUG 20 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06N	05E	33	SW	SE	IRR	1.0
			SW	SE	DOMEST	
			SW	SE	STOCK	
					Section Acres	1.0
					Total Acres	1.0

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:
NONE

14. Remarks:
DOMESTIC USE WAS NOT CLAIMED ORIGINALLY DUE TO DOMESTIC WELLS NOT
BEING REQUIRED TO BE FILED ON AT THAT TIME.

15. Basis of Claim: STATUTORY CLAIM

MICROFILMED
AUG 20 1992

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): *Cynthia Bradley* Date: *5-19-89*
_____ Date: _____

State of Idaho)
County of *Ada*) SS.

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

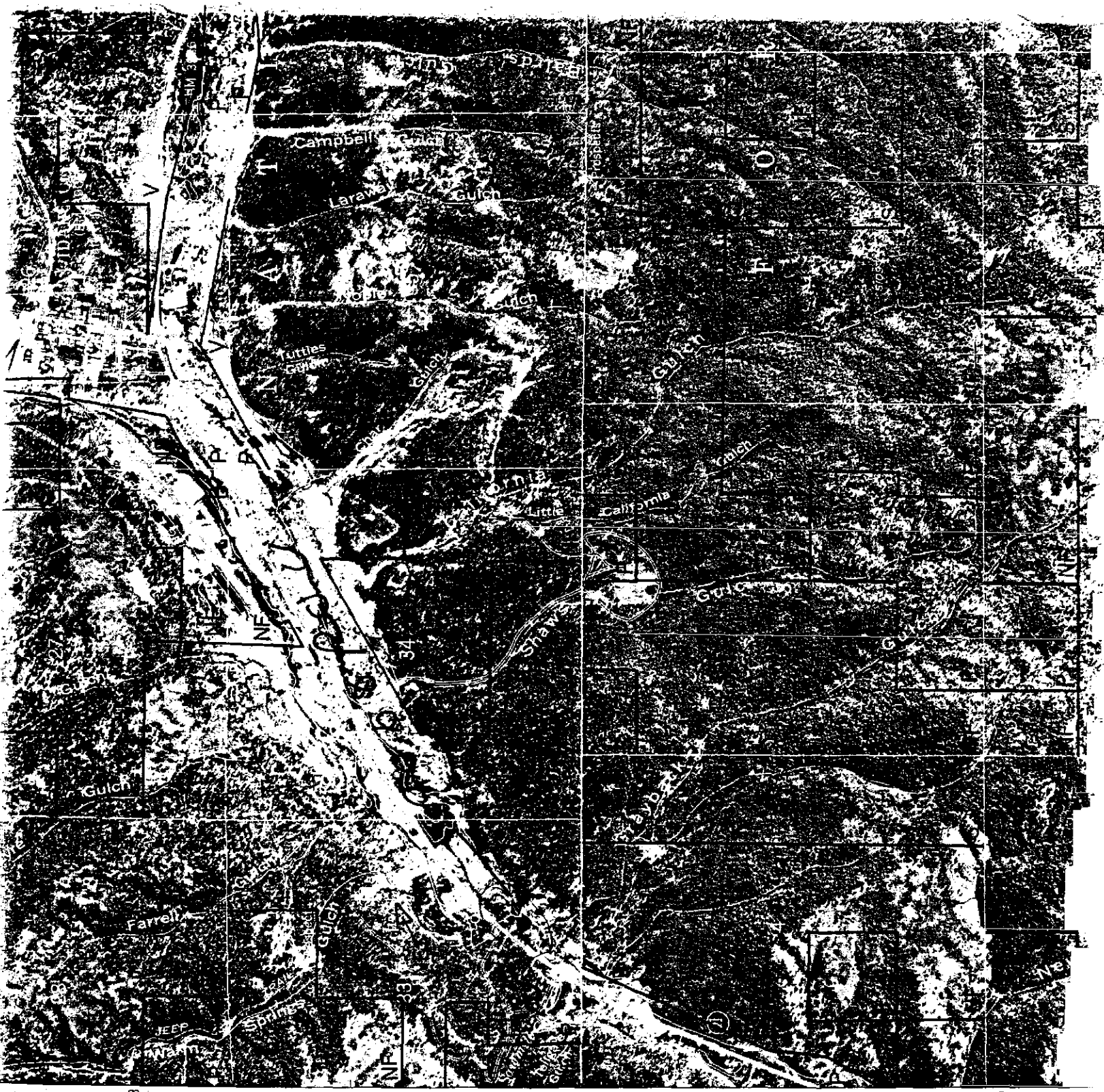
of *May* 19 *89*

Elda House
Notary Public

Seal

Residing at _____

My Commission Expires _____



4853

4852

4851

4850

4849

T.6N.

T.5N.

47° 30"

463-0504

MICROFILMED

AUG 20 1992

02/19/2002

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

RIGHT NUMBER: 63-5002

NAME AND ADDRESS: STEVE BRADLEY
PO BOX 195
IDAHO CITY ID 83631

CINDY BRADLEY
PO BOX 195
IDAHO CITY ID 83631

SOURCE: ELK CREEK

TRIBUTARY: MORES CREEK

QUANTITY: 0.06 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC AND STOCKWATER
USES SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 01/01/1948

POINT OF DIVERSION:

T06N R05E S33 SWSE 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	0.020 CFS
STOCKWATER	01/01 12/31	0.020 CFS
DOMESTIC	01/01 12/31	0.020 CFS

PLACE OF USE: IRRIGATION Within BOISE County

T06N R05E S33 SWSE 1.0

STOCKWATER Within BOISE County

T06N R05E S33 SWSE

DOMESTIC Within BOISE County

T06N R05E S33 SWSE

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.
THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
DOMESTIC USE AND STOCKWATER USE IS NOT A DETERMINATION OF
HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Beneficial Use

STOCKWATER USE IS FOR 10 HORSES.

