

68⁰⁰
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

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

CIVIL CASE NUMBER: 39576

Ident. Number: A63-04807
Date Received: 10/11/1989
Receipt No: W006208
Received By: RU

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: H. J. BRYANT 208-459-6283
Address: 21793 HWY 20/26
CALDWELL, ID 83605

AND/OR

Name: OPAL M. BRYANT 208-459-6283
Address: 21793 HWY 20/26
CALDWELL, ID 83605

2. Date of Priority: JAN 01, 1911

3. Source: UNNAMED DRAIN Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	04W	33	NW	NW			CANYON

5. Description of diverting works:
PUMP, CONCRETE DITCH AND DIRT DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/300 DAIRY

A63-04807

Page 1

Date: 10/11/89

MICROFILMED
AUG 20 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	04W	28	SW	SW		IRR	3.0
						Section Acres	3.0
		29	SE	SE		IRR	7.0
						Section Acres	7.0
		32	NE	NE		IRR	30.0
						Section Acres	30.0
		33	NW	NW		IRR	15.0
						Section Acres	15.0
						Total Acres	55.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
A63-19139, 63-3488.

14. Remarks:
TOTAL AC.=54.5

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): X H.J. Bryant. Date: X 10-11-89

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 11 day
of October 19 89

Lori Harris
Notary Public

Seal

Residing at Boise, Idaho
My Commission Expires 12-8-94

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

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

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

Notice is hereby given that H. J. Bryant (Name of Claimant)
Route 2, Box 42, Caldwell, Idaho 83605 (Mailing Address) Telephone No. _____
(Zip Code)

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

- (1) Date of priority: (When was the water first applied to a beneficial use) 1911

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

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Unnamed drain tributary to Boise River
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity	(cfs, gpd, AFA)	Use	(Domestic, Irrigation, Stock, Etc.)	Period of Use From		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)		
Quantity <u>1.2cfs</u>		Use <u>Irrigation</u>		Period of Use From <u>3-15</u>	To <u>11-15</u>		
Quantity _____		Use _____		Period of Use From _____	To _____		
Quantity _____		Use _____		Period of Use From _____	To _____		
Quantity _____		Use _____		Period of Use From _____	To _____		
Quantity _____		Use _____		Period of Use From _____	To _____		

- (4) TOTAL QUANTITY USED.

(cfs, gpd, AFA)

- (5) A) Point of diversion: (Location of point where water is diverted from its source)

N $\frac{1}{2}$ 4 N $\frac{1}{2}$ 33 Sec. 33 Twp. 5N Rge. 4W B.M., County of Canyon

Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Pump and 16" concrete and dirt ditch, 2,800 feet long, 5-horse P1-ec. motor, 3/4 horse waterlifter pump. Approximate field size 1281' by 1410 ft. and 680 by 450 ft. 994 by 300 ft.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5N	4W	28											3						3
5N	4W	29															7		7
5N	4W	32	30																30
5N	4W	33						14.5											14.5

No. of acres 54.5

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

Lawn and Garden. Stockwater, up to 300 head beef or dairy.

