

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 24-10035
Date Received: 2/13/1990
Receipt No: E012039
Received By:

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

1. Name of Claimant(s)

ANNIE BROG Phone: (307)883-2363
1644 STATE LINE RD
FREEDOM WY USA 83120

FRED BROG Phone: (307)883-2363
1644 STATE LINE RD
FREEDOM WY USA 83120

2. Date of Priority: ~~07/01/1925~~ 1/1/1930

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05S	46E	10	NE—SE—3 NW SE 3	CARIBOU	

5. Description of diverting works:

WELL PUMP MAINLINE TO SINGLE DOMESTIC HOME & DAIRY

6. Water is used for the following purposes:

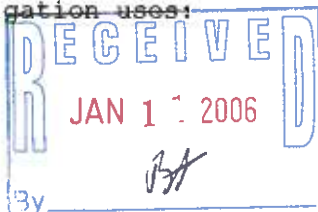
Purpose	From	To	C.F.S.	(or) A.F.A
COMMERCIAL	1/01	12/31	~~0.13~~ 0.02	3.2
DOMESTIC	1/01	12/31	0.04	1.6
STOCKWATERING	1/01	12/31	0.02	4.9

7. Total Quantity Appropriated is:

~~0.17 C.F.S.~~
0.06 C.F.S. 9.7 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:



10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05S	46E	10	NE	SE	3	COMMERCIAL
			NE	SE	3	DOMESTIC
			NW	SE	3	STOCKWATER
			NW	SE	3	COMMERCIAL
			NW	SE	3	DOMESTIC

11. Place of use in counties: CARIBOU

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

13. Other Water Rights Used:

24-10031, 24-10036, 24-10676, 24-10677, 24-10678, 24-10680.

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): *Trish Brog* Date: 1-11-06
 _____ Date: _____

State of Idaho)
) SS.
 County of Caribou)

Subscribed and sworn (or affirmed) before me this 11th day of January 2006.



Barbara J. Payne
 Notary Public

Residing at Bancroft, ID

My commission Expires 15 Oct 2008

IDAHO DEPARTMENT OF WATER RESOURCES

RIGHT NUMBER: 24-10035

ANNIE BROG
1644 STATE LINE RD
FREEDOM WY 83120

TRIBUTARY:

PRIORITY DATE: 01/01/1930

T05S R46E S10 NENWSE Lot 3 Within CARIBOU County

PURPOSE OF USE

PERIOD OF USE

QUANTITY

COMMERCIAL

01/01 12/31

0.020 CFS

DOMESTIC

01/01 12/31

0.040 CFS

STOCKWATER

01/01 12/31

0.020 CFS

4.90 AFY

Domestic use is for 1 home.

T05S R46E S10 Lot 3 NWSE

COMMERCIAL Within CARIBOU County

T05S R46E S10 Lot 3 NWSE

DOMESTIC Within CARIBOU County

T05S R46E S10 Lot 3 NWSE

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Stockwater use is for 100 milking cattle and 100 dry cattle.

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CIVIL CASE NUMBER: 39576

Ident. Number 24-10035
Date Received: 2/13/1990
Receipt No: E012039
Received By:

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

1. Name of Claimant(s)

ANNIE BROG Phone: (307)883-2363
1644 STATE LINE RD
FREEDOM WY USA 83120

FRED BROG Phone: (307)883-2363
1644 STATE LINE RD
FREEDOM WY USA 83120

2. Date of Priority: 01/01/1930

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05S	46E	10	NW SE 3	CARIBOU	

5. Description of diverting works:

WELL PUMP MAINLINE TO SINGLE DOMESTIC HOME & DAIRY

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.02	
COMMERCIAL	01/01	12/31	0.02	
DOMESTIC	01/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.08 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
05S	46E	10	NW	SE	3	COMMERCIAL	
			NW	SE	3	DOMESTIC	
			NW	SE	3	STOCKWATER	

11. Place of use in counties: CARIBOU

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.

SCANNED

AUG 06 2001

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: A24-10035
Date Received: 2/13/1990
Receipt No: E012039
Received By: Kew

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CONN J. HADERLIE 801-752-1665
Address: 132 SOUTH 300 WEST
LOGAN, UT 84321
OR
Name: ELMINA J. HADERLIE 801-752-1665
Address: 132 SOUTH 300 WEST
LOGAN, UT 84321

2. Date of Priority: JUL 01, 1925

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	46E	10	NE	SE		3	CARIBOU

5. Description of diverting works:
WELL PUMP MAINLINE TO SINGLE DOMESTIC HOME & DAIRY

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
COMMERCIAL	01/01	12/31	0.130		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/SINGLE DOMESTIC HOME, C/200 DAIRY COWS

A24-10035

Page 1

Date: 02/13/90

A2410035



MICROFILMED
NOV 06 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	46E	10	NE	SE	3	DOMEST	
			NE	SE	3	COMMER	

11. Place of use in counties: CARIBOU

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 ✓ 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): Conn J Haderlie Date: 2-13-90
Date:

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 13 day
of Feb 19 90 (Chloe) Gray
Notary Public