Idaho Dept of Water Resources

Claim No(s): 63-5002

T06N, R05E, S33

Prepared by: Maria Minicucci

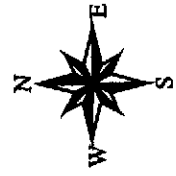
Date: 9/28/2001

☐ Place of Use

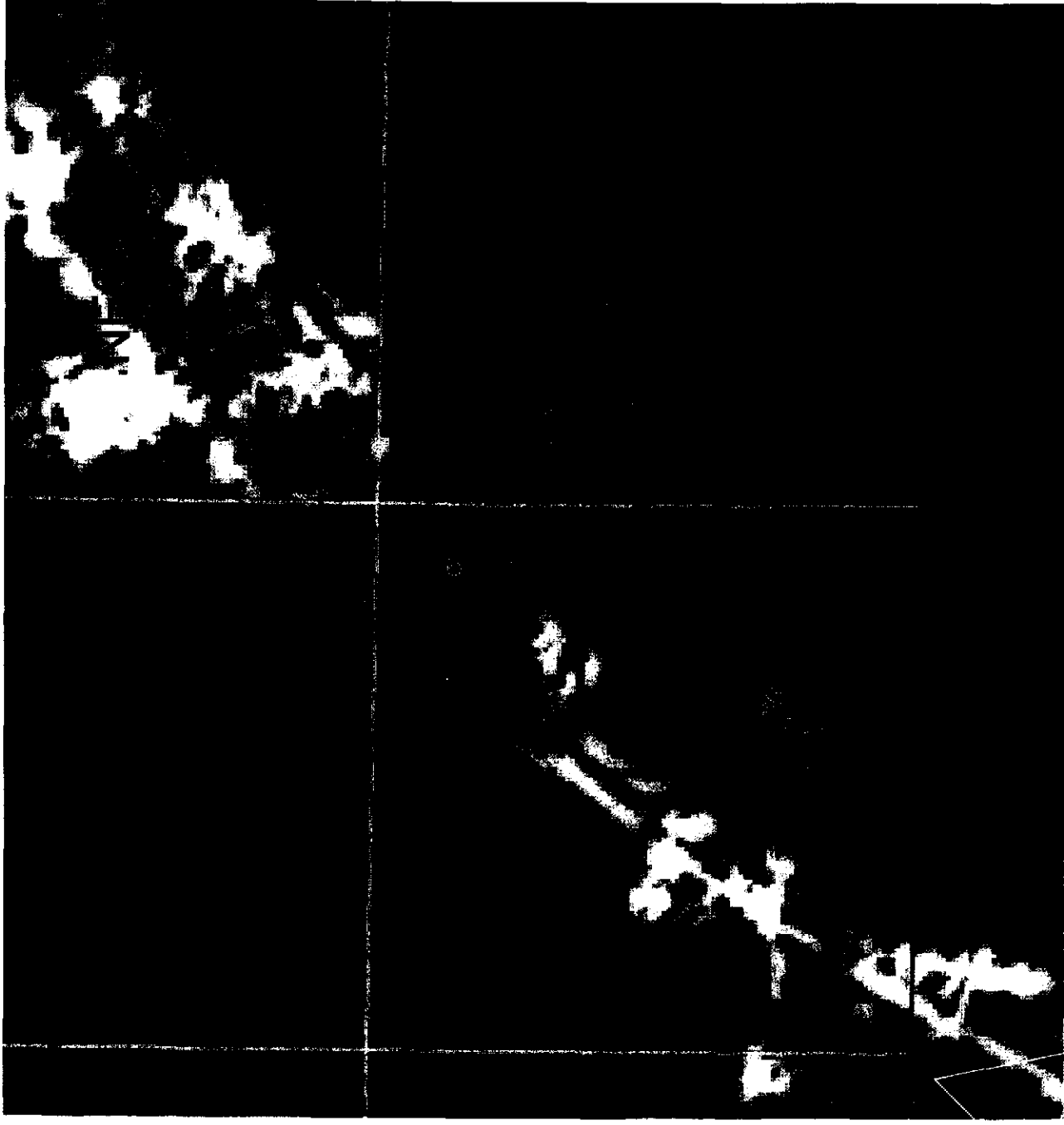
☒ Point of Diversion

☐ Section lines

☐ 1/4 1/4 lines



600 0 600 1200 Feet



1987 NAPP Photo

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

CLAIM NO(s). A63-5002

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: 01/01/1948
(If the priority date, based on your exam, seems questionable, explain below.)

Affidavits of neighbors supports use "in the 1940s" for all
claimed uses.

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:

1/2 HP pump (Floer Model No. FP5172-01), 2" diameter
plastic pipe in stream. Piped to POU. Back up for internal
home use.

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

Use	<u>IRR</u>	From	<u>4/1</u>	To	<u>10/31</u>	Amount	<u>.02</u>	CFS	<u>AFA</u>
Use	<u>Don</u>	From	<u>1/1</u>	To	<u>12/31</u>	Amount	<u>.02</u>	CFS	<u>AFA</u>
Use	<u>Stock</u>	From	<u>1/1</u>	To	<u>12/31</u>	Amount	<u>.02</u>	CFS	<u>AFA</u>

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: 1 Stock # 10 List types: Horses

Additional comments: _____

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

Use: <u>IRR</u>	Township <u>6N</u>	Range <u>5E</u>	Section <u>33</u>	1/4 <u>SW</u>	1/4 <u>SE</u>
Use: <u>Don</u>	Township <u>1</u>	Range <u>1</u>	Section <u>1</u>	1/4 <u>1</u>	1/4 <u>1</u>
Use: <u>Stock</u>	Township <u>1</u>	Range <u>1</u>	Section <u>1</u>	1/4 <u>1</u>	1/4 <u>1</u>
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____

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

Property is located at the confluence of Elk Creek + Pines Creek
(west side of Elk Creek).

Waypoint ID "ELKCR"

Piped to home for non-culinary uses in event of failure of dam. well.