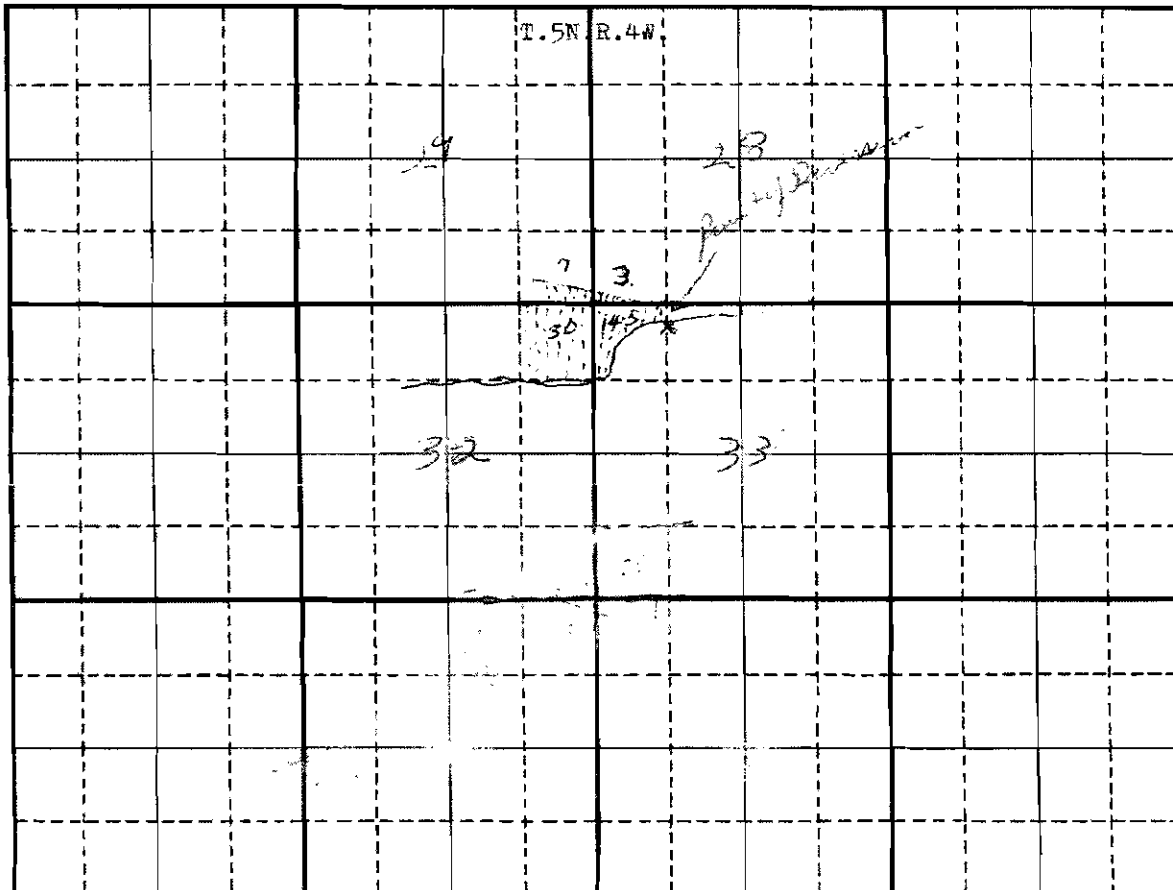
NOTE: Include here the type and number of stock watered: 300 beef or dairy.

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

MICROFILMED

MICROFILMED

(8) Remarks Abstract of Title, pages 26, 35, Warrenty Deed No. 1 page 45 Agreement No. 12 page 84. Warrenty Deed No. 17 page 141.

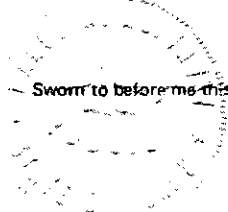


Scale: 2 inches equal 1 mile.

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

State of Idaho)
County of Ada) ss.

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



Sworn to before me this

19

day of

June

1981

H. J. Bryant
(Claimant)

Nancy M. Hathway
Notary Public
Residing at Bow

My commission expires

Life

FOR DEPARTMENT USE ONLY

Received by Gen Date 19 Jan 1981 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by 16 Date 7/6/81 claimant by: _____
\$30.00 fee received by Gen Date 19 Jan 1981 # 19451
Published in Gen - Pub
Dates 7-23-80-81

12/10/2006

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

RIGHT NUMBER: 63-4807

NAME AND ADDRESS: OPAL M BRYANT
21793 HWY 20/26
CALDWELL ID 83605

H J BRYANT
21793 HWY 20/26
CALDWELL ID 83605

SOURCE: UNNAMED DRAIN

TRIBUTARY: BOISE RIVER

QUANTITY: 1.200 CFS

Right Nos. 63-3488, 63-4807 and 63-19139 are limited to a total combined diversion rate of 1.91 cfs.

PRIORITY DATE: 03/01/1950

POINT OF
DIVERSION: T05N R04W S28 SWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.920 CFS

PLACE OF USE: IRRIGATION in CANYON County

T05N R04W S28	SWSW	1.00	T05N R04W S29	SESE	7.00
T05N R04W S32	NENE	23.00	T05N R04W S33	NWNW	15.00

46 ACRES TOTAL

Right Nos. 63-3488, 63-4807 and 63-19139 are limited to the irrigation of a combined total of 95.5 acres in a single irrigation season.

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

This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

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

09/29/2006

**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: October 31, 2006

Water right number: 63-4807

OPAL M BRYANT
21793 HWY 20/26
CALDWELL ID 83605
Telephone Number: (208)459-6283

H J BRYANT
21793 HWY 20/26
CALDWELL ID 83605
Telephone Number: (208)459-6283

RECEIVED

OCT 20 2006

WATER RESOURCES
WESTERN REGION

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: 10-17-06 SIGNATURE: Opal M. Bryant, H.J. Bryant,
Please print your name: Harley Jack Bryant
Opal M. Bryant

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

09/20/2006

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

RIGHT NUMBER: 63-4807

NAME AND ADDRESS: OPAL M BRYANT
21793 HWY 20/26
CALDWELL ID 83605

H J BRYANT
21793 HWY 20/26
CALDWELL ID 83605

SOURCE: UNNAMED DRAIN

TRIBUTARY: BOISE RIVER

QUANTITY: 1.200 CFS

Right Nos. 63-3488, 63-4807 and 63-19139 are limited to a total combined diversion rate of 1.91 cfs.

PRIORITY DATE: 03/01/1950

POINT OF DIVERSION:

T05N R04W S28 SWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.920 CFS

PLACE OF USE: IRRIGATION Within CANYON County

T05N R04W S28	SWSW	1.00	T05N R04W S29	SESE	7.00
T05N R04W S32	NENE	23.00	T05N R04W S33	NWNW	15.00

46 ACRES TOTAL

Right Nos. 63-3488, 63-4807 and 63-19139 are limited to the irrigation of a combined total of 95.5 acres in a single irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



Idaho Department of Water Resources

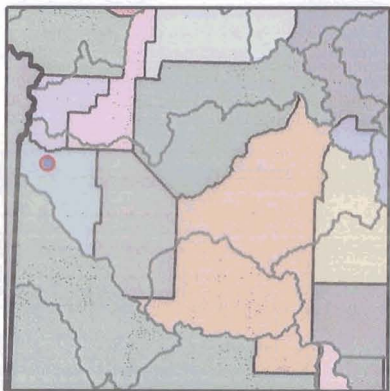
SRBA Recommendation:

63-4807

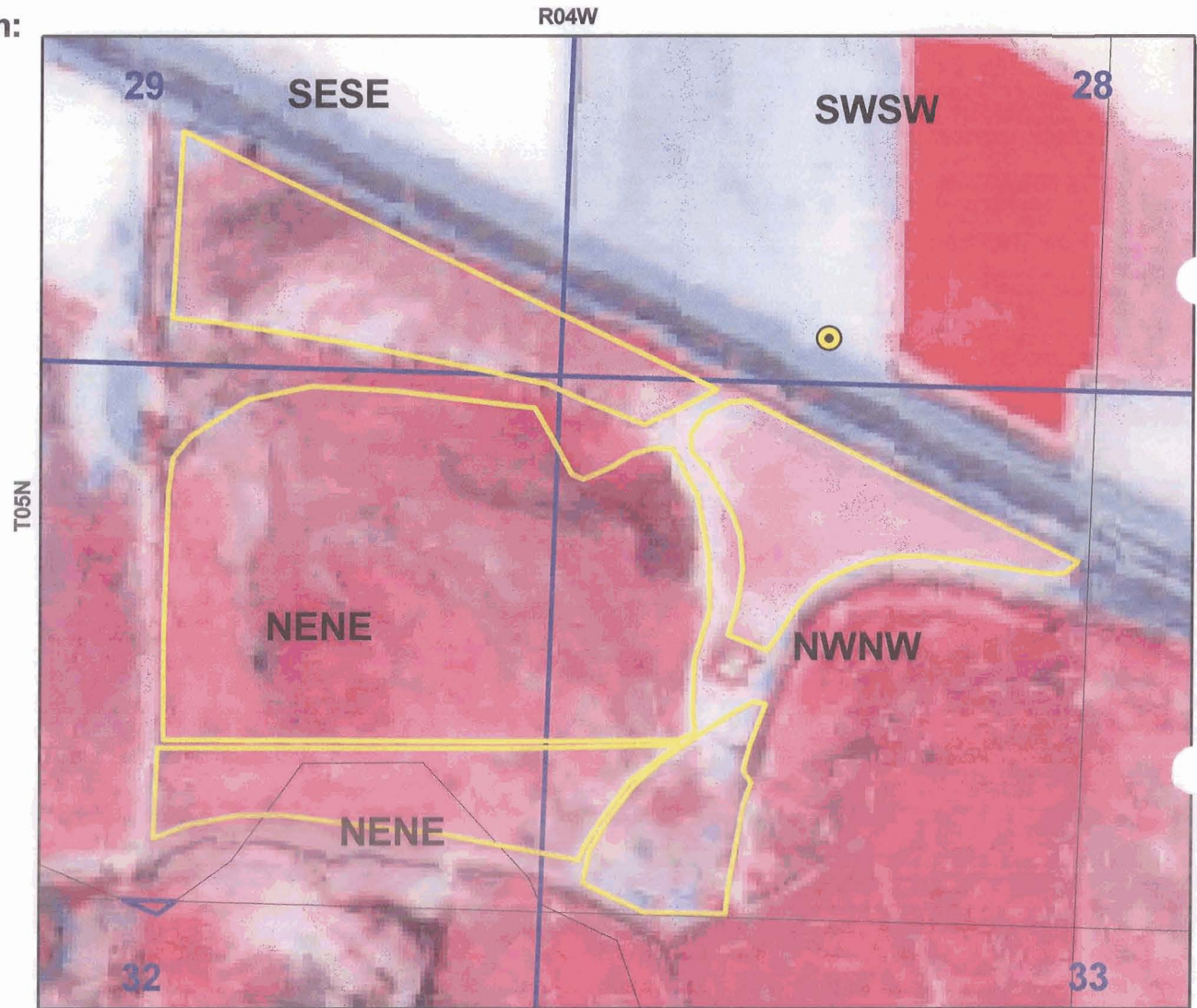
(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Canyon County
IDWR Basin 63