Seal

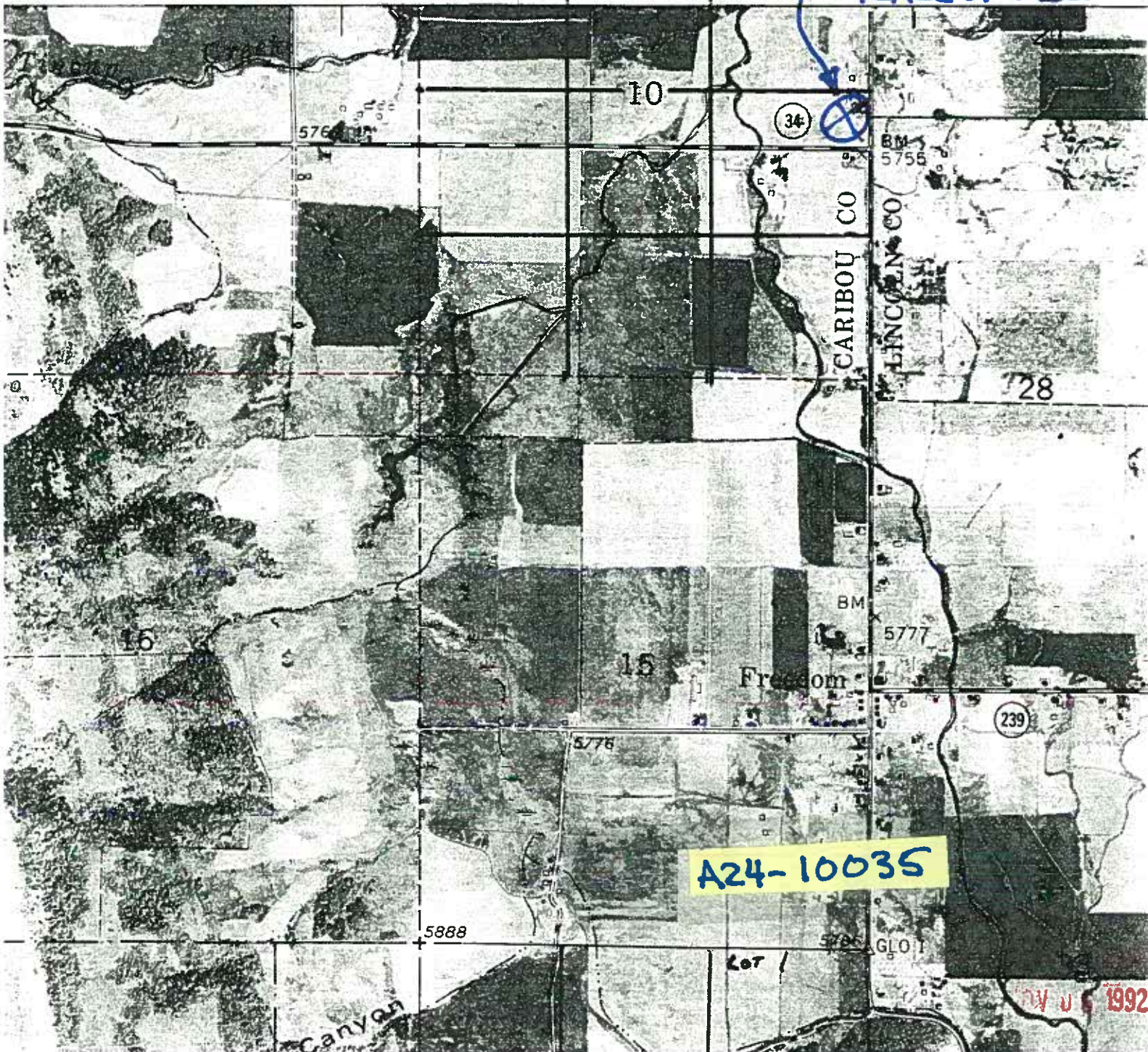


Residing at Idaho Falls
My Commission Expires 5/29/1991

T
S
S

R 46E

Point of DIVERSION
AND
PLACE OF USE



24-10035

Fred & Annie Brog

No Layout Needed

Domestic/Commercial

24-10035

Fred & Annie Brog

No Layout Needed

Domestic/Commercial

15 West Center Street
Soda Springs, Idaho 83276
(208) 547-3993
(208) 547-3939 fax

Idaho Department of
Water Resources

Fax

To: Dennis Dunn From: Cindy Bird
Fax: 525-7177 Pages: 4
Phone: 525-7161 Date: 10/13/06
Re: drilling tag D0045283 CC:
☐ Urgent ☒ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

• Comments:

FAXED
11:54 AM
10/13/06 CB
TO I.F.

Drilling Permit No. _____
Drilling Permit I.D. Tag No. D0045293
Water Right Permit No. 24-10035
Injection Permit No. _____

State of Idaho
Department of Water Resources

APPLICATION FOR DRILLING PERMIT
(FOR THE CONSTRUCTION OF A WELL)

1. Owner (please print): Fred Brog or ANNIE Brog

2. Mailing Address: 1644 STATELINE Rd.

City: Freedom State: WY Zip Code: 83120 Telephone (307) 883-2363

3. Proposed Well Location: Twp. 5S Rge. 46E Sec. 10 NE 1/4 NW 1/4 SE 1/4;

Gov't Lot No. 3 County Caribou Lat. _____: _____: _____ Long. _____: _____: _____

Street Address of Well Site _____ City _____

Give at least name of road + Distance to Road or Landmark

Lot, block and subdivision _____

4. Proposed Use of Well:

- ☒ DOMESTIC: The use of water for homes, organization camps, public campgrounds, livestock and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

NON-DOMESTIC: ☐ Irrigation ☐ Municipal ☐ Industrial
☒ Livestock ☐ Test ☒ Other Commercial (dairy)
Type dairy Number Hd. 100 milking
100 dry
☐ INJECTION

☐ MONITORING: A well bore schematic and map is required for each blanket permit. No. of proposed wells: _____

5. Well Construction Information:

A. ☐ New well ☐ Modify ☒ Replace

B. Proposed Casing Diameter 6" Proposed Maximum Depth 40'

C. Anticipated bottom hole temperature:

☒ 85 F or less
(Cold Water Well)

☐ 85 F to 212 F
(Low Temp. Geo. Well)

☐ 212 F. or more
(Geothermal Well)

6. Construction Start Date: 10/18/06

7. Anticipated Well Driller: Cordon Nelson Driller's Lic. No. 495

NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's Signature: Annie Brog Date 10/13/06

Address (if different than owner): _____

City: _____ State: _____ Zip Code: _____ Telephone _____

Title: _____

(Owner, Firm Representative, Other)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is _____ Date _____

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. **READ CAREFULLY!**

GENERAL CONDITIONS:

1. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one(1) year from the approval date for completion of the well unless an extension has been granted.
2. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare, which may be required before construction of the well. All wells must be drilled a minimum distance of 100 feet from a drain field. Domestic and Public Water Supply wells must be drilled a minimum of 50 feet and 100 feet respectively from a septic tank.
3. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
4. Approval of this drilling permit does not authorize trespass on the land of another party.
5. This permit does not constitute other local, county, state or federal approvals, which may be required for construction of a well.
6. This drilling permit does not represent a right to divert and use the water of the State of Idaho. If the well being drilled is associated with approved water right(s) use of the well must comply with conditions of said water right(s).
7. If a bottom hole temperature of 85 or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
8. Idaho Code, S 55-2201 - 55-2210 requires the applicant and/or his contractors to contact "Digline" (DigLine is a one-call center for utility notification) not less than 2 working days prior to the start of any excavation for this project. The "DigLine" Number for your area is 1-800-342-1585.
9. Please be advised that this drilling permit should be considered and treated as a preliminary permit. If you are in disagreement with this preliminary permit you have fourteen (14) days of the service date of this permit to petition the Department for reconsideration pursuant to Section 67-5243, Idaho Code.
10. The well tag for the drilling permit/start card shall be securely and permanently attached to the well casing through welding or by the use of four closed end domed stainless steel pop rivets. The tag attachment will be done at the time of completion of the well, and prior to removing the drill rig from the drill site.

SPECIFIC CONDITIONS:

Cindy L Bird Sr. Water Res. Agent
Signature of Authorized Department Representative Title

Receipt No. B0000024 Received by CB Fee \$200.00 Date Oct 12, 2006

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension expires: _____

Idaho Department of Water Resources Receipt

Receipt ID B000024

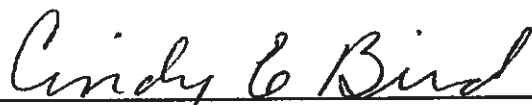
Payment Amount	\$200.00	Date Received	10/12/2006 12:49:32 PM	Region	Soda Springs	Status	
Payment Type	Check	Check Number	3344				

Payer BROG FRED

Comment TAG NO. D0045293

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$200.00	DRILLING PERMITS	0229	21	63134	1205


Signature Line (Dept. Representative)

09/12/2006

NOTICE OF ERROR
REPLY

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:

Water right number: 24-10035

FRED BROG
1644 STATE LINE RD
FREEDOM WY 83120
Telephone Number: (307)883-2363

ANNIE BROG
1644 STATE LINE RD
FREEDOM WY 83120
Telephone Number: (307)883-2363

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: 10-12-06 SIGNATURE: *Fred Brog*
Please print your name: Fred Brog

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161



Receipt Details for ID E012039

Broq
24-10035

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
2/13/1990 12:37:21 PM	2/13/1990	Eastern	\$182.00	Check
Payer HADERLIE & SONS, CONN J.				

Account Information:

Check #	Account #	Credit Card Name	Authorization #
783			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$182.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
24	10031		\$119.00	Claim
24	10035		\$63.00	Claim

Quick Look	Contacts	Priority	POD	Source	POU	Water Use	Period of Use	Quantity
------------	----------	----------	-----	--------	-----	-----------	---------------	----------

Review/Verify Log

Status:

Claim Number: Version Number:

[View Documents](#) [View Recommendation](#)

Check List

☒ Priority Date

☒ Contacts

☒ Point of Diversion

☒ Source

☐ Place of Use

☐ Purpose of Use

☐ Period of Use

☐ Quantity

☐ Summary [Yes to All](#)

Print Form

Comments

Author: Text:

Subj:

Date: - - [Add](#) [Edit](#) [Remove Selected](#)

[Save Comment](#)

Contacts

Notes

10-20-04 Assessor's Office

Fred D. Bragg

1644 State Line Rd

Freedom, WY 83120

Letter to Claimant re Ownership + evidence
re priority. BP

11-23-04 Sent two line disallow letter to claimant. PB

11-23-04 Sent evidence clarification. BP

12-1-04 Fred Bragg called. Will work on getting
correct docs. BP

12-7-04 Fred Bragg called. Docs on the way. BP
see doc on 24-10031

6-2-05 Checked with the Caribou County assessor's office
house was built in 1945 parcel # 11820

7/18/05 verify stock use of dairy
according to Fred's visit to Soda
No dairy use.

