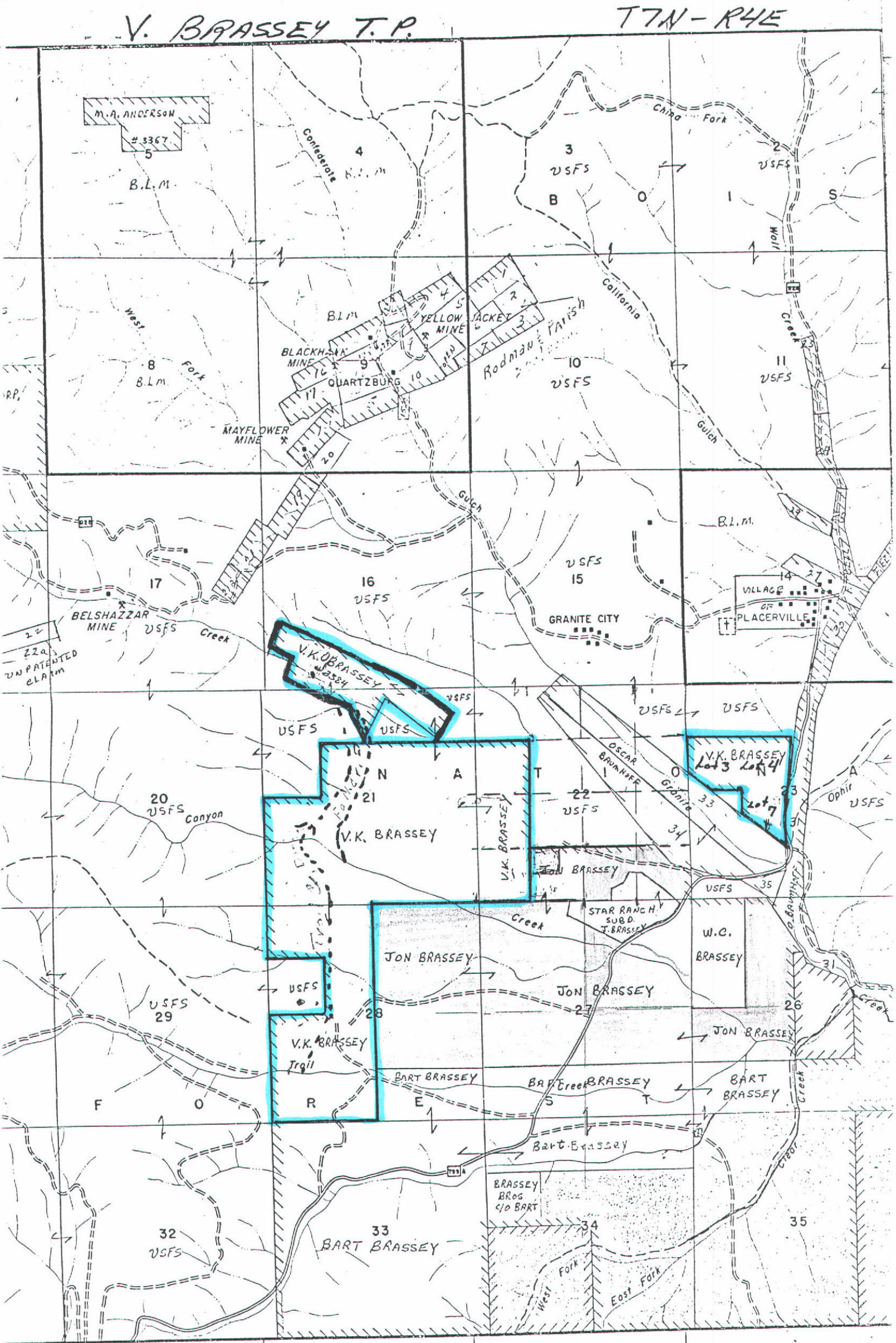




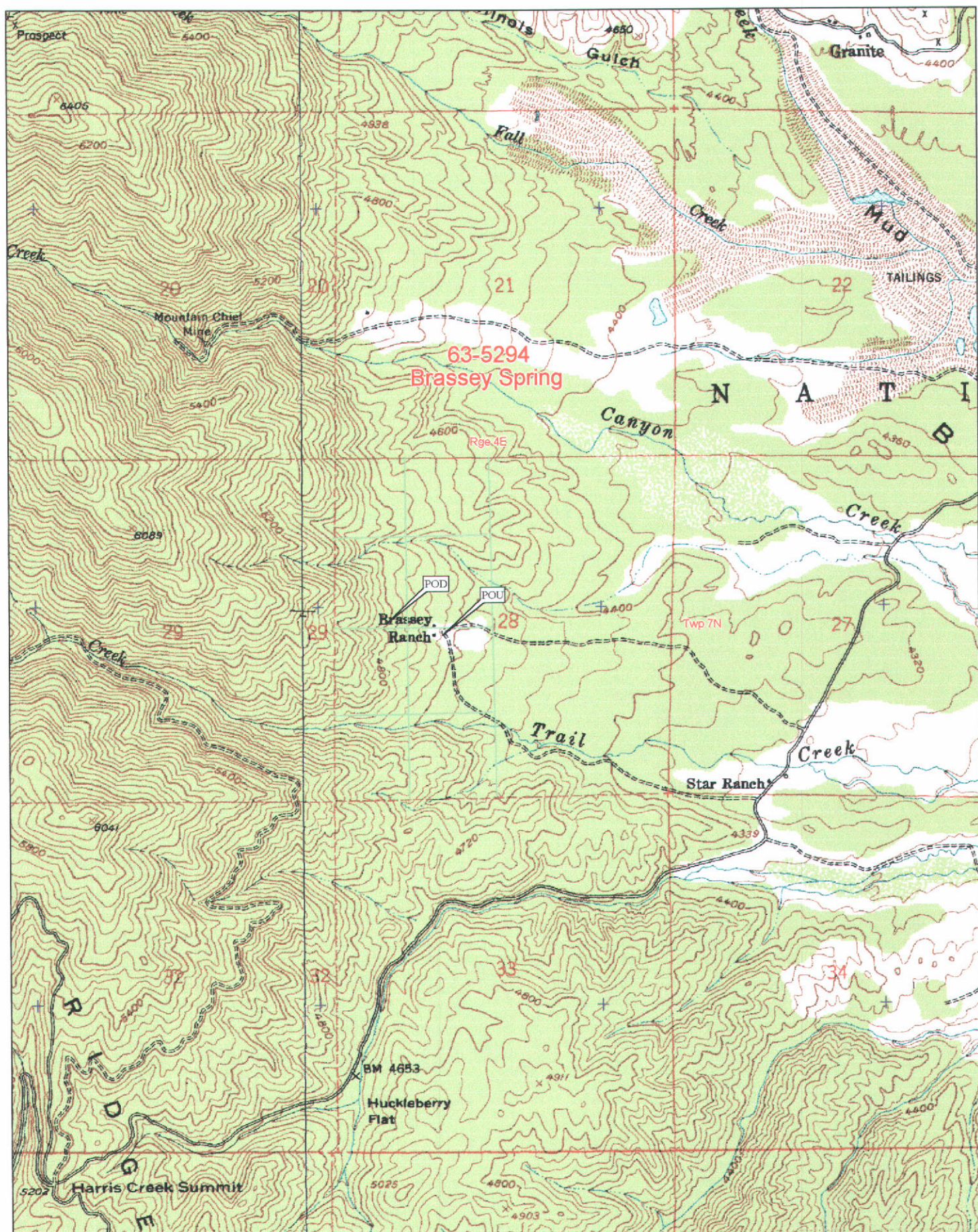




Photo 1. FX 6-24-02 by RDH. 63-5294 Catch tank of spring, AKA "Brassey Spring" point of diversion. Located in the SESWNW, S28, T07N, R04E. Overlapping domestic right 63-5293, piped to homes. Overflow goes into gravity ditch irrigation for 63-5294.



Photo 2. Overlapping domestic right 63-5293 covers domestic internal and external lawn sprinkling.

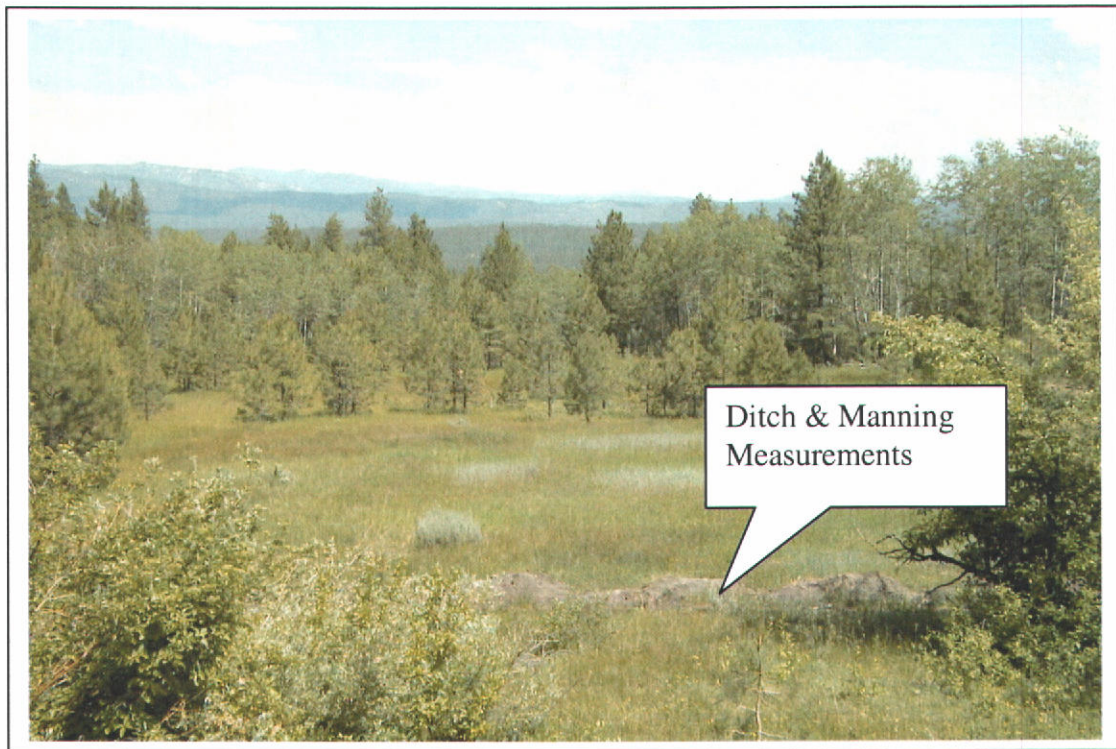
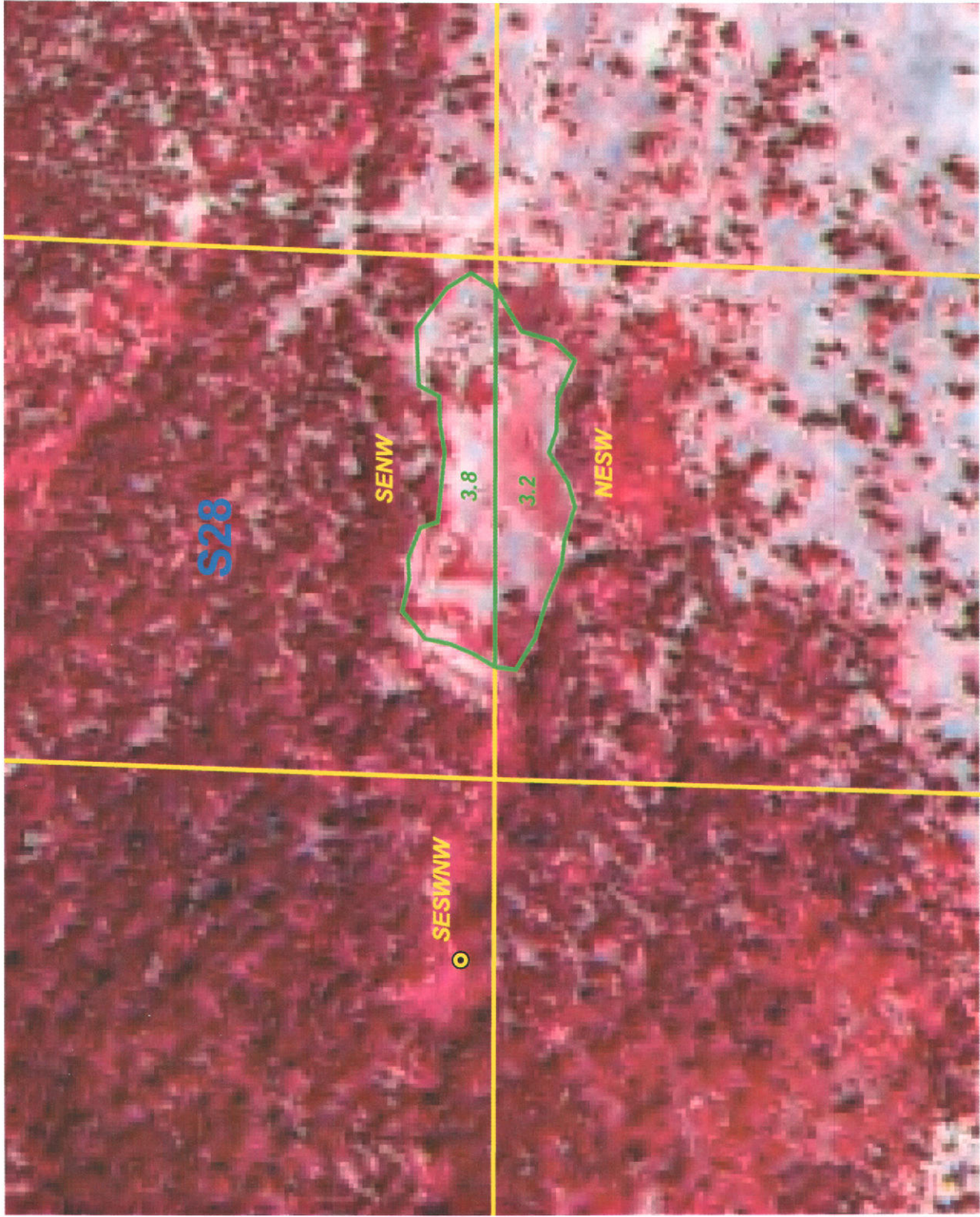


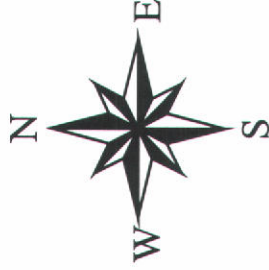
Photo 3. Place of use view to the East, shows irrigation from gravity flow ditch from overflow from catch tank of spring as shown in photo 1. Irrigation located in the SENW and NESW, S28, T07N, R04E. Manning measurement location.