0 0.2 0.4 Miles

Prepared by S. Egbert
On Wednesday, September 20, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-4807

WATER RIGHT NUMBER: 63-4807

Owner Type Name and Address
 Current Owner OPAL M BRYANT
 21793 HWY 20/26
 CALDWELL, ID 83605
 (208)459-6283
 Current Owner H J BRYANT
 21793 HWY 20/26
 CALDWELL, ID 83605
 (208)459-6283

Priority Date: 04/04/1911

Basis: Statutory Claim B.U.

Status: Active

3-1-1950 - patent in file only for SW 2 of S 28 - questionable dates & source
 advance Priority Date to 1950 per affidavit
 Need better evidence of priority

Source Tributary
 UNNAMED DRAIN BOISE RIVER

Beneficial Use	From	To	Diversion Rate	Annual Volume
IRRIGATION	3-1 to 11/15		1.200 CFS	
	3-1			
	Total Diversion:		1.200 CFS	
			1.92	

Location of Point(s) of Diversion

UNNAMED DRAIN
 CANYON County

NW 1/4 NW 1/4 Sec. 28, Twp 05N, Rge 04W, B.M.

SW SW

102/acre

GPS puts the POD in S 28, SW SW
 per field exam

Place of Use
 IRRIGATION

Twp Rge Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05N 04W 28											3.0						3.0
05N 04W 29																7.0	7.0
05N 04W 32																	23.0
05N 04W 33							15.0										15.0

Total Acres: 36

46

reduced acres per CLU field
 boundaries

Conditions of Approval:

1. TOTAL AC.=54.5

acre limit 95.5
 Partial overlap: 63-3488, 63-19139
 limit CFS to 1.91

Field Exam Date June 1, 2006

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

RECEIVED

SEP 15 2006

WATER RESOURCES
WESTERN REGION

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 complete

Claim No(s) 63-4807

Owner: Opal M. or H.J. Bryant Phone No. (208) 459-6283

Current Address: 21793 Hwy 20/26 Caldwell, Id 83605

- ☐ No change NAME IS THE SAME The H.J. Bryant & Opal M. Bryant Trust
- ☒ NEW OWNER Opal M. or H.J.
- ☒ No change Address
- ☐ NEW ADDRESS
- ☒ How long owned property? 1950 (name changed & owned by trust, instead of individuals on 4/9/1998)

Accompanied by: Floyd Bryant/son (208) 459-6283

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: 1/1/1911

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

Source: Unnamed Drain Tributary to Boise River

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

POINT OF DIVERSION

- ☐ No change
- ☐ POD found is different than claimed: _____
- ☐ 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
K0002128								Canyon	N 43° 44.0 81'
									W 116° 49.809'

Description of diverting works

* see attachment

OVERLAP REVIEW

Other water rights with the same point of diversion: No

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

WATER USES

☐ No change

☐ Different Uses

Use Irrigation From 3/1 To 11/15 Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

☐ No change

☒ Changes Exam found: Domestic # of homes — Stock # 150 pr. cattle

Types Cattle Additional comments: they are inclusive w/ irrigation + are moved around to all the fields

PLACE OF USE:

☐ No Change

☐ Changes shown below:

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

Overlap with other water rights: _____

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

Delivery System Narrative: * see attachment

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

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

Supplemental water: None

"Since 4/9/1998, the ranch has been owned by the trust:
"The HJ Bryant + Opal M Bryant Trust."