Recommend domestic only CB

10 Sept 2005 POU inspection followed by meeting w/ Mr. Bragg. Dax

12/21/05 recommend

12-30-05 Letter to claimant re amended claim. BP

8/29/06 Fred Bragg cell # 307-413-4080

Spoke w/ Fred about water level to determine theoretical
pump flow calculation. Depth ~ 10 ft.

$$Q_{cts} = 2hp * 8.814 * 60\% \div 8.5ft + 35psi * 2.308 = \underline{\underline{0.114}}$$

Priority Date Data Entry Form

Claim Number: 24-10035

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: 1/1/1930 Recommended Basis B 21.

_____ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

On 10 Sept I spoke by telephone w/ Fred Brog's brother Frank (501 785 6875) who said he was born in 1925. He couldn't specify a particular date for starting dairy use @ the Conn Hadenke farm but stated in those days virtually all the farms had a dairy because it was the only source for cash income. I spoke by telephone with Max Hadenke (208 438 4568) who milked there personally during the 1980s. I spoke by telephone w/ Dick Luthi (I forgot to record the phone number) who lived across the street as a boy. He said he is 83 years old and remembers Dewey Robinson milking cows and having a house there when Mr. Luthi was seven or eight years old. $2005 - 83 = 1922$. $1922 + 8 = 1930$. I propose 1/1/1930. Bae 28 Sept 05

Reviewer: CBDate: 12/21/05

Priority Date Data Entry Form

1. Should this water use have been included in a later court decree of the water rights from this source? Yes () No (X)
If Yes, go to 2
If No, go to 4
2. Was the owner or the owner's predecessor in interest of the place of use joined in the later decree? Yes () No ()
If Yes, go to 3a
If No, go to 4
- 3a. Is the date the decree was entered after the date a permit is required for the source and the water use? Yes () No ()
If Yes, consult the attorney assigned to the Basin. Go to 3b
If No, go to 4
- 3b. Do the facts support disallowing the claim, or recommending the claim as an enlargement or an expansion? Yes () No ()
If Yes, go to 11
If No, go to 4
4. Is the basis of claim a decree or license? Yes () No (X)
If Yes, go to 5
If No, go to 7
5. Does the decree or license have a Priority Date? Yes () No ()
If Yes, go to 6
If No, Consult the attorney assigned to the Basin, go to 15
6. Did the Claimant claim the decreed or licensed Priority Date? Yes () No ()
If Yes, recommend the Priority Date claimed. If questions 1. and 2. were both answered yes, consult attorney. Go to 15
If No, Obtain an amended claim if necessary. If questions 1. and 2. were both answered yes, consult attorney. Go to 15
7. Is the basis of claim a Permit or Application? Yes () No (X)
If Yes, go to 10e
If No, go to 8
8. Is the basis of claim a posted notice? Yes () No (X)
If Yes, consult the attorney assigned to the Basin, go to 15
If No, go to 9
9. Is the Priority Date claimed after the date a permit is required for the source and the water use? Yes () No (X)
If Yes, go to 11
If No, go to 12
- 10e. Will the license be issued prior to filing the Director's Report? Yes () No ()
If Yes, recommend the Priority Date shown on the license, go to 15
If No, recommend the Priority Date shown on the Permit. All other elements should be recommended as shown on the Permit.
Add Condition Code A01 to the Recommendation, go to 15
11. Is the claim for an expansion or enlargement under 42-1416B or 42-1426? Yes () No ()
If Yes, go to 12
If No, disallow with condition P01.
12. Does the claim file contain sufficient evidence of Priority Date? Yes (X) No ()
If Yes, recommend the date supported by the evidence submitted, go to 15
If No, Request additional evidence of Priority Date, go to 13
13. Has additional evidence of priority date been submitted? Yes () No ()
If Yes, recommend the date supported by the evidence submitted, go to 15
If No, recommend a Priority Date based on available evidence if possible. If some of the claimed water uses can be recommended with the Priority Date supported by the evidence, then do so, go to 14
14. Can any portion of the claim be recommended as a valid water right? Yes () No ()
If Yes, go to 15
If No, disallow with condition P01.
15. Is the basis of claim coded correctly? Yes (X) No ()
If Yes, go to 16
If No, Enter the appropriate basis of claim.
16. Is a Priority Date remark and/or condition required? Yes () No (X)
If Yes, Enter the appropriate basis of claim. Priority Date review is complete.
If No, Priority Date review is complete.

Priority Date

Claim No. 24 - 10035

Point of Diversion and Source Data Entry Form

Claim Number: A24-10035

Water Right Point of Diversion: T____, R____, Sec.____, County:_____

Source:_____ Tributary:_____

Claimed Point of Diversion: T____, R____, Sec.____, County:_____

Source:_____ Tributary:_____

Recommended Point of Diversion: T____, R____, Sec.____, County:_____

Source:_____ Tributary:_____

☐ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	OOQ of OO of Q	County	Source
53	46E	10	3	NENWSE	Carbon	Ground Water
GPS Coordinates: <u>2740889 E</u>					<u>1314987 N</u> <u>10TM83</u>	
GPS Coordinates: _____					_____	
GPS Coordinates: _____					_____	
GPS Coordinates: _____					_____	
GPS Coordinates: _____					_____	
GPS Coordinates: _____					_____	
GPS Coordinates: _____					_____	

Other rights from this POD? _____

Document how the POD and Source were verified and/or Pump and Motor data:

GPS, field inspection. Site tag A0013660. Rec 28 Sept 05

Transfers Changing POD _____

Reviewer: CBDate: 12/22/05

Point of Diversion and Source Data Entry Form

1. Is the basis of claim a Decree or License? Yes () No ()
If Yes, go to 4
If No, go to 2
2. Is the basis of claim a Permit or Application? Yes () No ()
If Yes, go to 3
If No, go to 6
3. Has the License been issued? Yes () No ()
If Yes, go to 5
If No, recommend the POD as shown on the Permit. Go to 10
4. Does the parent right have a POD? Yes () No ()
If Yes, go to 5
If No, go to 6
5. Can the claimed POD be verified using the water right file? Yes () No ()
If Yes, recommend the POD as shown in the water right file. Go to 10
If No, go to 6
6. Is there evidence that there has been a change in the POD? Yes () No ()
If Yes, go to 7
If No, go to 9
7. Can the change be verified as an accomplished transfer? Yes () No ()
If Yes, add condition C03, go to 9
If No, Notify claimant that a transfer is necessary before the claimed POD can be recommended. Go to 8
8. Was a transfer filed? Yes () No ()
If Yes, recommend the POD as shown on the approved transfer. Go to 10
If No, go to 9
9. Does the file contain all of the necessary information to verify the POD? Yes () No ()
If Yes, recommend the POD as it existed on 11-19-1987. Describe how the POD was verified. Go to 10
If No, collect the necessary information. Conduct field exam if necessary. Recommend the POD as it existed on 11-19-1987. Go to 10
10. Is a POD remark and/or condition required? Yes () No ()
If Yes, enter the appropriate remark and/or condition. POD review is complete
If No, POD review is complete.

Point of Diversion

Claim No. 24 - 10035

1. Is the basis of claim a Decree or License? Yes () No ()
If Yes, go to 4
If No, go to 2
2. Is the basis of claim a Permit or Application? Yes () No ()
If Yes, go to 3
If No, go to 6
3. Has the License been issued? Yes () No ()
If Yes, go to 5
If No, recommend the Source as shown on the Permit. Go to 11
4. Does the parent right have a Source? Yes () No ()
If Yes, go to 5
If No, go to 7
5. Can the claimed Source be verified using the water right file? Yes () No ()
If Yes, recommend the Source as shown in the water right file. Go to 11
If No, go to 7
6. Is the basis of claim a Posted Notice? Yes () No ()
If Yes, consult the attorney assigned to the basin. Go to 7
If No, go to 7
7. Is there evidence that there has been a change in the Source? Yes () No ()
If Yes, go to 8
If No, go to 10
8. Can the change be verified as an accomplished transfer? Yes () No ()
If Yes, add condition C02, go to 10
If No, Notify claimant that a transfer is necessary before the claimed Source can be recommended. Go to 9
9. Did the claimant file a transfer? Yes () No ()
If Yes, recommend the Source as shown in the transfer. Go to 11
If No, go to 10
10. Does the file contain all of the necessary information to verify the Source? Yes () No ()
If Yes, recommend the Source as it existed on 11-19-1987. Go to 11
If No, collect the necessary information. Recommend the Source as it existed on 11-19-1987. Go to 11
11. Is a Source remark and/or condition required? Yes () No ()
If Yes, enter the appropriate remark and/or condition. Source review is complete.
If No, Source review is complete.