IDAHO DEPARTMENT OF WATER RESOURCES

Claim: 63-05294
Updated: 6-28-02
Prepared By: Ron Howerton



T07N, R04E
S28



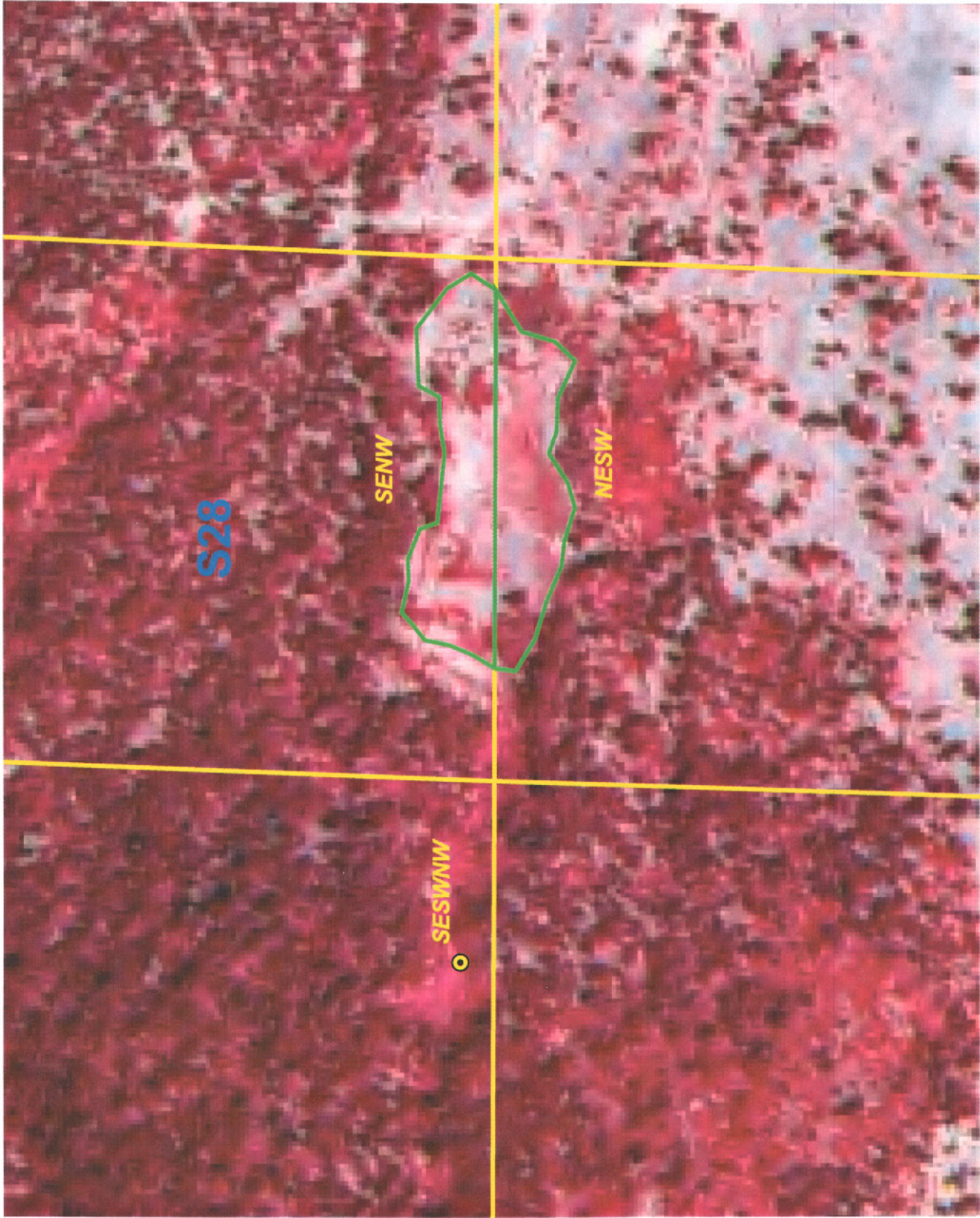
- Point of Diversion
- Place of use
- Section
- Quarter/Quarter

7 Acres

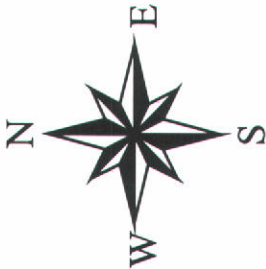
1987 NAPP

IDAHO DEPARTMENT OF WATER RESOURCES

Claim: 63-05294
Updated: 6-28-02
Prepared By: Ron Howerton



T07N, R04E
S28

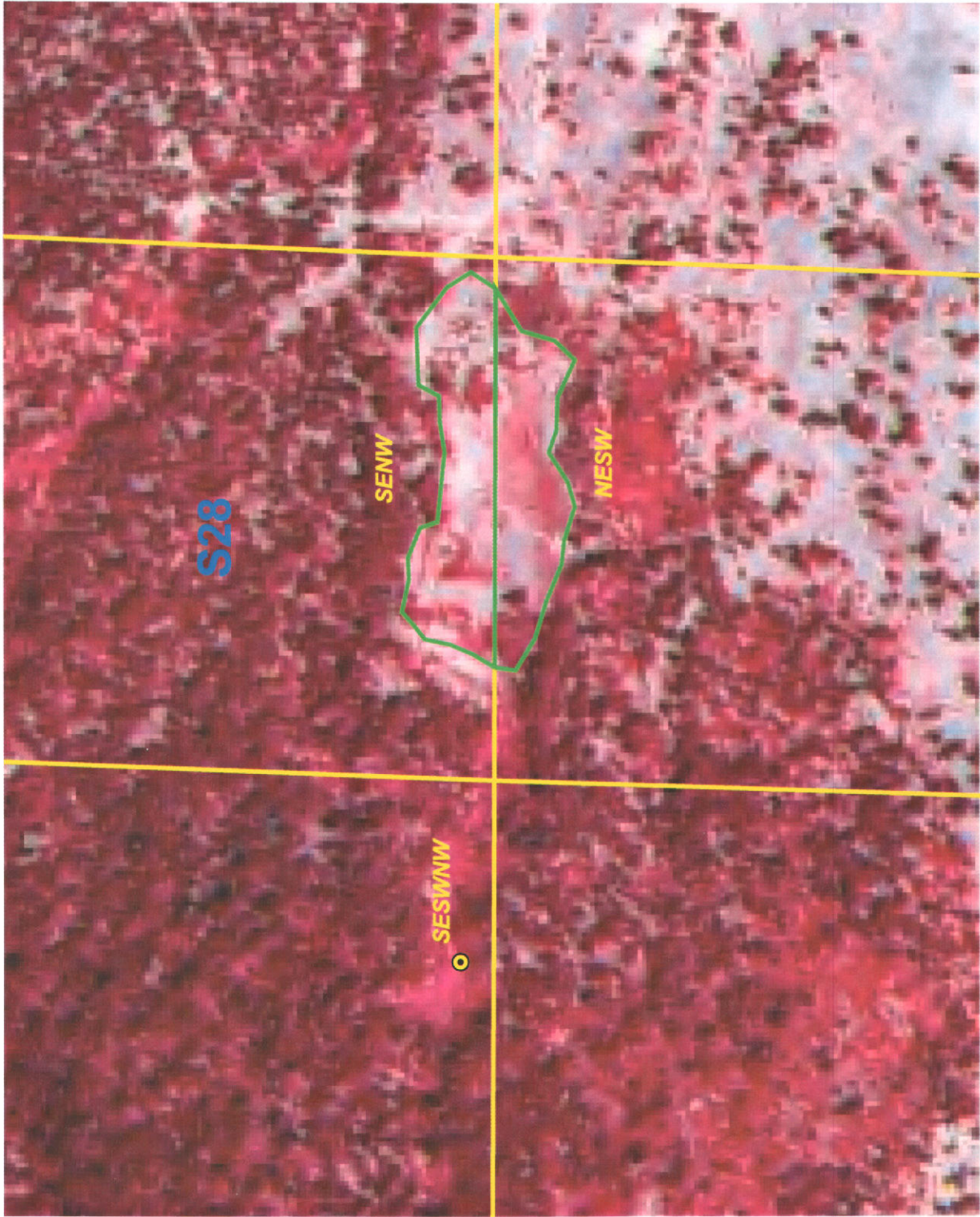


- Point of Diversion
- Place of use
- Section
- Quarter/Quarter

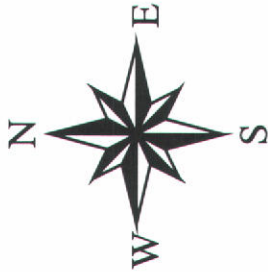
1987 NAPP

IDAHO DEPARTMENT OF WATER RESOURCES

Claim: 63-05294
Updated: 6-28-02
Prepared By: Ron Howerton



T07N, R04E
S28



- Point of Diversion
- Place of use
- Section
- Quarter/Quarter

1987 NAPP





NOTICE FOR PUBLICATION.

(PUBLISHER.)

"Capital News"
Boise, Idaho

DEPARTMENT OF THE INTERIOR,

U. S. LAND OFFICE at Boise, Idaho.

April 17, 1924, 191

NOTICE is hereby given that Willis C. Brassey, of
Placerville, Idaho, who, on May 9, 1922, 191, made
Homestead Entry, No. 026417, for
(Kind of application or entry.) N1NW1, Section 28,
Township 7 North, Range 4 East, Boise Meridian,
has filed notice of intention to make 3 year
(If homestead, insert "five year," "three year," or "commutation," as case may be.)
Proof, to establish claim to the land above described, before
Register and Receiver at the United States Land Office, at
(Name of Officer.)
Boise, Idaho, on the 26th day of
May, 1924, 191

Claimant names as witnesses:

E. White, of _____
John Blum, of _____
Frank Mosso, and, of _____
W. Ranft, all, of Placerville, Idaho.

ABC

Bartlett Sinclair.

Register.

AFFIDAVIT OF PUBLICATION.

32-Publisher: Return this form to the
Register at the end of the period of publi-
cation, with the "Affidavit of Publication"
properly executed.

NOTICE FOR PUBLICATION
Serial 026417
Department of the Interior, U. S. Land
Office at Boise, Idaho, April 17, 1924.
Notice is hereby given that Willis C.
Brassey of Placerville, Idaho, who, on
May 9, 1922, made Homestead Entry, No.
026417, made Homestead Entry, No. 026417,
Section 28, Township 7 North, Range 4 East, Boise Meridian,
has filed notice of intention to
make 3 year Proof, to establish claim to
the land above described, before Register
and Receiver at the United States Land
Office at Boise, Idaho, on the 26th day
of May, 1924.
Claimant names as witnesses:
E. White, John Blum, Frank Mosso,
and W. Ranft, all of Placerville, Idaho.
BARTLETT SINCLAIR, Register.
Atty. Gen. C. M. 13

I, John W. Veatch,
Principal clerk, of the
(Publisher or foreman.)
Capital News,
(Name of newspaper.)
published weekly at Boise,
(Daily or weekly.) (Place.)
do solemnly swear that a copy of the above notice, as per clipping
attached, was published weekly in the regular and
(Daily or weekly.)
entire issue of said newspaper, and not in any supplement thereof,
for 5 consecutive times, commencing with the
issue dated April 20, 1924, and ending with the
issue dated May 18, 1924

John W. Veatch
(Signature.)

Subscribed and sworn to before me this 19 day of May, 1924

[Signature]
(Official designation.)

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

RECEIVED

JUL 19 2002

**WATER RESOURCES
WESTERN REGION**

AMENDED

Ident. Number 63-5294
Date Received: 5/17/1989
Receipt No: C006835
Received By:

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

1. Name of Claimant(s)

VERNON K BRASSEY FAMILY PARTNERSHIP Phone: (208)342-0242
2602 TERRACE WAY
BOISE ID USA 83702

2. Date of Priority: 04/01/1863

3. Source: SPRING Trib. to: CANYON CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07N	04E	28	SE SW NW	BOISE	

5. Description of diverting works:

CATCH TANK & DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.18	

7. Total Quantity Appropriated is:

0.18 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	28	SE NW	IRRIGATION	3.8
			NE SW	IRRIGATION	3.2
				Section Acres	7
				Total Acres	7

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:

SOURCE IS ALSO KNOWN AS BRASSEY SPRING.

15. Basis of Claim: Beneficial Use

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 Organizations:

I do solemnly swear or affirm that I am a Managing Partner of the Vernon K. Brancey Family Partnership that I have signed the foregoing document in the space below as Managing Partner of the Vernon K. Brancey Family Partnership and that the statements contained in the foregoing document are true and correct.

Carol Lynn Brancey
Signature of Authorized Agent
Managing Partner, the Vernon K. Brancey Family Partnership
Title and Organization
7-17-2002
Date

State of Idaho)
County of Ada) SS.