Son: Floyd Bryant (208) 459-6283, 21011 Hwy 20/26 Caldwell
(house before Twenson Rd).

Directions: I 84, take the Parma/Notus off ramp (Hwy 20/26),
on south side, 21793 Hwy 20/26 (house set back, + have to cross
railroad tracks to get there).

POD: 743' east of the Lon Davis Rd + Hwy 20/26 intersection
is the 1st control box; 580' east of the intersection is control box #2
(which is the POD).

POU: South of the POD, across the railroad tracks, the field to
the southwest + continuing south.

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: _____

9-15-2006

FIELD EXAMINER: _____

Sandy Hemminger

63-3488, 63-19139, and 63-4807 Bryant

Date of Inspection: June 1, 2006

Inspector: Sandy Hemenway

Description of Diverting Works:

63-3488: 150' south of the railroad tracks (entering the driveway for 21793 Hwy 20/26) to Unnamed Drain; 15 Hp Parma Water Lift pump (no tag) 3" discharge into 8" PVC, 25' lift, estimate 40 psi (no gauge, and standard for irrigation).

NOTE: Unnamed Drain consists of waste water and is spring fed. The springs run year-round.

63-19139: POD located south of 25255 Lon Davis Rd., on the south side of the Farmers Co-op Ditch. Culvert to collect water and control direction of flow to south with 12" discharge into buried 12" PVC pipe

NOTE: this point of diversion also has access to supplemental water with a valve that can be opened and discharged into the culvert, in the event there is little or no flow from this Unnamed Drain, or the Unnamed Drain that feeds 63-4807. So far, they have never had to use their supplemental source: Farmers Co-op Ditch.

63-4807: The Unnamed Drain is piped with a grid at the opening, east of 25230 N. Lon Davis Rd (where the house is actually located---743' set back from Lon Davis Rd with GPS coordinates: N43.44.225' W116.49.769'). 868' of buried 12" PVC pipe from grid going north to south to control box #1, then turning west 163' to control box #2 (POD). POD/control box #2 has a grid located at the culvert that allows additional waste water from the field where it is located to drain into the culvert (this was designed to prevent flooding on this end of the field). The culvert has a 12" discharge pipe.

Delivery System Narrative:

63-3488: 3" discharge into 8" PVC that open discharges into concrete ditch that converts to dirt ditches (piped under the drive-way to the field directly west of the drive way and north of the house). ¾" siphon tubes, gravity flow east to west. Ditch travels south and irrigates a small field directly south of the house (gravity flow east to west), then joins water in the ditch from 63-19139 and 63-4807 traveling west on the south boarder (gravity flow south to north). This system irrigates the field north of the house, the yard and garden around the house, and a small pasture area directly south of the house.

63-19139: 12" buried PVC (1/4 mile), under Hwy 20/26, then open discharges to a small section between Hwy 20/26 and the railroad tracks, at #47445 Railroad marker (GPS coordinates: N43.44.116' W116.49.498'), then piped under the railroad tracks and open discharged to dirt ditches that irrigates a small field borders with Russian Olive trees along its south boarder running east and west. The dirt ditch travels west to east (gravity flow north to south) until it ties in with a dirt ditch running north to south coming from 63-4807.

63-4807: The 12" discharge pipe is buried under Hwy 20/26, open discharged to a dirt ditch at railroad marker #47432, then piped under the railroad tracks, and open

discharged to dirt ditch on the south side of the railroad tracks running north to south (gravity flow east to west, with the possibility to gravity flow west to east if needed). The gravity flow and ditch co-mingles with flow from 66-19139, and continues to travel south (gravity flow east to west). At the far south, the ditch co-mingles with the flow from 63-3488 with the ditch turning west traveling east to west (gravity flow south to north) along the south boarder.

Comment: (1) Irrigation overlaps when and where the systems water co-mingles (hand drawn map depicts the each system and where they merge/co-mingle). (2) There are 150 pairs of cattle that are rotated throughout the entire system (conclusive with irrigation, since no stock tanks are located on the property).