Source

Claim No. A24-10035

Purpose of Use Data Entry Form

Claim Number: A24-10035 Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other
<u>Stock</u>		<u>100</u>		

Document how the Purpose of Use was verified:

Per Fred Brog dairy use continued until about 3 yrs ago.
Stockwater use continues as does domestic use. Dairy
included about 100 milking cows plus similar number
of dry stock. Bac 28 Sept 2005.

Please see e-mail in A24-10035.

Note that claim omitted stockwater, but stockwater is a
part of dairy use. Claimant could have used better guidance
from IDWR at time of claims taking. Bac.

Reviewer: CBDate: 12/21/05

1. Is the basis of claim a Decree or License?
If Yes, go to 4
If No, go to 2
Yes () No ()
2. Is the basis of claim a Permit or Application?
If Yes, go to 3
If No, go to 6
Yes () No ()
3. Has the License been issued?
If Yes, go to 5
If No, recommend the Purpose(s) of Use as shown on the Permit. Go to 13
Yes () No ()
4. Does the parent right have a Purpose of Use?
If Yes, go to 5
If No, go to 6
Yes () No ()
5. Can the claimed Purpose of Use be verified using the water right file?
If Yes, recommend the Purpose(s) of Use that is (are) claimed and shown in the water right file. Go to 13
If No, go to 6
Yes () No ()
6. Is there evidence that there has been a change in the Purpose of Use?
If Yes, go to 7
If No, go to 11
Yes () No ()
7. Can the change be verified as an accomplished transfer?
If Yes, add condition C04, go to 11
If No, go to 8
Yes () No ()
8. Does the change include an enlargement of the Purpose of Use?
If Yes, describe the evidence that supports that there has been an enlargement in the Purpose of Use. Go to 9
If No, Describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed Purpose(s) of Use can be recommended. Go to 12
Yes () No ()
9. Was an enlargement claim filed?
If Yes, go to 11
If No, Notify claimant that an enlargement claim is necessary. Go to 10
Yes () No ()
10. Did the claimant file an enlargement claim?
If No, recommend only the Purpose(s) of Use that existed on the date established as the priority date of this right. Go to 13
If Yes, go to 11
Yes () No ()
1. Does the file contain all of the necessary information to verify the Water Use?
If Yes, recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13
If No, collect the necessary information. Conduct field exam if necessary. Recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13
Yes () No ()
2. Did the claimant file a transfer?
If Yes, recommend the Purpose(s) of Use shown on the approved transfer. Go to 13
If No, recommend only the Purpose(s) of Use in existence on 11-19-1987. Go to 13
Yes () No ()
3. Is a Purpose of Use remark and/or condition required?
If Yes, enter the appropriate remark and/or condition. Purpose of Use review is complete.
If No, purpose of Use review is complete.
Yes () No ()

Purpose of Use

Claim No. A24 - 10035

Place Of Use Data Entry Form

Claim Number: A24-10035☐ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use
55	46E	10	NWSE		Cambou	3		Domestic, commercial stock

Total Acres _____

Document how the POU was verified:

field inspection

Transfers Changing POU _____

Reviewer: _____

Date: _____

Place Of Use Data Entry Form

1. Is the basis of claim a Decree or License?
 Yes () No ()
 If Yes, go to 2a
 If No, go to 2b
- 2a. Is a POU required?
 Yes () No ()
 If Yes, go to 5
 If No, go to 14
- 2b. Is a POU required?
 Yes () No ()
 If Yes, go to 3
 If No, go to 14
3. Is the basis of claim a Permit or Application?
 Yes () No ()
 If Yes, go to 4
 If No, go to 7
4. Has the License been issued?
 Yes () No ()
 If Yes, go to 6
 If No, recommend the POU as shown on the Permit. Go to 14
5. Does the parent right have a POU?
 Yes () No ()
 If Yes, go to 6
 If No, go to 7
6. Can the claimed POU be verified using the water right file?
 Yes () No ()
 If Yes, recommend the POU as shown in the water right file. Go to 14
 If No, go to 7
7. Is there evidence that there has been a change in the POU?
 Yes () No ()
 If Yes, go to 8
 If No, go to 13
8. Can the change be verified as an accomplished transfer?
 Yes () No ()
 If Yes, add condition C05, go to 13
 If No, go to 9
9. Does the change include an enlargement of the POU?
 Yes () No ()
 If Yes, describe the evidence that supports that there has been an enlargement in the POU. Go to 10
 If No, describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed POU can be recommended. Go to 12
10. Was an enlargement claim filed?
 Yes () No ()
 If Yes, go to 13
 If No, notify claimant that an enlargement claim is necessary. Go to 11
11. Did the claimant file an enlargement claim?
 Yes () No ()
 If Yes, go to 13
 If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13
12. Was a transfer filed?
 Yes () No ()
 If Yes, recommend the POU as shown on the approved transfer. Go to 14
 If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13
13. Does the file contain all of the necessary information to verify the POU?
 Yes () No ()
 If Yes, go to 14
 If No, collect the necessary information. Conduct field exam if necessary. Go to 14
14. Is a POU remark and/or condition required?
 Yes () No ()
 If Yes, enter the appropriate remark and/ or condition. POU review is complete.
 If No, POU review is complete.

Place of Use

Claim No. A24-10035

Period of Use and Quantity Data Entry Form

Claim Number: A24-10035
☐ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
Domestic	1/1	12/31	0.04	1.6
Stockwater	1/1	12/31	0.02	4.9
Commercial	1/1	12/31	0.02	3.2

 Overall Diversion Rate 0.06 Overall Diversion Volume 9.7

Document how the Period of Use and/or Diversion Rate were verified:

Please see attached IDWR diary worksheets.
 Number of pickup cows reported by claimant.
 Other values are my assumptions.
 Bae 1 Oct 2005

Reviewer: _____

Date: _____

1. Is the basis of claim a Decree or License?
If Yes, go to 4
If No, go to 2
Yes () No ()
2. Is the basis of claim a Permit or Application?
If Yes, go to 3
If No, go to 6
Yes () No ()
3. Has the License been issued?
If Yes, go to 5
If No, recommend the Period of Use as shown on the Permit. Go to 18
Yes () No ()
4. Does the parent right have a Period of Use?
If Yes, go to 5
If No, go to 6
Yes () No ()
5. Can the claimed Period of Use be verified using the water right file?
If Yes, go to 14
If No, go to 6
Yes () No ()
6. Is there evidence that there has been a change in the Period of Use?
If Yes, go to 7
If No, go to 12
Yes () No ()
7. Does the change include an enlargement in the Period of Use?
If Yes, go to 9
If No, go to 8
Yes () No ()
8. Can the change be recommended as an accomplished transfer?
If Yes, add Condition C10. Describe the evidence that supports the change occurred after 11-19-1987. Go to 12
If No, notify claimant that a transfer is necessary. Go to 11
Yes () No ()
9. Was an enlargement claim filed?
If Yes, go to 12
If No, notify claimant that an enlargement claim is necessary. Go to 10
Yes () No ()
10. Did the claimant file an enlargement claim?
If Yes, go to 12
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12
Yes () No ()
11. Was a transfer filed?
If Yes, go to 14
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12
Yes () No ()
12. Does the file contain all of the necessary information to verify the Period of Use?
If Yes, go to 13
If No, collect the necessary information. Conduct field exam if necessary. Go to 13
Yes () No ()
13. Is the basis of claim a decree, license or a transferred beneficial use right that has had the Period of Use administratively determined?
If Yes, go to 14
If No, go to 15
Yes () No ()
14. Is irrigation claimed as a purpose of use?
If Yes, go to 16
If No, recommend the Period of Use of the parent right. Go to 18
Yes () No ()
15. Is irrigation claimed as a purpose of use?
If Yes, recommend the "standard" Period of Use for the location of the POU. Go to 18
If No, the Period of Use is usually recommended as claimed. Go to 18
Yes () No ()
16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards?
If Yes, go to 17
If No, recommend the Period of Use of the parent right. Go to 18
Yes () No ()
17. Was the Period of Use shortened by a Transfer to a "standard" Period of Use that is shorter than the current standard Period of Use?
If Yes, recommend the current standard Period of Use if the Period of Use of the parent right prior to the transfer was not established, equal to, or longer than the current standard. If the Period of Use of the parent right prior to the transfer was shorter than the current standard, recommend the Period of Use of the parent right and add the appropriate shoulder remark. Consult attorney assigned to the Basin if the Period of Use was an element transferred. Go to 18
If No, recommend the Period of Use of the parent right. Add appropriate shoulder remark. Go to 18
Yes () No ()
18. Is a Period of Use remark and/or condition required?
If Yes, enter the appropriate remark and/or condition. Period of Use review is complete.
If No, Period of Use review is complete.
Yes () No ()

