

09/08/2006

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

RIGHT NUMBER: 24-10743

NAME AND ADDRESS: H MARTELL BROWER
65 STATELINE RD
FREEDOM WY 83120

SOURCE: SPRINGS

TRIBUTARY: SINKS

QUANTITY: 0.020 CFS

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 10/01/1900

POINT OF DIVERSION: T04S R46E S34 ~~SW~~ ^{NE} SENW Begin of Stream Flow Within BONNEVILLE County
T04S R46E S34 ~~SE~~ ^{NE} SENW End of Stream Flow Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	04/01 11/15	0.020 CFS

PLACE OF USE: STOCKWATER Within BONNEVILLE County

T04S R46E S34 SENW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

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: BASIS OF CLAIM - Beneficial Use

Stockwater use is for 40 range cows and horses.

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 24-10743
Date Received: 6/27/2006
Receipt No:
Received By:

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

1. Name of Claimant(s)

H MARTELL BROWER Phone: (208) 873-2635

65 STATELINE RD
FREEDOM WY USA 83120

2. Date of Priority: 10/01/1900

3. Source: SPRINGS Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
04S	46E	34	SW	SE	NW	BONNEVILLE	Beginning Point
04S	46E	34	SE	SE	NW	BONNEVILLE	Ending Point

5. Description of diverting works:

In stream stock watering

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	04/01	11/15	0.02	

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

8. Total consumptive use:

9. Non-irrigation uses:

Number of other uses: 40

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04S	46E	34	SE	NW	STOCKWATER	

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
) SS.
County of _____)

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 24-10743
Date Received: 6/27/2006
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Received By:

Amended

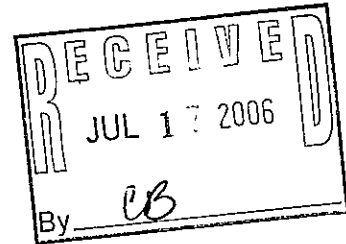
NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

H. Martell

~~HAROLD M~~ BROWER Phone: (208) 873-2635

65 STATELINE RD
FREEDOM WY USA 83120



2. Date of Priority: 10/01/1900

3. Source: SPRINGS Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04S	46E	34	~~SE~~ ~~NE~~ ~~NW~~ SW SE	BONNEVILLE	
04S	46E	34	~~SE~~ ~~SW~~ ~~NW~~ SE	BONNEVILLE	BEGINNING POINT
04S	46E	34	~~NE~~ ~~SE~~ ~~NW~~ NE	BONNEVILLE	ENDING POINT

5. Description of diverting works:

In stream stock watering

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	04/01	11/15	0.02	

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

8. Total consumptive use:

9. Non-irrigation uses:
Number of other uses: 40

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
~~04S~~	~~46E~~	~~34~~		~~NW~~	~~STOCKWATER~~	
<u>04S</u>	<u>46E</u>	<u>34</u>	<u>SW</u>	<u>NW</u>	<u>STOCKWATER</u>	
<u>04S</u>	<u>46E</u>	<u>34</u>	<u>SE</u>	<u>NW</u>	<u>STOCKWATER</u>	

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): H Martell Brouer Date: 7/14/06

Date: _____

State of ~~Idaho~~ Wyoming)
County of Lincoln) SS.

Subscribed and sworn (or affirmed) before me this 14th day of July 2006

Heather Sanchez

Notary Public



Residing at Fairview, Wyoming
My commission Expires 12-05-09

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 24-10743
Date Received: 6/27/2006
Receipt No:
Received By:

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

1. Name of Claimant(s)

HAROLD M BROWER Phone: (208)873-2635

65 STATELINE RD
FREEDOM WY USA 83120

2. Date of Priority: 10/01/1900

3. Source: SPRINGS Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
04S	46E	34	SE	NE	NW	BONNEVILLE	

5. Description of diverting works:

In stream stock watering

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	04/01	11/15	0.02	

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

8. Total consumptive use:

9. Non-irrigation uses:
Number of other uses: 40

10. Place of use:

Township	Range	Section	1/4 of	1/4 Lot	Use	Acres
04S	46E	34		NW	STOCKWATER	

11. Place of use in counties: BONNEVILLE
12. Do you own the property listed above as place of use? Yes
13. Other Water Rights Used:
14. Remarks:
15. Basis of Claim: Beneficial Use

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

3

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

CIVIL CASE NUMBER: 39576

Identification No. 24-10743Date Received 6-27-06Receipt Number B000019

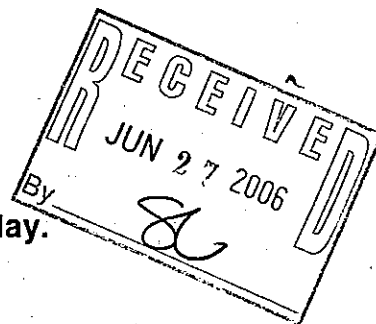
NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25



Please type or print clearly

1. Name of Claimant (s) Harold Martell Brower Phone (208) 873-2635Mailing Address 65 State Line Rd, Freedom, WY Zip 831202. Date of Priority (Only one per claim) 10/1/1900 Month/Day/Year3. Source of water supply (Check one) () Groundwater or Other () (a) Spring

Name or kind of source

which is tributary to (b) Sinks4. Location of point of diversion is: Township 4 S. Range 46 E.Section 34 SE 1/4 of NE 1/4 of NW 1/4, Govt. Lot _____, BM.,County of Bonneville

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. NONE

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For Stockwater purposes from 4/1 Month/Day to 11/15 Month/Day amount .02 (cfs)

(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed .02 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) 40 head of cattle / horses.

10. Place of use is: Township: 4 S Range 46 E
Section 34, 1/4 of RW 1/4, Govt. Lot _____, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

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

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

X None or _____

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood the form entitled "How you will receive notice in the Snake River Basin Adjudication". (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Martell Brouer Date 6/22/06

Date _____

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

of _____, Title _____, that I have signed the foregoing

document in the space below as _____ of _____

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

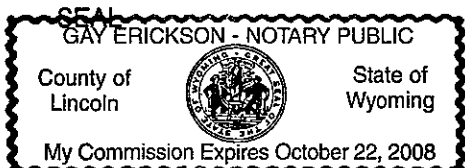
Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or Wyoming)
County of Lincoln) ss.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 22nd day of June 2006



Notary Public Gay Erickson

Residing at Afton Wyoming

My Commission Expires 10-22-2008

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant