

T05N, R02E, S30

T05N, R02E, S29

Certificate 2905
63-31247(F)
63-31585(F)

Certificate 909
63-31247(F)
63-31585(F)
63-31587(B)

Certificate 909
63-31246(B)
63-31587(B)
63-31585(F)

**Patent No: 688844
63-31585**

**Patent No: 688844
63-31585**

PROPERTY TAX LINES

63-31246

63-31585

63-31587

63-31585

63-31247

SENW

NESW

NWSW

NESE

SWWW

Certificate 2905
63-31247(F)
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Certificate 909
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Certificate 909
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**Patent No: 688844
63-31585**

**Patent No: 688844
63-31585**

PROPERTY TAX LINES

63-31246

63-31585

63-31587

63-31585

63-31247

SENW

NESW

NWSW

NESE

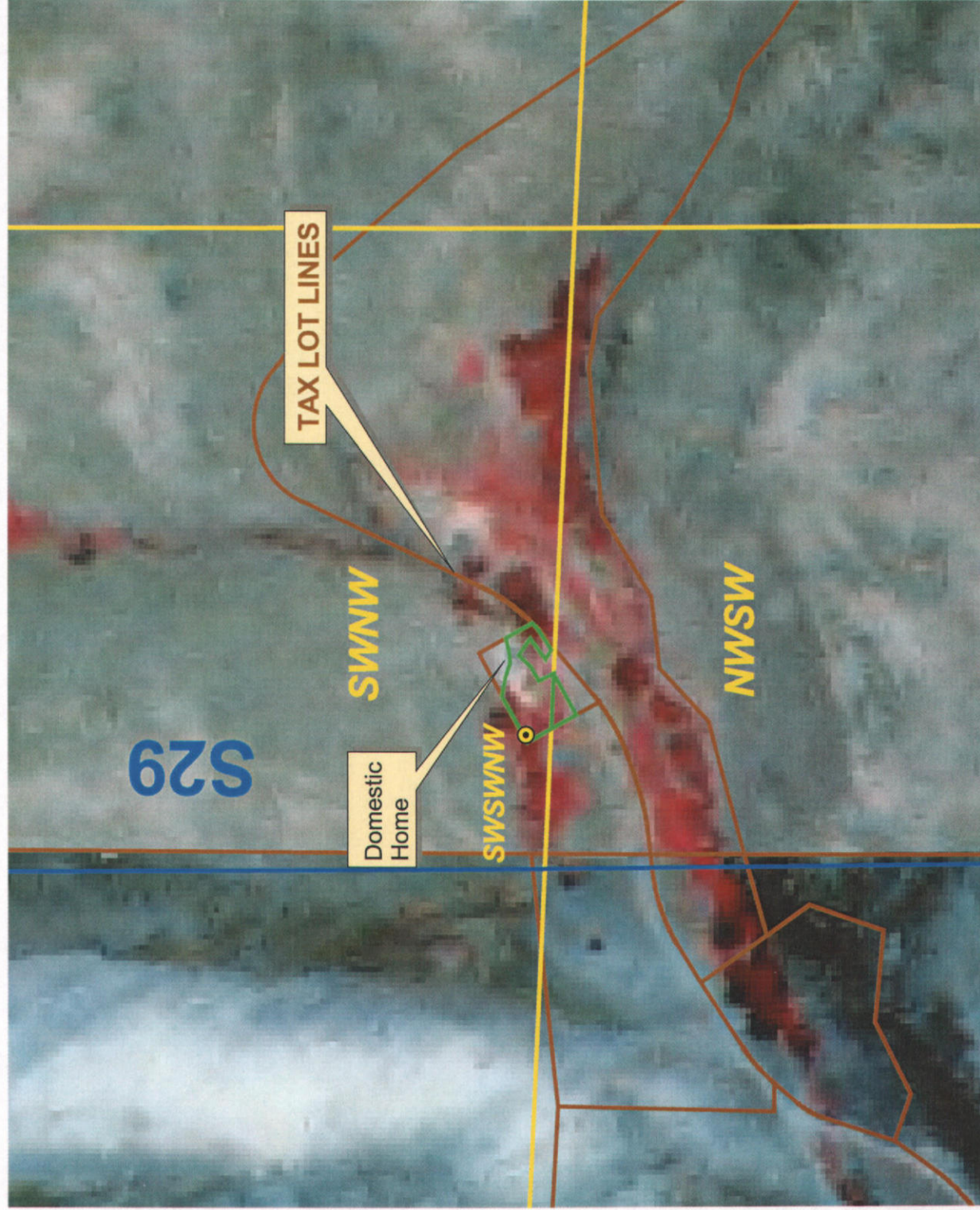
SWWW

IDAHO DEPARTMENT OF WATER RESOURCES

Claims: 63-31587

Date Prepared: 12-11-02