Period of Use

Claim No. A24 - 10035

1. Is the basis of claim a Decree or License? Yes () No ()
If Yes, go to 4
If No, go to 2
2. Is the basis of claim a Permit or Application? Yes () No ()
If Yes, go to 3
If No, go to 6
3. Has the License been issued? Yes () No ()
If Yes, go to 5
If No, recommend the Quantity shown on the Permit. Go to 11
4. Does the parent right have a diversion rate and/or volume? Yes () No ()
If Yes, go to 5
If No, go to 7
5. Can the claimed diversion rate and/or volume be verified using the water right file? Yes () No ()
If Yes, go to 8
If No, go to 7
6. Is the basis of claim a posted notice? Yes () No ()
If Yes, consult the attorney assigned to the Basin. Go to 7
If No, go to 7
7. Is a flow measurement required? Yes () No ()
If Yes, attach all related measurement documents. Describe the flow measurement that was made. Go to 9
If No, describe why a flow measurement is not required. Go to 9
8. Does the parent right have an annual diversion volume limit? Yes () No ()
If Yes, go to 10
If No, go to 9
9. Is the source Ground Water and does the purpose of use require a diversion volume limit? Yes () No ()
If Yes, go to 10
If No, go to 11
10. Is irrigation a purpose of use? Yes () No ()
If Yes, view the map of field irrigation requirements. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
If No, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
11. Has a diversion volume limit for this water use been established by a decree, license or transfer? Yes () No ()
If Yes, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12
If No, go to 12
12. Is a Quantity remark and/or condition required? Yes () No ()
If Yes, enter the appropriate remark and/or condition. Quantity review is complete.
If No, quantity review is complete.

Quantity

Claim No. A24 - 10035

1. Is the basis of claim a Decree, License, Permit, Application or Posted Notice?
If Yes, go to 2
If No, go to 3
Yes () No ()
2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?
If Yes, consult the attorney assigned to the Basin. Document the period of time the right or portion of the right was not used. Go to 4
If No, status will be set as Active. Go to 5
Yes () No ()
3. Is the water being used for all of the purposes claimed and to the extent claimed?
If Yes, status will be set as Active. Go to 5
If No, consult the attorney assigned to the Basin. Recommend only the uses found and limit the elements of those uses to the extent of the beneficial use found. Go to 4
Yes () No ()
4. Is any portion of the claim being recommended?
If Yes, status will be set as Active. Go to 5
If No, claim will be disallowed. Enter the appropriate condition code. Status will be set as Disallowed. Go to 5
Yes () No ()
5. Does this right have any combined used limits with other rights?
If Yes, go to 6
If No, go to 6
Yes () No ()
6. Is an additional remark and/or condition required?
If Yes, enter the appropriate remark and/or condition. Go to 7
If No, go to 7
Yes () No ()
7. Would you like to view the recommended right?
If Yes, go to 8
If No, the review is incomplete. The recommendation must be viewed to complete the review.
Yes () No ()
8. Is this a "split" or "combined" right?
If Yes, go to the Update Pedigree Process in Workflow when the review is complete. Do any necessary data entry. Go to 9
If No, go to 9
Yes () No ()
9. Do you have documents you would like to attach or link to the file?
If Yes, go to PowerDOCS and profile the documents. Go to 10
If No, go to 10
Yes () No ()
10. Would you like to set the verification date?
If Yes, the review is complete.
If No, the review is incomplete. The recommendation must be verified to complete the review.
Yes () No ()

Summary

Claim No. A24-10035

Summary Data Entry Form

Claim No.: A24-10035

Remarks and Conditions (Include Type, Category and Code if applicable):

Split or Combined Right Analysis:

Attached Field Notes or Other Documents:

Daily worksheet, photo. BAC 28 Sept 05

Claim No.:

Reviewer

Date



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

30 December 2005

COPY

Fred & Annie Brog
1644 State Line Rd
Freedom, WY 83120

Re: Snake River Basin Adjudication (SRBA)
Claim 24-10035

Subject: AMENDING YOUR CLAIM

RESPONSE DATE: 17 January 2006

Dear Claimant(s):

After reviewing your SRBA claim I'm recommending you amend your claim. I am enclosing the amended claim that reflects the changes. Please sign the form in front of a notary.

If you have any questions please feel free to contact me at 547-3993 in Soda Springs.

Respectfully,

Cindy E. Bird
Adjudication Bureau

CEB/bjp

Enclosure:

Amended Notice of claim

DAIRIES: WATER USE WORKSHEET

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100

CALCULATIONS

DIVERSION RATE (CFS):

STOCKWATER

MILKING CATTLE (BASED ON MILK PRODUCTION) _____	****
DRY CATTLE @17.0 GPD/HD _____	****
REPLACEMENT CATTLE _____	****
TOTAL _____	0.02

COMMERCIAL

TOTAL _____	0.02
-------------	------

TOTAL DIVERSION RATE _____	0.02
----------------------------	------

DIVERSION VOLUME (AFA):

STOCKWATER

MILKING CATTLE _____	2.8
DRY CATTLE _____	1.5
REPLACEMENT CATTLE _____	0.6
TOTAL _____	4.9

COMMERCIAL

WASHING OF BULK TANK AND RELATED EQUIPMENT _____	0.4
BACKFLUSH _____	0.1
PARLOR/MILKHOUSE/HOLDING PEN CLEANUP _____	2.0
CATTLE WASHING BASED UPON METHOD OF WASHING _____	0.1
PLATE COOLER _____	0.0
CORRAL MISTERS _____	0.0
MISCELLANEOUS USES _____	0.6
TOTAL _____	3.2

TOTAL DIVERSION VOLUME _____	8.1
------------------------------	-----

CONSUMPTIVE USE VOLUME (AFA)(assuming 100% consumptive):

STOCKWATER _____	4.9
COMMERCIAL _____	3.2
TOTAL CONSUMPTIVE USE _____	8.1

(Pages 3 & 4 not applicable - these
refer to irrigation acreage
for purpose transfers)

Adjudication Claim no A2410022

Field Photos

(Trail Bury)



Poo (circled) in foreground. Dairy barn, locating shed & corals in background. Taken at Waypoint 37, site try A0013660 10 Sep 05 Doc

Howe is to right (east) of photograph.