Claim No. and Name: A63-4807 Bryant

Date of Inspection: June 1, 2006

Field Inspector: Sandy Hemenway

Measurements/Calculations:

Maximum Capacity Pipe Flow: (12" buried PVC from east of 25230 Lon Davis Rd. to POD)

12" pipe = **3.93 cfs**

Stockwater (livestock drink irrigation water, but if listed as separate entity):

Table 1 Recommended Diversion Rates for Stockwater 201-300 cattle= 0.07 cfs (12gpd/head)

Stock: 150 pair cattle = 300 cattle

Season: 1/1 - 12/31 = 365 days

Required V.i.r. = (#head x gallons/day/head x days of use per year) / 325,850 =

300 x 12 x 365 / 325,850 = **4.0 af**

Potential V.d.r = Max. allowable cfs x permit season number of days x 1.9835 =

.07 x 365 x 1.9835 = 50.67 = **50.7 af**

Ditch Measurement:

Orange Peel Method: 48" wide (W = 4'), 7" deep (H = 0.58'), traveled 5' in 4 seconds

Q = VA = 2.9 cfs

V = 5' / 4 seconds = 1.25 ft/sec

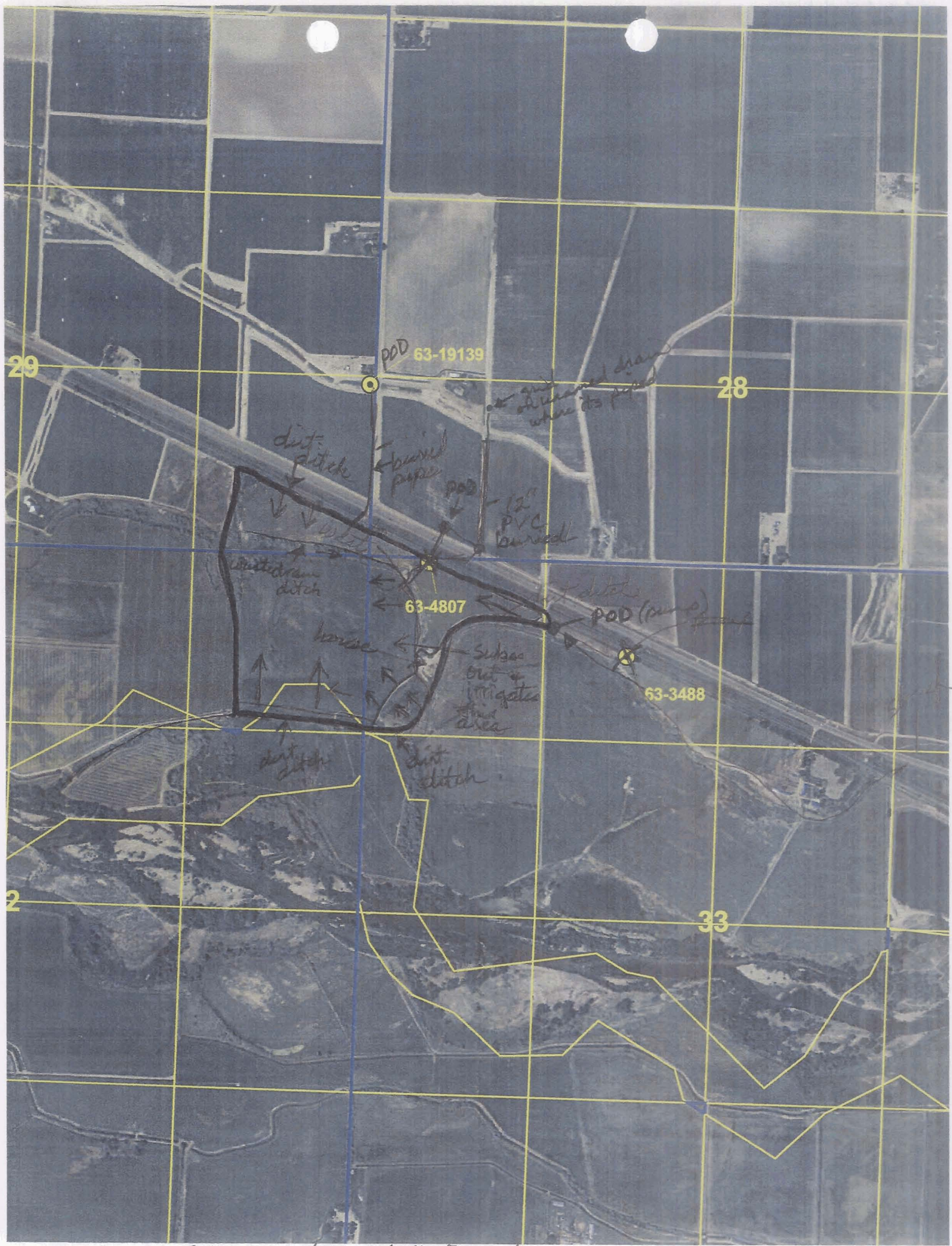
V = ft/sec

A = 0.58' x 4' = 2.32 feet squared

A = H x W

***** Mr. Bryant stated that the flow was low right now compared to most of the time.**

Irrigation: *Need to confirm acreage**



29

28

2

33

POD 63-19139

grid
oil leaked drain
where its piped

dirt
pitche

buried
pipes

POD

12"
PVC
buried

drain
ditch

63-4807

house

Subsac
but
irrigator
area

POD (pump)

63-3488

dirt
ditch

dirt
ditch

0. 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



prior to
being piped
down to POD,
top of the
unnamed
drain

~~POD~~
grid
east of
25230
Lon Davis
Rd.

63-4807

June 1, 2006 SH

grid
before
unnamed
drain
being
piped
868'
of buried
12" PVC
to first
control
box
then
turns
west
163'
to 2nd
control
box



June 1, 2006 SH