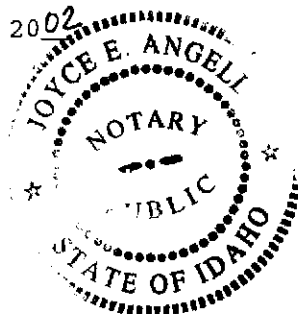
Subscribed and sworn (or affirmed) before me this

July 17 2002

Joyce E. Gell
Notary Public

Residing at Boise, Idaho

My commission Expires 7-24-02



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 63-5294
Date Received: 5/17/1989
Receipt No: C006835
Received By:

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

1. Name of Claimant(s)

VERNON K BRASSEY FAMILY PARTNERSHIP Phone: (208)342-0242
2602 TERRACE WAY
BOISE ID USA 83702

2. Date of Priority: 06/01/1922

3. Source: BRASSEY SPRING Trib. to: CANYON CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07N	04E	28	SW NW	BOISE	

5. Description of diverting works:

CATCH BASIN & DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.24	

7. Total Quantity Appropriated is:
0.24 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	28	SE NW	IRRIGATION	3
			NE SW	IRRIGATION	7
				Section Acres	10
				Total Acres	10

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:

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 Organizations:

I do solemnly swear or affirm that I am _____ of
Title

_____, that I have signed the foregoing

Organization
document in the space below as _____ of

Title
_____ and that the statements contained in the

Organization
foregoing document are true and correct. _____

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

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

CIVIL CASE NUMBER: 39576

Ident. Number: A63-05294
Date Received: 5/17/1989
Receipt No: C006835
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: VERNON K BRASSEY FAMILY PARTNERSHIP 208-342-0242
Address: 3200 TREASURE DR
BOISE ID 83703

2. Date of Priority: JUN 1, 1922

3. Source: BRASSEY SPRING Trib. to: CANYON CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	04E	28	NW	NW			BOISE

5. Description of diverting works:
CATCH BASIN & DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.240		

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

8. Total consumptive use is 25.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	04E	28	NE	NW		IRR	10.0

Section Acres 10.0

Total Acres 10.0

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:

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

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: ³⁹⁵⁷⁶¹
Ident. Number ALB-05294
Date Received 5-17-89 RR
Receipt Number 0006835

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Vernon K. Brassey Family Partnership Phone (208) 342-0242
Mailing Address 3200 Treasure Dr. Boise ID Zip 83703

2. Date of Priority (Only one (1) per claim) 1922

3. Source of water supply (a) BRASSEY Spring
which is tributary to (b) Canyon Creek

4. a. Location of existing point of diversion is: Township 7N Range 4E Section 28,
NW 1/4 of NW 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Catch Basin with gravity

irrigation.

MICROFILMED

JUL 25 1994

6. -Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3-15 to 11-15 amount .24 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .24 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 25 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.)

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

[illegible]

Total number of acres irrigated 10

11. In which county (ies) are lands listed above as place of use located? Boise

12. Do you own the property listed above as place of use? Yes i / No
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None (~~X~~)

14. Remarks: Vernon K. and Isabel J. Brassey acquired land from W.C. and Mary J. Brassey. Property was given to The Vernon K. Brassey Family Partnership on July 14, 1988, Record No. 130796.

MICROFILMED

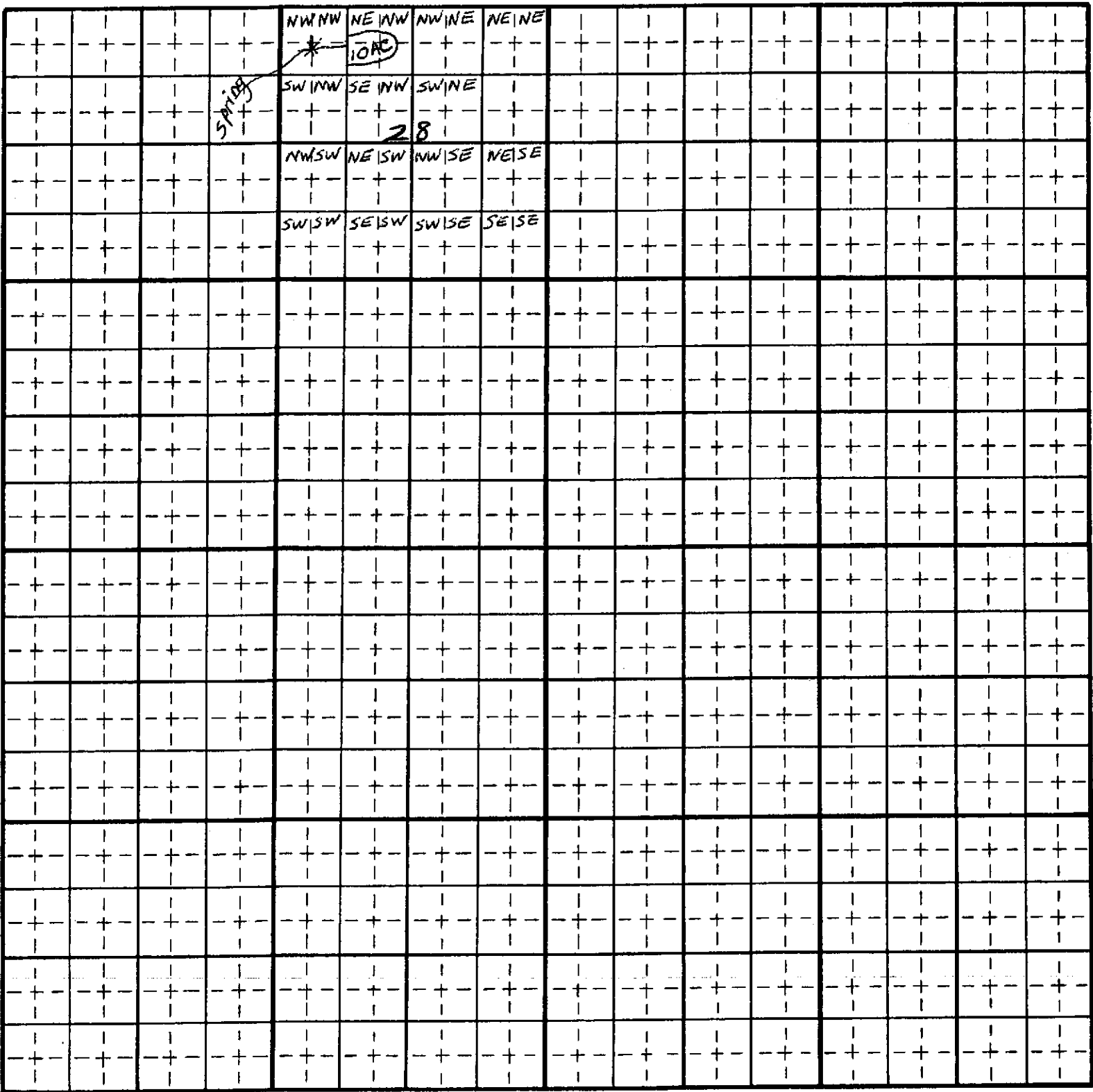
Last Name BRASSEY Ident No. _____

Copies: White State Employee

Ranch Migration

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

Scale: 2 inches equals 1 mile



MICROFILMED

JUL 25 1994

Last Name BRASSEY Ident No. _____

Copies: White-State, Yellow-Claimant

ranch irrigation
15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 63-5294

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am a Managing partner _____

of the Vernon K. Brassey Family Partnership _____, that I have signed the foregoing
Organization

document in the space below as managing partner _____ of the Vernon K. Brassey Family Partnership _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Vernon K. Brassey _____

Title and Organization Manager, Vernon K. Brassey Family Partnership Date 5-14-89

State of Idaho/or _____)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 14 day of MAY 19 89

SEAL

Notary Public [Signature]

Residing at BOISE

My Commission Expires JULY 1 1990

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

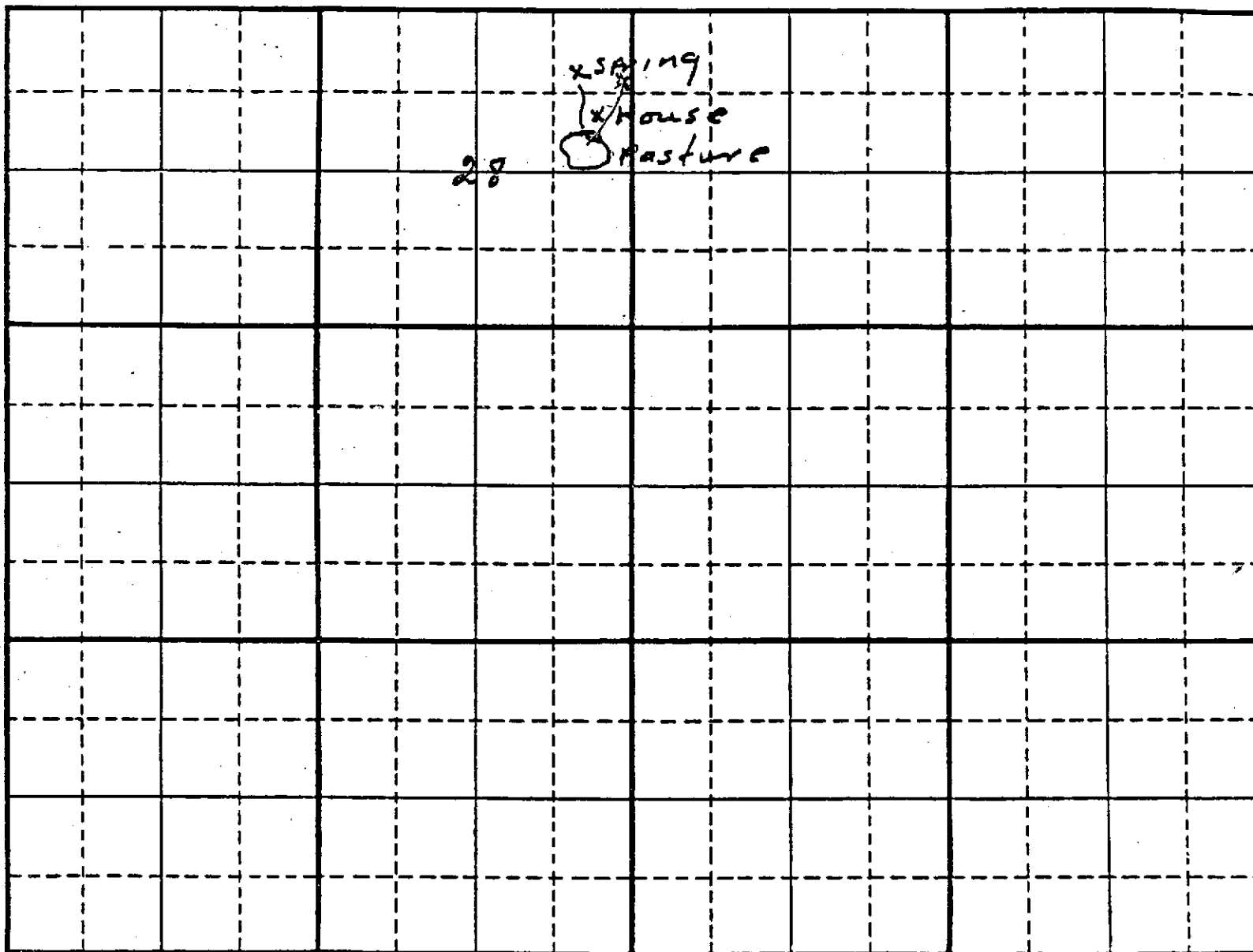
Address _____

Date _____

Last Name _____ Ident. Number _____

MICROFILMED
Copies White-State, Yellow-Claimant
JUL 25 1994

(B) Remarks Vernon K. and Isabel Brassey
acquired land from W. C. and
Mary J. Brassey 19



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of _____) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

MICROFILMED

(Claimant) 2 5 1994

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR TWIN FALLS COUNTY**

In Re SRBA)
)
Case No. 39576)
)
_____)

Subcase Nos. 63-5232, 63-5294, 63-5295, 63-5304

AFFIDAVIT OF VERNON K. BRASSEY

STATE OF IDAHO)
) ss:
COUNTY OF ADA)

Vernon Keith Brassey, being first duly sworn, deposes and says:

1. I was born in 1923 and was raised in Placerville, Boise County, Idaho. My father, W.C. Brassey, had been in the Boise Basin area, and in particular Placerville, Idaho, since approximately 1913.
2. I am a resident of the City of Boise, County of Ada, State of Idaho, and reside at 3200 Treasure Drive, Boise Idaho. I also have a home near Placerville, Idaho, where I live a portion of each year.
3. I am the direct predecessor in title to the Vernon K. Brassey Family Partnership, an Idaho limited liability partnership, to property in Boise County, generally described as:

Township 7 North, Range 4 East, B.M., Boise County, Idaho:

Section 16: SESW
Section 21: NENE (Lot 1), NWNE (Lot 2), NENW (Lot 3), S1/2,
 S1/2NE1/4, SENW
Section 22: SWNW, NWSW, SWSW
Section 23: NESW (Lot 7), SENW (lot 4), SWNW (Lot 3)
Section 28: SW1/4, SENW, N1/2NW1/4

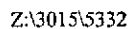
Exhibit A, attached hereto and incorporated herein, is a map of the Boise County property I owned and later conveyed to the Vernon K. Brassey Family Partnership.

4. A stream known as Canyon Creek runs through the property described in paragraph 3 above. A spring commonly referred to as the Brassey Spring but shown upon various maps as an unnamed spring also runs through the property described in paragraph 3 above. Brassey Spring is tributary to Canyon Creek. The water from the spring and Canyon Creek is utilized for the irrigation of adjacent grounds and has been for as long as I can remember. My parents used the spring water to irrigate the property for grazing cows, sheep, pigs and horses. The spring water also provided stock water for these same animals. I have continued irrigation from the spring since the late 1940's.
5. A stream known as Fall Creek runs through the property described in paragraph 3 above. Water from Fall Creek and Canyon Creek has been used for mining on adjacent lands as long as I can remember. A large Norwegian Community lived on this property from the early 1900's and used vast amounts of Canyon Creek water in their dredge mining operations. The Norwegians also panned gold and irrigated the land for grazing livestock. I was a friend of the Doaka brothers who were part of the Norwegian community that was dredge mining on the property. My uncle, Anthony Fairchild, and his wife Della had a placer mine on the property from approximately 1915 to the late 1950's and placer mined during those years. A dredge mine operated on the property until 1948, when I spent an entire summer tearing the dredge down and moving it to Long Valley in Valley County, Idaho. I have personally observed continuous mining activity on the property to the present.
6. A stream known as Woof Creek runs through the property described in paragraph 3 above. Water from Woof Creek has been diverted and impounded for a pond as long as I can remember. The pond was originally used for mining, then logging, and now for aesthetic purposes.
7. There are many ditches on the property described in paragraph 3 which I maintained for most of my life. They are still prevalent today and in the spring my son uses them to irrigate the adjacent ground. We still allow Frank Shields to run his sheep through our

8. Canyon Creek, Brassey Spring (also known as an unnamed spring), Fall Creek, and Woof Creek were used prior to my acquisition of the above-described property and the reputation in the area was that the springs and creeks were utilized from the first settlement of the area, being approximately 1863.