5546E 10 NE NUSG

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

04/13/2005

WATER RIGHT NO. 24-10031

file in IF

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ANNIE BROG
Current Owner	FRED BROG
	1644 STATE LINE RD
	FREEDOM, WY 83120
	(307)883-2363
Original Owner	CONN J HADERLIE
	1235 W 350 S
	LOGAN, UT 84321-8239
	(801)752-1665
Original Owner	ELMINA J HADERLIE
	1235 W 350 S
	LOGAN, UT 84321-8239
	(801)752-1665

Priority Date: 07/01/1967

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
TINCUP CREEK	SALT RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	11/01	1.38 CFS	
Total Diversion			1.38 CFS	

Location of Point(s) of Diversion:

TINCUP CREEK	NESW	Sec. 09	Township 05S	Range 46E	CARIBOU County
TINCUP CREEK	NENW	Sec. 10	Township 05S	Range 46E	CARIBOU County
TINCUP CREEK	SESW	Sec. 10	Township 05S	Range 46E	CARIBOU County

Place(s) of use:

Place of Use Legal Description: IRRIGATION CARIBOU County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
05S	46E	10	1	NWNE	3	2	SWNE	2						
				NENW	21		SESW	31						
				NESW	12									

Total Acres: 69

Dates:

Licensed Date:

Claim Received Date:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

04/13/2005

WATER RIGHT NO. 24-10035

Owner Type	Name and Address
Current Owner	CONN J HADERLIE 1235 W 350 S LOGAN, UT 84321-8239 (801)752-1665
Current Owner	ELMINA J HADERLIE 1235 W 350 S LOGAN, UT 84321-8239 (801)752-1665

Fred Brog
1644 Stateline Rd
Freedom, WY 83120

Priority Date: 07/01/1925

Basis: Beneficial Use

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
COMMERCIAL	1/01	12/31	0.13 CFS	
DOMESTIC	1/01	12/31	0.04 CFS	
Total Diversion			0.17 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NESE Lt 3	Sec. 10	Township 05S	Range 46E	CARIBOU County
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Place(s) of use:

<http://www.idwr.state.id.us/apps/ExtSearch/RightReportAJ.asp?BasinNumber=24&SequenceNumber...> 4/13/2005

Place of Use Legal Description: COMMERCIAL CARIBOU County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
05S	46E	10	3	NESE										

Place of Use Legal Description: DOMESTIC CARIBOU County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
05S	46E	10	3	NESE										

Dates:

Licensed Date:

Claim Received Date:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Other Information:

State or Federal: S

Owner Name Connector: OR

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

TIMELINE 24-10031
Fred Brog

- 12/11/1917 Desert Land Certificate #1142, U.S.A. to Walter Barber
T5S, R46E, Sec. 3, Lot 5 & 6, SW
T5S, R46E, Sec. 4, SE, SE
T5S, R46E, Sec. 9, E1/2NE
T5S, R46E, Sec. 10, Lots 1 & 2, NW
621.45 acres
Water and ditch rights
- 6/2/1909 Deed, Fred & Clara Luthi to William Robinson
T5S, R46E, Sec. 10, NW, part of, 31 acres
- 10/26/1907 Deed, Walter & Clara Barber to William Robinson
T5S, R46E, Sec. 3, SW, part of, 159 acres
All water rights, ditches and canals
- 2/15/1908 Homestead Certificate #5204, U.S.A. to Fred Luthi
T5S, R46E, Sec. 10, Lots 3 & 4, E1/2SW
170.10 acres
subject to accrued water rights and ditch rights
- 7/22/1929 Warranty Deed, William & Emily Robinson to Eastern
Idaho Loan & Trust Co., William Robinson & Fredrick
Dewey Robinson, Trustees
T5S, R46E, Sec. 10, NW, part of
31 acres
- 7/22/1929 Warranty Deed, William & Emily Robinson to Eastern
Idaho Loan & Trust Company, William G. Robinson &
Fredrick D. Robinson, Trustees
T5S, R46E, Sec. 3, NW
159 acres
all canal, ditch and water rights
- NOTE: WHEN THEY START SPLITTING THE PROPERTY INTO FOURTHS,
THEY SITE METS AND BOUNDS AND THEN STATE
THAT IT IS ALSO PART OF LOTS 1, 2 AND 3, ETC. SO I
JUST LISTED THE LOT NUMBERS. AND ADDED "PART
OF".**
- 9/1/1944 Warranty Deed, Eastern Idaho Loan & Trust Co., as
Trustees William G. Robinson and Fredrick D. Robinson to
John J. and Martha L. Haderlie
T5S, R46E, Sec. 10, Lots 1, 2 & 3, E1/2NW, NESW, part of

1/25/1953	Deed, John & Martha Haderlie to John & Martha Haderline T5S, R46E, Sec. 10, Lots 1, 2 & 3, E1/2NW, NESW, part of T5S, R46E, Sec. 5, SWNW ?? T5S, R46E, Sec. 6 SENE, NESE, 160 acres water rights T4S, R46E, Sec. 32, SWSE T4S, R46E, Sec. 5, Lots 3 & 4, SENW, 159.4 acres all water rights T5S, R46E, Sec. 15, Lot 2, part of, 5 acres All water and water rights T5S, R46E, Sec. 5, NESW, W1/2SE, SESE, 160 acres
6/1/1961	Warranty Deed, John & Martha Haderlie to Conn & Elmina Haderlie T5S, R46E, Sec. 10, Lots 1, 2 & 3, E1/2NW, NESW, part of, 160 acres All water and ditch rights
1/4/1965	Tax Deed, John Haderlie to Caribou County T5S, R46E, Sec. 10, Lots 1, 2 & 3, E1/2NW, NESW, part of, 160 acres All water and ditch rights
1/5/1965	Redemption Deed, Caribou County to Conn & John Haderlie T5S, R46E, Sec. 10, Lots 1, 2 & 3, E1/2NW, NESW, part of, 160 acres All water and ditch rights
1/3/1977	Quit Claim Deed, Conn & Elmina Haderlie to Conn Haderlie Family Inter Vivos Revocable Trust T5S, R46E, Sec. 10, Lots 1, 2 & 3, E1/2NW, NESW, part of, 160 acres All water and ditch rights
8/21/1992	Quit Claim Deed, Conn & Elmina Haderlie as trustees for Family Trust to W. Brian & Gaylene Haderlie 1/4 interest in: T5S, R46E, Sec. 10, Lots 1, 2 & 3, E1/2NW, NESW, part of, 160 acres All water and ditch rights
8/21/1992	Quit Claim Deed, , Conn & Elmina Haderlie as trustees for Family Trust to J. Max & Patricia Haderlie 1/4 interest in:

T5S, R46E, Sec. 10, Lots 1, 2 & 3, E1/2NW, NESW, part
of, 160 acres
All water and ditch rights

8/21/1992 Quit Claim Deed, Conn & Elmina Haderlie as trustees for
Family Trust to Lloyd & Sharyl Haderlie
¼ interest in:
T5S, R46E, Sec. 10, Lots 1, 2 & 3, E1/2NW, NESW, part
of, 160 acres
All water and ditch rights

8/21/1992 Quit Claim Deed, , Conn & Elmina Haderlie as trustees for
Family Trust to Elwin & Nadine Haderlie
¼ interest in:
T5S, R46E, Sec. 10, Lots 1, 2 & 3, E1/2NW, NESW, part
of, 160 acres
All water and ditch rights

10/2/1992 Quitclaim Deed, W. Brian & Gaylene Haderlie to J. Max &
Patricia Haderlie
¼ interest in:
T5S, R46E, Sec. 10, part of, same as Lots 1, 2 & 3,
E1/2NW, NESW, 160 acres
NOTE: The dimensions are same as 8/21/1992 deeds

11/6/1992 Quitclaim Deed. Lloyd & Sharyl Haderlie to J. Max &
Patricia Haderlie
¼ interest in:
T5S, R46E, Sec. 10, part of, same as Lots 1, 2 & 3,
E1/2NW, NESW, 160 acres
NOTE: The dimensions are same as 8/21/1992 deeds

2/24/1993 Correction Quit Claim Deed, Conn & Elmina Haderlie to
Max & Patricia Haderlie
¼ interest in:
T5S, R46E, Sec. 10, part of, same as Lots 1, 2 & 3,
E1/2NW, NESW, 160 acres
NOTE: The dimensions are different than the 8/21/1992
deeds.

2/24/1993 Correction Quit Claim Deed, Conn & Elmina Haderlie to W.
Brian & Gaylene Haderlie
¼ interest in:
T5S, R46E, Sec. 10, part of, same as Lots 1, 2 & 3,
E1/2NW, NESW, 160 acres

NOTE: The dimensions are different than the 8/21/1992 deeds.

2/24/1993

Correction Quit Claim Deed, Conn & Elmina Haderlie to Lloyd & Sharyl Haderlie

¼ interest in:

T5S, R46E, Sec. 10, part of, same as Lots 1, 2 & 3, E1/2NW, NESW, 160 acres

NOTE: The dimensions are different than the 8/21/1992 deeds.

2/24/1993

Correction Quit Claim Deed, Conn & Elmina Haderlie to Elwin & Nadine Haderlie

¼ interest in:

T5S, R46E, Sec. 10, part of, same as Lots 1, 2 & 3, E1/2NW, NESW, 160 acres

NOTE: The dimensions are different than the 8/21/1992 deeds.

2/28/1993

Quitclaim Deed, Elwin & Nadine Haderlie to J. Max & Patricia Haderlie

¼ Interest in:

T5S, R46E, Sec. 10, part of, same as Lots 1, 2 & 3, E1/2NW, NESW, 160 acres

NOTE: The dimensions are different than the 2/24/1993 deeds.

8/29/2001

Warranty Deed, Max & Patricia Haderlie to 1032 Exchange, Inc.

T5S, R46E, Section 10, part of

NOTE: Quick glance appears the dimensions are the same as the 2/24/1993 deeds.

Recorded #164285

2/25/2002

Special Warranty Deed, 1031 Exchange, Inc. to Fred & Annie Brog

T5S, R46E, Section 10, part of

NOTE: Quick glance appears the dimensions are the same as the 2/24/1993 deeds.

Recorded #165520

12/15/2004

BJP



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

23 November 2004

Fred D. Brog
1644 State Line Road
Freedom, WY 83120

COPY

Re: Snake River Basin Adjudication (SRBA)
Claim 24-10035

Subject: EVIDENCE OF PRIORITY CLARIFICATION

Response Date: 6 DECEMBER 2004

Dear Claimant(s),

Thank you for returning the Notice of Change in Water Right Ownership as well as copies of documents from Caribou Land Title, Inc. Although the Notice of Change in Water Right Ownership is correct, the other documents do not supply the necessary documentation to provide proper evidence of priority to support the July 1, 1925 priority date.

We need a copy of all deeds that show a clear chain of title from the claimed priority date to the time you acquired the property. We also need a copy of the plat, survey map or aerial photo with the appropriate area marked. The documents must indicate that the water has been continually used for the same time period on the basis as claimed.

Please submit the documentation by the above response date referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter please feel free to contact me at 547-3993.

Respectfully,


Barbara Payne

CARIBOU LAND TITLE, INC.

P.O. Box 608
241 South Main, #3
Soda Springs, Idaho 83276

1-208-547-4321

1-208-547-2241 Fax

November 30, 2001

Mr. and Mrs. Fred D. Brog
1644 North State Line Road
Freedom Wy 83120

Re: Haderlie-1031 Exchange (Brog)
Order No. 15934

Dear Fred and Annie:

Enclosed herewith are the following documents concerning the above
cited matter:

Copy of Warranty Deed No. 164284
Copy of the Closing Statement
Copy of the Closing Instructions

If you have any questions or if we may be of further assistance,
please do not hesitate to contact this office.

Very truly yours,

CARIBOU TITLE

By: 

kam
enc



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: A24-10035
Date Received: 2/13/1990
Receipt No: E012039
Received By: Ran

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CONN J. HADERLIE
Address: 132 SOUTH 300 WEST
LOGAN, UT

84321

801-752-1665

OR

Name: ELMINA J. HADERLIE
Address: 132 SOUTH 300 WEST
LOGAN, UT

84321

801-752-1665

A2410035

2. Date of Priority: JUL 01, 1925

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05S	46E	10	NE	SE		3	CARIBOU

5. Description of diverting works:
WELL PUMP MAINLINE TO SINGLE DOMESTIC HOME & DAIRY

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
COMMERCIAL	01/01	12/31	0.130		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

D/SINGLE DOMESTIC HOME, C/200 DAIRY COWS

A24-10035

Page

1

Date: 02/13/90



RECORDED

NOV 06 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	46E	10	NE	SE	3	DOMEST	
			NE	SE	3	COMMER	

11. Place of use in counties: CARIBOU**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**

A24-10035

Page 2

Date: 02/13/90

UNPROFILMED
NOV 06 1992

A. SETTLEMENT STATEMENT U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT		B. TYPE OF LOAN 1. ☐ FHA 2. ☐ PMHA 3. ☐ CONV. UNITS. 4. ☐ VA 5. ☐ CONV. INS. 6. FILE NUMBER: 01-15934 7. LOAN NUMBER: 8. MORTGAGE INSURANCE CASE NUMBER:	
C. NOTE: This form is furnished to give you a statement of actual settlement costs. Amounts paid to and by the settlement agent are shown. Items marked "(p.o.c.)" were paid outside the closing; they are shown here for informational purposes and are not included in totals.			
D. NAME & ADDRESS OF BORROWER Fred D. Brog Annie C. Brog Freedom, WY PH:		E. NAME & ADDRESS OF SELLER 1031 Exchange, Inc for J. Max Haderlie Patricia Olson Haderlie Freedom, WY PH: TIN #:	
G. PROPERTY LOCATION Tsp: 05S Rge: 46E Sec: 10 QQ: XX Q: XX Acres: .00000		H. SETTLEMENT AGENT Caribou Title I. SETTLEMENT DATE 27 August, 2001 DISBURSEMENT DATE 30 August, 2001	
F. NAME & ADDRESS OF LENDER Bank of Star Valley PH:		PLACE OF SETTLEMENT Caribou Title 241 S. Main Soda Springs, ID 83276 PH: 208-547-4321 FAX: 208-547-2241	
J. SUMMARY OF BORROWER'S TRANSACTION		K. SUMMARY OF SELLER'S TRANSACTION	
100. GROSS AMOUNT DUE FROM BORROWER:		400. GROSS AMOUNT DUE TO SELLER:	
101. Sales Price	400,000.00	401. Sales Price	400,000.00
102.		402.	
103. SETTLEMENT CHARGES TO BORROWER (L 1400)	4,633.50	403.	
104.		404.	
105.		405.	
Adjustments for items paid by seller in advance		Adjustments for items paid by seller in advance	
106. City taxes		406. City taxes	
107. City taxes		407. City taxes	
108. Assmts.		408. Assmts	
109.		409.	
110.		410.	
111.		411.	
112.		412.	
120. GROSS AMOUNT DUE FROM BORROWER	404,633.50	420. GROSS AMOUNT DUE TO SELLER	400,000.00
200. AMOUNTS PAID BY OR IN BEHALF OF BORROWER:		500. REDUCTION IN AMOUNT DUE TO SELLER:	
201. Earnest Money	505.00	501. Earnest Money	505.00
202. New Mortgage	400,000.00	502. Settlement charges to seller (L 1400)	2,900.50
203.		503. Wells Fargo Payoff	69,855.42
204.		504. Wells Fargo Payoff	27,954.83
205.		505. Wells Fargo Payoff	46,519.67
206.		506.	
207.		507.	
208.		508.	
209.		509.	
Adjustments for items unpaid by seller		Adjustments for items unpaid by seller	
210. City taxes		510. City taxes	
211. City taxes		511. City taxes 1/ 1/01-08/27/01	899.27
212. Assmts		512. Assmts	
213.		513. Taxes (1998,99, 2000)	3,939.59
214.		514.	
215.		515.	
216.		516.	
217.		517.	
218.		518.	
219.		519.	
220. TOTAL PAID BY/FOR BORROWER	400,505.00	520. TOTAL REDUCTION AMOUNT DUE SELLER	152,574.28
300. CASH AT SETTLEMENT FROM/TO BORROWER		600. CASH AT SETTLEMENT TO/FROM SELLER	
301. Gross amount due frm borrower (L 120)	404,633.50	601. Gross amount due to seller (L 420)	400,000.00
302. Less amts pd by/for borrower (L 220)	400,505.00	602. Less reductions due seller (L 520)	152,574.28
303. CASH (X FROM) (TO) BORROWER	4,128.50	603. CASH (X TO) (FROM) SELLER	247,425.72

 HUD-1 (Rev. 3-86)
 RESPA HB 4305.2

WARNING: It is a crime to knowingly make false statements to the United States on this or any other similar form. Penalties upon conviction can include a fine and imprisonment. For details see Title 18: US Code Section 1001 and Section 1010.

