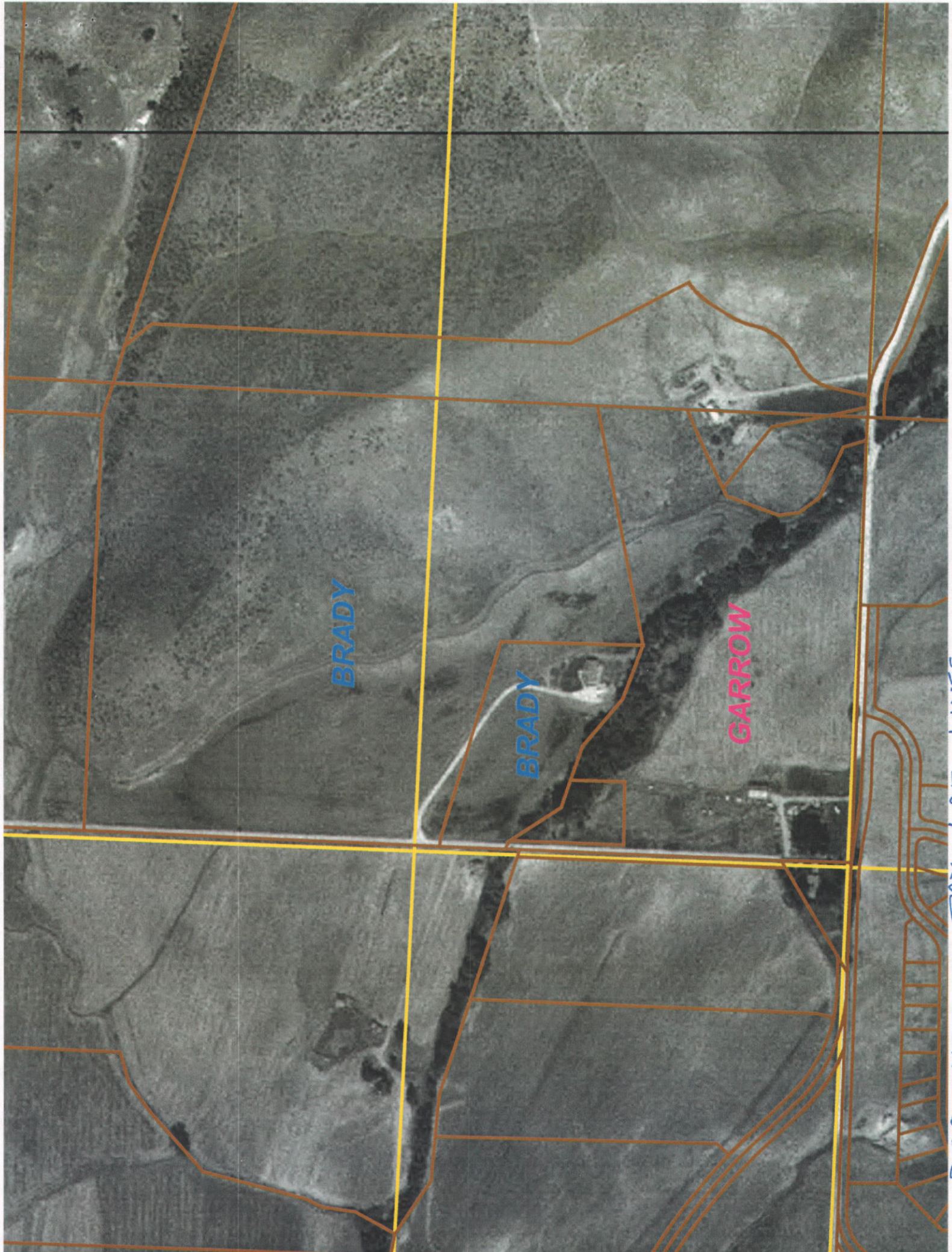




2000 PHOTO TAX LOT LINES

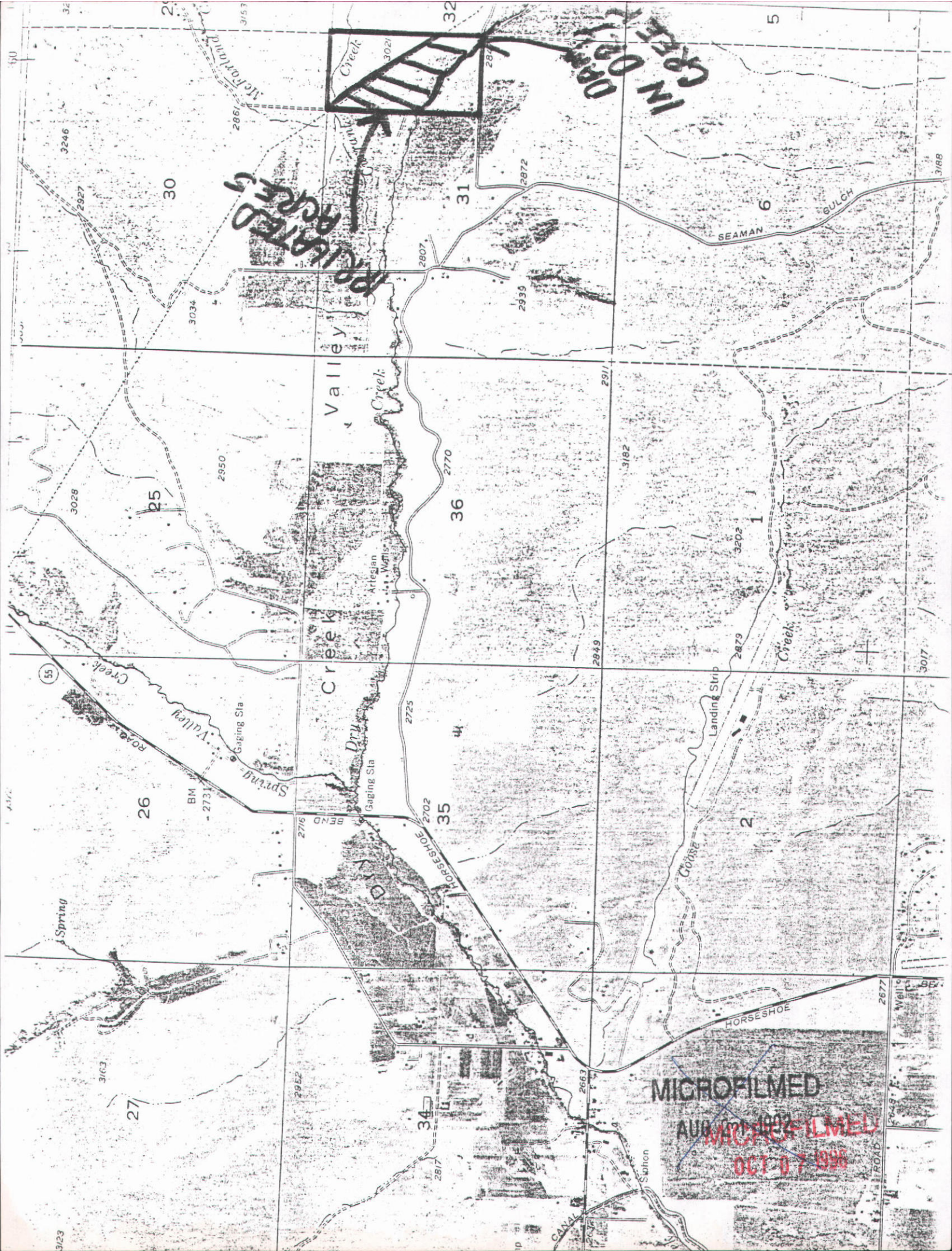


BRADY

BRADY

GARROW

Doc X-a TAX LOT LINES



P. L. R. R. R.

C. M. D. R. R.

MICROFILMED
AUG 10 1992
MICROFILMED
OCT 07 1996

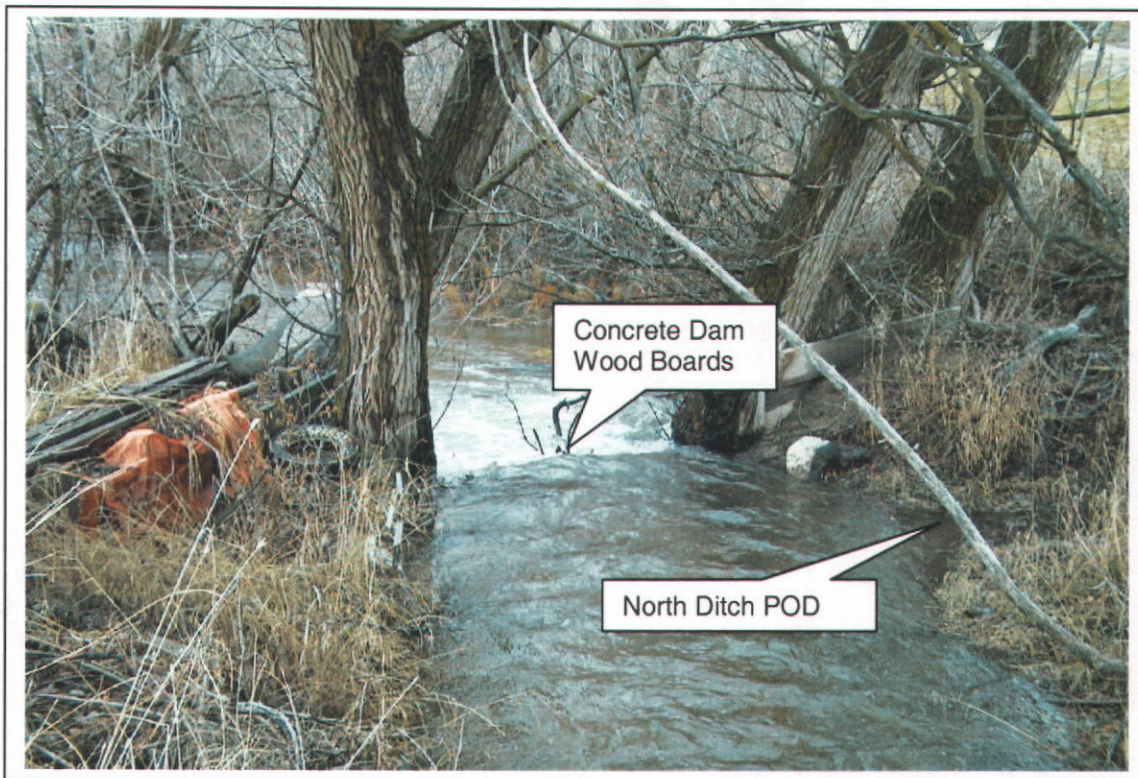


Photo 1: 63-5139B, Field Exam 01-31-03: Located in the SESENE, S31, T05N, R02E. Photo shows the dam, POD for North ditch. Photos by RDH.

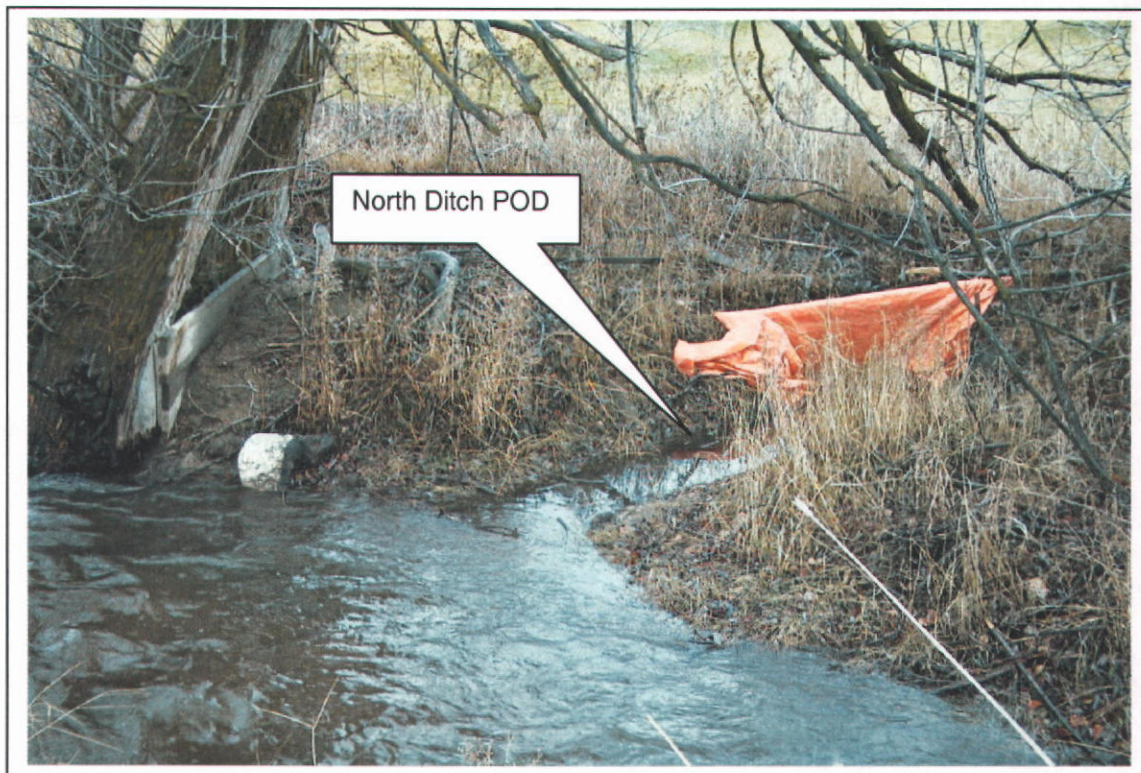


Photo 2: Close-up view of North ditch from above photo 1: View is to NW.

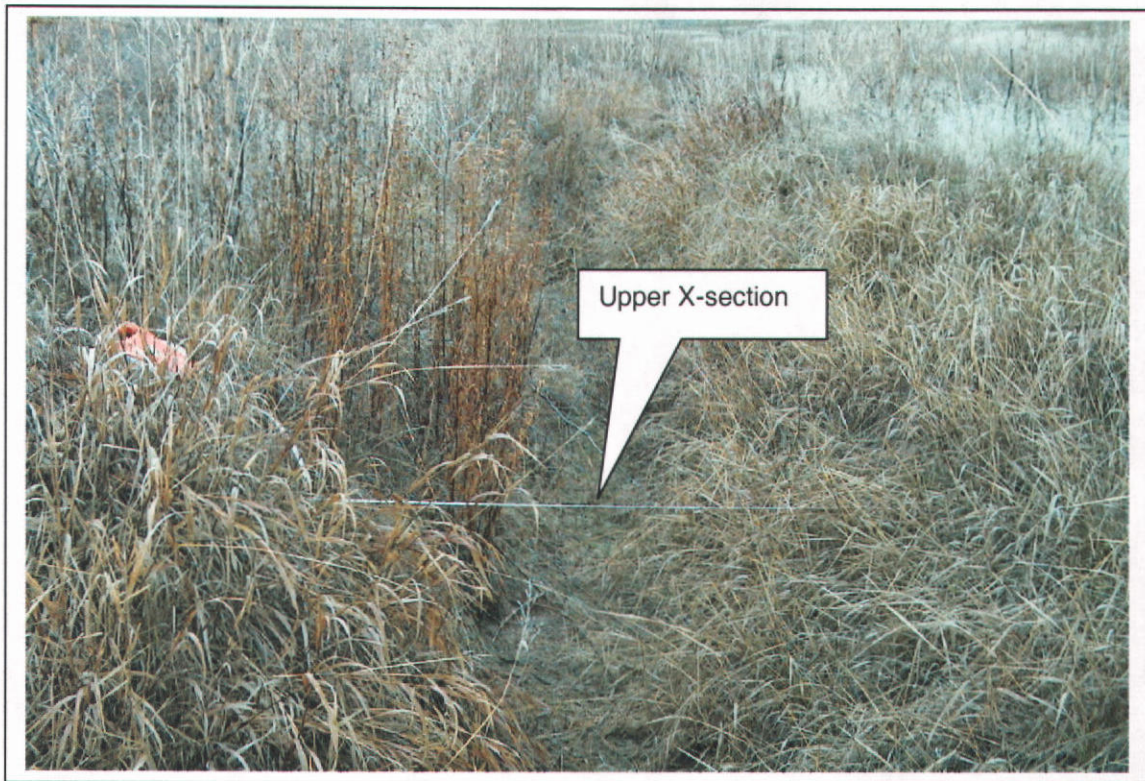


Photo 3: Upper X-section of Manning measurement of the North Ditch. Located in E1/2 SENE, S31, T05N, R02E.

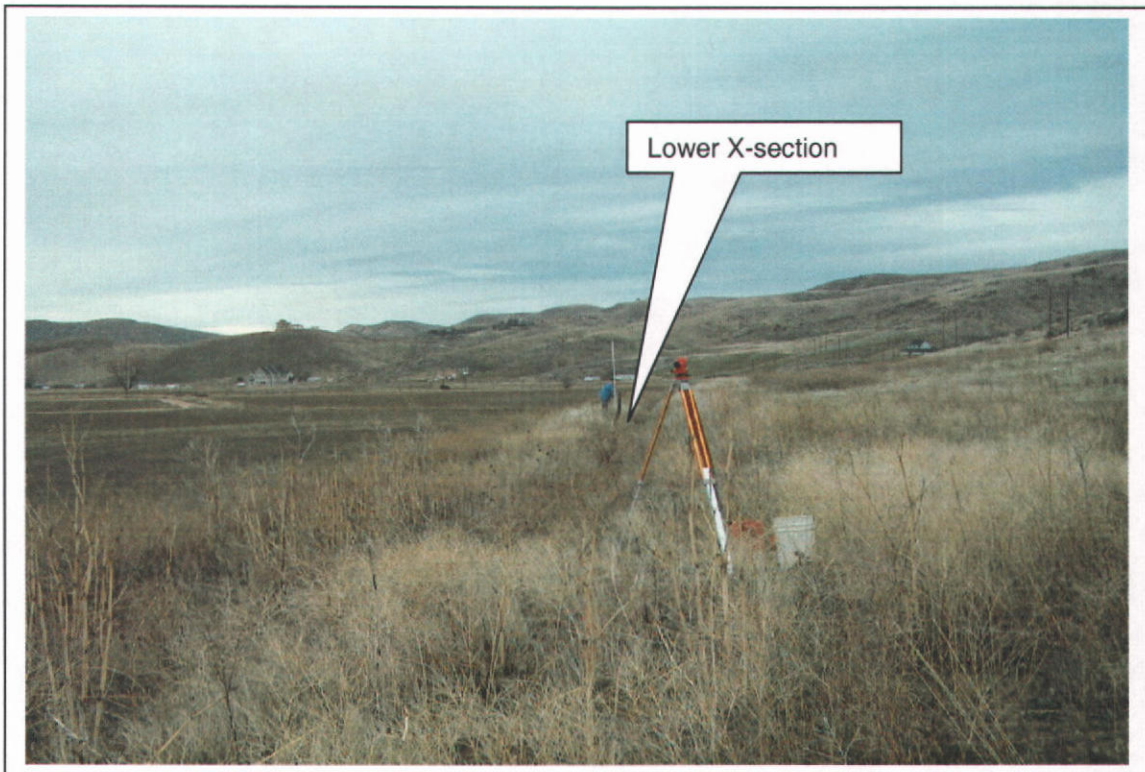


Photo 4: Lower X-section and level location of Manning measurement of the North Ditch. Located in E1/2 SENE, S31, T05N, R02E.



Photo 5: Upper field on North irrigated side of Dry Creek. This field is continuous containing both Garrow and Brady separate ownerships. View is to SW from North Ditch. In the SENE, S31, T05N, R02E.



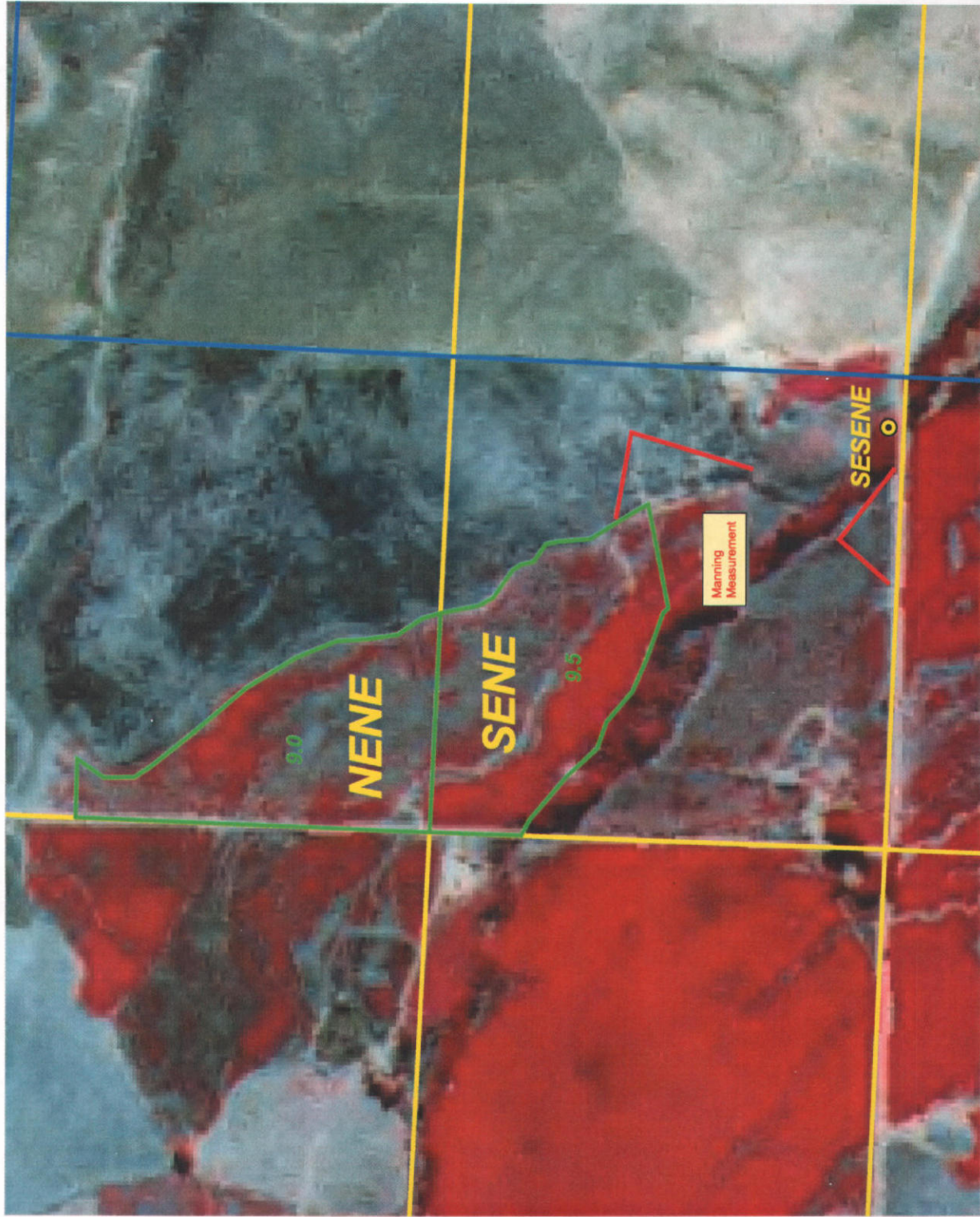
Photo 6: Upper part of irrigated field on North side of Dry Creek. View is to the South from the North ditch in the NENE, S31, T05N, R02E.



Photo 7: End of property of most upper part of irrigated field on North side of Dry Creek. View is to the West from the North ditch in the NENE, S31, T05N, R02E.