Prepared By: Ron Howerton



T05N, R02E
S29



● Point of Diversion



Place of use

Section

1/4 1/4

0 0.1 0.2 0.3 0.4 Miles

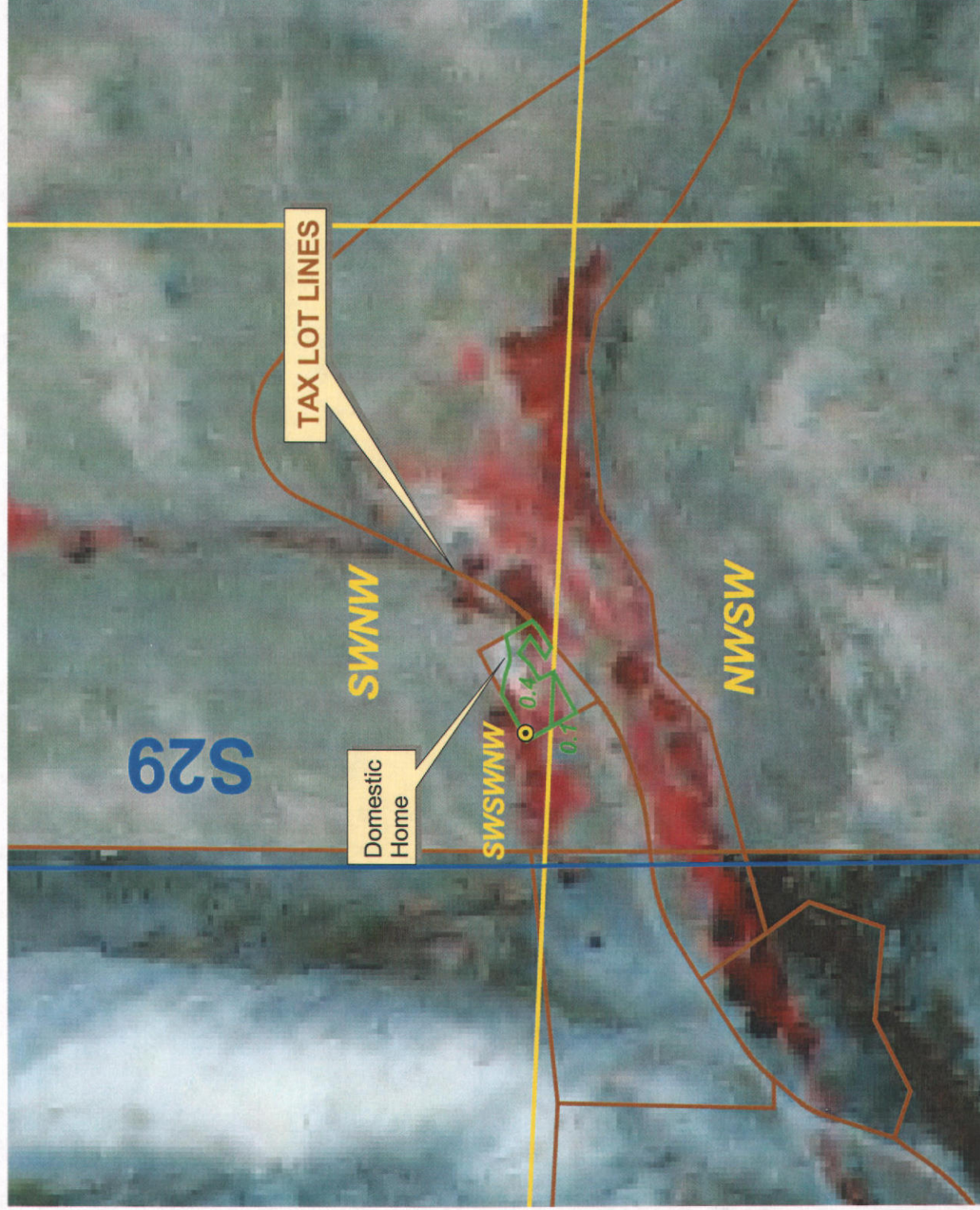
1987 NAPP

IDAHO DEPARTMENT OF WATER RESOURCES

Claims: 63-31587

Date Prepared: 12-11-02

Prepared By: Ron Howerton



T05N, R02E
S29



● Point of Diversion



Place of use

Section

1/4 1/4

0 0.1 0.2 0.3 0.4 Miles

1987 NAPP

OVERVIEW MAP
ORTHO QUADS
X8 & X9
FRAZELL/KEYS & BRUSH

Pond
NESWNW
Manning

TAX LOT LINES

Pond
SESWNW

Manning

Manning

T05N, R02E

S30

S29

SWNW

SENW

SWSWNW

NENWSW

NWNWSW

NESE

NWSW

NESW

NENESW



Photo 1: 63-31587, Field Exam 11-15-02: Spring's collection tank. Located in the SWSWNW, S29, T05N, R02E. View is above recent domestic home to the south. Measurement not possible, however, not required, use's are less than 0.2 CFS. Home is visible on 2000 photo.