 RECEIVED
 NOV 2 2004
 By _____

I. SETTLEMENT CHARGES.				GF: 01-15934	
700. TOTAL SALES/BROKER'S COMMISSION based on \$				a	.00 % =
Division of commission as follows:					
701.	\$	.00	to		
702.	\$	.00	to		
703.					
704.					
800. ITEMS PAYABLE IN CONNECTION WITH LOAN					
801.		.0000%			
802.		.0000%			
803.	Loan Fee	Star Valley State Bank		1,500.00	
804.	Appraisal Fee	Steve Meek		1,500.00	
805.	Flood Search	Star Valley State Bank		20.00	
806.					
807.					
808.					
809.					
810.					
811.					
812.					
813.					
814.					
900. ITEMS REQUIRED BY THE LENDER TO BE PAID IN ADVANCE					
901.	Interest from	thru	a \$	/day	
902.					
903.					
904.					
905.					
906.					
1000. RESERVES DEPOSITED WITH LENDER					
1001.		mo. @ \$	/ mo.		
1002.		mo. @ \$	/ mo.		
1003.		mo. @ \$	/ mo.		
1004.		mo. @ \$	/ mo.		
1005.		mo. @ \$	/ mo.		
1006.		mo. @ \$	/ mo.		
1007.		mo. @ \$	/ mo.		
1008.	Aggregate Accounting Adjustment			.00	
1100. TITLE CHARGES					
1101.	Closing fee	Caribou Land Title, Inc		437.50	437.50
1102.	1031 Fee	1031 Exchange, Inc		1,000.00	1,000.00
1103.					
1104.					
1105.					
1106.					
1107.	Title Insurance	Caribou Land Title, Inc		40.00	1,430.00
(includes above item numbers:)					
1108.					
(includes above item numbers:)					
1109.	Owner's Policy	\$ 400000.00			
1110.	Loan Policy	\$ 400000.00			
1111.					
1112.	Express Fees			30.00	30.00
1113.					
1114.					
1115.					
1200. GOVERNMENT RECORDING AND TRANSFER CHARGES					
1201.	Recording fees: Deed \$	.00 ; MO \$ 12.00 ;	\$.00	12.00	
1202.	Mtg	: 2 \$ 42.00 ;	\$.00	42.00	
1203.	Release	: \$ 3.00 ;	\$.00		3.00
1204.	UCC-1/ Secretary of State			52.00	
1205.					
1300. ADDITIONAL SETTLEMENT CHARGES					
1301.					
1302.					
1303.					
1304.					
1305.					
1306.					
1307.					
1400. TOTAL SETTLEMENT CHARGES (enter on lines 103, Sec J and 502, Sec K)				4,633.50	2,900.50

SUBSTITUTE FORM 1099 SELLER STATEMENT--The information contained in Blocks E, G, H, and I and on line 401 is important tax information and is being furnished to the Internal Revenue Service in lieu of form 1099-S.

NOV 29 2004

By

Page 3

CERTIFICATION

GF:01-15934

I have carefully reviewed the HUD-1 Settlement Statement and to the best of my knowledge and belief, it is a true and accurate statement of all receipts and disbursements made on my account or by me in this transaction. I fully certify that I have received a copy of HUD-1 Settlement Statement.

Borrowers:

Fred D. Brog
 Fred D. Brog

Annie C. Brog
 Annie C. Brog

Sellers:

1031 EXCHANGE, INC.

By: Frank Hess, President
 Frank

Accepted and approved:

J. Max Haderlie
 J. MAX HADERLIE

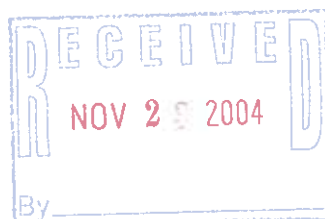
Patricia Olson Haderlie
 PATRICIA OLSON HADERLIE

The HUD-1 Statement which I have prepared is a true and accurate account of this transaction. I have caused or will cause the funds to be disbursed in accordance with this statement.

Dana Jean Benson
 Caribou Title

Settlement agent

8/29/01
 Date



11/20/2004 09:00 10070002002 FILED BRED PAGE 07
COMMITMENT FOR TITLE INSURANCE

SCHEDULE C

File Number: 15934

The land referred to in this Commitment is described as follows:
Caribou County, Idaho:

Township 5 South, Range 46 East of the Boise Meridian:

Section 10: Beginning at a point 1072.5 feet West of the center quarter corner of said Section 10, and running
thence North 2095.5 feet, more or less, to a point 544.5 feet
South of the North line of said Section 10 and 1567.5
feet East of the West line of said Section 10;
thence East 2557.5 feet, more or less, to the East line of
Section 10 (which line is the Idaho-Wyoming State line);
thence South along said East line 2623.5 feet to a point 2112
feet North of the Southeast corner of said Section 10
(which point is approximately 33 feet North of Mile Post
No. 139 on the Idaho-Wyoming State line);
thence West 2557.5 feet, more or less, to a point 528 feet
South of the point of beginning;
thence North 528 feet, to the point of beginning.
The same is a tract of land in Lots 1, 2 and 3, E $\frac{1}{2}$ NW $\frac{1}{4}$ and the
NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 10.

EXCEPT THEREFROM, any portion of the above described
premises lying within the rights of way of county roads or
Idaho State Highway No. 34.



Form 42-249-01-1 (09/04) July, 2004

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
	24-10035				

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Conn Hadenlie
132 S 300 W, Logan, UT
4. New Owner/Claimant(s) Fred & Annie Brug
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 1644 State Line Rd
- City, State and ZIP Code Freedom UT 83120
- New Telephone Number Wor 873-2233 or 307-883-2363
8-27-01
5. Date you acquired the property



Form 42-14843-1 (09/01 July, 2000)

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in Item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	Irrigation 1954 Cons Adjudic
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Fred D. Brog
Ann C. Brog

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____





State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Fred & Annie Brog
1644 State Line Road
Freedom, WY 83120

November 23, 2004

Re: Snake River Basin Adjudication (SRBA)
Claim(s): 24-10031, 24-10035 & 24-10036

Subject: CLAIM RECOMMENDATION - DISALLOW

Dear Claimant(s):

Please be advised that since we have had no response from you, we will recommend to the Court that the above referenced claims be disallowed.

Respectfully,

Pauline Bassett

COPY



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

20 October 2004

Fred D. Brog
1644 State Line Road
Freedom, WY 83120

Re: Snake River Basin Adjudication (SRBA)
Claim 24-10035

Subject: CHANGE IN OWNERSHIP & EVIDENCE OF PRIORITY

COPY

Response Date: 20 November 2004

Dear Claimant(s),

We have been advised that you are the current owner of the property and water right referenced above. Before we can modify our records to reflect your ownership of the property, we need Form 42-248/42-1409(6) completed, signed and returned. I have enclosed the form for your convenience.

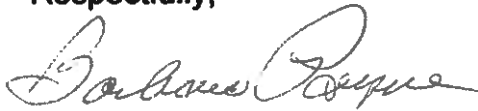
In the adjudication review process there is no filing fee. However, we will need a copy of the plat, survey map or aerial photo with the appropriate area marked **and** a copy of the warranty deed.

For your reference, I have enclosed the brochure entitled "Evidence of Priority". The brochure describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some examples of Documents Which May Be Evidence of the Priority Date".

Please submit the documentation by the above response date referencing all documents with the corresponding Notice number. If you have any questions not

covered by this letter or the enclosed brochure, please feel free to contact me at 547-3993.

Respectfully,

A handwritten signature in cursive script, appearing to read "Barbara Payne".

Barbara Payne

Enclosure:

Form 42-248/42-1409(6) "Change in Water Right Ownership"
Notice of Claim to a Water Right
Evidence of Priority brochure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	24-10035				

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
 If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Conn Hadenlie

132 S 300 W, Logan, UT

4. New Owner/Claimant(s)

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

City, State and ZIP Code

New Telephone Number

() _____

5. Date you acquired the property

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Eastern District Office
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

RETURN SERVICE REQUESTED

CONN J HADERLIE

ELMINA J HADERLIE
132 S 300 W
LOGAN UT 84321

PROHIBITED

24-10031
24-10035
Cari bow

SCANNED

SEP 17 2004

RECEIVED

SEP 13 2004

Department of Water Resources
Eastern Region

HADERLIE, ELMINA J
FORWARD TIME
1235 W 350 S
LOGAN UT 84321-6239

84321X513326231700