IDAHO DEPARTMENT OF WATER RESOURCES

Claims: 63-5139B
Date Prepared: 02-06-03
Prepared By: Ron Howerton



T05N, R02E
S31



● Point of Diversion

Place of use

Section

1/4 1/4

18.5 Acres

0 0.1 0.2 0.3 0.4 0.5 0.6 Miles

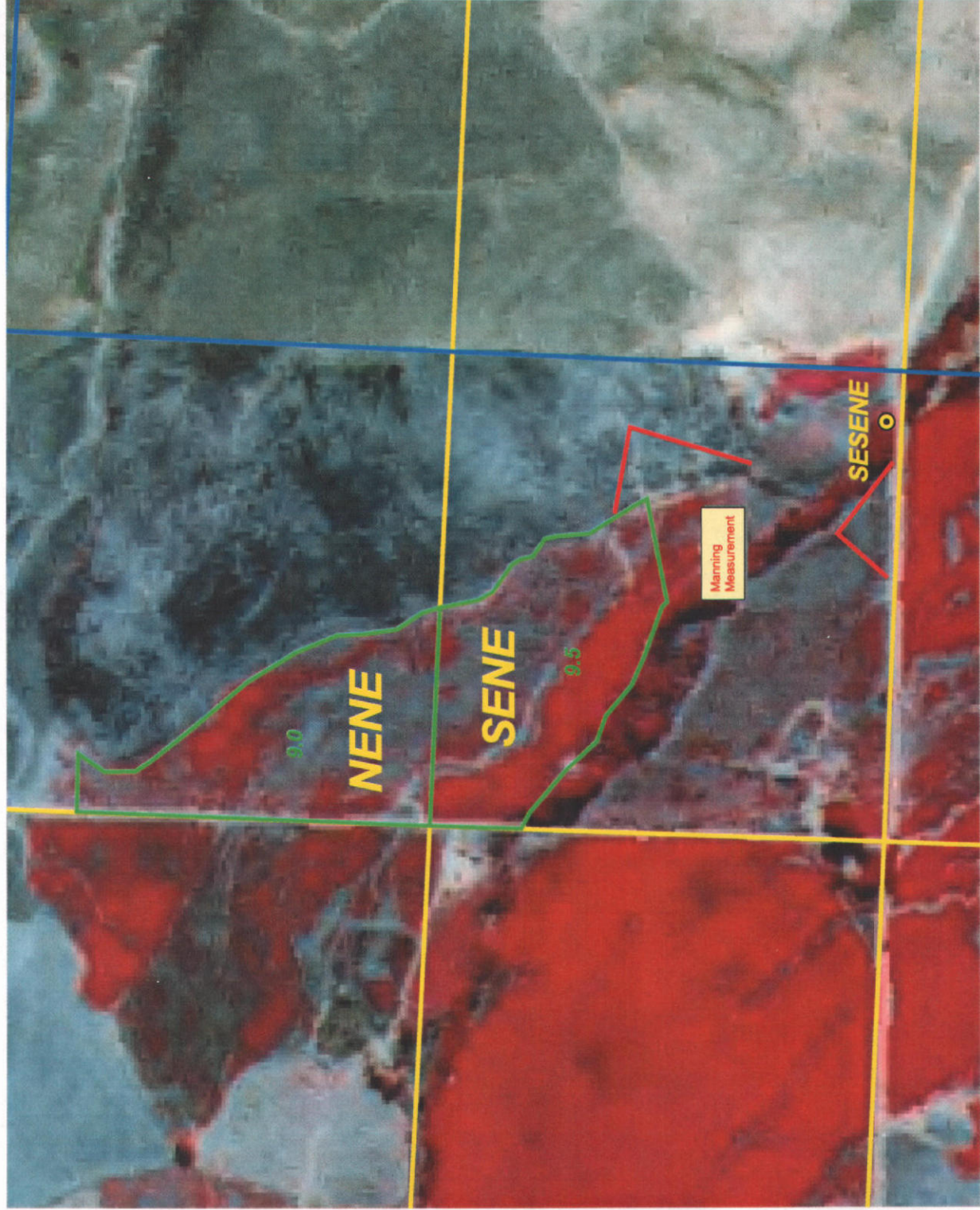
1987 NAPP

IDAHO DEPARTMENT OF WATER RESOURCES

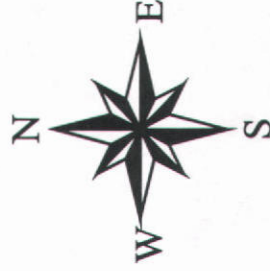
Claims: 63-5139B

Date Prepared: 02-06-03

Prepared By: Ron Howerton



T05N, R02E
S31



● Point of Diversion



Place of use

Section

1/4 1/4

18.5 Acres



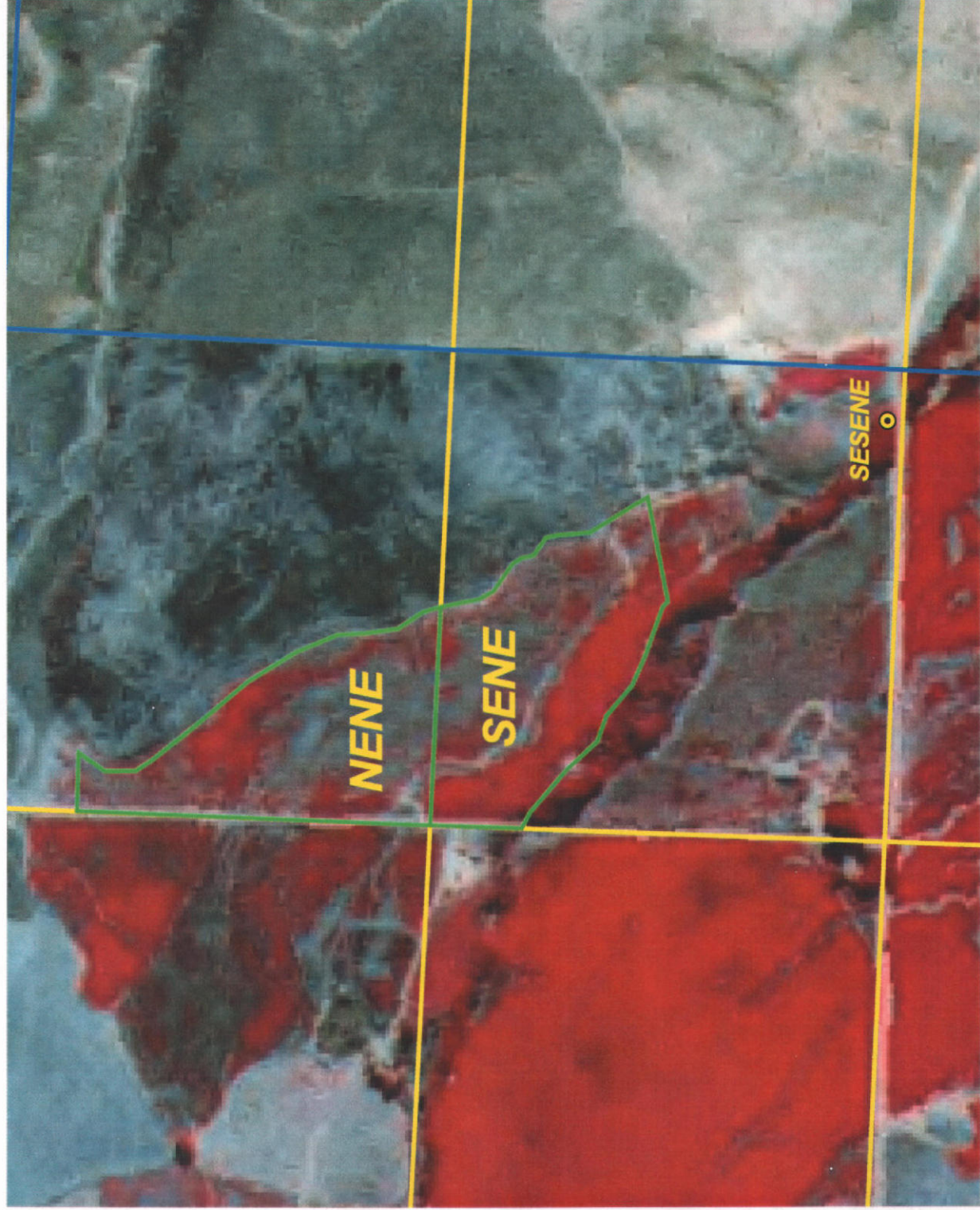
1987 NAPP

IDAHO DEPARTMENT OF WATER RESOURCES

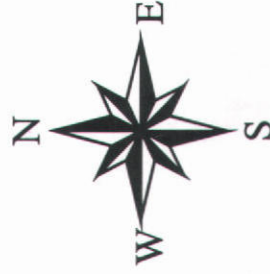
Claims: 63-5139B

Date Prepared: 02-06-03

Prepared By: Ron Howerton



T05N, R02E
S31



● Point of Diversion



Place of use

Section

1/4 1/4

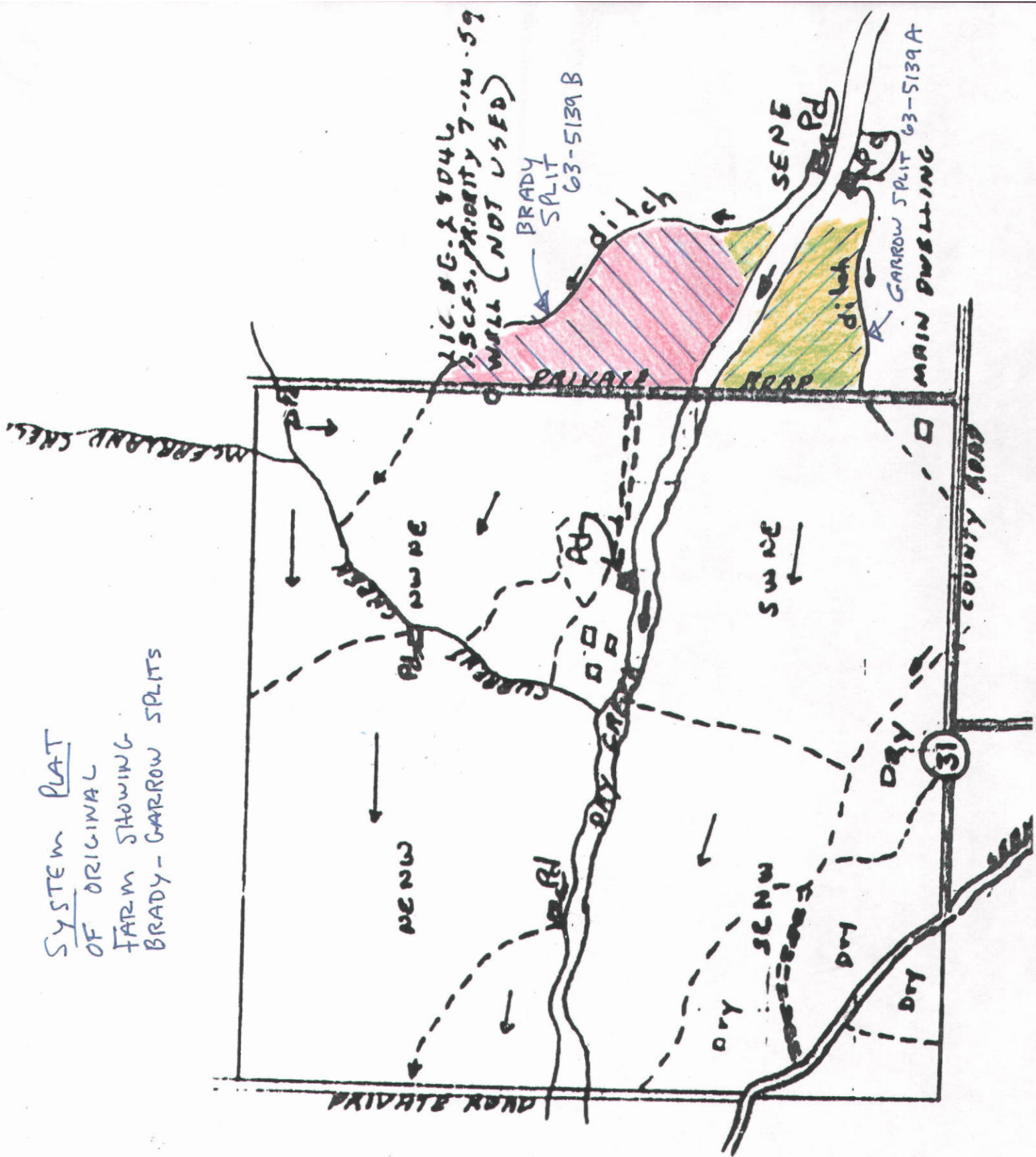
0 0.1 0.2 0.3 0.4 0.5 0.6 Miles

1987 NAPP

AGENT Ben Howerton DATE 6 Feb 03
Sr Water Agent

$$63 - 51394 \quad \underline{\quad} - \underline{\quad}$$
[illegible]

System PLAT
 OF ORIGINAL
 FARM SHOWING
 BRADY - GARROW SPLITS



2000 photo

ORIGINAL CLAIM
63-5139
32 ACRES

T05N, R02E
S31

DRY CREEK CLAIM

NENE

9 ACRES

Brady Split
63-5139B

9.5 ACRES

SENE

Garrow Split
63-5139A

13.5 ACRES

NWNE

SWNE

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 63-5139B
Date Received: 8/17/1989
Receipt No: X999999
Received By:

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

1. Name of Claimant(s)

MICHAEL G BRADY Phone: (208)229-8400
13660 N MC FARLAND CREEK RD
BOISE ID USA 83703

KATHLEEN BRADY Phone: (208)229-8400
13660 N MC FARLAND CREEK RD
BOISE ID USA 83703

2. Date of Priority: 04/01/1898

3. Source: DRY CREEK Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	02E	31	SE NE	ADA	

5. Description of diverting works:

DAM WITH GRAVITY DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.37	

7. Total Quantity Appropriated is:
0.37 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
----------	-------	---------	----------------	-----	-------

05N	02E	31	SE	NE	IRRIGATION	9.5
			NE	NE	IRRIGATION	9
					Section Acres	18.5
					Total Acres	18.5

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

CORRECTED ORIGINAL SPLIT DATA PER ADA COUNTY TAX INFORMATION THAT WAS UNAVAILABLE TO AGENT AT THAT TIME. RDH 2-6-03.

CHANGE OF OWNERSHIP PER FORM 42-1409(7).
CLF 5-19-95

15. Basis of Claim: Beneficial Use

SPLIT TREE

ORIGINAL SPLIT CLAIMS 63-5139 by Carter Fritsche 5/19/95

REVIEWING AGENT: Ron Howerton

Date: 2/6/2003

GARROW SPLIT: 63-5139A = 0.02 CFS @ 09 ACRES = 0.18 CFS

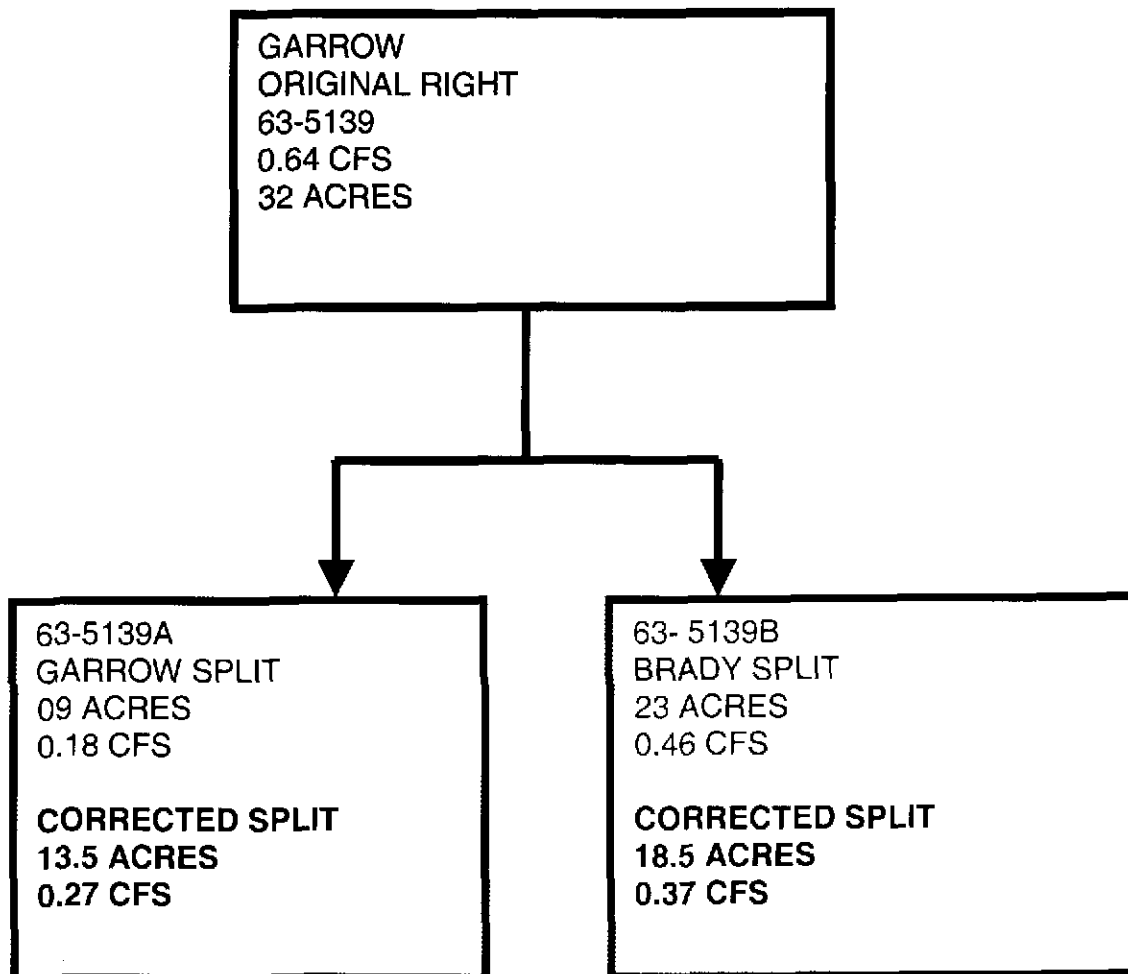
BRADY SPLIT: 63-5139B = 0.02 CFS @ 23 ACRES = 0.46 CFS