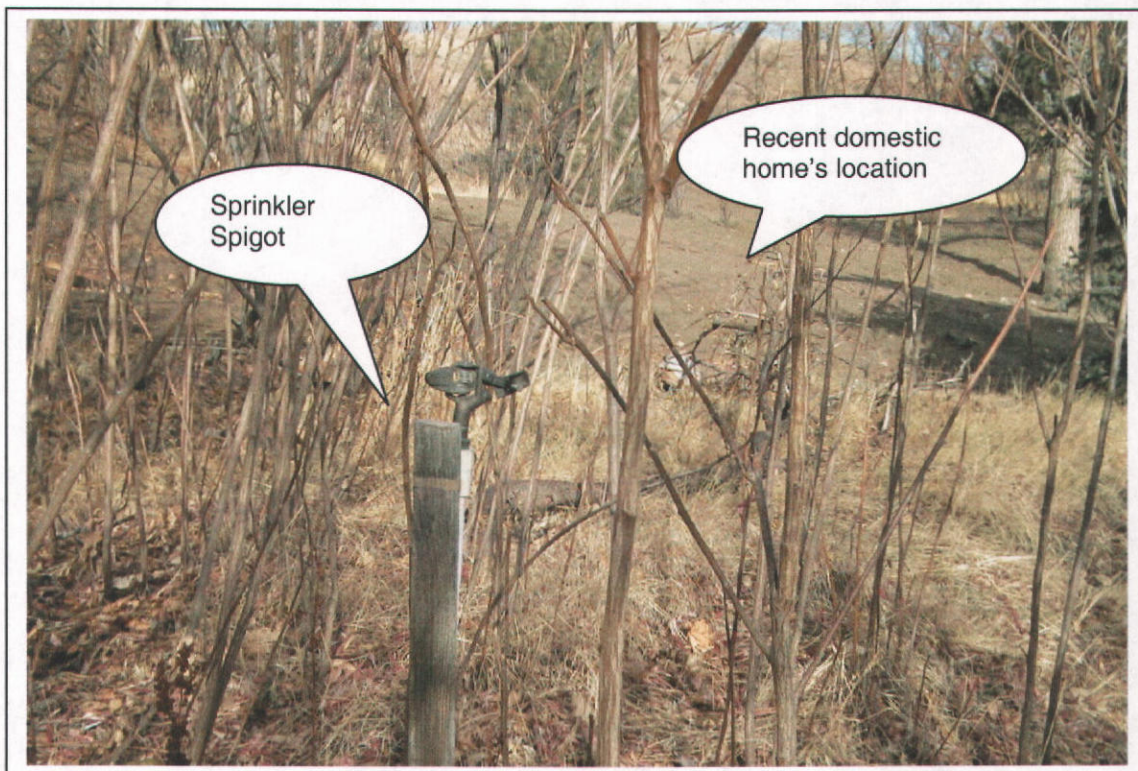


Photo 2: Spring spigot. View is to east. Recent home's location in background, removed in 2001 per attorney Matt Howard.

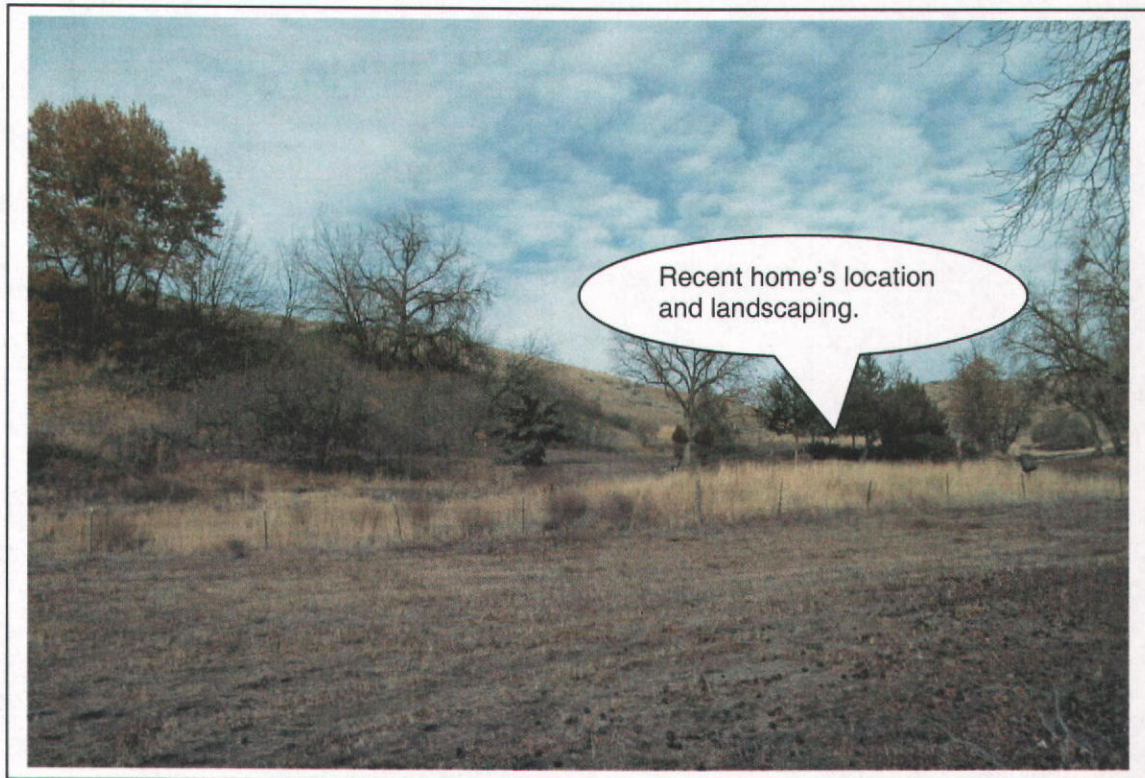


Photo 3: Place of use of recent domestic home, landscaping and other irrigation located per Ada County tax lot information. Located in the SWNW & NWSW, S29, T05N, R02E. See overview maps in file. Photos by RDH.

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 *AL63-31587*
Date Received: *10-21-02*
Receipt No: *W029816*
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
OCT 21 2002
WATER RESOURCES
WESTERN REGION

1. Name of Claimant(s)

PATRICIA R BRUSH Phone: (208)634-5811
PO BOX 1768
MC CALL ID USA 83638

HAROLD R BRUSH Phone: (208)634-5811
PO BOX 1768
MC CALL ID USA 83638

2. Date of Priority: 10/19/1908

3. Source: SPRING Trib. to: MC FARLAND CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	02E	29	SW NW	ADA	

5. Description of diverting works:

DAMS & DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/01	11/15	0.02	
DOMESTIC	01/01	12/31	0.02	

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

8. Total consumptive use: n/a

9. Non-irrigation uses: Domestic - landscaping around one house.

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	02E	29	SW	NW	IRRIGATION	1.0
			SW	NW	DOMESTIC	
					Total Acres	1.0

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: None

14. Remarks:

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

Number of attachments: -0-

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): Hawthorne Bruce Date: 10/16/02
Patricia R Bruce Date: 10/16/02

State of Idaho)
County of Valley) SS.

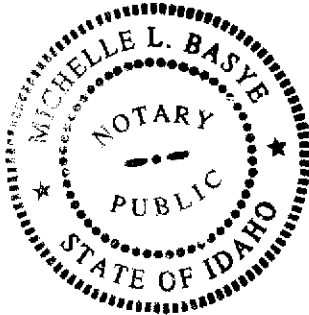
Subscribed and sworn (or affirmed) before me this
16th of October 2002

Michelle Basge

Notary Public

Residing at McCall, ID.

My commission Expires 8/16/04



05/31/2005

NOTICE OF ERROR

REPLY

RECEIVED

JUL 18 2005

WATER RESOURCES
WESTERN REGION

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: July 15, 2005

Water right number: 63-31587

HAROLD R BRUSH
PO BOX 1768
MC CALL ID 83638
Telephone Number: (208)634-5811

PATRICIA R BRUSH
PO BOX 1768
MC CALL ID 83638
Telephone Number: (208)634-5811

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 7/14/05 SIGNATURE: Harold R Brush / Patricia R Brush
Please print your name: HAROLD R BRUSH / PATRICIA R. BRUSH

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

02/24/2005

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

RIGHT NUMBER: 63-31587

NAME AND ADDRESS: HAROLD R BRUSH
PO BOX 1768
MC CALL ID 83638

PATRICIA R BRUSH
PO BOX 1768
MC CALL ID 83638

SOURCE: SPRING

TRIBUTARY: MC FARLAND CREEK

QUANTITY: 0.040 CFS

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

PRIORITY DATE: 10/19/1908

POINT OF DIVERSION:

T05N R02E S29 SWSWNW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.020 CFS
DOMESTIC	01/01 12/31	0.020 CFS
Domestic use is for 1 home.		

PLACE OF USE: IRRIGATION Within ADA County

T05N R02E S29 SWNW 0.4 T05N R02E S29 NWSW 0.1

DOMESTIC Within ADA County

T05N R02E S29 SWNW

0.5 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.

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

EXPLANATORY MATERIAL: Beneficial Use

Parcel No. S0129233620

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

RIGHT NO. 63-31588 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO SECTION 42-1426, IDAHO CODE.

12/23/2002

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

RIGHT NUMBER: 63-31587

NAME AND ADDRESS: HAROLD R BRUSH
PO BOX 1768
MC CALL ID 83638

PATRICIA R BRUSH
PO BOX 1768
MC CALL ID 83638

SOURCE: SPRING

TRIBUTARY: MC FARLAND CREEK

QUANTITY: 0.040 CFS

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

PRIORITY DATE: 10/19/1908

POINT OF DIVERSION:

T05N R02E S29 SWSWNW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.020 CFS
DOMESTIC	01/01 12/31	0.020 CFS
Domestic use is for 1 home.		

PLACE OF USE:

IRRIGATION Within ADA County

T05N R02E S29 SWNW 0.4

T05N R02E S29 NWSW 0.1

DOMESTIC Within ADA County

T05N R02E S29 SWNW

0.5 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.

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

EXPLANATORY MATERIAL: Beneficial Use

Parcel No. S0129233620

MATT J. HOWARD

ATTORNEY AT LAW

P. O. BOX 190012

BOISE, IDAHO 83719

TELEPHONE (208) 333-0622

FACSIMILE (208) 333-8409

EMAIL: MHOWARD@FIBERPIPE.NET

July 27, 2003

RECEIVED
JUL 29 2003
WATER RESOURCES
WESTERN REGION

Ron Howerton
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

RE: Water Right Nos. 63-31246, - 31587, and -31588 – Dry Creek Partners

Dear Ron:

Pursuant to our July 8, 2003, telephone conversation, I have rounded up the additional information you requested relating to the above-referenced water right claims. Enclosed is an Affidavit from Harold Brush, the former owner of the property, detailing the historical use of the above-referenced water rights. As you requested, the affidavit also includes a topographical map annotated by Mr. Brush to show the location of the historically irrigated lands. I am also enclosing two photographs and an additional written statement received from Mr. Brush that provide additional details about the historical use of water on the lands in question.

Also, enclosed is an Affidavit from Patricia Brush detailing the historical basis for the fire protection water right, no. 63-31588. Finally, enclosed are two patents that provide evidence of priority date. I will talk with my client as to whether it will want to split the claims based on the different priority dates reflected by the two patents.

As I mentioned to you earlier, the Brushes recently sold their land to my client, Dry Creek Partners. I will obtain the deed from that transaction and forward it to you with a proper change of change of ownership form so that you may update your records. Please let me know if you require any additional information.

Very truly yours,

Matt J. Howard

Enclosures

Cc: Clients (w/encls.)

MATT J. HOWARD

ATTORNEY AT LAW

P. O. BOX 190012

BOISE, IDAHO 83719

TELEPHONE (208) 333-0622

FACSIMILE (208) 333-8409

EMAIL: MHOWARD@FIBERPIPE.NET

July 16, 2003

RECEIVED

JUL 17 2003

WATER RESOURCES
WESTERN REGION

Ron Howerton
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

RE: Notices of Claim for Water Right Nos. 63-31247, - 31585, and -31586

Dear Ron:

Enclosed are copies of the patents and affidavit that you requested to support the claimed priority dates for the above-referenced water rights. After you have had a chance to look at the enclosed documents, I will need to talk with you concerning the possibility of filing amended claims. I will be out of the office next week but will contact you shortly after my return.

Very truly yours,

Matt J. Howard

Enclosures
Cc: Clients

SEE ATTACHED
MAP

THE UNITED STATES OF AMERICA.

To all to whom these Presents shall come, Greeting:

CERTIFICATE

No. 909

Territory

Whereas Patrick McFarland of Ada County Idaho

has deposited in the General Land Office of the United States a Certificate of the Register of the Land Office at Boise City Idaho Territory whereby it appears that full payment has been made by the said Patrick McFarland

according to the provisions of the Act of Congress of the 28th of April, 1820, entitled "An Act making further provision for the sale of the Public Lands," and the acts supplemental thereto, for the South West quarter of the North West quarter and the North West quarter of the South West quarter of Section twenty nine, in Township five North of Range two East of Boise Meridian in Idaho Territory, containing eighty acres.

according to the Official Plat of the Survey of the said Lands, returned to the General Land Office by the Surveyor General, which said Tract has been purchased by the said Patrick McFarland

Now know ye, That the United States of America, in consideration of the premises, and in conformity with the several Acts of Congress in such case made and provided, have given and granted, and by these presents do give and grant unto the said Patrick McFarland

and to his heirs, the said Tract above described: To have and to hold the same, together with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereto belonging, unto the said Patrick McFarland

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 proprietors 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.

In testimony whereof J. Benjamin Harrison

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 twenty-ninth day of September, in the year of our Lord one thousand eight hundred and ninety, and of the Independence of the United States the one hundred and fifteenth

By the President:

Benjamin Harrison

M. M. Kern, Secretary

J. R. Connell, Recorder of the General Land Office

U. S.

The United States of America,

Do all to whom these presents shall come, Greeting:

Homestead Certificate No. 2905.

Application 6095.

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 **PATRICK McFARLAND**

has been established and duly consummated, in conformity to law, for the southwest quarter of the southwest quarter of Section twenty-nine and the east half of the southeast quarter of Section thirty in Township five north of Range two east of the Boise Meridian, Idaho, containing one hundred twenty 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 Patrick McFarland

the tract of Land above described; TO HAVE AND TO HOLD the said tract of Land, with the appurtenances thereof, unto the said Patrick McFarland

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 the authority of the United States.

IN TESTIMONY WHEREOF, I, **Theodore Roosevelt**, 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.

(SEAL)

GIVEN under my hand, at the City of Washington, the nineteenth day of October, in the year of our Lord one thousand nine hundred and eight, and of the Independence of the United States the one hundred and thirty-third.

By the President:

By

Secretary.

Recorder of the General Land Office.

BOISE 05021,

The United States of America,

To all to whom these presents shall come, Greeting:

WHEREAS, a Certificate of the Register of the Land Office at **BOISE, IDAHO,**
has been deposited in the General Land Office, whereby it appears that full payment has been made by the claimant
SAMUEL P. GLENN

according to the provisions of the Act of Congress of April 24, 1920, entitled "An Act making further provision for the sale of the Public Lands" and the acts supplemental thereto, for the **SOUTHEAST QUARTER OF THE NORTHWEST QUARTER, THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER, THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER, AND THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION TWENTY-NINE IN TOWNSHIP FIVE NORTH OF RANGE TWO EAST OF THE BOISE MERIDIAN, IDAHO, CONTAINING ONE HUNDRED SIXTY 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 the UNITED STATES OF AMERICA, in consideration of the premises, and in conformity with the several Acts of Congress in such case made and provided, HAS GIVEN AND GRANTED, and by these presents DOES GIVE AND GRANT, unto the said claimant and to the heirs of the said claimant the Tract above described; TO HAVE AND TO HOLD the same, together with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereto belonging, unto the said claimant and to the heirs and assigns of the said claimant 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 there is reserved from the lands hereby granted, a right of way thereon for ditches or canals constructed by the authority of the United States; reserving, also, to the United States all coal in the lands so granted, and to it, or persons authorized by it, the right to prospect for, mine, and remove coal from the same upon compliance with the conditions of and subject to the limitations of the ACT OF MARCH 3, 1909 --35 STAT., 844--.

IN TESTIMONY WHEREOF, I,

WILLIAM H. TAFT

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

TWENTY-THIRD

(SEAL)

day of JANUARY

in the year of our Lord one thousand

nine hundred and

ELEVEN

and of the Independence of the

United States the one hundred and

THIRTY-FIFTH.

By the President:

By

Wm. H. Taft
M. P. Lacey
H. W. Langford

Secretary.

RECORD OF PATENTS: Patent Number

172324

See Supplemental Patent No.

688874

issued under the Act of April 14, 1914

T05N, R02E, S30

T05N, R02E, S29

PROPERTY TAX LINES

**Patent No: 688844
63-31585**

**Patent No: 688844
63-31585**

**Certificate 909
63-31246(B)
63-31587(B)
63-31585(F)**

**Certificate 909
63-31247(F)
63-31585(F)
63-31587(B)**

**Certificate 2905
63-31247(F)
63-31585(F)**

63-31246

63-31585

63-31587

63-31585

63-31247

Idaho Department of Water Resources

CLAIM VERIFICATION NARRATIVE SHEET

Updated: November 27, 2002

Date of Exam: 11-15-02

Field examiner:

Ron Howerton
Senior Water Right Agent

Water Right Nos.: 63-31587

Contacts: Attorney, Matt Howard

Narrative:

Field Exam 11-15-02: Spring's collection tank is located in the SWSWNW, S29, T05N, R02E. Located above recent domestic home to the south. Measurement not possible, however, not required, use's are less than 0.2 CFS. Home is visible on 2000 photo. The recent home was removed in 2001 per attorney Matt Howard.

Confirmed place of use of recent domestic home, landscaping and other irrigation in the field. Cross checked per Ada County tax lot information. Domestic home was located in the SWNW, S29, T05N, R02E.

See attached maps and photos:

**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) 63-31587Owner: BRUSH - HAROLD & / or Phone No. _____
PATRICIA

Current Address: _____

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

Accompanied by: MATT HOWARD - ATTORNEY FOR BRUSH**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: _____

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

WAITING FOR PROOF - RECEIVED 7-17-03

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
SWSW NW, 529, T5N, R2E.
- ☐ 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
		SW	SW	NW	29	5N	2E		GPS

Description of diverting works

SPRING COLLECTION TANK; PIPED UNDERGROUND TO HOME
AND SPRINKLERS - SEE PHOTOS

OVERLAP REVIEWOther water rights with the same point of diversion: NONE

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

WATER USES☒ No change☐ Different UsesUse IRRIG From 03-01 To 11-15 Amount .02 CFS AFAUse DOM From 01-01 To 12-31 Amount .02 CFS AFAUse From To Amount CFS AFA.04 TOTAL**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:

NOT CHANGE BUT CLARIFICATION
OF POU CLAIMED PER BETTER
MAP DATA INCLUDES ADDITIONAL SMALL .1 ACRE
TRACT FOR IRRIGATION & LOCATION
OF DOMESTIC HOME

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	
5N	2E	29							.4				.1						-5
									D										

Overlap with other water rights: NONE

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

Delivery System Narrative: GRAVITY FLOW & SPRINKLERS PIPED
to Home.
Home was removed in 2001, thus
5 YEARS have NOT passed to disallow
domestic. ALSO stay of Arbitration
is in effect.