DATED this 17th day of July 2002.

SUBSCRIBED AND SWORN to before me this 17 day of July 2002.



Affidavit of Vernon K. Brassey – Page 3

77N-R4E

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 A63-05294

Date Received _____

Receipt Number _____

AMENDED NOTICE OF CLAIM
TO A
WATER RIGHT
AQUIRED UNDER STATE LAW

RECEIVED

NOV 29 2001

WATER RESOURCES
WESTERN REGION

Please type or print clearly

1. Name of Claimant(s) Vernon K. Brassey Family Partnership Phone (208) 342-0242
Mailing Address 2602 Terrace Way, Boise, Idaho Zip 83702
2. Date of Priority (Only one (1) per claim) 1922
3. Source of water supply (a) Brassey Spring
Which is tributary to (b) Canyon Creek
4. a. Location of point of diversion is: Township 7N Range 4E Section 28, _____ $\frac{1}{4}$ of SW $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt.
Lot _____, B.M., County of Boise
Additional points of diversion if any: _____
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of
_____ $\frac{1}{4}$, Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc.),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as
enlarged and the depth of each well. Catch basin with gravity irrigation.

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 3/15 to 11/15 amount .24 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .24 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 25 acre feet per annum.

9. Non-irrigation uses; describe fully. (Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	
7N	4E	28								3	7								10

Total number of acres irrigated 10

11. In which county (ies) are lands listed above as place of use located? Boise

12. Do you own the property listed above as place of use? Yes XX No _____

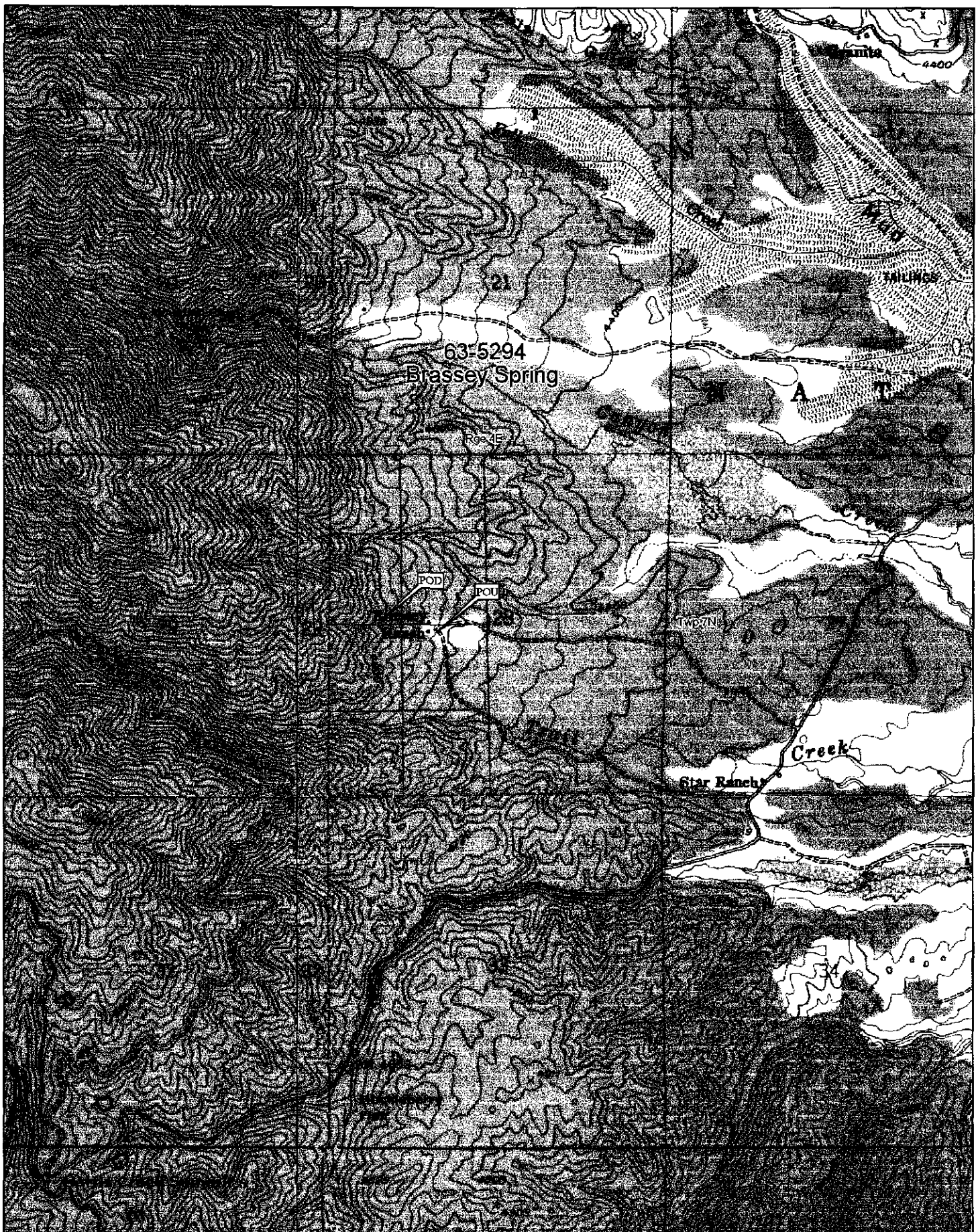
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

_____ or None (XX)

14. Remarks:

Vernon K. and Isabel J. Brassey acquired land from W.C. and Mary J. Brassey. Property was given to the Vernon K. Brassey Family Partnership on July 14, 1988, Record No. 131796.



15. Basis of Claim (Check One) Beneficial Use XX Posted Notice _____ License _____ Permit _____
Decree _____

If applicable provide IDWR Water Right Number 63-5294

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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." 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ a Managing Partner

of Vernon K. Brassey Family Partnership _____, that I have signed the foregoing

Organization

document in the space below as Managing Partner of Vernon K. Brassey Family Partnership

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Cara L. Brassey

Title and Organization

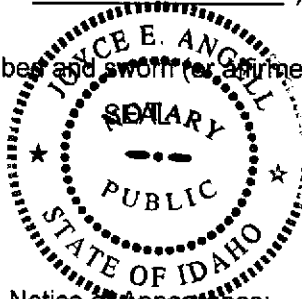
Managing Partner
Vernon K. Brassey Family Partnership

Date 11/26/2001

State of Idaho/or _____)

County of Ada) SS.

Subscribed and sworn to (or affirmed) before me this 26th day of November 2001



Notary Public Joyce E. Angell

Residing at Boise, Idaho

My Commission Expires July 24, 2002

17. Notice of Appearance:

Please Print Name

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Brassey Ident. Number A63-5294

\$160.00

Water Right Number - 63-05294 Prefix Translation: WATER RIGHT Old (D) Number -
+ - - - - Last Name - - - - + - - - - First Name - - - - + - - - - Address - - - - - +*** C - CURRENT OWNER ***
BRASSEYVERNON K.
1 - 3200 TREASURE DR.
2 -
3 -
City- BOISE State- ID Zip- 83703
Phone -
ISABEL J.
1 - 3200 TREASURE DR.
2 -
3 -
City- BOISE State- ID Zip- 83703
Phone -+ - - Priority Date - - - + - - - Region - - - + - - - Stage - - - + - - - Status - - - +
06/01/1922 14 WESTERN S - STATUTORY CLAIM+ - - Source - - - + - - - Tributary - - - + - - -
BRASSEY SPRING CANYON CREEK+ - - Point of Diversion - - - + - - - Stream Index (Blank if no Index Code) - - - +
TwN Rng Sec Tract Lot Rf/g County (15) BOISE

07N 04E 28 NW NW 10.0

+ - - Description - - - + - - - Water Use - - - + - - -
Code Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 06/01 08/31 0.240

+ - - Total Div. Rate - - - + - - - Total Div. Volume - - - + - - - Total Div. Capacity - - - +
0.240+ - - Place of Use - - - + - - - County - - - +
TwN Rng Sec Tract Lot Acres Code Description (15) BOISE

07N 04E 28 NE NW 10.0 01 IRRIGATION

Total Acres: 10.0

+ - - Diversion Means - CATCH BASIN & DITCHES

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - Remarks - - - + - - -
No Remarks found.+ - - Old Water Right Numbers - - - + - - -
No Old Water Right Numbers found.

MICROFILMED

JUL 25 1993

+ - - - - - Audit Fields - 02/27/84 05/01/88 CONVERT		+ - - - - - Water Rights Dates and Flags Area		+ - - - - -	
Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Exam to S.O. Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000	Presumption Flag	-		

JUL 25 1994

RECEIVED

JAN 31 2003

Department of Water Resources

**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

A. Subcase: 63-05294
STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America, Acting through the USDA Forest Service
Address: 550 West Fort Street
MSC 033
Boise, Idaho 83724
Daytime Phone: (208) 331-5943

Name and Address of Attorney, if any:

David L. Negri
550 West Fort Street
MSC 033
Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN THE DIRECTOR'S REPORT

Name: Vernon K Brassey Family Partnership
Address: 2602 Terrace Way
Boise, ID 83702

D. I object to the following elements as recommended in the Director's Report.
(Please check the appropriate box(es)).

1. ☐ **Name and Address**

Should be:

2. ☐ **Source**

Should be:

3. ☐ **Quantity**

Should be:

4. ☐ **Priority Date**

Should be:

5. ☒ **Point(s) of Diversion**

Should be: See E below.

6. ☐ **Instream Flow Description**

Should be:

7. ☐ **Purpose(s) of Use**

Should be:

8. ☐ **Period of Year**

Should be:

9. ☐ **Places of Use**

Should be:

11. I object because:

☐ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION(S):**

The point of diversion shown on the Directors Report Recommendation is on National Forest System land. The claimant is not authorized to occupy and use National Forest System lands for this purpose.

F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Michael Collette , duly sworn, upon oath, deposes and says:
(Name of person filing objection)

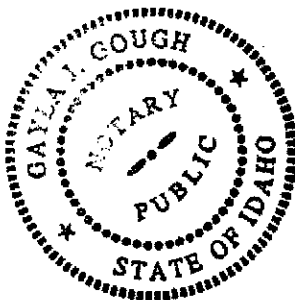
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Michael Collette
(Signature of person filing objections)

David Negin
(Attorney signing in representative capacity)

Subscribed and sworn before me on:

January 30, 2003
Gayla J. Gough



Notary Public for: Idaho
Residing at: Kuna, Idaho
Commission Expires: 11/17/2004

INSTRUCTIONS FOR MAILING

You must mail the objection to the Clerk of the Court. FAX filings will not be accepted. You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on 1/30/03, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

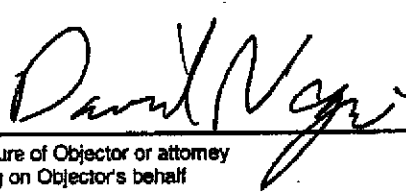
Name: Vernon K Brassey Family Partnership
Address: 2602 Terrace Way
Boise, ID 83702

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resource
Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney
mailing on Objector's behalf

07/23/2002

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

RIGHT NUMBER: 63-5294
NAME AND ADDRESS: VERNON K BRASSEY FAMILY PARTNERSHIP
2602 TERRACE WAY
BOISE ID 83702
SOURCE: SPRING TRIBUTARY: CANYON CREEK
QUANTITY: 0.18 CFS
PRIORITY DATE: 04/01/1863
POINT OF DIVERSION:
T07N R04E S28 SESWNW 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	0.180 CFS

PLACE OF USE: IRRIGATION Within BOISE County

T07N R04E S28	SESW	3.8	T07N R04E S28	NESW	3.2
---------------	------	-----	---------------	------	-----

7 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: Beneficial Use
SOURCE IS ALSO KNOWN AS BRASSEY SPRING.

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

CLAIM NO(s). A63-5294

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: 6-1-1922 1863
(If the priority date, based on your exam, seems questionable, explain below.)

AFFIDAVIT

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

Source found: SPRING AKA BRASSEY SPRING

4. ☒ No Change — POINT OF DIVERSION

☐ Point of diversion is different than the claim and/or new P/D's: CLARIFIED TO 10 ACRE TRACT
Township _____ Range _____ Section _____ 1/4 SE 1/4 SW 1/4 NW
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____

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

SPRING FLOWS INTO CATCH TANK, OVERFLOWS INTO
Ditch for gravity irrigation

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 .18 CFS _____ AFA

8. ☐ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

$$(7)(.02) = .14$$
$$+ \text{CONV. LOSS} = \frac{.04}{.18} \text{ TOTAL}$$

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

Additional comments: FOUND 7 ACRES - ADDED CONVEYANCE LOSSES

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

SEE SYSTEM DIAGRAM FOR ADDITIONAL INFO
FOR MANNING LOCATION ETC,
POD OVERLAP WITH 63-5297

☒ SYSTEM DIAGRAM INCLUDED ☐ NA

☒ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 6-24-02

FIELD EXAMINER:

Ken Howerton
Sr. Water Agent
Print Name

Ken Howerton
Signature

BEEMAN & ASSOCIATES, P.C.