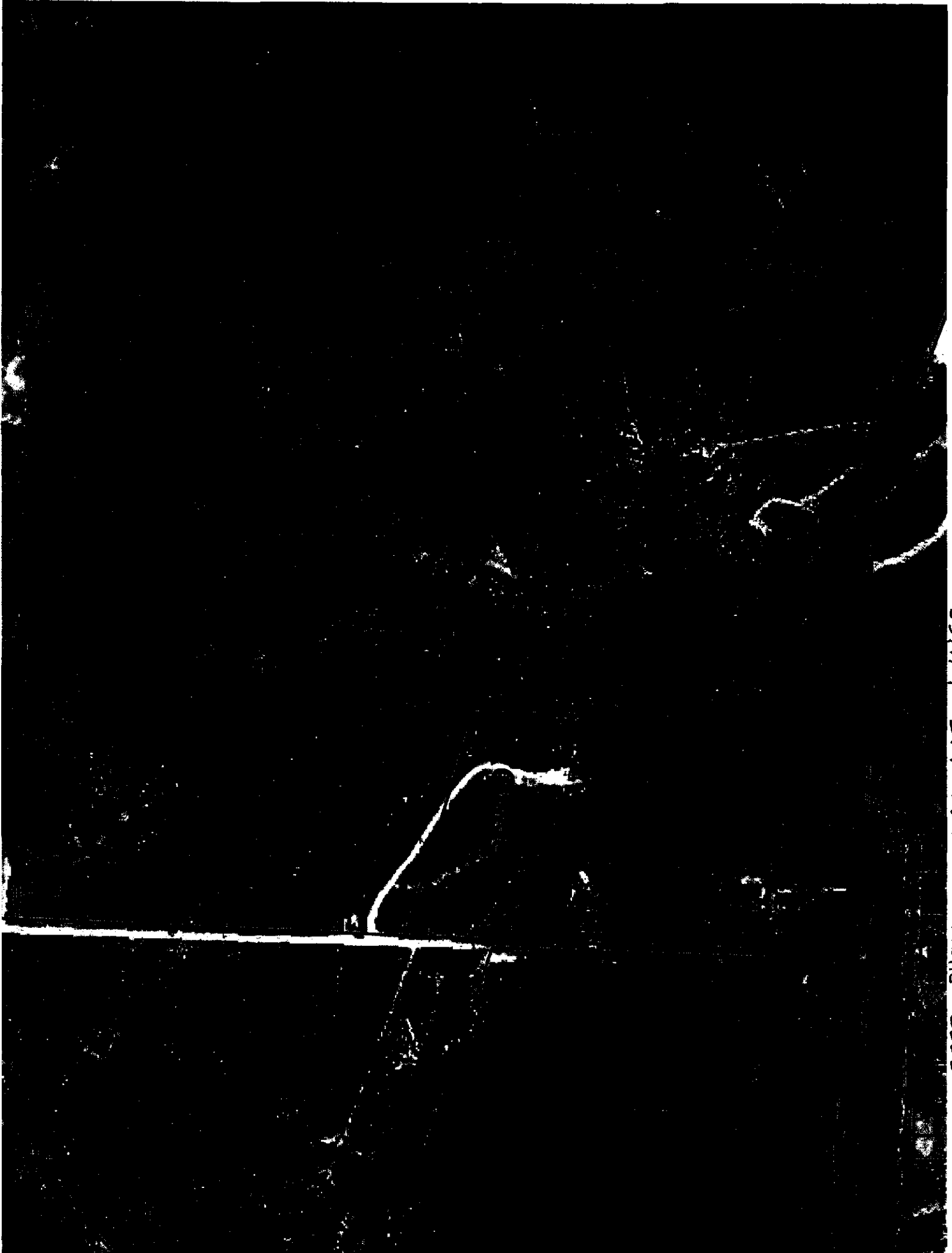
CORRECTED SPLITS

GARROW SPLIT: 63-5139A = 0.02 CFS @ 13.5 ACRES = 0.27 CFS

BRADY SPLIT: 63-5139B = 0.02 CFS @ 18.5 ACRES = 0.37 CFS

TOTALS = 32 ACRES @ 0.64 CFS = 0.02 FACTOR

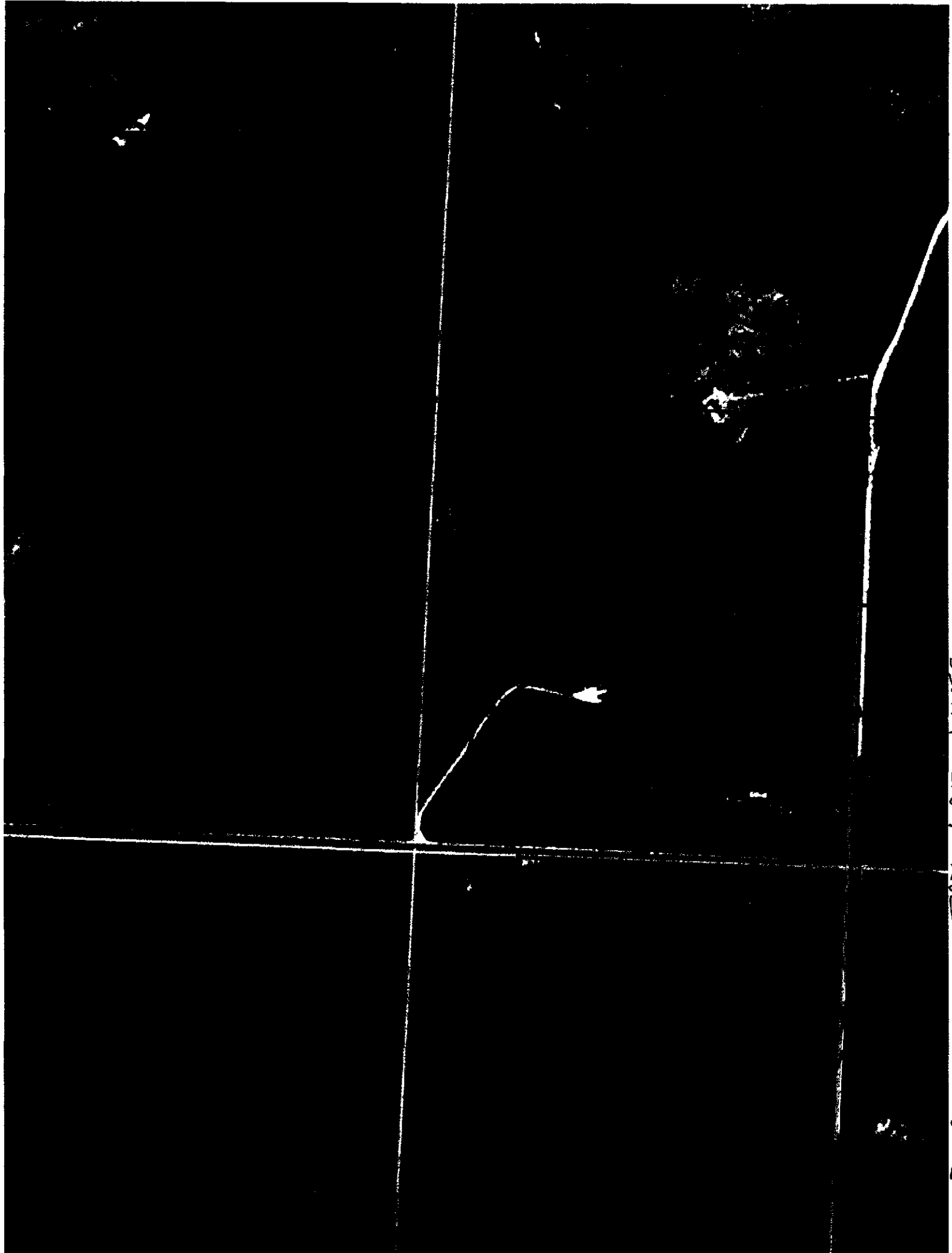




2000 PHOTO TAX LOT LINES

Doc X-9

TAX LOT LINES



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: A63-05139B
Date Received: 8/17/1989
Receipt No: X777777
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: MICHAEL BRADY 208-939-8400
Address: 13660 MC FARLAND CREEK RD
BOISE ID 83703
AND
Name: KATHLEEN BRADY 208-939-8400
Address: 13660 MC FARLAND CREEK RD
BOISE ID 83703

2. Date of Priority: APR 1, 1898

3. Source: DRY CREEK Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	02E	31	SE	NE			ADA

5. Description of diverting works:
DAM WITH GRAVITY DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.460		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

MICROFILMED
OCT 07 1989
402107

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	02E	31	SE	NE		IRR	23.0

Section Acres 23.0

Total Acres 23.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

CLAIM NO. A63-05138 FOR A GROUNDWATER SOURCE.

14. Remarks:

CHANGE OF OWNERSHIP PER FORM 42-1409(7). CLF 5-19-95

15. Basis of Claim: BENEFICIAL USE



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

MAY 22 1995

WATER RESOURCES
WESTERN REGION

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township SN Range 25
Section 31, 1/4 of SE 1/4 of NE 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: _____

63-5139 (PART)

☒ Name and Address of Former
Owner/Claimant(s)(Seller): _____

James & Geraldine Garrow
5700 Dry Creek Rd.
Boise ID 83703

☒ New Owner/Claimant
(Purchaser): _____

Michael & Kathleen Brady

☒ New Mailing Address: _____

13660 McFarland Creek Rd.
Boise Idaho 83703

☒ New Telephone Number: _____

(208) 939-8400

☒ Does the change in ownership result in a splitting of the water right owned/claimed? ☒ yes ☐ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

Acquired 23acs of irrigated land in T. 5N - R. 2E
Sec. 31 SE 1/4 of NE 1/4

☒ Attach proof of
ownership, describe
proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☒ Signature of New
Owner/Claimant(s): _____

Date 5/18/95

Date 5/18/95

☒ Signature of Former
Owner/Claimant(s): _____

Date 5/18/95

Date 5/18/95

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 5-19-95 By: CT

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED

6/7/95

RECEIVED

MAY 5 1991

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

FORUM

DEC 1 1990

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF ID HO,
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: 3957

Ident. Number: A63-05139
Date Received: 8/17/1989
Receipt No: 10728602
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES D. GARROW 208-939-6634
Address: 5700 DRY CREEK RD.
BOISE, ID 83703

2. Date of Priority: APR 01, 1898

3. Source: DRY CREEK Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	02E	31		SE	NE		ADA

5. Description of diverting works:
DAM WITH GRAVITY DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.640		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	02E	31	NE	NE		IRR	9.0
			SE	NE		IRR	23.0
						Section Acres	32.0

A63-05139

Page 1

Date: 08/17/89

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OCT 07 1996

10. Place of Use: Continued

Total Acres 32.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

CLAIM NO. A63-05138 FOR A GROUNDWATER SOURCE.

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

Number of attachments: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

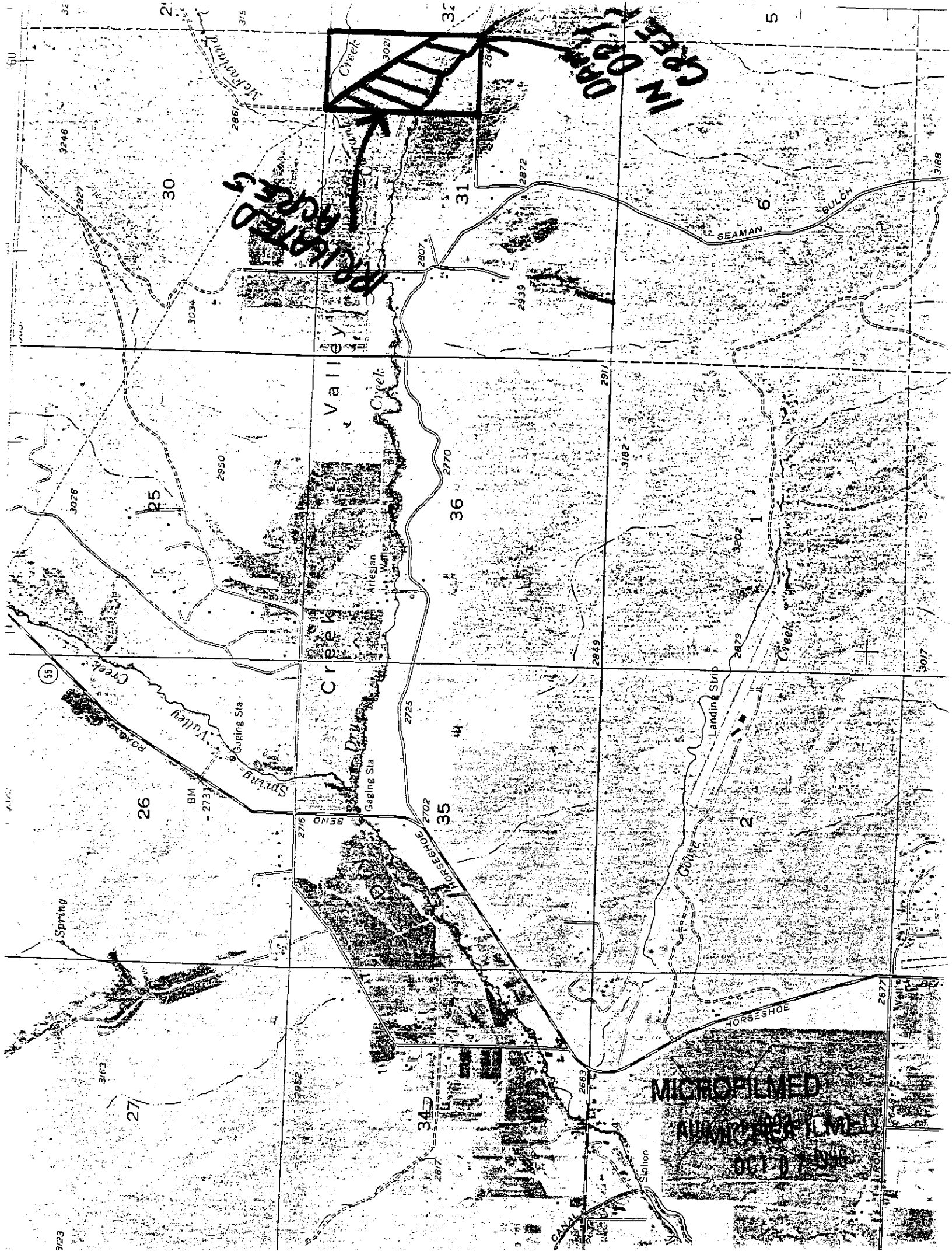
Signature of Claimant(s): James D. Garmon Date: 8-17-89
_____ Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 17th day
of August 19 89
Seal

Jan Shente
Notary Public

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



No. 1000
Creek

MICROFILMED
NUMERICAL
OCT 10 1974

02/07/2003

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

RIGHT NUMBER: 63-5139B

NAME AND ADDRESS: MICHAEL G BRADY
13660 N MC FARLAND CREEK RD
BOISE ID 83703

KATHLEEN BRADY
13660 N MC FARLAND CREEK RD
BOISE ID 83703

SOURCE: DRY CREEK

TRIBUTARY: BOISE RIVER

QUANTITY: 0.370 CFS

PRIORITY DATE: 04/01/1898

POINT OF DIVERSION:

T05N R02E S31 SESENE Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/01 11/15

0.370 CFS

PLACE OF USE:

IRRIGATION Within ADA County

T05N R02E S31 NENE 9.0

T05N R02E S31 SENE 9.5

18.5 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

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT**

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid
- ☐ Well logs (if needed)
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☒ Check POD & POU overlap, see below – include overlapping right for exam
- ☒ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63-5139 B

Owner: _____ Phone No. _____

Current Address: _____

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER _____
- ☐ No change Address
- ☐ NEW ADDRESS _____
- ☐ How long owned property? _____

Accompanied by: KATHLEEN BRADY HM 229-8400
WK 327-8900**PRIORITY DATE**

- ☐ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: APRIL 1, 1898

(If priority date, based on your exam, seems questionable, explain below.)

WAITING FOR CLAIMANT TO SUBMIT EOP, REQUESTED
AT FIELD EXAM THROUGH MRS. GARROW & MRS. BRADY

Source: _____ Tributary to _____

- ☒ No Change – SAME SOURCE
- ☐ Source found is different than claimed: _____

POINT OF DIVERSION

- ☐ No change
- ☐ POD found is different than claimed: CLARIFIED TO 10 ACRE TRACT
- ☐ If different, when did POD change? _____

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
1		SE	SE	NE	31	5N	2E	ADA	NORTH DITCH

Description of diverting works

CEMENT DAM WITH WOOD BOARDS, PLASTIC TURNOUT
DAMS, GRAVITY FLOWS

OVERLAP REVIEWOther water rights with the same point of diversion: 63-51391A North Ditch ①

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

WATER USES

- ☐ No change
☐ Different Uses

← CORRECTED TO
STANDARD SOW

Use IRR From 3-1 To 11-15 Amount 0.37 CFS AFA
Use _____ From _____ To _____ Amount _____ CFS _____ AFA
Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME - Groundwater only

- ☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA
☐ Changes found, the new total is, Amount _____ CFS _____ AFA
☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

- ☒ No change
☐ Changes Exam found: Domestic # of homes _____ Stock # _____
Types _____ Additional comments: _____

PLACE OF USE:

- ☒ No Change
☐ Changes shown below:

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: NONE - SEE OVERLAP REVIEW SHEET
DATED 6 FEB 03.

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

Delivery System Narrative: ONE-POINT OF DIVERSION, CEMENT DAM
WITH WOOD BOARDS, EARTH DITCH, PLASTIC TURNOUT
DAMS, GRAVITY FLOWS.

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS: SEE MANNING MEASUREMENT FARTHER NORTH DITCH.
EVIDENCE OF MUCH MORE FLOWS THAN REQUIRED.
 Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

THIS IS THE ONLY IRRIGATION RIGHT FOR THIS PROPERTY.
SEE PHOTO DESCRIPTIONS FOR ADDITIONAL INFO.

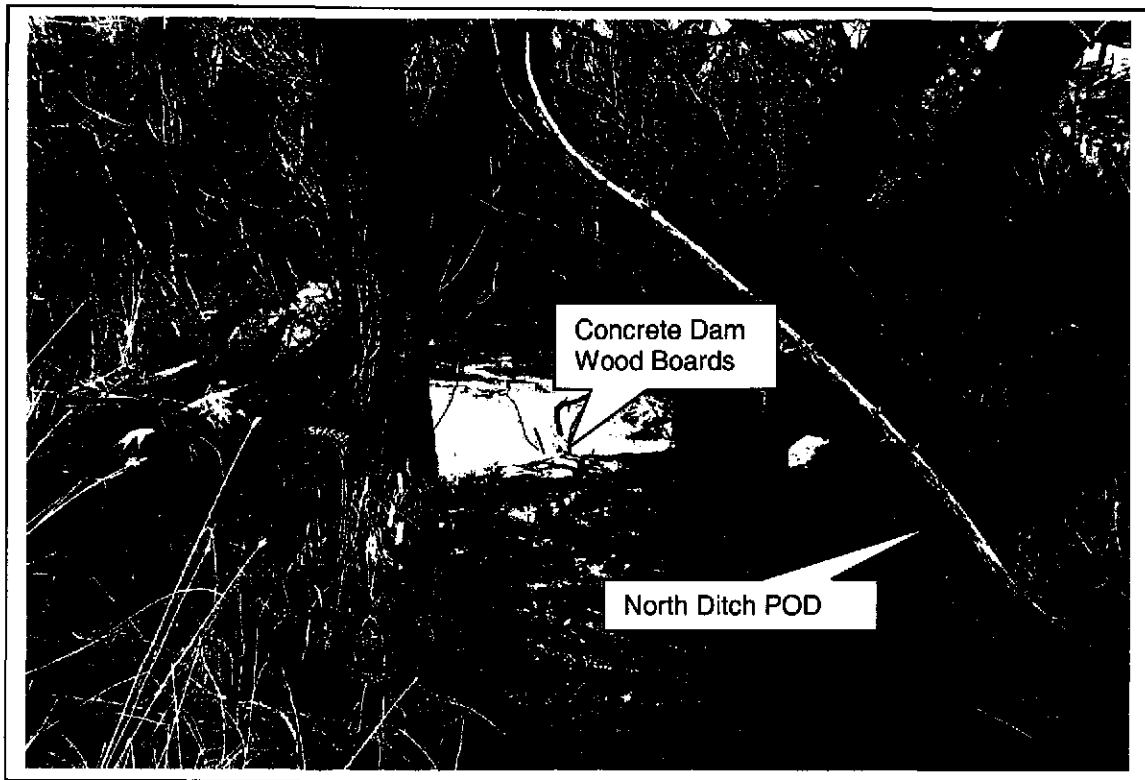


Photo 1: 63-5139B, Field Exam 01-31-03: Located in the SESENE, S31, T05N, R02E. Photo shows the dam, POD for North ditch. Photos by RDH.

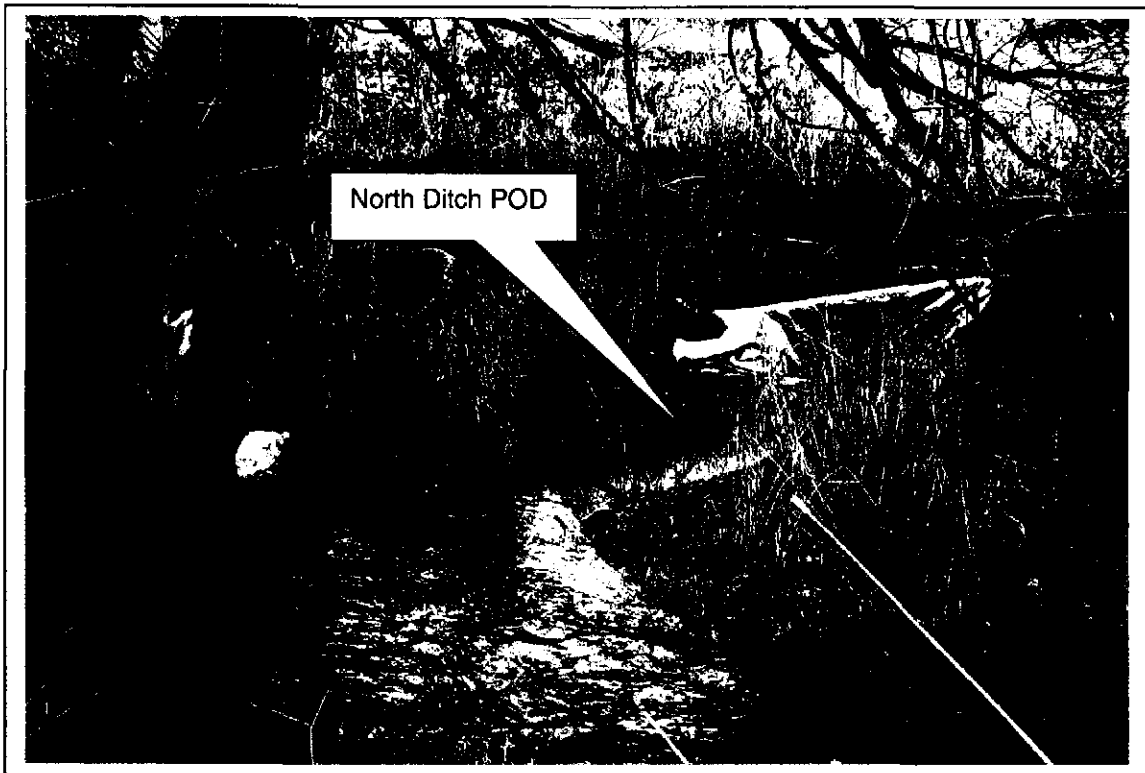


Photo 2: Close-up view of North ditch from above photo 1: View is to NW.

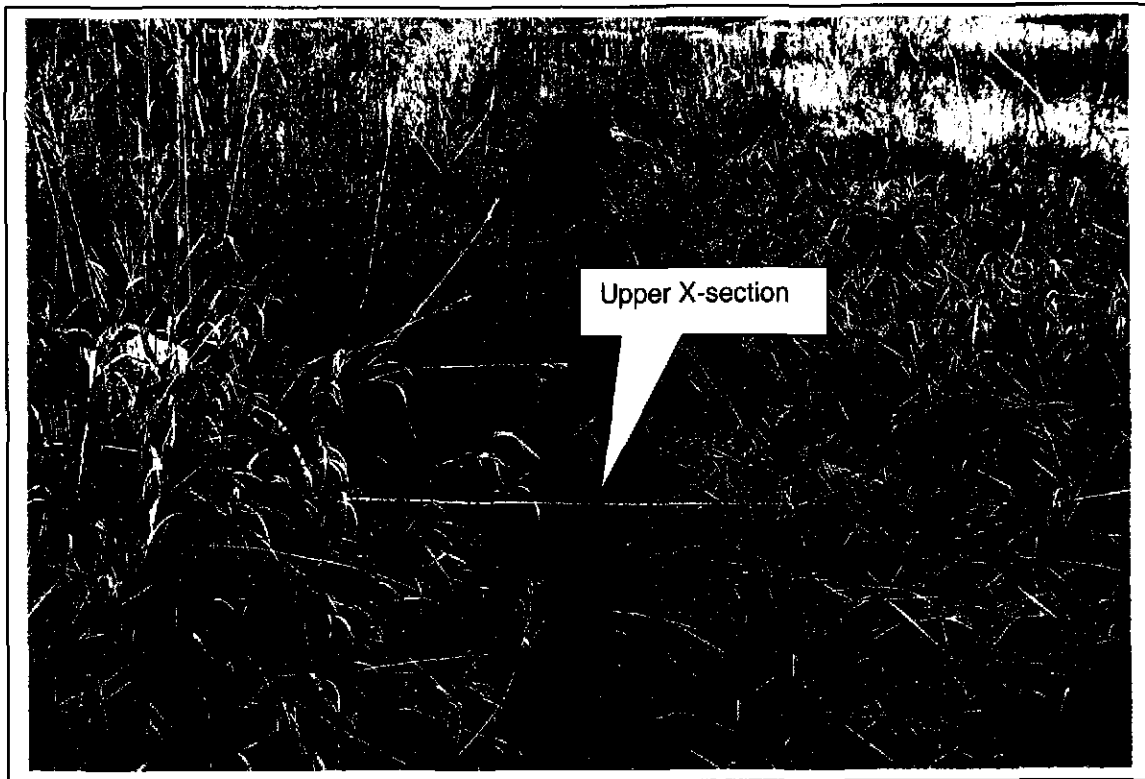


Photo 3: Upper X-section of Manning measurement of the North Ditch. Located in E1/2 SENE, S31, T05N, R02E.