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

FLOW MEASUREMENTS: MA UNDER .2 cfs

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

PARCEL NO. 50129233620

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
- ☒ Photographs of POD's and POU
- ☒ GPS readings
- ☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: 11-15-02

FIELD EXAMINER: Ron Howerton
Sr Water Agent

— SEE OVERVIEW MAP —
FOR SYSTEM SEE
BELOW...

SPRING TANK
PIGGO to HOME & SPIGOTS
SPIGOT → [] HOME

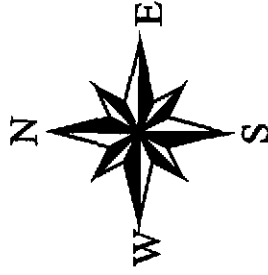
IDAHO DEPARTMENT OF WATER RESOURCES

Claims: 63-31587

Date Prepared: 12-11-02

Prepared By: Ron Howerton

T05N, R02E
S29



● Point of Diversion



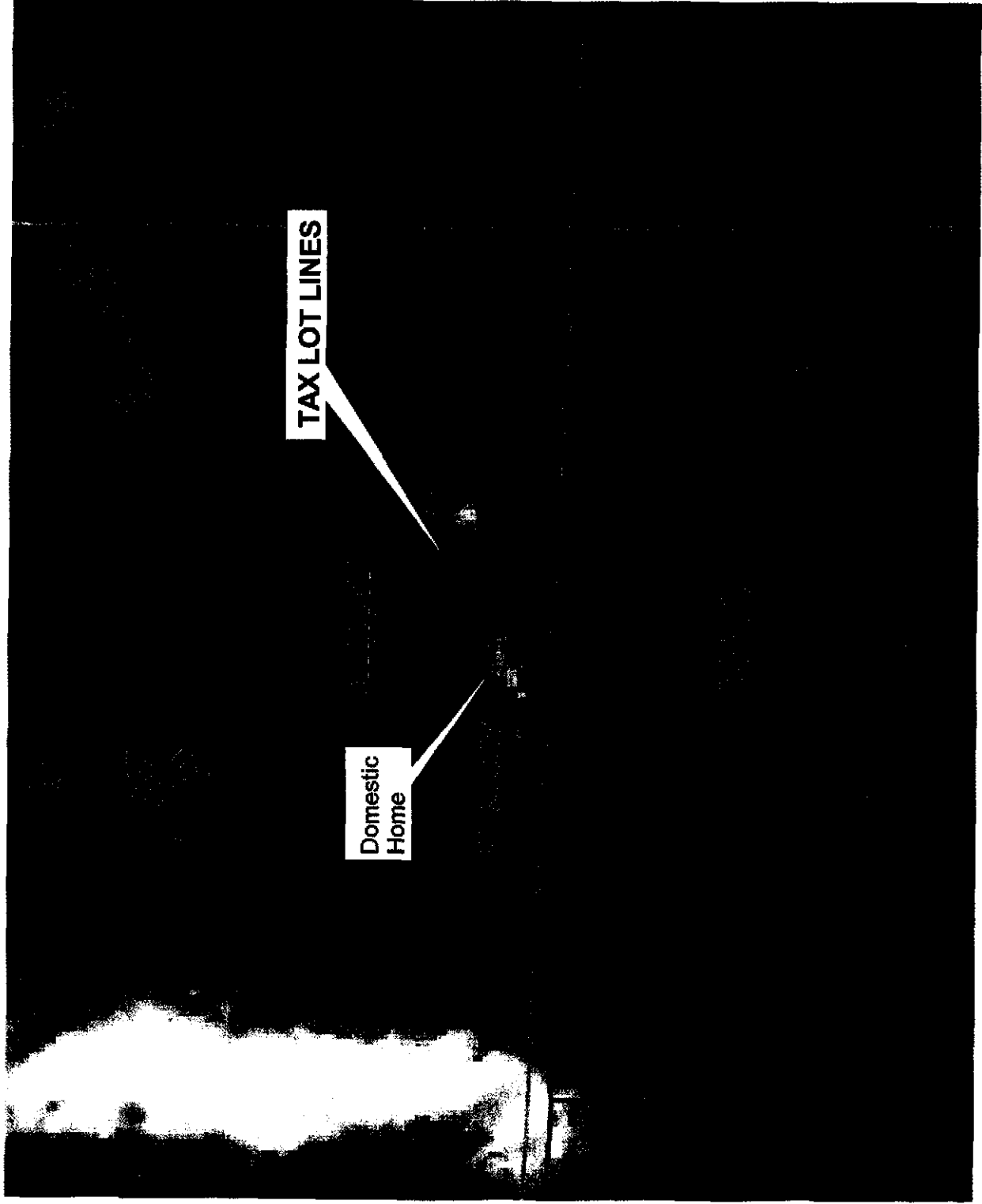
Place of use