Counselors and Attorneys at Law

409 West Jefferson Street

Boise, Idaho 83702-6049

Josephine P. Beeman

jo.beeman@beemanlaw.com

Telephone

(208) 331-0950

Facsimile

(208) 331-0954

July 19, 2002

Via hand delivery

Ron Howerton
IDWR Western
2735 Airport Way
Boise, ID 83705

RECEIVED

JUL 19 2002

WATER RESOURCES
WESTERN REGION

Re: Vernon K. Brassey Family Partnership
Amended SRBA Notices of Claim 63-5232, 63-5294, 63-5295, 63-5304
Affidavit of Vernon K. Brassey

Dear Ron:

I enclosed the following signed and notarized SRBA amended claims for the Vernon K. Brassey Family Partnership:

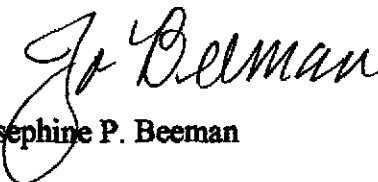
1. 63-5232 (Woof Creek/Aesthetic and diversion of storage)
2. 63-5294 (Brassey Spring/Irrigation)
3. 63-5295 (Canyon Creek/Irrigation and Mining)
4. 63-5304 (Fall Creek/Mining)

Each amended SRBA claim has a priority date of April 1, 1863. The Affidavit of Vernon K. Brassey supports the April 1, 1863 priority date and is provided as an attachment to each amended claim.

We appreciate your continuing assistance in the investigation and amendment of these claims.

Sincerely,

BEEMAN & ASSOCIATES, P.C.



Josephine P. Beeman

JPB:cjf

Enclosures

cc: Carol Lynn Brassey w/encl

David B. Shaw, ERO Resources w/encl

Z:\3015\5335

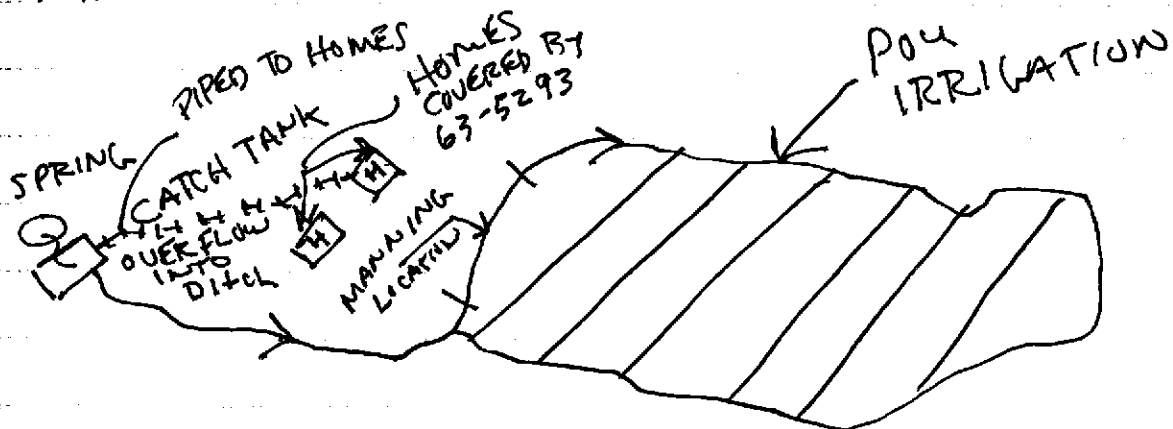
SYSTEM DIAGRAM

Fx Brassay Spring (AKA) 63-5294

6-24-02

Accompanied by User: Brassey & Dave Shaw

- GPS POD - photo 1
- OVERLAPPING SPRING FOR DOMESTIC Internal & External
USES 63-5293 - photo 2
- Photo of Irrigation place of WF
Showing MANNING LOCATION of ditch
Measurement.



$$\begin{aligned} (7 \text{ ACRES})(0.02) &= .14 \text{ CFS} \\ + \text{Ditch LOSS} &= .04 \\ \hline &= .18 \text{ CFS} \end{aligned}$$

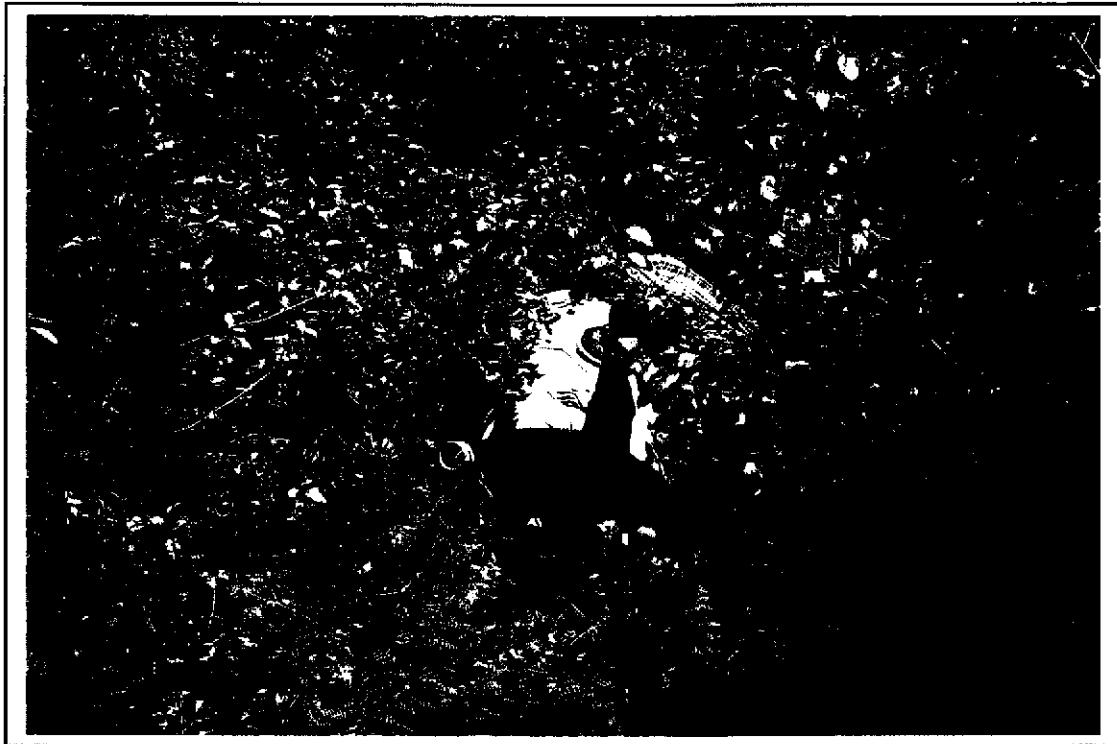


Photo 1. FX 6-24-02 by RDH. 63-5294 Catch tank of spring, AKA "Brassey Spring" point of diversion. Located in the SESWNW, S28, T07N, R04E. Overlapping domestic right 63-5293, piped to homes. Overflow goes into gravity ditch irrigation for 63-5294.



Photo 2. Overlapping domestic right 63-5293 covers domestic internal and external lawn sprinkling.

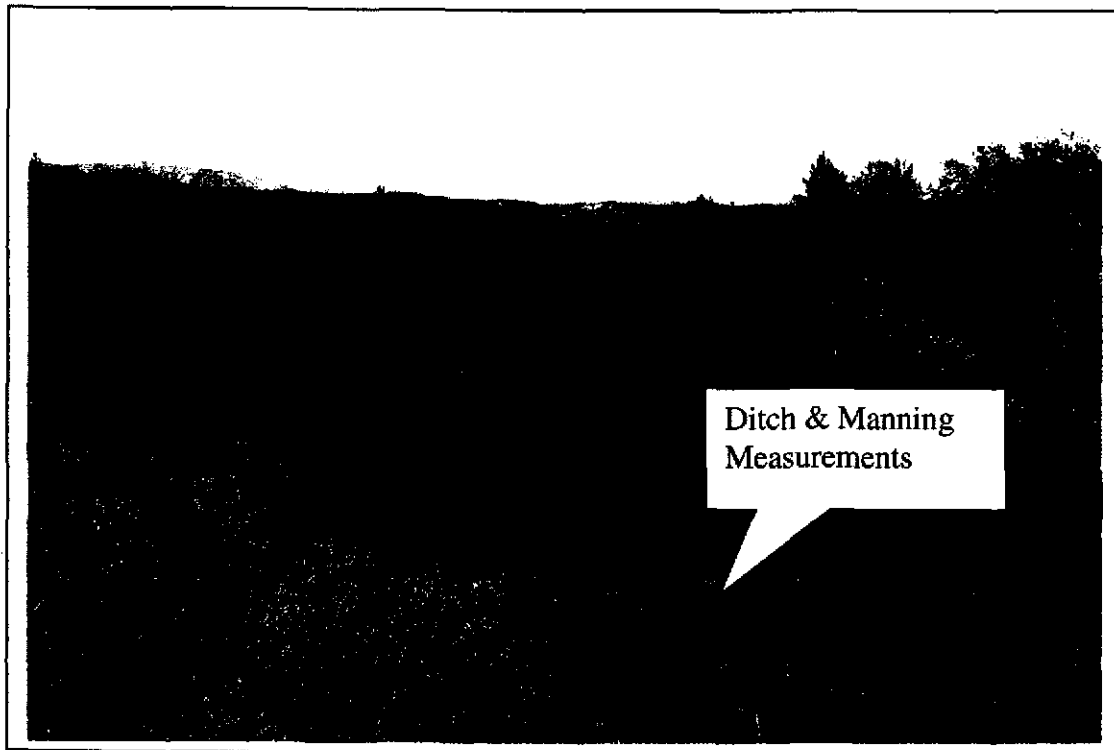


Photo 3. Place of use view to the East, shows irrigation from gravity flow ditch from overflow from catch tank of spring as shown in photo 1. Irrigation located in the SENW and NESW, S28, T07N, R04E. Manning measurement location.

IDAHO DEPARTMENT OF WATER RESOURCES

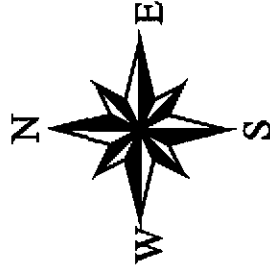
Claim: 63-05294

Updated: 6-28-02

Prepared By: Ron Howerton



T07N, R04E
S28



● Point of Diversion

☐	Place of use
☐	Section
☐	Quarter/Quarter

7 Acres

1987 NAPP



IDAHO DEPARTMENT OF WATER RESOURCES

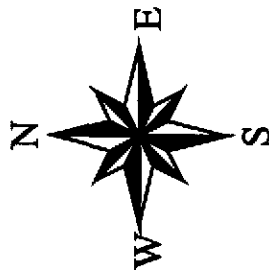
Claim: 63-05294

Updated: 6-28-02

Prepared By: Ron Howerton



T07N, R04E
S28



● Point of Diversion

Place of use

Section

Quarter/Quarter

1987 NAPP

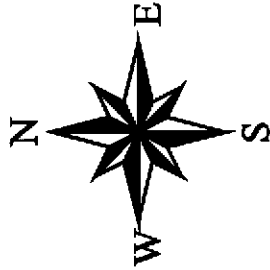
0 0.1 0.2 0.3 0.4 0.5 Miles



IDAHO DEPARTMENT OF WATER RESOURCES

Claim: 63-05294
Updated: 6-28-02
Prepared By: Ron Howerton

T07N, R04E
S28



● Point of Diversion

Place of use

Section

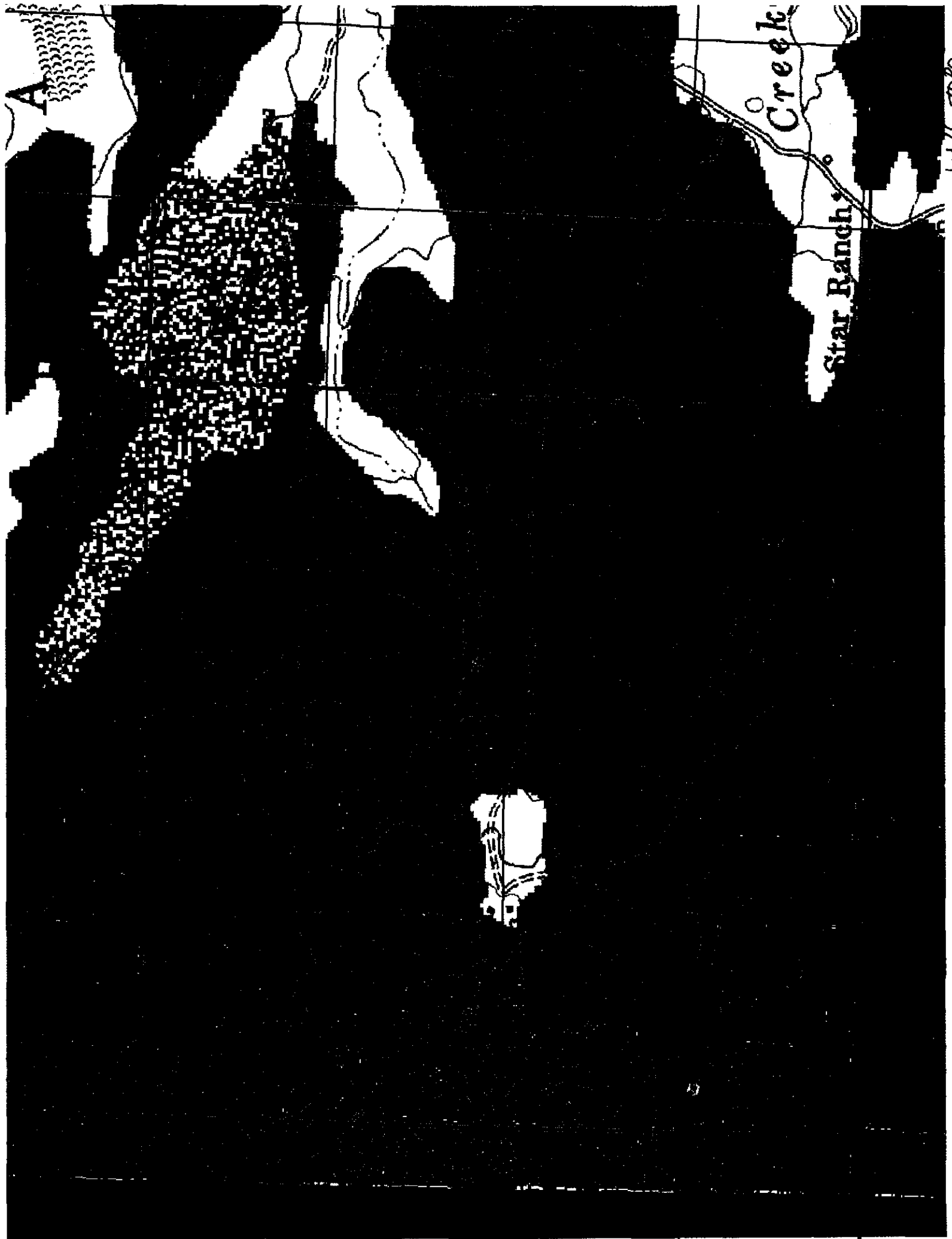
Quarter/Quarter

1987 NAPP



0 0.1 0.2 0.3 0.4 0.5 Miles





Claim Number(s): 63-5294

Name of Claimant(s): BRASSEY

Name of Ditch, Canal, or Stream: BRASSEY SPRING Ditch

Date of Measurement: 6-24-02 Data Collected By: BRAD NOLAN

Measurement Location: 1/4 1/4 Section T R

Cross Section Data

Basis: high water mark(☒) maximum capacity(☐)