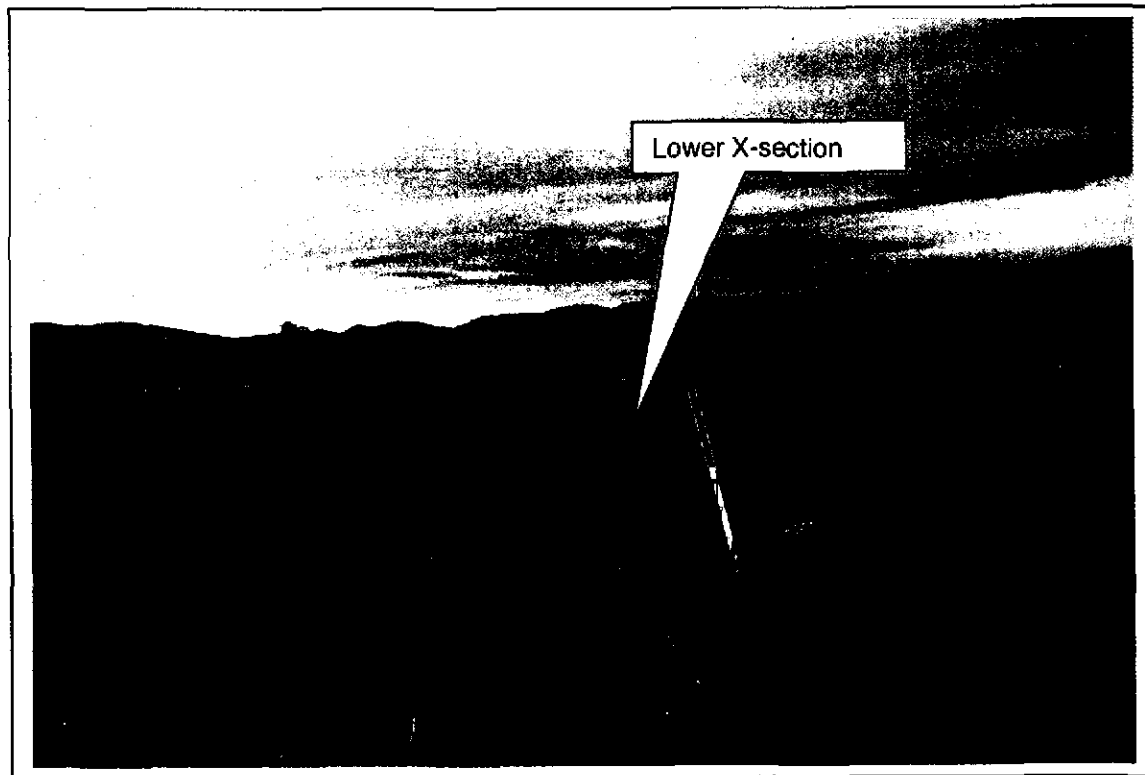


Photo 4: Lower X-section and level location of Manning measurement of the North Ditch. Located in E1/2 SENE, S31, T05N, R02E.

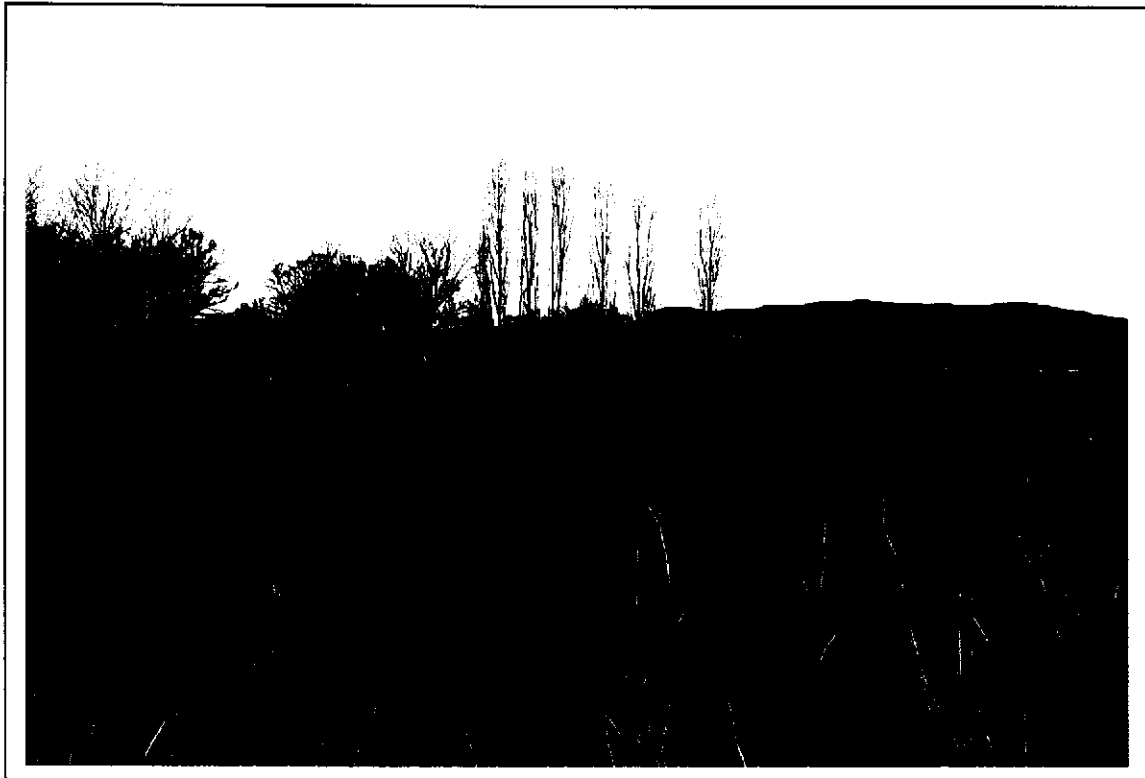


Photo 5: Upper field on North irrigated side of Dry Creek. This field is continuous containing both Garrow and Brady separate ownerships. View is to SW from North Ditch. In the SENE, S31, T05N, R02E.

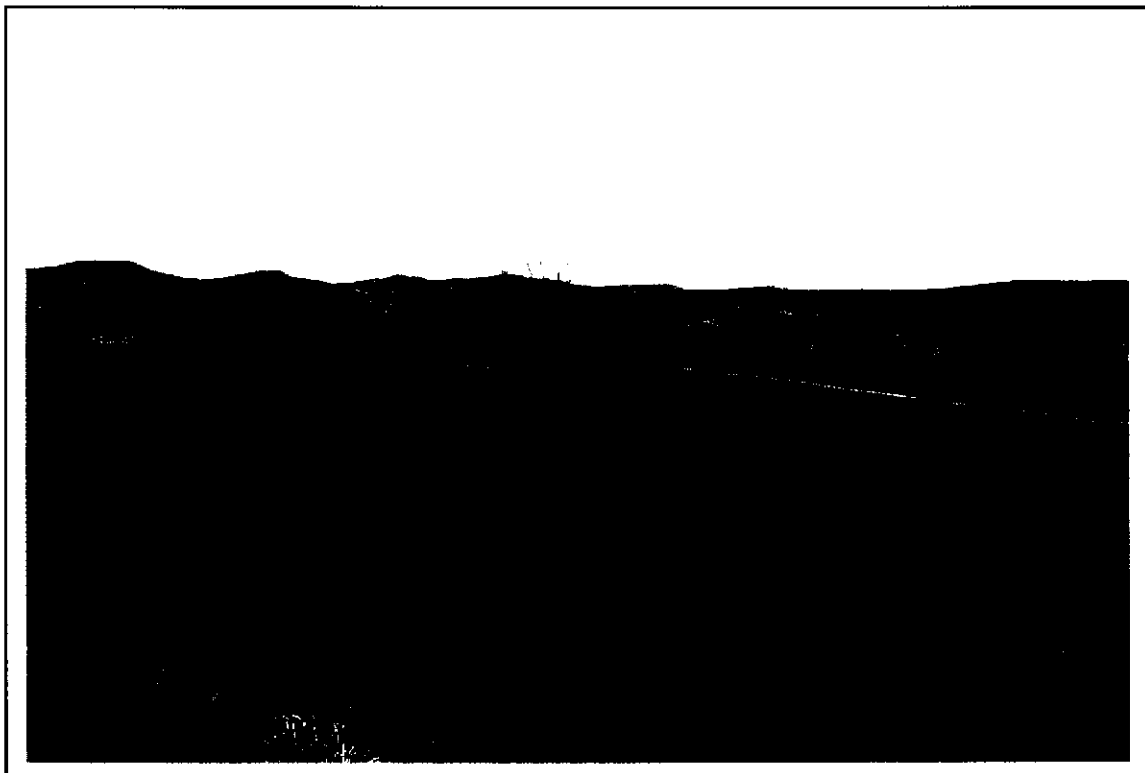


Photo 6: Upper part of irrigated field on North side of Dry Creek. View is to the South from the North ditch in the NENE, S31, T05N, R02E.