SYSTEM DIAGRAM INCLUDED

(NA)

Shown on GIS Layout

CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 09/20/2001

FIELD EXAMINER: MARIA TINIVUCCI

Print Name

[Signature]
Signature



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

ELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

NAME AND ADDRESS: STEVE BRADLEY
PO BOX 195
IDAHO CITY ID 83631

CINDY BRADLEY
PO BOX 195
IDAHO CITY ID 83631

SOURCE: ELK CREEK TRIBUTARY: MORES CREEK

QUANTITY: 0.06 CFS

PRIORITY DATE: 01/01/1948

POINT OF DIVERSION:

T06N R05E S33 SWSE 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	0.020 CFS
STOCKWATER	01/01 12/31	0.020 CFS
DOMESTIC	01/01 12/31	0.020 CFS

PLACE OF USE: IRRIGATION Within BOISE County

T06N R05E S33 SWSE 1.0

STOCKWATER Within BOISE County

T06N R05E S33 SWSE

DOMESTIC Within BOISE County

T06N R05E S33 SWSE

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.
Stockwater use is for 10 horses.

EXPLANATORY MATERIAL: Beneficial Use

SRBA Claim Number A63-5002 Date of Photos 09/20/2001
Photographer M. Minicucci Legal Description 76NRSE533 SWSE

① Place of use.

Photo taken from
east side of property,
behind the house,
looking south
and west.



② Place of use

Photo taken from
front of house, looking
North + east.