Note: minimum of five depth or rod readings; first and last must be equal or zero

depth or rod reading	distance from initial point	depth or rod reading	distance from initial point
1. <u>0</u>	<u>0</u>	7. <u>0</u>	<u>0</u>
2. <u>.5</u>	<u>.5</u>	8. <u>.3</u>	<u>.5</u>
3. <u>.4</u>	<u>1.0</u>	9. <u>.4</u>	<u>1.0</u>
4. <u>.3</u>	<u>1.5</u>	10. <u>.3</u>	<u>1.5</u>
5. <u>0</u>	<u>1.9</u>	11. <u>0</u>	<u>1.7</u>
6. <u> </u>	<u> </u>	12. <u> </u>	<u> </u>

Slope Data

Basis: high water mark(☒) channel bottom(☐) land surface(☐)

Level Readings:	upstream	downstream	
upper stadia	<u>2.87</u>	<u>9.30</u>	
center	<u>2.63</u>	<u>9.07</u>	
lower stadia	<u>2.40</u>	<u>8.84</u>	channel length
stadia difference	(<u>24</u> + <u>46</u>) x 100 =		<u>70</u>

Note: for elevations, the downstream rod reading must be higher than the upstream rod reading

Comments

Are maps and/or photos attached? yes(☒)

MANNING'S "n" (roughness coefficient)

BASIC "n" CHANNEL MATERIAL				CHANNEL OBSTRUCTIONS							
earth	.020	X	(1)	negligible	.000	X	(1)				
rock	.025		(2)	minor	.010		(2)				
fine gravel	.024		(3)		.015		(3)				
coarse gravel	.028		(4)	appreciable	.020		(4)				
					.030		(5)				
				severe	.040		(6)				
					.050		(7)				
					.060		(8)				
				SURFACE IRREGULARITY				VEGETATION			
				smooth	.000	X	(1)	low	.005	X	(1)
minor	.005		(2)	.010		(2)					
moderate	.010		(3)	medium	.015		(3)				
severe	.020		(4)		.020		(4)				
					.025		(5)				
				high	.030		(6)				
					.040		(7)				
					.050		(8)				
				very high	.060		(9)				
					.075		(10)				
					.100		(11)				
VARIATIONS IN SIZE AND SHAPE OF CROSS-SECTION				DEGREE OF MEANDERING							
gradual	.000	X	(1)	minor	1.00	X	(1)				
occasional	.005		(2)	appreciable	1.15		(2)				
frequent	.010		(3)	severe	1.30		(3)				
	.015		(4)								

MANNING EQUATION CHANNEL CAPACITY RESULTS

06-28-2002

File Number: 63-5294
Claimant: BRASSEY
Channel measured: AKA BRASSEY SPRING
Date of measurement: 6-24-02
Measurement location:

Calculation prepared by: RDH
Comments about the measurement:

The results of the calculation are:

The length of the channel measured is 70 feet.
The upstream and downstream rod readings are 2.63 and 9.07 feet.
The channel cross section is 0.52 ft-sq.
The wetted perimeter is 2.10 feet.
The hydraulic radius is 0.25 feet.
The slope is 0.0920
The roughness coefficient is 0.0250
The flow velocity is 7.139 ft/sec.
The rate of flow is 3.71 cfs.

CROSS SECTION NUMBER 1

For File Number 63-5294 for the AKA BRASSEY SPRING

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.50	0.50	0.50
3	0.40	0.40	1.00
4	0.30	0.30	1.50
5	0.00	0.00	1.90

The area for this cross section is 0.58 square feet
and the wetted perimeter is 2.23 feet.

CROSS SECTION NUMBER 2

For File Number 63-5294 for the AKA BRASSEY SPRING

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.30	0.30	0.50
3	0.40	0.40	1.00
4	0.30	0.30	1.50
5	0.00	0.00	1.70

The area for this cross section is 0.46 square feet
and the wetted perimeter is 1.96 feet.

ESTIMATING CONVEYANCE LOSS

FIELD EXAMINER:

Don Houghton

FIELD EXAM DATE:

6-24-02

FOR CLAIM(S)

63-5294

FORMULA: $S = (W)(i)(0.0667)$

Where: S = Loss in CFS per Mile

W = The top width of the high water mark in feet

i = The loss rate in feet per day (see table)

0.0667 is a factor used to convert to CFS per mile

TABLE:

Type of Soil	Loss Rate i (Ft/Day)
Medium clay loam.....	0.5 to 1.5
Impervious clay.....	0.5
Medium soils.....	1.0
Somewhat pervious soils.....	1.5 to 2.0
Gravel.....	2.5 to 5.0

DECOMPOSED GRANITE

WORK SHEET

W = (1.8 FT) i = (2.5 FT/DAY)(0.0667)

S = .30 CFS/MILE

CONVEYANCE LOSS = (S) (LENGTH OF DITCH IN MILES)

CONVEYANCE LOSS = (.30 CFS/MILE)(.14 MILE)

CONVEYANCE LOSS =

.04

TOP OF DITCH = W

MAP MEASUREMENT

Section 1 = 1.9

Length in Inches = _____ = A

Section 2 = 1.7

Map Scale: _____ In. = 1 Mile = B

Section 3 = _____

Total... = 3.6

A/X: B/5,280 = Ft./5,280 = Mile

/2or 3... = 1.8 = W

750/5280 = .14

CONVEYANCE LOSS - WORSTELL

NAME OF DITCH: AKA Brassey Spr 63-5294 BY: RDH DATE: June 24, 2002

REACH	LENGTH (FT)	AVE WIDTH (FT)	SEEPAGE (FT/DAY)	WORSTELL LOSS (CFS)	DELIVERY (CFS)	DELIVERY LEFT (CFS)	LOSS FACTOR	DELIVERY LOSS (CFS)	FLOW (CFS)
1	750	1.8	2.50	0.04		0.00	0.0000	0.00	0.04
2				0.00		0.00	0.0000	0.00	0.00
3				0.00		0.00	0.0000	0.00	0.00
4				0.00		0.00	0.0000	0.00	0.00
5				0.00		0.00	0.0000	0.00	0.00
6				0.00		0.00	0.0000	0.00	0.00
7				0.00		0.00	0.0000	0.00	0.00
8				0.00		0.00	0.0000	0.00	0.00
9				0.00		0.00	0.0000	0.00	0.00
10				0.00		0.00	0.0000	0.00	0.00
11				0.00		0.00	0.0000	0.00	0.00
12				0.00		0.00	0.0000	0.00	0.00
13				0.00		0.00	0.0000	0.00	0.00
14				0.00		0.00	0.0000	0.00	0.00
15				0.00		0.00	0.0000	0.00	0.00
16				0.00		0.00	0.0000	0.00	0.00
17				0.00		0.00	0.0000	0.00	0.00
18				0.00		0.00	0.0000	0.00	0.00
19				0.00		0.00	0.0000	0.00	0.00
20				0.00		0.00	0.0000	0.00	0.00
TOTALS	750			0.04	0.00			0.00	

REACH = SECTION OF CHANNEL

LENGTH = LENGTH OF REACH, THE CHANNEL CAN BE DIVIDED INTO EQUAL LENGTH REACHES
OR ACTUAL LENGTHS BETWEEN DELIVERY POINTS

AVE WIDTH = AVERAGE TOP WIDTH OF WATER SURFACE IN REACH

SEEPAGE = SOIL SEEPAGE RATE OF REACH

WORSTELL LOSS = CONVEYANCE LOSS IN REACH BASED ON WORSTELL METHOD

DELIVERY = TOTAL DELIVERIES IN REACH

DELIVERY LEFT = SUM(DELIVERIES OF CURRENT AND REMAINING REACHES)

LOSS FACTOR = WORSTELL LOSS/DELIVERY LEFT

DELIVERY LOSS = SUM(LOSS FACTORS OF CURRENT AND PREVIOUS REACHES) X DELIVERY;
REPRESENTS THE LOSSES ASSIGNED TO THE DELIVERIES IN THE REACH;
IF MULTIPLE RIGHTS WITHIN REACH, DELIVERY LOSSES SHOULD BE
PRORATED BASED ON SIZE OF DELIVERY FOR EACH RIGHT WITHIN REACH

FLOW = TOTAL FLOW AT BEGINNING OF EACH REACH

SD-1603-3

Idaho Department Of Water Resources
Detail Receipt Summary Screen

Date: 07/01/02
Time: 12:46:37

Rec/No - C006835 AR/No -
From: - BRASSEY, CAROL L.

Receipt Type - CK Doc/No - 2407
Remarks -

MOST CURRENT RECEIPT

Receipt Date: 05/17/1989

Type Of Payment	Fund	FD	PCA	Obj	Subsid	Fee
ADJUDICATION FEE	9337		410162	6490		1525.00

Total Due - 1525.00

WR/No	WR Fee	WR/No	WR Fee	WR/No	WR Fee
A6305232	210.00	A6305304	420.00	A6305294	60.00
A6305293	25.00	A6305295	810.00		

(Enter=Continue)

(GOLD7=Selection Screen)

(GOLD8=Cancel)

A F F I D A V I T

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 1863.

DATED this 10 day of February, 1981.

W C Brassey
W. C. Brassey

SUBSCRIBED AND SWORN to before me this 10th day of
February, 1981.

Robert M. Walker
Notary Public for Idaho
Residing at Boise, Idaho

BOISE 026417.

Homestead Certificate No.
APPLICATION

The United States of America

To All to Whom these Presents shall come, Greeting:

WHEREAS, There has been deposited in the General Land Office of the United States a Certificate of the Register of the Land Office at BOISE, IDAHO.

whereby it appears that, pursuant to the Act of Congress approved 20th May, 1862, "To Secure Homesteads to Actual Settlers on the Public Domain," and the Acts supplemental thereto, the claim of

WILLIS C. BRASSEY has been established and duly consummated, in conformity to law for the

NORTH HALF OF THE NORTHWEST QUARTER OF SECTION TWENTY-EIGHT IN TOWNSHIP SEVEN
NORTH OF RANGE FOUR EAST OF THE BOISE MERIDIAN, IDAHO, CONTAINING EIGHTY ACRES.

according to the Official Plat of the Survey of the said Land, returned to the General Land Office by the Surveyor General,

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the said claimant

the tract of land above described:

TO HAVE AND TO HOLD the said tract of land with the appurtenances thereof, unto the said claimant

and to his heirs and assigns forever; subject to any vested and accrued water rights for mining, agricultural, manufacturing or other purposes, and rights to ditches and reservoirs used in connection with such water rights as may be recognized and acknowledged by the local customs, laws and decisions of Courts, and also subject to the right of the proprietor of a vein or lode to extract and remove his ore therefrom, should the same be found to penetrate or intersect the premises hereby granted, as provided by law. And there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by authority of the United States.

IN TESTIMONY WHEREOF, I Calvin Coolidge President of the United States of America, have caused these letters to be made Patent and the Seal of the General Land Office to be hereunto affixed.

GIVEN under my hand, at the City of Washington, the THIRTEENTH

day of NOVEMBER, in the year of our Lord, one thousand nine

hundred and TWENTY-FOUR, and of the independence of the United

States the one hundred and FORTY-NINTH.

BY THE PRESIDENT: Calvin Coolidge.

By Viola B. Pugh.

Secretary

Recorded; Patent Number 947894.

M. P. LeRoy.

Recorder of the General Land Office

Recorded, Vol. Page

STATE OF IDAHO, } ss.
COUNTY OF BOISE, }

I hereby certify that this instrument was filed for record at request of W. C. Brassey

at 32 minutes past 1 o'clock P. M., this 3rd day of March A. D. 19 28, in my office, and duly recorded in book 7 of Patents, at page 179.

By

Deputy.

Ex-officio Recorder.

Fees, \$1.00



8-1045

HONORABLE DISCHARGE FROM THE UNITED STATES ARMY.

TO ALL WHOM IT MAY CONCERN:

THIS IS TO CERTIFY, That* Willis C. Brassey 171579 Pvt. 30th
Co. 20th Engr's.

THE UNITED STATES ARMY, as a TESTIMONIAL OF HONEST AND FAITH-
FUL SERVICE, is hereby HONORABLY DISCHARGED from the military service
of the UNITED STATES by reason of Circular 106 W.D. 1918

Said Willis C. Brassey was born in Middleton, in the
State of Idaho.

When enlisted he was 23 years of age and by occupation
a chauffeur.

He had blue eyes, Brown hair, Fair complexion, and was
5 feet 9½ inches in height.

Given under my hand at Fort D. A. Russell, Wyo., this
28th day of May, one thousand nine hundred and nineteen

H. C. Smith

H. C. Smith

Major A.G.D. Per. Adjt.

Commanding.

I, Bartlett Sinclair, Register of the United States Land

Office, do hereby certify that the within and foregoing is a full,
true and correct copy of the HONORABLE DISCHARGE from the United
States Army and enlistment record of Willis C. Brassey.

Bartlett Sinclair
Register.

ENLISTMENT RECORD.

Name: Willis C. Brassey Grade: Private

Enlisted, or inducted, Oct. 3, 1917, at Fort Douglas, Utah

Serving in First enlistment period at date of discharge.

Prior service; * None.

Noncommissioned officer: No.

Marksmanship, gunner, qualification or rating: Not qualified.

Horsemanship: Not mounted.