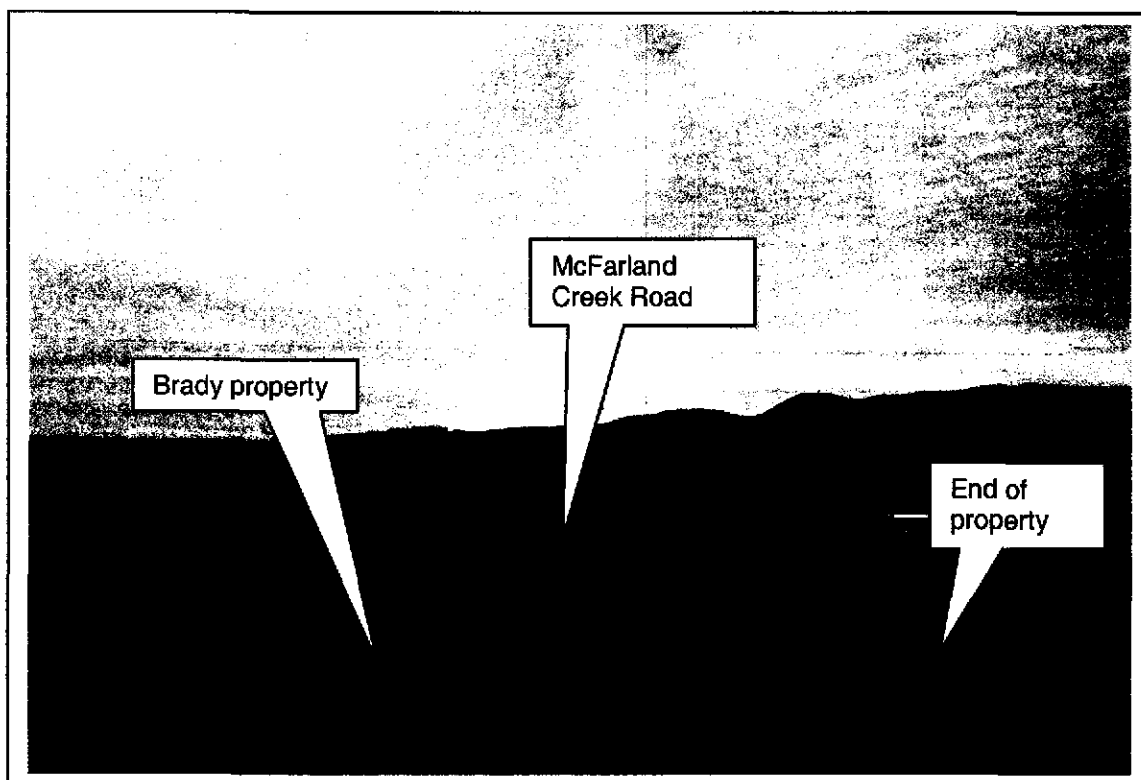
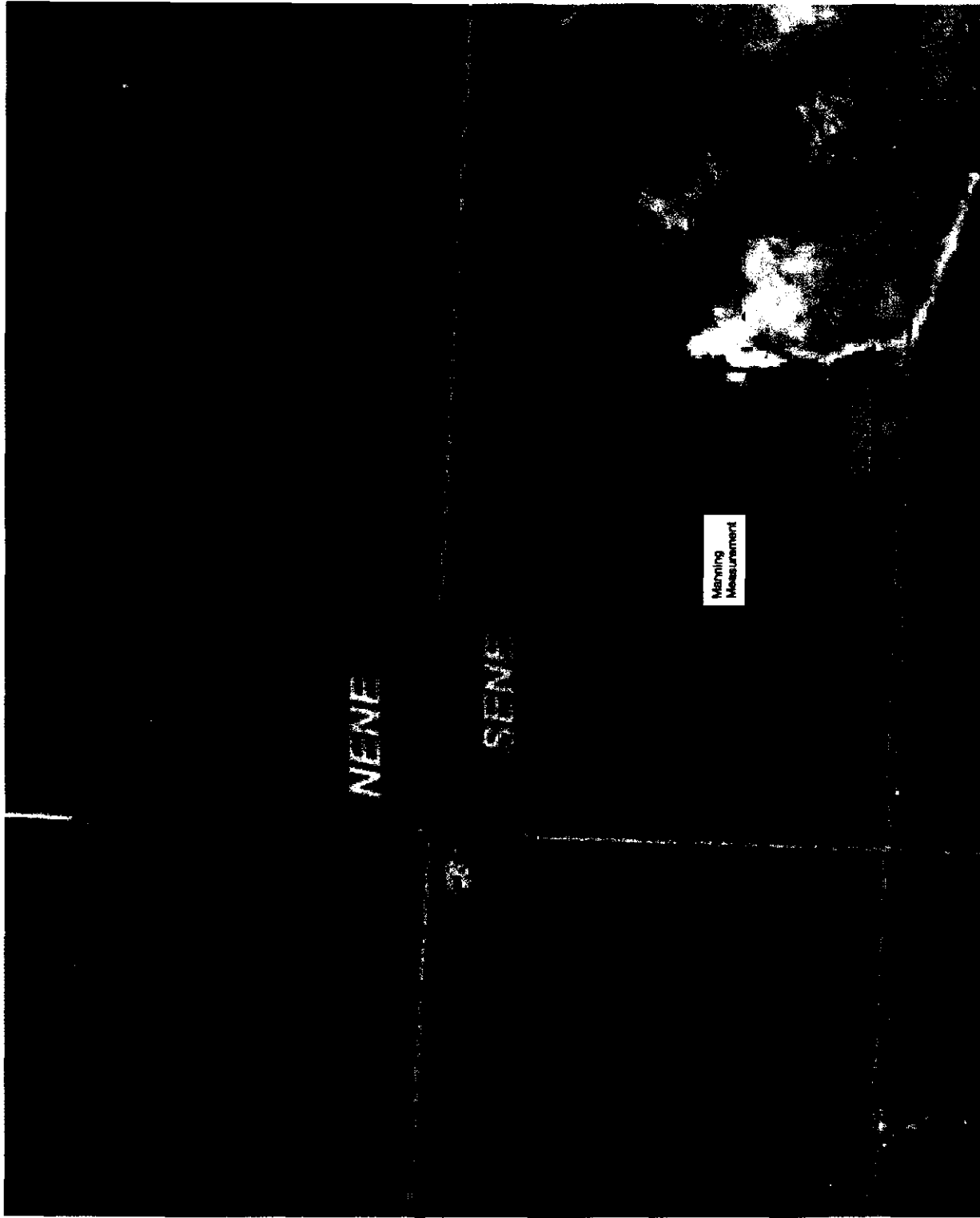


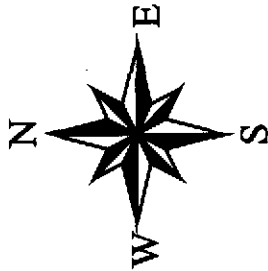
Photo 7: End of property of most upper part of irrigated field on North side of Dry Creek. View is to the West from the North ditch in the NENE, S31, T05N, R02E.

IDAHO DEPARTMENT OF WATER RESOURCES

Claims: 63-5139B
Date Prepared: 02-06-03
Prepared By: Ron Howerton



T05N, R02E
S31



② Point of Diversion

☐

Place of use

☐

Section

1/4 1/4

18.5 Acres

0 0.1 0.2 0.3 0.4 0.5 0.6 Miles

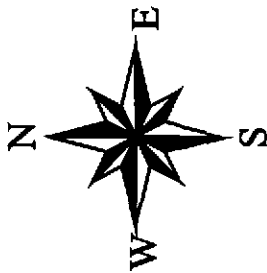


1987 NAPP

IDAHO DEPARTMENT OF WATER RESOURCES

Claims: 63-5139B
Date Prepared: 02-06-03
Prepared By: Ron Howerton

T05N, R02E
S31



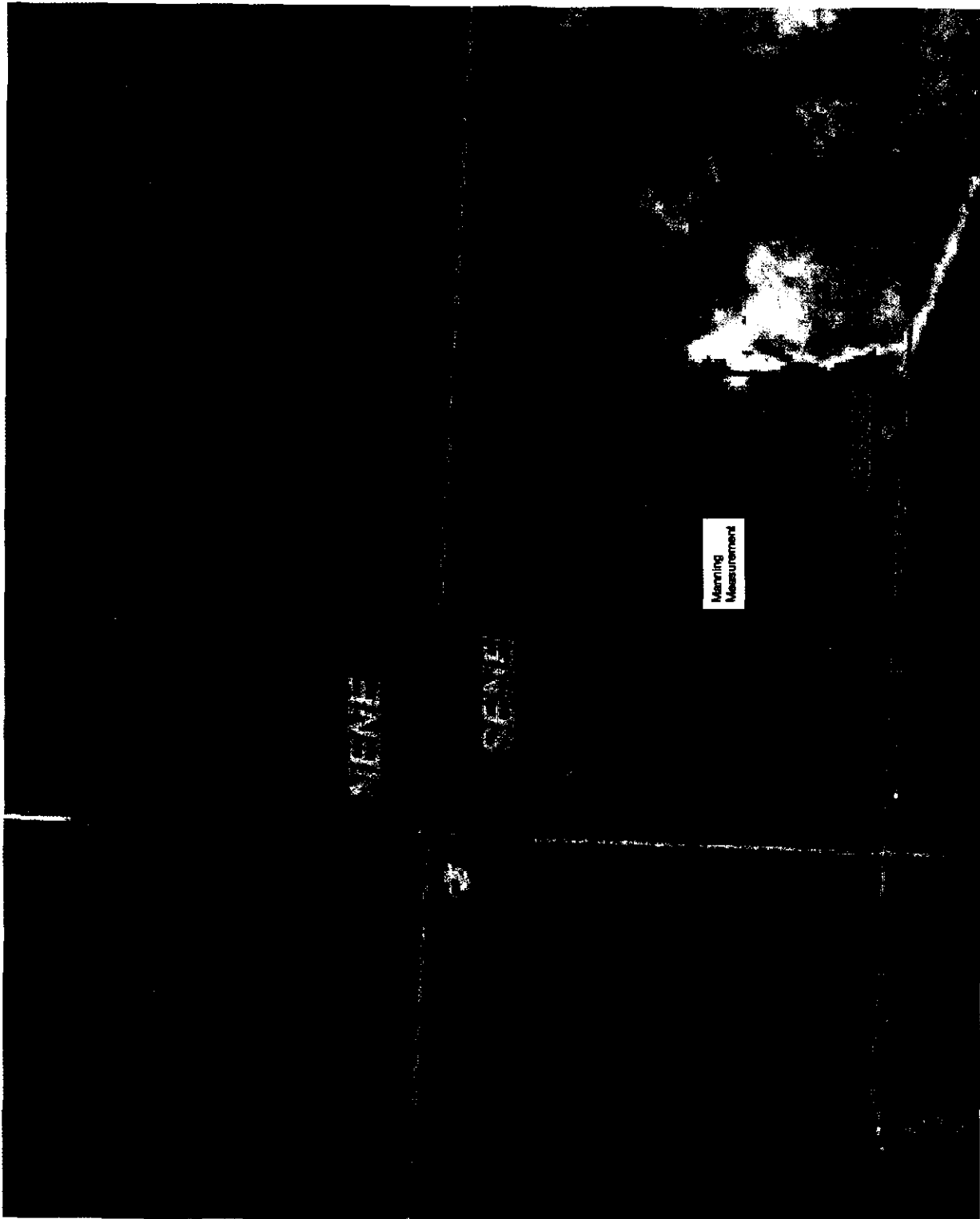
● Point of Diversion

☐ Place of use

☐ Section

1/4 1/4

18.5 Acres



0 0.1 0.2 0.3 0.4 0.5 0.6 Miles

1987 NAPP

IDAHO DEPARTMENT OF WATER RESOURCES

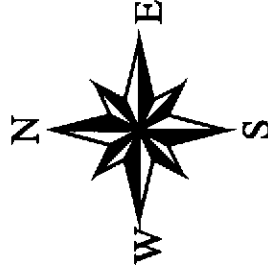
Claims: 63-5139B

Date Prepared: 02-06-03

Prepared By: Ron Howerton



T05N, R02E
S31



☉ Point of Diversion

☐

Place of use

☐

Section

1/4 1/4

0 0.1 0.2 0.3 0.4 0.5 0.6 Miles

1987 NAPP

Re: Howerton DATE 6 Feb 03
Sr Water Agent

63 - 5139A

63 - 5139 B

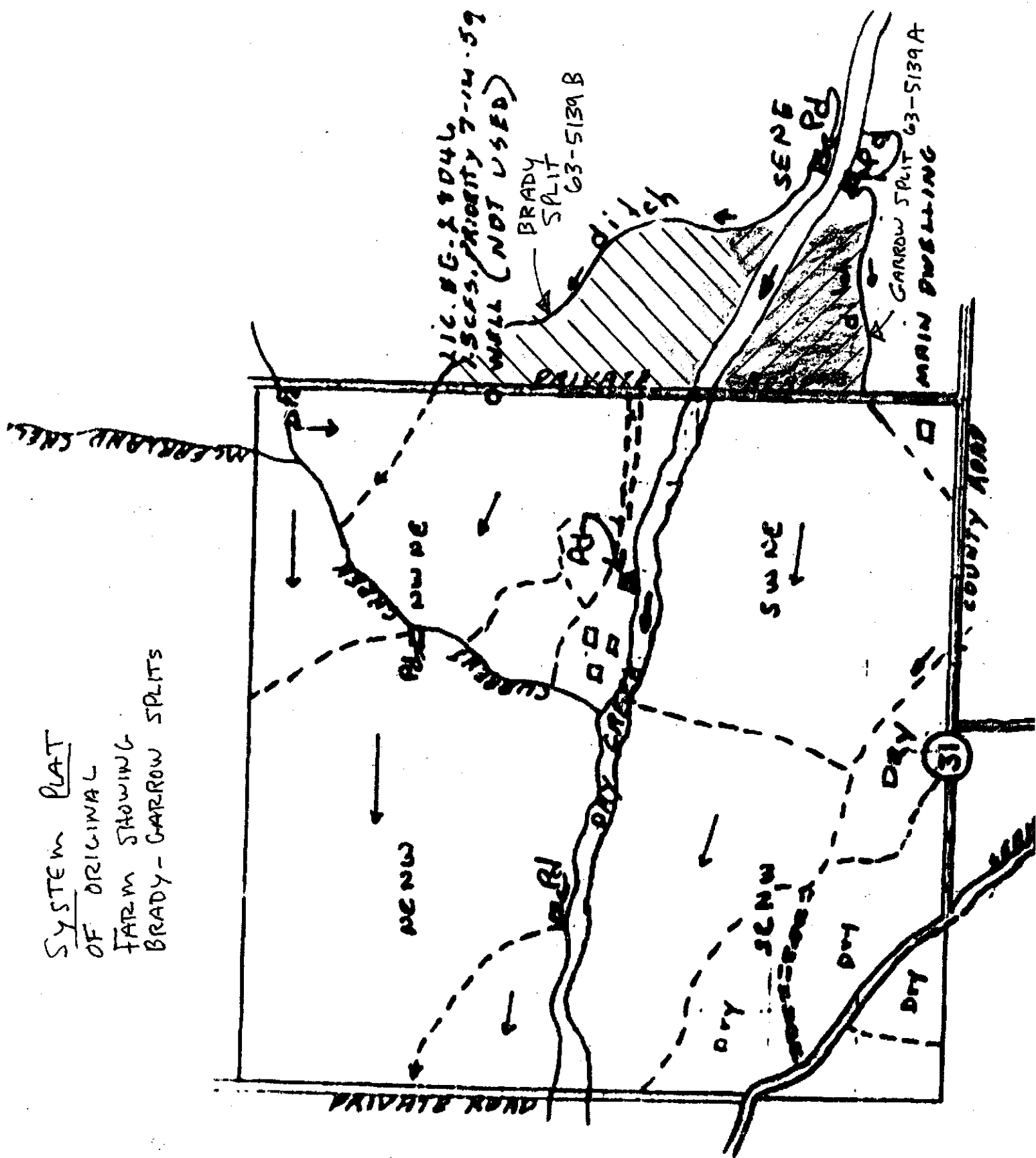
Figure 1

[illegible]

OF ORIGINAL

FAT m 5740w1w6

BRADY-CARROW SPLITS



Claim Number(s): 63-5139 A & B

Name of Claimant(s): BRADY - GARROW

Name of Ditch, Canal, or Stream: DRY CREEK - NORTH DITCH

Date of Measurement: JAN. 31, 03 Data Collected By: Ron Howerton
Water Agent

Measurement Location: SE 1/4 NE 1/4 Section 31 T5N R2E

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

UPSTREAM		DOWNSTREAM	
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>0.6</u>	<u>1</u>	8. <u>.5</u>	<u>1</u>
3. <u>1.4</u>	<u>2</u>	9. <u>1.7</u>	<u>2</u>
4. <u>1.7</u>	<u>3</u>	10. <u>1.8</u>	<u>3</u>
5. <u>1.5</u>	<u>4</u>	11. <u>1.1</u>	<u>4</u>
6. <u>.3</u>	<u>5</u>	12. <u>0.2</u>	<u>5</u>
<u>0</u>	<u>5.2</u>	<u>0</u>	<u>5.4</u>

Slope Data

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

Level Readings:	upstream	downstream	
upper stadia	<u>8.09</u>	<u>8.85</u>	
center	<u>6.96</u>	<u>7.90</u>	
lower stadia	<u>5.84</u>	<u>6.94</u>	channel length
stadia difference	<u>(2.25 + 1.91)</u>		<u>x 100 = 416</u>

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

Comments

Are maps and/or photos attached? yes ☒

Huge ditch, Looks as if it diverted the entire flow of Dry Cr..