Road is Highway 21



A63-05002

Elk Creek

1) Description of div works

$\frac{1}{2}$ HP pump

Floer

Model No. FPS172-01

2" diameter PVC pipe in stream

Pumped to pond

2) No. of stock? 10 Horses

3) Dom use? ✓

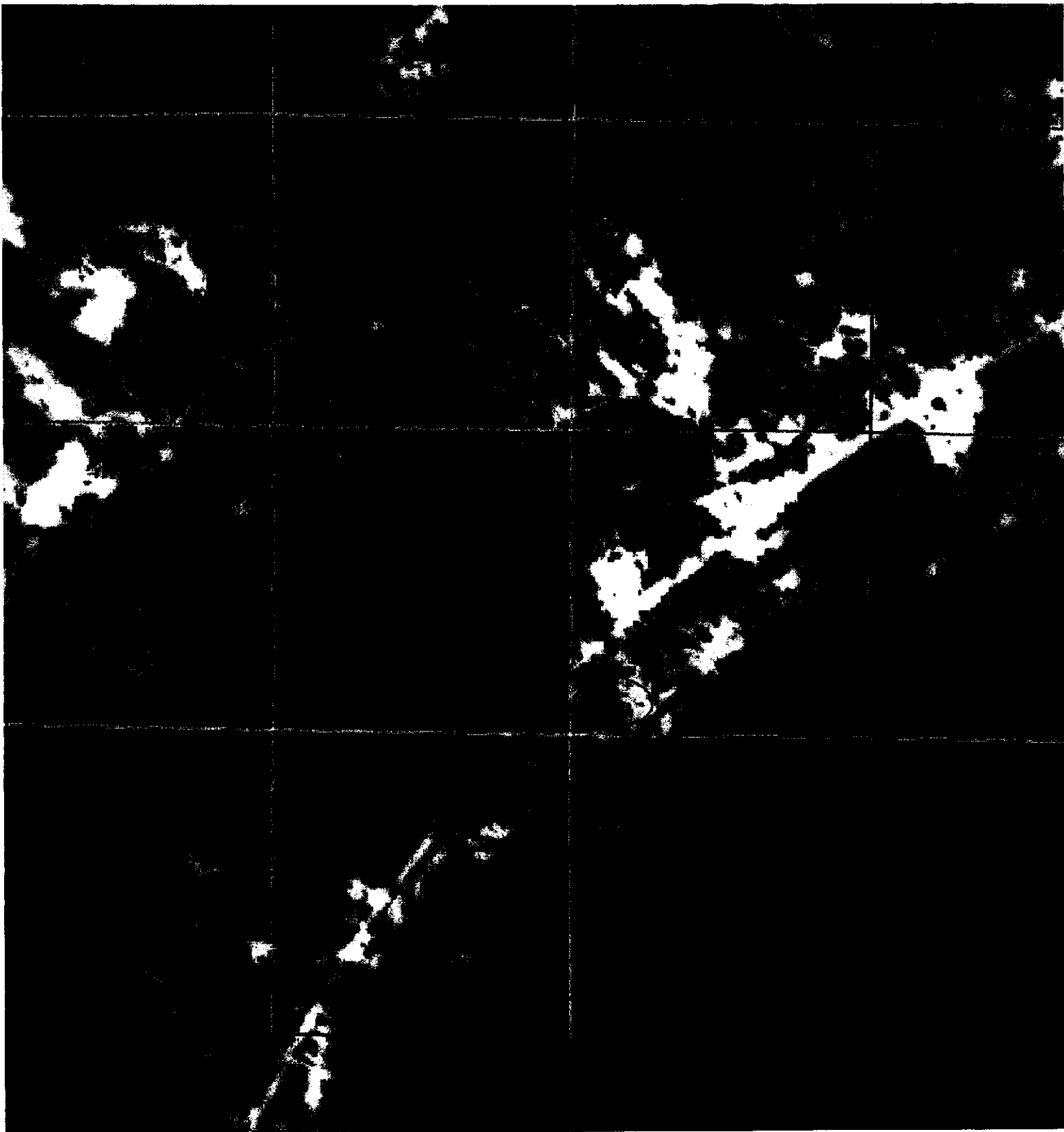
Back up for home

4) GPS of pond Waypoint No. 1 "ELKCR"

5) same irrigation as Jones Creek water?

No

Property is located @ confluence of Elk Cr + Jones Creek



2/2

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A63-05002, -15418

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent T. Minicucci Date 9/14/2001

Contact Person(s) Cindy/Steve Bradley 392-4430

Nature of Contact Field Exam Appr

Substance of Communication 9/14: 10:30 left msg on machine

Hwy 21 @ Elk Creek 3691
→ Grayback Camp
1/8 mile 2 black mailboxes
Brown house

RECEIVED

SEP 11 2001

WATER RESOURCES
WESTERN REGION

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))

AFFIDAVIT

63-5002)
State of Idaho)
County of BOISE)

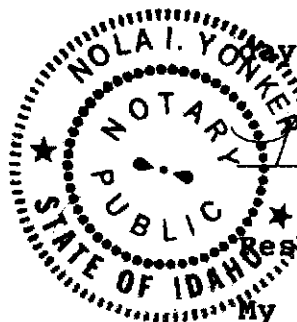
Clifford Neale Carlson being first duly sworn,
deposes and says: In the year 1959 I lived at the
Present Residence of Steven and Cindy Bradley, the water
for the lawn sprinkler system was pumped from Elk
Creek at that time as present and had been used
from the time Dallas Harris built the house in the
1940's

Clifford Neale Carlson
(Signature)

Subscribed and sworn to before me this

5th of September, 192001.

SEAL



Nola J. Yonker
(Notary Public)

Residing at Idaho City, Id.

My Commission Expires 9/12/06.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 15, 2001

STEVE BRADLEY
PO BOX 195
IDAHO CITY, ID 83631

Re: Claim No(s) 63-5002

63-15418

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is **NOT** to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "**Priority Date**" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority be submitted at this time.

Enclosed is a pamphlet entitled "**Evidence of Priority**" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify claims in this area are now being conducted by Department personnel. Please contact this office as soon as possible to schedule a field exam appointment convenient for you.

The required evidence supporting the priority date(s) must be submitted by **October 15, 2001**, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter, or the enclosed pamphlet, please call the Western Region office shown above.

Adjudication Section
Department of Water Resources
Western Region Office

JS:lh
Enclosures

66