Battles, engagements, skirmishes, expeditions: A.E.F.

Knowledge of any vocation: Chauffeur

Wounds received in service: No.

Physical condition when discharged: Good.

Typhoid prophylaxis completed October 14th 1917.

Paratyphoid prophylaxis completed

Married or single: Single

Character: Excellent

Remarks: Service: Honest and faithful. No A.W.O.L. or absence under G.O. 31 W.D. 1912 and G.O. 45 W.D. 1914.

Entitled to travel pay to: Boise, Idaho.

Signature of soldier: Willis C. Brassey

C. R. Farmer

\$60.00 Bonus, Section 1406 of the Revenue Act of 1918, approved February 24, 1919.

PAID.

Fort D.A. Russell, Wyo. May 28, 1919

1st Lieut. A.G.D.A. sst. Per. Adjt.

Paid in full \$130.90

Basil G. Squier

Commanding

Basil G. Squier, Major, Q.M.G.

Union Ticket Office

May-28-19

Cheyenne, Wyo.

TRANSPORTATION FURNISHED

B-3

For use in
HOMESTEAD,
DESERT LAND, and
TIMBER or STONE
Entries.

4-348 a

NOTICE FOR PUBLICATION.
(REGISTER.)

"Capital News"
Boise, Idaho

DEPARTMENT OF THE INTERIOR.

U. S. LAND OFFICE at Boise, Idaho.April 17, 1924

NOTICE is hereby given that Willis C. Brassey,
of Placerville, Idaho, who, on May 9, 1923,
made Homestead Entry, No. 026417, for
(Kind of application or entry.)

N1NW1/4, Section 28,
Township 7 North, Range 4 East, Boise Meridian,
has filed notice of intention to make 3 year
(If homestead, insert "five year," "three year," or "commutation," as case may be.)
Proof, to establish claim to the land above described, before
Register and Receiver at the United States Land Office, at
(Name of officer.)
Boise, Idaho, on the 26th day of
May, 1924.

Claimant names as witnesses:

E. White, of _____
John Blum, of _____
Frank Mosso, and, of _____
W. Ranft, all, of Placerville, Idaho.

ABC

Bartlett Sinclair.
Register.

CERTIFICATE AS TO POSTING OF NOTICE.

Boise, Idaho, May 26, 1924

I HEREBY CERTIFY that the above notice, or copy thereof, was by me
posted in a conspicuous place in my office for a period of more than 30
days, I having first posted said notice on the 17th day of
April, 1924.

Bartlett Sinclair
Register.

NOTICE FOR PUBLICATION.

(PUBLISHER.)

"Capital News"
Boise, Idaho

DEPARTMENT OF THE INTERIOR,

U. S. LAND OFFICE at Boise, Idaho.

April 17, 1924, 191

NOTICE is hereby given that Willis C. Brassey, of
Placerville, Idaho, who, on May 9, 1922, 191, made
Homestead Entry, No. 026417, for
(Kind of application or entry.) N1W1, Section 28,
Township 7 North, Range 4 East, Boise Meridian,
has filed notice of intention to make 3 year
(If homestead, insert "Five year," "Three year," or "commutation," as case may be.)
Proof, to establish claim to the land above described, before
Register and Receiver at the United States Land Office, at
(Name of Officer.) Boise, Idaho, on the 26th day of
May, 1924, 191

Claimant names as witnesses:

E. White, of _____
John Blum, of _____
Frank Mosso, and, of _____
W. Ranft, all of Placerville, Idaho.

ABC

Bartlett Sinclair.

Register.

AFFIDAVIT OF PUBLICATION.

22-Publisher: Return this form to the
Register at the end of the period of publi-
cation, with the "Affidavit of Publication"
properly executed.

I, John W. Veatch, of the
Principal clerk
(Publisher or foreman.)
Capital News
(Name of newspaper.)

published weekly at Boise
(Daily or weekly.) (Place.)

do solemnly swear that a copy of the above notice, as per clipping
attached, was published weekly in the regular and
(Daily or weekly.)

entire issue of said newspaper, and not in any supplement thereof,
for 5 consecutive times, commencing with the
issue dated April 22, 1924, and ending with the
issue dated May 18, 1924

John W. Veatch
(Signature.)

Subscribed and sworn to before me this 19 day of May, 1924

[Signature]
(Official designation.)

NOTICE FOR PUBLICATION
Serial 026417
Department of the Interior, U. S. Land
Office at Boise, Idaho, April 17, 1924.
Notice is hereby given that Willis C.
Brassey of Placerville, Idaho, who, on
May 9, 1922, made Homestead Entry, No.
026417, for Section 28, Township 7 North,
Range 4 East, Boise Meridian, has filed
notice of intention to make 3 year
proof to establish claim to the land
above described, before Register and
Receiver at the United States Land
Office at Boise, Idaho, on the 26th day
of May, 1924.
Claimant names as witnesses:
E. White, John Blum, Frank Mosso,
and W. Ranft, all of Placerville, Idaho.
Bartlett Sinclair, Register.
May 18, 1924

MAY 19 1924

Serial 026417

For use in
HOMESTEAD,
DESERT LAND, and
TIMBER or STONE
Entries.

4-348 a

NOTICE FOR PUBLICATION. (REGISTER.)

"Capital News"
Boise, Idaho

DEPARTMENT OF THE INTERIOR.

U. S. LAND OFFICE at Boise, Idaho.April 17, 1924

NOTICE is hereby given that Willis C. Brassey,
of Placerville, Idaho, who, on May 9, 1923,
made Homestead Entry, No. 026417, for
(Kind of application or entry.)

Range 4 East, Section 28,
Township 7 North, Range 4 East, Boise Meridian,
has filed notice of intention to make 3 year
(If homestead, insert "five year," "three year," or "commutation," as case may be.)
Proof, to establish claim to the land above described, before
Register and Receiver at the United States Land Office, at
(Name of officer.)
Boise, Idaho, on the 26th day of
May, 1924.

Claimant names as witnesses:

E. White, of _____
John Blum, of _____
Frank Mosso, and, of _____
W. Ranft, all, of Placerville, Idaho.

ABC

Bartlett Sinclair.

Register.

CERTIFICATE AS TO POSTING OF NOTICE.

_____, 19____
I HEREBY CERTIFY that the above notice, or copy thereof, was by me
posted in a conspicuous place in my office for a period of _____
days, I having first posted said notice on the _____ day of
_____, 19____.

GOVERNMENT PRINTING OFFICE

6-3714

Register.

No information now
in this office war-
renting field invest-
igation.
MAY 12 1924
(Date)
RALPH S. KELLEY
Chief Field Div.

APR 17 1924

SERIAL No. 026417

4-348

For use in
HOMESTEAD and
DESERT LAND
Entries.

NOTICE OF INTENTION TO MAKE PROOF

DEPARTMENT OF THE INTERIOR

U. S. LAND OFFICE at

Boise IdahoI, Willis C. Brassey, of Placerville Idaho, who, on April 15, 1924, madeHomestead application, No. 026417, for N 1/2 NW 1/4 (Kind of application or entry.) Section 28, Township 7 N., Range 4 East, Boise Meridian,hereby give notice of my intention to make Three year Proof, to establish my claim to the land above described, beforeFrank S. Fuller Register and Receiver, at Boise Idaho (Name of officer.) on the 26th day ofMay, 1924, by two of the following witnesses:

<u>Ed. White</u>	of	<u>Placerville Idaho</u>
<u>John Blum</u>	of	" "
<u>Frank Mosso</u>	of	" "
<u>Will Ranft</u>	of	" "

Willis C. Brassey
(Signature of claimant.)

APR 17 1924

19

Notice of the above intention to make proof will be published in the

Sunday Capital News
(Name of newspaper.)Boise, Ida
(Place of publication.)for a period of 5 consecutive weeks which I hereby designate as the newspaper published nearest the land above described.Frank S. Fuller
Register.

FINAL AFFIDAVIT REQUIRED OF HOMESTEAD CLAIMANTS.

I, Willis C. Brassey, having made a Homestead Entry of
the N1/4 Section 28
7 North, Range 4 East, Boise Meridian,
subject to entry at Boise, Idaho, under
section No. 2289 of the Revised Statutes of the United States, do now
apply to perfect my claim thereto by virtue of section No. 2291
of the Revised Statutes of the United States; and for that purpose do
solemnly swear that I am a native born
(Native-born or naturalized.)
citizen of the United States;
that I have made actual settlement upon and have cultivated and resided
upon said land since the 15th day of May
1922, to the present time; that no part of said land has been alien-
ated, except as provided in section 2288 of the Revised Statutes, but
that I am the sole bona fide owner as an actual settler; that I will
bear true allegiance to the Government of the United States; and, fur-
ther, that I have not heretofore perfected or abandoned an entry made
under the homestead laws of the United States, except None.

Willis C. Brassey
(Sign plainly, with full Christian name.)

NOTE.—Every person swearing falsely to the above affidavit will be punished as provided by law for such offense. (See Sec. 125, U. S. Criminal Code, below.)

I HEREBY CERTIFY that the foregoing affidavit was read to or by
affiant in my presence before affiant affixed signature thereto; that
I verily believe affiant to be a credible person and the identical
person hereinbefore described, and that said affidavit was duly sub-
scribed and sworn to before me, at my office, in Boise,
Ada County, Idaho this 26th day
(County and State.)
of May, 1924.

Rustan Sinclair

Register.

(Official designation of officer.)

UNITED STATES CRIMINAL CODE.

Sec. 125. Whoever, having taken an oath before a competent tribunal, officer, or person, in any case in which a law of the United States authorizes an oath to be administered, that he will testify, declare, depose, or certify truly, or that any written testimony, declaration, deposition, or certificate by him subscribed, is true, shall willfully and contrary to such oath state or subscribe any material matter which he does not believe to be true, is guilty of perjury, and shall be fined not more than two thousand dollars and imprisoned not more than five years.

RECEIVED
U. S. LAND OFFICE
BOISE, IDAHO
DATE MAY 9 1922
HOUR 7:00 am

U. S. LAND OFFICE, Boise, Idaho SERIAL NO. 236417
APPLICATION AND AFFIDAVIT RECEIPT NO. 2010891

Willis C. Brassey (male), a resident of Placerville, Idaho (Give full Christian name.) (Male or female.)
(Town, County, and State.)
June 17, 1910
to enter, under the act of February 19, 1904 (35 Stat., 639), the
UNITED STATES DEPARTMENT OF THE INTERIOR

NW 1
Section 28,
Township 7 North, Range 4 East, Boise Meridian, containing
80 acres, within the Boise, Idaho land district;

and I do solemnly swear that I am not the proprietor of more than 160
acres of land in any State or Territory; that I am a native born-- I
(Applicant must state whether native born, naturalized, or has filed declaration of intention to become a citizen. If not native born, certified
copy of naturalization or declaration of intention, as case may be, must be filed with this application.)
I was born in state of Idaho--- citizen of the United States, and
I HERSEA C. BRASSEY am 27 years of age and a married man
(State whether the head of a family, married or unmarried, or over twenty-one years of age, and if not over twenty-one, applicant must set
forth the facts which constitute him the head of a family.)

that my post-office address is Placerville, Idaho;
that this application is honestly and in good faith made for the purpose
of actual settlement and cultivation, and not for the benefit of any
other person, persons, or corporation; that I will faithfully and hon-
estly endeavor to comply with all the requirements of law as to settle-
ment, residence, and cultivation necessary to acquire title to the land
applied for; that I am not acting as agent of any person, corporation,
or syndicate in making this entry, nor in collusion with any person,
corporation, or syndicate to give them the benefit of the land entered,
or any part thereof, or the timber thereon; that I do not apply to enter
the same for the purpose of speculation, but in good faith to obtain a
home for myself, and that I have not directly or indirectly made, and
will not make, any agreement or contract, in any way or manner, with any
person or persons, corporation, or syndicate whatsoever, by which the
title which I may acquire from the Government of the United States will
inure in whole or in part to the benefit of any person except myself.
I have not heretofore made any entry under the homestead, timber and
stone, desert land, or preemption laws (except None)
(Here describe former entry or entries by
section, township, range, land district, and number of entry; how perfected, or if not perfected state that fact.)

that I am well acquainted with the character of the land herein applied
for and with each and every legal subdivision thereof, having person-
ally examined same; that there is not to my knowledge within the limits
thereof any vein or lode of quartz or other rock in place bearing gold,
silver, cinnabar, lead, tin, or copper, nor any deposit of coal, placer,
cement, gravel, salt spring, or deposit of salt, nor other valuable
mineral deposit; that no portion of said land is claimed for mining pur-
poses under the local customs or rules of miners, or otherwise; that no
portion of said land is worked for mineral during any part of the year
by any person or persons; that said land is essentially nonmineral land,
and that my application therefor is not made for the purpose of fraud-
ulently obtaining title to mineral land; that the land is not occupied
and improved by any Indian; that the lands applied for do not contain
merchantable timber, and no timber except No merchantable timber- consid-
erable growth - 2nd growth of pine and fir
(Here fully describe amount and kind of timber, if any.)

Posted 6/24/22 in Vol. 22, p. 202, by 62K, Div. "O".
Examined and passed W.V.N. 0 JUN 30 1922
R. J. P.

and that it is not susceptible of successful irrigation at a reasonable cost from any known source of water supply except the following areas:

None

(Give the subdivision and area of the lands, if any, susceptible of irrigation.)

Willeis C. Brassey
(Sign here, with full Christian name.)

NOTE.—Every person swearing falsely to the above affidavit will be punished as provided by law for such offense. (See Sec. 125, U. S. Criminal Code, below.)

I HEREBY CERTIFY that the foregoing affidavit was read to or by affiant in my presence before affiant affixed signature thereto; that affiant is to me personally known (or has been satisfactorily identified before me by himself and witnesses hereto);

that I verily believe affiant to be a qualified applicant and the identical person hereinbefore described; and that said affidavit was duly

subscribed and sworn to before me, at my office, in Boise, Ada Co., Idaho, within the Boise, Idaho

land district, this 9th day

of MAY, 1922.

Frank Moser
Register
(Official designation of officer.)