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)				

CROSS SECTION NUMBER 1

For File Number 63-5139A&B for the DRY CREEK NORTH DITCH

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.60	0.60	1.00
3	1.40	1.40	2.00
4	1.70	1.70	3.00
5	1.50	1.50	4.00
6	0.30	0.30	5.00
7	0.00	0.00	5.20

The area for this cross section is 5.38 square feet
and the wetted perimeter is 6.43 feet.

CROSS SECTION NUMBER 2

For File Number 63-5139A&B for the DRY CREEK NORTH DITCH

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.50	0.50	1.00
3	1.70	1.70	2.00
4	1.80	1.80	3.00
5	1.10	1.10	4.00
6	0.20	0.20	5.00
7	0.00	0.00	5.40

The area for this cross section is 5.24 square feet
and the wetted perimeter is 6.70 feet.

MANNING EQUATION CHANNEL CAPACITY RESULTS

02-04-2003

File Number: 63-5139A&B

Claimant: BRADY & GARROW

Channel measured: DRY CREEK NORTH DITCH

Date of measurement: 01-31-03

Measurement location:

SENE S31 T5N R2E

Calculation prepared by: RDH

Comments about the measurement:

The results of the calculation are:

The length of the channel measured is 416 feet.

The upstream and downstream rod readings are 6.96 and 7.90 feet.

The channel cross section is 5.31 ft-sq.

The wetted perimeter is 6.57 feet.

The hydraulic radius is 0.81 feet.

The slope is 0.0023

The roughness coefficient is 0.0250

The flow velocity is 2.459 ft/sec.

The rate of flow is 13.06 cfs.

MANNING EQUATION - DATA COLLECTION

Claim Number(s): 63-4849 / 63-5139 A & BName of Claimant(s): ENCHANNE RANCH ESTATES / BRADY CARRONName of Ditch, Canal, or Stream: S. Ditch from Dry Cr. PODDate of Measurement: 11-14-02 Data Collected By: Ron Howerton
Sr. Water AgentMeasurement Location: SE 1/4 NE 1/4 Section 31 T05N R02ENorth Ditch is
SIMILAR to South D. Cross Section DataApprox 200' below POD
SEE 2000 PHOTO, SHOW
BETWEEN THE 2 TREES
IN PHOTO.

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. _____	_____
2. <u>.8</u>	<u>1.5</u>	8. _____	_____
3. <u>.8</u>	<u>2.0</u>	9. _____	_____
4. <u>1.0</u>	<u>2.5</u>	10. _____	_____
5. <u>.9</u>	<u>3.0</u>	11. _____	_____
6. <u>.5</u>	<u>3.5</u>	12. _____	_____
<u>.5</u>	<u>4.0</u>		
<u>0</u>	<u>4.5</u>		

Slope Data

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

Level Readings: upstream downstream

upper stadia

center

lower stadia

stadia difference

(_____ + _____) x 100 = 530 Ftchannel
length

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

Comments

Are maps and/or photos attached? yes()

POD SN, 2E, S31, SESENE
no lot #'s

MANNING'S "n" (roughness coefficient)

BASIC "n" CHANNEL MATERIAL				CHANNEL OBSTRUCTIONS							
earth	.020	/	(1)	negligible	.000	/	(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	/	(1)	low	.005	/	(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	/	(1)	minor	1.00	/	(1)				
occasional	.005		(2)	appreciable	1.15		(2)				
frequent	.010		(3)	severe	1.30		(3)				
	.015		(4)								

MANNING EQUATION CHANNEL CAPACITY RESULTS

11-20-2002

File Number: 63-4849

Claimant: ENCHANOVE RANCH ESTATES

Channel measured: SOUTH DITCH FROM DRY CREEK POD

Date of measurement: 11-14-02

Measurement location:

ABOUT 200 FT FROM POD ALONG DIRT ROAD BETWEEN TREES

Calculation prepared by: RDH

Comments about the measurement:

The results of the calculation are:

The length of the channel measured is 530 feet.

The upstream and downstream rod readings are 5.20 and 7.48 feet.

The channel cross section is 2.65 ft-sq.

The wetted perimeter is 5.10 feet.

The hydraulic radius is 0.52 feet.

The slope is 0.0043

The roughness coefficient is 0.0250

The flow velocity is ~~2.528 ft/sec.~~

The rate of flow is 6.70 cfs.

CROSS SECTION NUMBER 1

For File Number 63-4849 for the SOUTH DITCH FROM DRY CREEK POD

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.80	0.80	1.50
3	0.80	0.80	2.00
4	1.00	1.00	2.50
5	0.90	0.90	3.00
6	0.50	0.50	3.50
7	0.50	0.50	4.00
8	0.00	0.00	4.50

The area for this cross section is 2.65 square feet
and the wetted perimeter is 5.10 feet.



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

November 1, 2002

**MICHAEL G BRADY OR
KATHLEEN BRADY
13660 N MC FARLAND CREEK RD
BOISE ID 83703**

**JAMES D. GARROW
5700 DRY CREEK RD
BOISE ID 83703**

**RE: Snake River Basin Adjudication (SRBA)
Split Claim Nos. 63-5139A (Garrow Split) & B (Brady Split)
Also Garrow claim No. 63-5138**

Dear Claimants:

A split of claim 63-5139 was issued for estimated portions of this original statutory claim in 1995. These splits have been left in this stage until a field exam could be made to verify the claim. The elements claimed by most statutory claims have never been fully investigated by IDAHO DEPARTMENT OF WATER RESOURCES or any other authorized source, until the SNAKE RIVER BASIN ADJUDICATION.

I am the agent that is responsible for the investigation and recommendation to the SNAKE RIVER BASIN ADJUDICATION COURT as required by law, for these claims.

We now have Ada County Tax lot information that was not available to us at the time 63-5139 was split. I have enclosed a 2000 photo for your review based upon the ownership of the land per Ada county tax lot information and where the split now may be appropriately determined. I will need to review the ownership information with you and verify various elements of the claim by conducting a field exam.

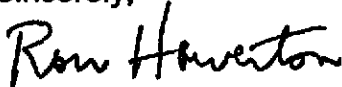
You may receive a notice soon, which asks for proof of the date of priority for the above claims. We will need that information also in order to confirm the claimed date. This is one

of the elements that I will need to verify as mentioned above. I will explain that need when I hear from you or during my field exam.

Please contact me at 334-2190. I would like to schedule a field exam before Thanksgiving Day this year if possible.

If you have any questions regarding this letter prior to the field exam, please contact me ASAP!

Sincerely,



Ron Howerton

Senior Water Right Agent

IDAHO DEPARTMENT OF WATER RESOURCES

WESTERN REGION

2735 AIRPORT WAY

BOISE IDAHO, 83705-5082

CC: File

Enclosure:

- 2000 map showing Ownership Claim Splits based upon ADA recent Ada County Tax lots
- Old split tree based upon 1995 information

2000 photo

ORIGINAL CLAIM
63-5139
32 ACRES

T05N, R02E
S31

Brady Split
63-5139B

Garrow Split
63-5139A

CLAIMANT'S NAME: Brady, MikeDATE: 5-18-95COUNTY: AdaEMPLOYEE: Carter Fritschle ^{CF}

RECEIVED

MAY 22 1995

WATER RESOURCES
WESTERN REGION

Mr. Brady came into the state office to file a change of ownership on this claim. He did not have a warranty deed with him, but the form 42-1409(7) had Mr. Garrow's signature on it. Mr. Brady was uncertain as to how much irrigated land was purchased from Mr. Garrow (he stated he purchased approximately 50 acres). I printed out a copy of A63-05139 and he decided he had acquired the 23 acres of irrigated land in the SENE since that was the legal description on the form 42-1409(7). In actuality, he may have acquired all of the irrigated land claimed on A63-05139 since he stated the land retained by the Garrows was "across the creek" from his. I have gone ahead and completed the split as follows:

Garrow	A63-05139 A	0.18 cfs	9 ac.
Brady	A63-05139 B	2.46 cfs	23 ac.

MICROFILMED

OCT 07 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT



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

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

Notice is hereby given that James O. Garrow
(Name of Claimant)
12775 Hiway 55, Boise, Id 83703
(Mailing Address) (Zip Code) Telephone No. 939-6316

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use.) 1898

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Dry Creek tributary to Boise River

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

Quantity	(cfs. all)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
<u>.68</u>		<u>Irrigation</u>		Period of Use From <u>4/1</u> To <u>11/1</u>	
Quantity		Use		Period of Use From To	
Quantity		Use		Period of Use From To	
Quantity		Use		Period of Use From To	
Quantity		Use		Period of Use From To	

(4) .68 TOTAL QUANTITY USED.
(cfs. all)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE 1/4 NE 1/4 Sec. 31 Twp. 5N Rge. 2E B.M., County of Ada
Additional points of diversion:

B) 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. Dam with gravity ditches

(6) A) 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.

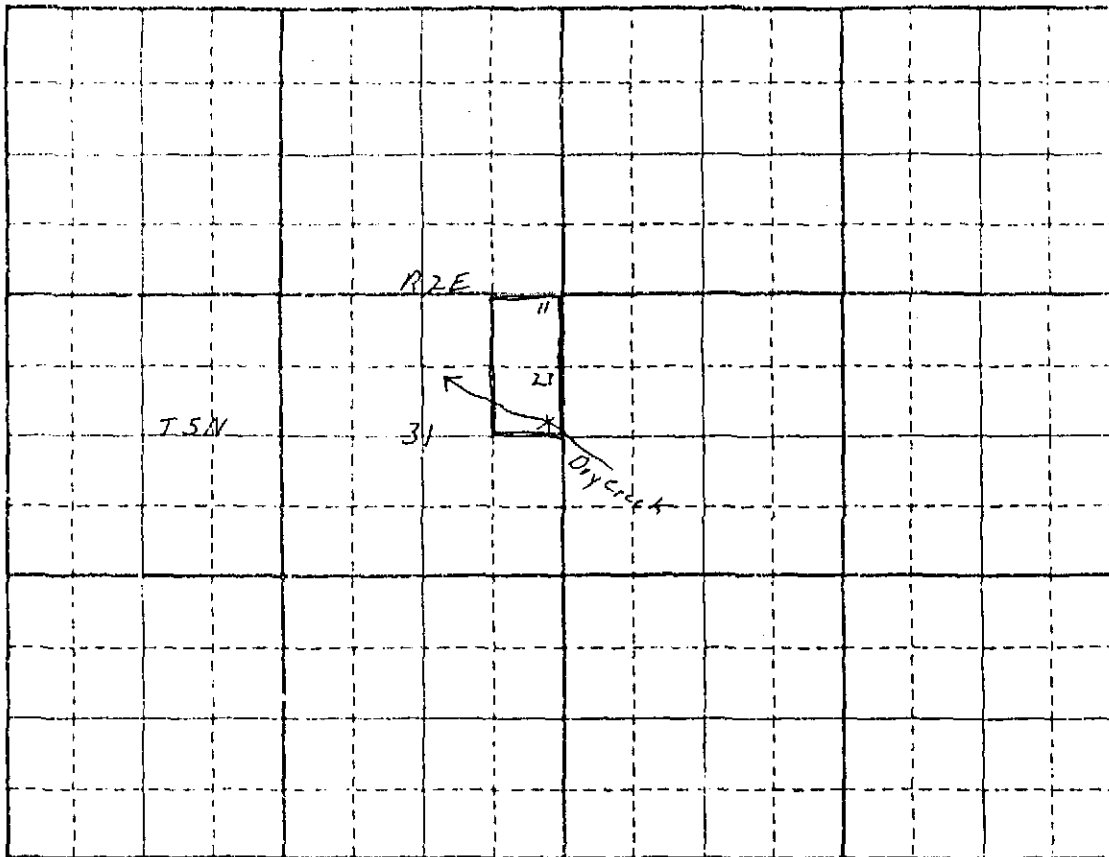
T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>5N</u>	<u>2E</u>	<u>31</u>	<u>11</u>			<u>23</u>													<u>34</u>

No. of acres 34

B) If it is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization:



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

ADA

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.

Sworn to before me this 21 JUNE

James V. Hancock
(Claimant)

1983

Ronald H. Hagg
Notary Public
Residing at Boise, ID

My commission expires LIFE

FOR DEPARTMENT USE ONLY

Received by 665	Date 6/21/83	Exception filed by	Forwarded to	Date
Right to check by	Date 6/24/83		claimant by	
\$30.00 fee received by 665	Date 6/21/83	# 31095		
Published in Idaho Statesman				
Dates 8/28 & 9/1/83				