Section



1/4 1/4



0 0.1 0.2 0.3 0.4 Miles

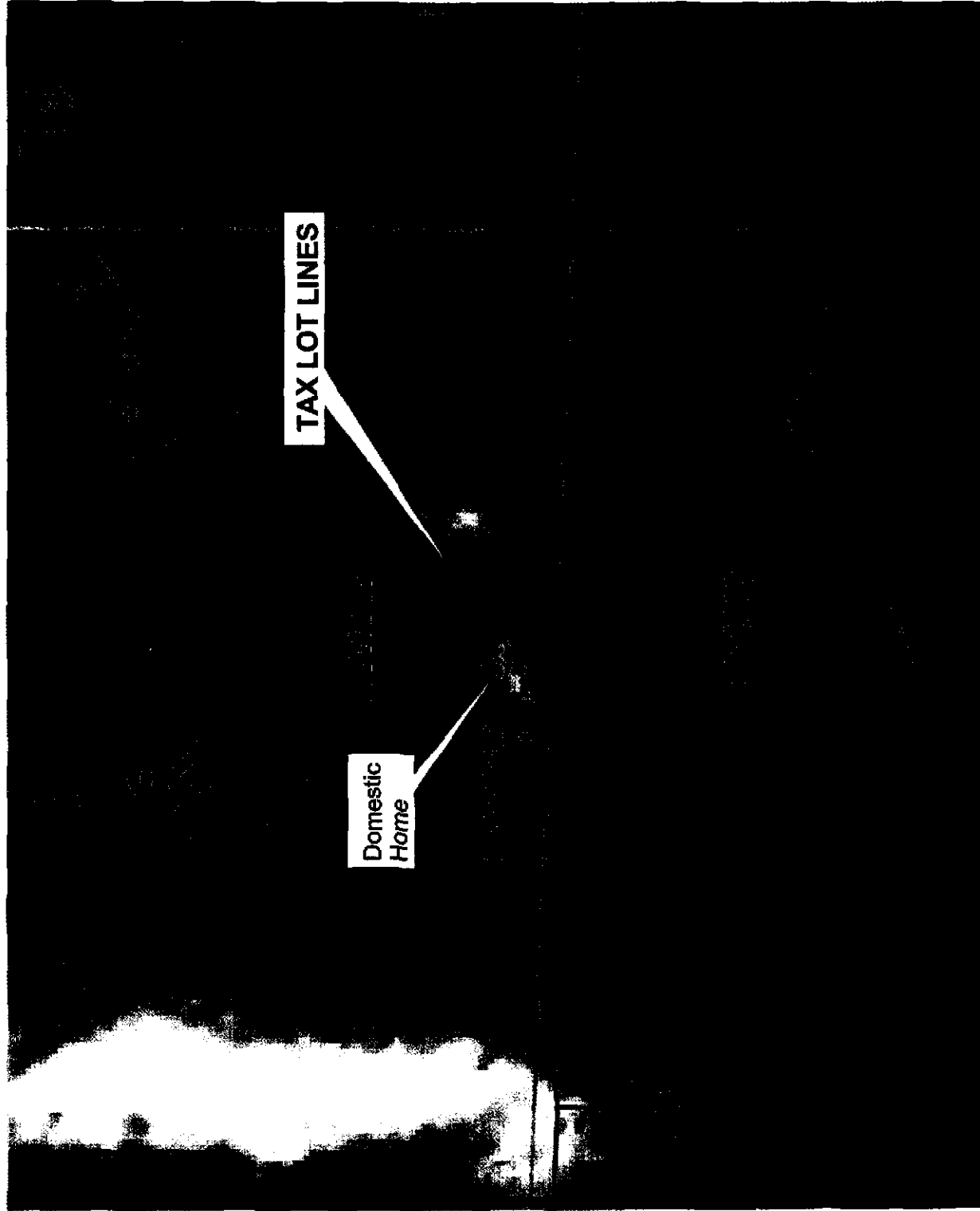
1987 NAPP

IDAHO DEPARTMENT OF WATER RESOURCES

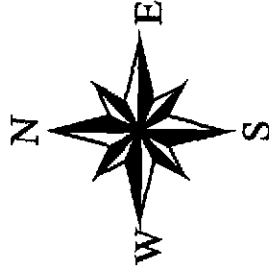
Claims: 63-31587

Date Prepared: 12-11-02

Prepared By: Ron Howerton



T05N, R02E
S29



● Point of Diversion

Place of use

Section

1/4 1/4



1987 NAPP

**OVERVIEW MAP
ORTHO QUADS
X8 & X9
FRAZELL/KEYS & BRUSH**

Pond

Manning

Pond

Manning

TAX LOT LINES

Manning

T05N, R02E



Photo 1: 63-31587, Field Exam 11-15-02: Spring's collection tank. Located in the SWSWNW, S29, T05N, R02E. View is above recent domestic home to the south. Measurement not possible, however, not required, use's are less than 0.2 CFS. Home is visible on 2000 photo.