Placerville, Idaho

and George G. Fitz, of Placerville, Idaho

do solemnly swear that we are well acquainted with the above-named affiant and the lands described, and personally know that the statements made by him relative to the character of the said lands are true.

Frank Moser
George G. Fitz

I HEREBY CERTIFY that the foregoing affidavit was read to or by affiants in my presence before affiants affixed signatures thereto; that affiants are to me personally known (or have been satisfactorily identified before me by Dr. Geo. G. Fitz, witness herein); and that said

affidavit was duly subscribed to before me at Boise, Idaho

this 9th day of MAY, 1922.

Frank Moser
Register
(Official designation of officer.)

UNITED STATES LAND OFFICE at Boise, Idaho

MAY 9 1922, 19

I HEREBY CERTIFY that the foregoing application is for surveyed land of the class which the applicant is legally entitled to enter under the act of February 19, 1909, that there is no prior valid adverse right to the same, and has this day been allowed.

Frank Moser
Register.

UNITED STATES CRIMINAL CODE.—CHAP. 6.

Sec. 125. Whoever, having taken an oath before a competent tribunal, officer, or person, in any case in which a law of the United States authorizes an oath to be administered, that he will testify, declare, depose, or certify truly, or that any written testimony, declaration, deposition, or certificate by him subscribed, is true, shall willfully and contrary to such oath state or subscribe any material matter which he does not believe to be true, is guilty of perjury, and shall be fined not more than two thousand dollars and imprisoned not more than five years. (Act, March 4, 1909. 35 Stat., 1111.)

Serial No. 026417

Come now Willis C. Brassey the same person who makes
Hd. application No. 026417, for the N¹/₄ NW¹/₄, Sec. 28, T. 7 N. R. 4
E., B. M., and HEREBY DECLARES his intention to make additional
application, under act of June 17, 1910, for the N¹/₄ NE¹/₄, SW¹/₄ NE¹/₄,
SE¹/₄ NW¹/₄, and N¹/₄ SW¹/₄, Sec. 29, T. 7 N. R. 4 E., to complete the
area of 320 acres to which he is entitled under said Act, as soon
as the said tract shall have been surveyed and application can be
made; that declarant herein purposes and intends to include these
additional lands in his settlement and cultivation with the 80 acres
entered this day in Sec. 28, Serial No. 026417. that he files this
declaration to evidence his good intention and purpose and desires
it be considered with his original filing 026417.

signed: Willis C. Brassey

GENERAL LAND OFFICE

Price
(Land Office)

Serial No. *026417*

Final Hd. Act May 20, 1900

Act June 9, 1913

Send Patent to

Patent transmitted
NOV 15 1924
to the Local Office.

Appearance by

Approved for Patenting

OCT 24 1924

M. C. Chas.
(Initials)

List No.

Patent No.

Dated

22 Idaho
202

B LIST 866B

ACTION TAKEN

4/12/26 Called up for reference
to Dykes "C." SM
4/9/26 "D." drawn for reference
PERSON

PAT NO
NOV 18 1924
947894

Wm. W. O.
11-20-24 or 25 C.

3
63-5294
Ranch
D E E D

THIS INDENTURE, Made this third day of March in the year of our Lord one thousand nine hundred and thirty-nine, between BOISE PAYETTE LUMBER COMPANY, a corporation duly organized and existing under the laws of the State of Delaware and having its principal office in Idaho at Boise in the County of Ada, party of the first part, and W. C. BRASSEY, of Placerville, County of Boise, State of Idaho, party of the second part,

WITNESSETH, That the said party of the first part, having been hereunto duly authorized by resolution of its Board of Directors, for and in consideration of the sum of TWENTY-EIGHT HUNDRED (\$2800.00) DOLLARS, lawful money of the United States of America, and other good and valuable considerations, to it in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold, and by these presents does grant, bargain, sell, convey and confirm unto the said party of the second part, and to his heirs and assigns forever, subject to the Reforestation Contract between the party of the first part and the State of Idaho, under date of March 19, 1934, all the following described real estate situate in the County of Boise, State of Idaho, to-wit:

The Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$), the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$), and the South Half (S $\frac{1}{2}$) of Section Twenty-eight (28); All of Section Thirty-three (33); and the West Half of the Northwest Quarter (W $\frac{1}{2}$ NW $\frac{1}{4}$) of Section Thirty-four (34); all in Township Seven (7) North of Range Four (4) East of the Boise Meridian, and being eleven hundred twenty (1120) acres, more or less, according to Government Survey.

TOGETHER WITH All and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said party of the first part.

TO HAVE AND TO HOLD, All and singular, the above mentioned and described premises, together with the appurtenances, unto the party of the

second part, and to his heirs and assigns forever. And the said party of the first part, and its successors, the said premises in the quiet and peaceable possession of the said party of the second part, his heirs and assigns, against the said party of the first part, and its successors, and against all and every person and persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the party of the first part has caused its corporate name to be hereunto subscribed by its Vice President and its corporate seal to be affixed by its Assistant Secretary in pursuance to said resolution the day and year first above written.

BOISE PAYETTE LUMBER COMPANY
formerly BOISE PAYETTE, INC.

by *S. G. Moon*
Vice President

ATTEST:

Howard H. Brown
Assistant Secretary

STATE OF IDAHO)
 0 ss.
County of Ada)

On this 3rd day of March in the year 1939, before me, I. A. Anderson, a Notary Public in and for the State of Idaho, personally appeared S. G. Moon, known to me to be the Vice President of the corporation that executed the foregoing instrument, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

I. A. Anderson
Notary Public for the State of Idaho
Residing at Boise, Idaho.

A Tribute to Willis Brassey

By Spike Ericson

Willis C. Brassey, one of Boise Basin's well-known residents died of natural causes Sunday, September 9, 1984 in a Boise hospital. He was almost 90 years old. From 1916 to 1940 he lived in Placerville. His parents, Cenia and Christian Brasse, moved to Idaho from Nevada in 1880 according to records from the State Historical Society. Christian changed the family name from Brasse to Brassey so that his mail would not be confused with his neighbor's, who spelled their name Braase.

Willis Brassey was born in Middleton in 1894 and grew up from age five in Pearl, Idaho. In the small mining camp of Pearl young Willis learned all about the mining trade. When he was 18 he was driving the mail from Horseshoe Bend to Pearl. The next year he worked 500 feet down in a mine near Placerville. Right away he opened his own "auto livery" business running passengers between Boise and the Placerville-Centerville area for \$5.00 per person. He had saved money through his various jobs and bought a 1915 Studebaker which he soon traded in on a new 1916 seven-passenger Cadillac. He left this thriving business in 1917 to join the war effort and spent two years in France with the 20th Engineers division of the Army. When he returned home he bought a logging truck and supplied many of the area mines with timber.

Brassey also hauled ore to Centerville and to the Boise assay office from the Gold Hill, the Belshazzar, the Mountain Chief, and the Mayflower mines. All the ore went through the mills at the mines and the concentrates were hauled down along with his timber runs. The concentrates were stored at the mills during the winter. Sometimes as much as five- to seven-hundred tons would be hauled by Brassey in the spring to Centerville, where it would be loaded in to boxcars and shipped to Murray, Utah to recover the gold values. With his old Cadillac Brassey often hauled gold retorts, melted down at the mills, to the Boise assay office. One chunk from the Gold Hill was worth \$51,000. He kept the "Gold buttons" in an oak box under the seat of the stage car and the passengers never knew there was any such cargo. "The assay office was a very efficient, very good agency of the government" in those days. "It really was the thing that started the development of this whole area around here. That's why the people came here in the first place, was the mining; that's all that ever brought 'em."

Brassey continued hauling ore until 1931 when that big forest fire came into the Boise Basin. That burned all the mines up there... And there's really been no mining to amount to anything up there since



William Brassey at age 25

Willis C. Brassey 1894 - 1984

Brassey, who was almost caught in the fire when it broke out said it was started by a man who came over the Jerusalem Summit with a couple of horses; and "he must have thrown a cigar or a match on the road up near the Belshazzar mine about 11 O'clock on the morning of August 18, 1931. The fire kept running and going until a snow storm really put it out near Summit Flat that fall. It burned down the whole of Quartzburg. Burned down the mining plant and everything. A real disaster for the Boise Basin - burned down the power lines and everything."

In about 1940 he moved to Boise where he bought property for a housing development and worked as a contractor in this area for many years.

Considering his rich life and many experiences Brassey thought he was privileged: "I always credit the Lord for taking us to the right place at the right time for a great many of

Brassey is survived by his wife, Josephine Fairchild Brassey, also from a pioneer family, and his three sons, Bart, Vernon and John. Vernon Brassey is a State Legislator and John Brassey also served the state in that capacity. Brassey left ten grandchildren and five great grandchildren. His funeral was held Wednesday, September 12 at Saint Michael's Cathedral, Boise and he is buried at Star Cemetery, just a few miles from his birthplace.

(Ed. note: Quotations reprinted by permission of the Idaho State Historical Society Library. Taken from the Oral History transcript #OH-16. Willis Brassey was interviewed and recorded in December, 1974, by Annabelle Alexander.)



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

VERNON K BRASSEY
3200 TREASURE DR
BOISE, ID 83703

Re: Claim No(s) 63-5232

63-5294, 63-5295,

63-5304

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

CLAIM TO A WATER RIGHT

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Vernon K. & Isabel J. Brassey
(Name of Claimant)

3200 Treasure Boise Idaho 83703 Telephone No 342-0242

1. Date of priority. (When was the water first applied to a beneficial use) 1922

12) Describe the source of water (Name of stream, lake, spring etc. or ground water)

Brassey Spring

substantive to CHAN YU CHAN

cts 415

(Domestic, Irrigation, Stock, Etc.)

1990-1991		1991-1992	
1990	1991	1991	1992
1990	1991	1991	1992

Quant: 1, 4.58

Use

Quantity

Use

Quantity

Use

Quantity

Use

Quantity

Uv.

Period of Use For

Period of Use For

Period of Use From

Period of Use From

Period of Use

1

1.

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1

1.

TOTAL QUANTITY USED

10-15-64

5) At Point of diversion (Location of point where water is diverted from its source)

NW 1/4 NW 1/4 Sec 25 Twp 7N Rge. 4E B.M., County of Boise

Additional points of discussion

4) 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. CATCH BASIN W/ GRAVITY IRRIGATION.

4. A-D: 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 Pages 10

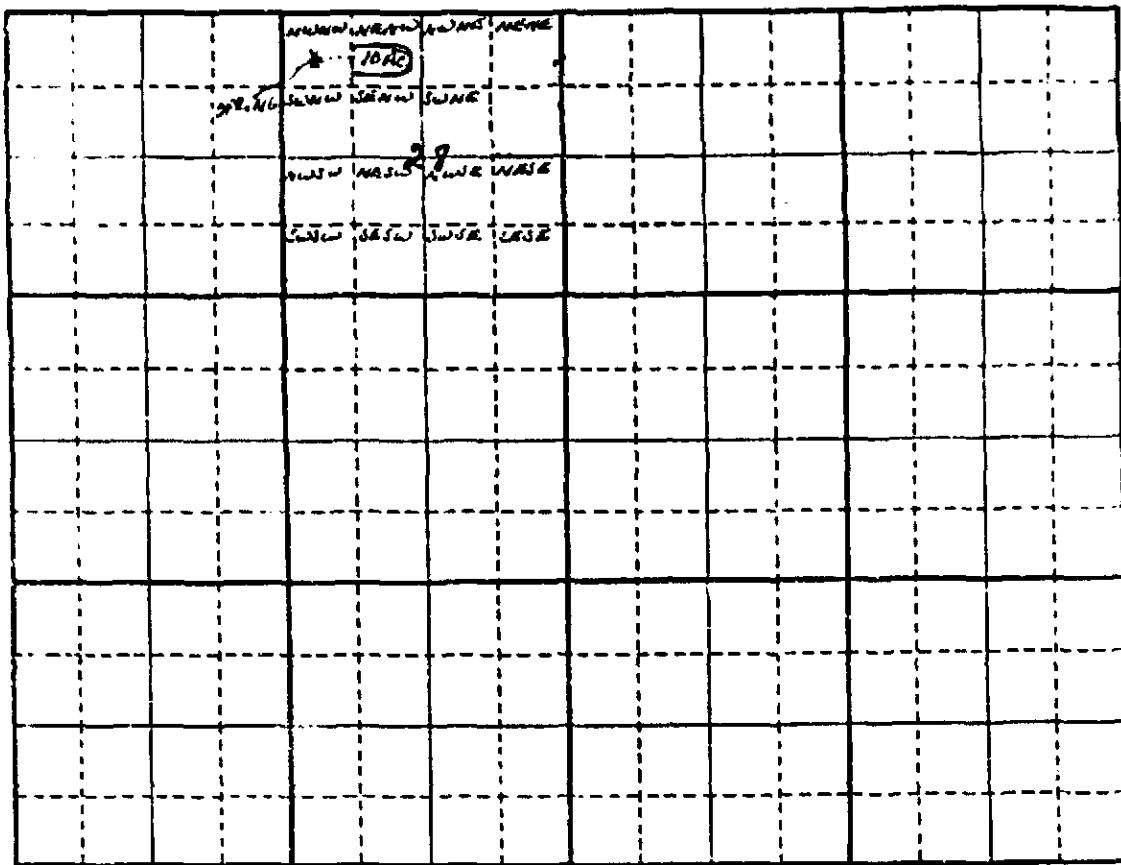
8. If water is used for other than irrigation, fully describe that use. Being as specific as possible.

*00.1 Include here the type and number of stock watered

None

Is the above named Agent a member of an organization? If name of organization:

Remarks *Vernon K. and Isabel Brasse*
acquired land from W. C. and
Mary J. Brasse



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, town ship and range of the public land survey system.

State of Idaho

County of *Blaine*

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Vernon K. Brasse *Isabel G. Brasse*
 (claimant)

Sworn to before me this *10* day of *June*, 19*14*

Notary Public

Residing at *Blaine, Idaho*

My commission expires *June 1, 1915*

FOR DEPARTMENT USE ONLY

Received by

Payment check by

\$30.00 fee received by

Published in

Dates

Date

Date

Date

Exception filed by:

Forwarded to

claimant by

Date