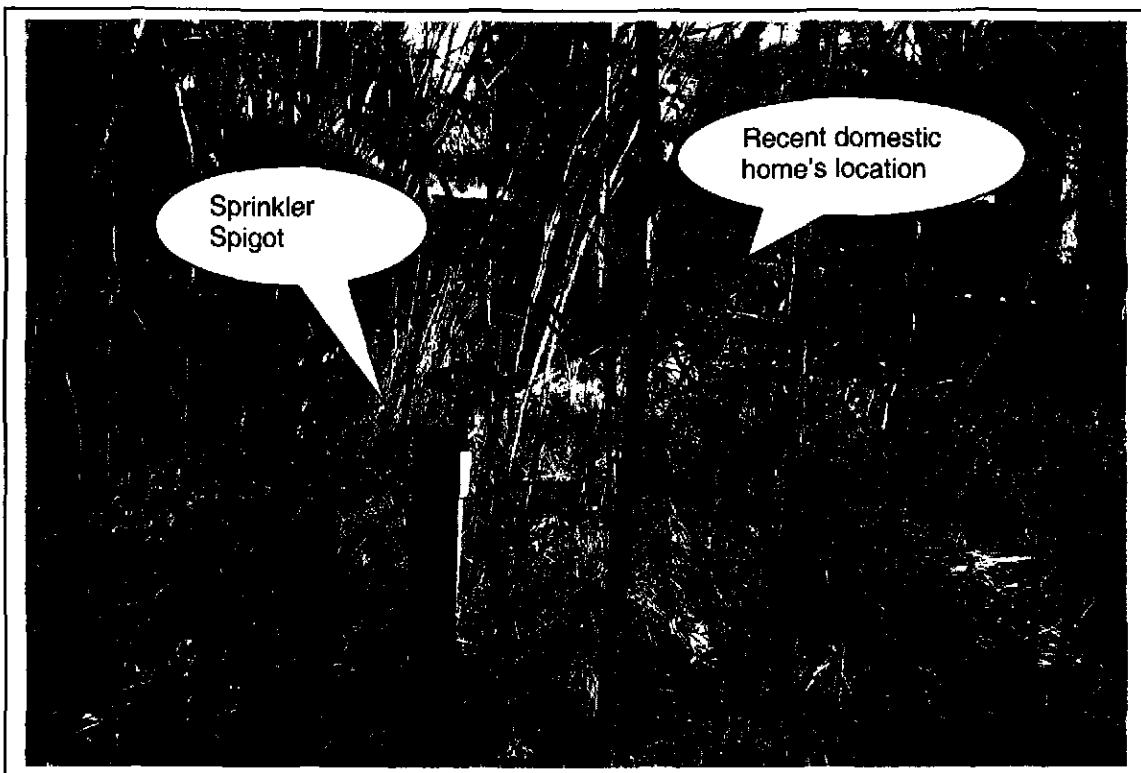


Photo 2: Spring spigot. View is to east. Recent home's location in background, removed in 2001 per attorney Matt Howard.

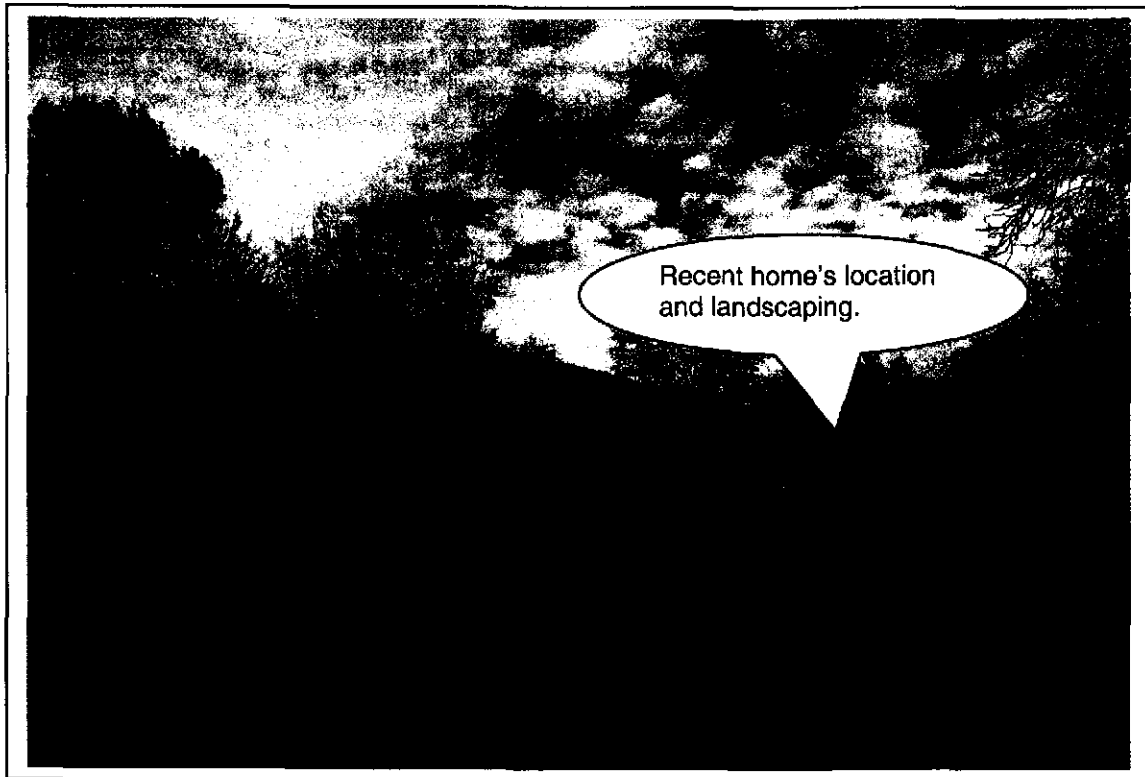


Photo 3: Place of use of recent domestic home, landscaping and other irrigation located per Ada County tax lot information. Located in the SWNW & NWSW, S29, T05N, R02E. See overview maps in file. Photos by RDH.

MATT J. HOWARD

ATTORNEY AT LAW

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EMAIL: MHOWARD@FIBERPIPE.NET

October 18, 2002

RECEIVED

OCT 21 2002

WATER RESOURCES
WESTERN REGION

Idaho Department of Water Resources
Western Region Office
2735 Airport Way
Boise, Idaho 83705

RE: Harold and Patricia Brush – SRBA Notices of Claim (Basin 63)

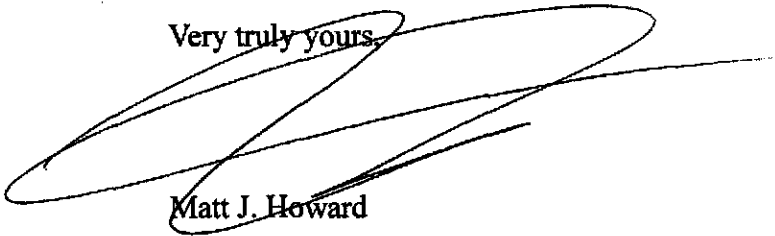
Dear Clerk:

Enclosed for filing are the following:

1. Amended Notice of Claim for 63-31246 (Irrigation and Stockwater);
2. Notice of Claim (Irrigation and Domestic); and
3. Notice of Claim (Fire Protection).

Also, enclosed is a check in the amount of \$201 as payment of the filing fees for the above-mentioned claims. I have also enclosed an additional copy of the above-referenced claims that I would ask that you conform and return to me in the enclosed envelope. Please copy this office with all communications concerning the enclosed claims. Thank you.

Very truly yours,



Matt J. Howard

Enclosures

Cc: Client (w/o encls.)