63-4807 Bryant

63-4807 Bryant



1st
control
box
163' apart
POD:
2nd
control box
(where
waste water
is added to
to unnamed
drain, piped
under Hwy 20/26
to POU)

63-4807 Bryant

June 1, 2006 SH

drain
between
Hwy 20/26
& railroad,
then
piped
under
railroad
to dirt
ditch
going
to POU



June 1, 2006 SH

63-4807 Bryant



June 1, 2006 SH



Bryant 63-4807

June 1, 2006 SH



POU

Stockwater

Livestock
150 pairs
cattle
rotate
around
fields;
drink
same water
as
irrigation

63-4807, 63-19139, + 63-3488 Bryant

June 1, 2006 SH



63-3488, 63-4807, & 63-19139

9-13-06 SK

Stockwater: Livestock consists of 150 pairs cattle (300 head)
that drink the same water as irrigated. (same as irrigation)

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-4807

WATER RIGHT NUMBER: 63-4807

Owner Type
Current Owner

Name and Address
~~OPAL M BRYANT~~
21793 HWY 20/26
CALDWELL, ID 83605
(208)459-6283

Current Owner
~~H J BRYANT~~
21793 HWY 20/26
CALDWELL, ID 83605
(208)459-6283

The H. J. Bryant + Opal M.
Bryant Trust

* they changed this 4/4/1998

Priority Date: 01/01/1911
Basis: Statutory Claim
Status: Active

<u>Source</u>		<u>Tributary</u>		
UNNAMED DRAIN		BOISE RIVER		
<u>Beneficial Use</u>				
IRRIGATION	From To	Diversion Rate	Annual Volume	
	3/15 to 11/15	1.200 CFS		
	<u>Total Diversion:</u>	1.200 CFS		

Location of Point(s) of Diversion

UNNAMED DRAIN NW1/4NW1/4 Sec. 33, Twp 05N, Rge 04W, B.M.
CANYON County

Place of Use

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N 04W 28											3.0						3.0
05N 04W 29																7.0	7.0
05N 04W 32			30.0														30.0
05N 04W 33							15.0										15.0

Total Acres: 55

Conditions of Approval:

1. TOTAL AC.=54.5

possible overlap

Stockwater: 150 pr. cattle (same as irrigation)
rotate around fields

CONVERSATION MEMO

Date: 4/25/2006

Agent: Lori Graves

With: Floyd Bryant 459-6283

Subject: Father's Claims

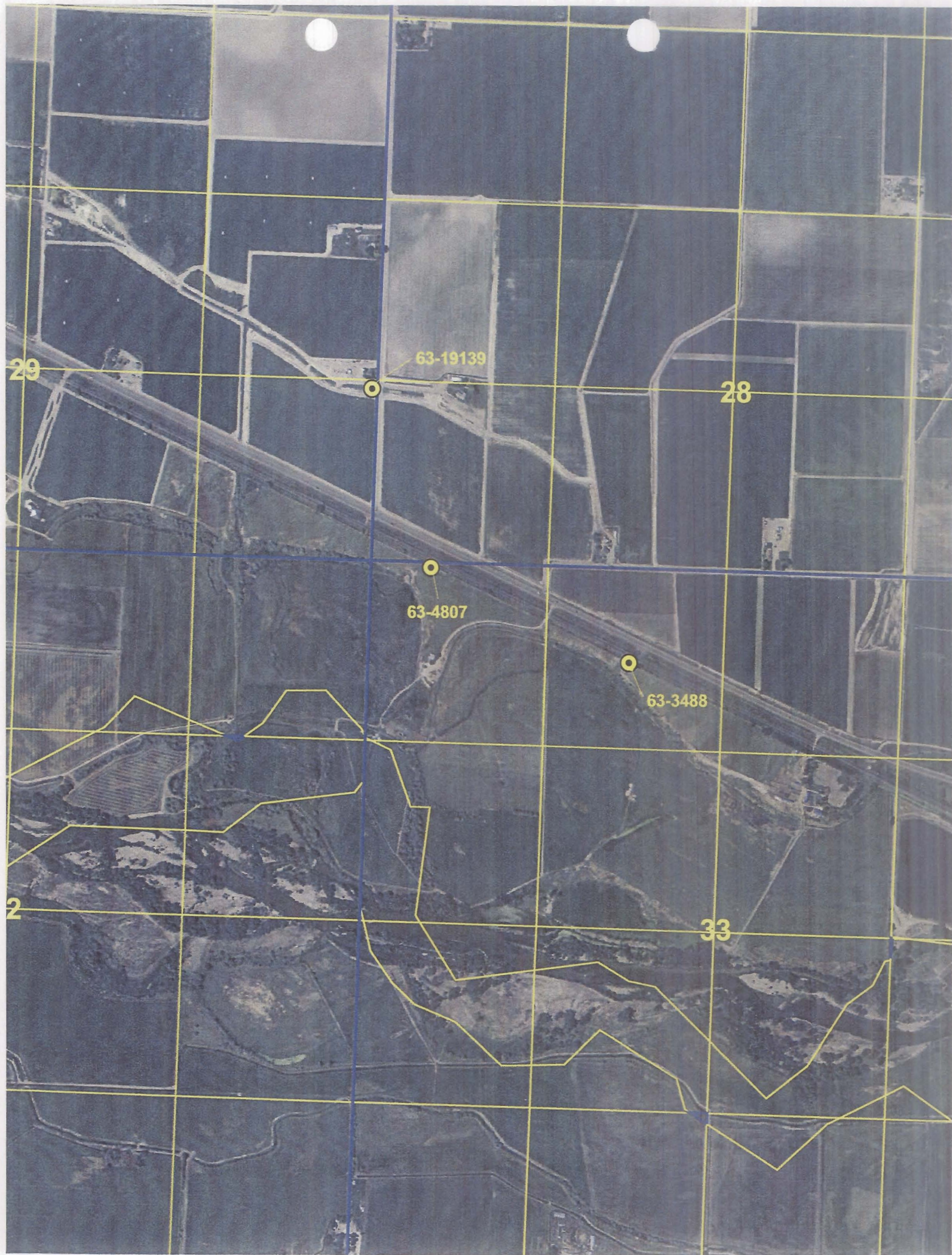
Claim No.(s): A63-3488, A63-4807, A63-19139

Floyd made an office visit to review the claims and maps that his Father filed. After looking at the maps and claims, Floyd verified that each of the filings were for separate systems, each collecting water from different fields/drainages. The statutory claim system flows only during the irrigation season from wastewater. The beneficial use claim and license systems also receive wastewater during the irrigation season as well as tributary spring water, allowing them to flow all year. Floyd indicated on maps which acres each system can irrigate. Some field can be irrigated with more than one system.

Floyd stated that his Father also uses surface water from Farmers Co-op on the property for irrigation.

Other uses include up to 200 beef cow/calf pairs that graze the property and drink the water from the ditches.

Each system was developed at different times. Proof of priority is not necessary for the license, but is required for the other two claims. Floyd will meet with his Father, explain what is needed, and provide supporting information ASAP.



Idaho Department of Water Resources

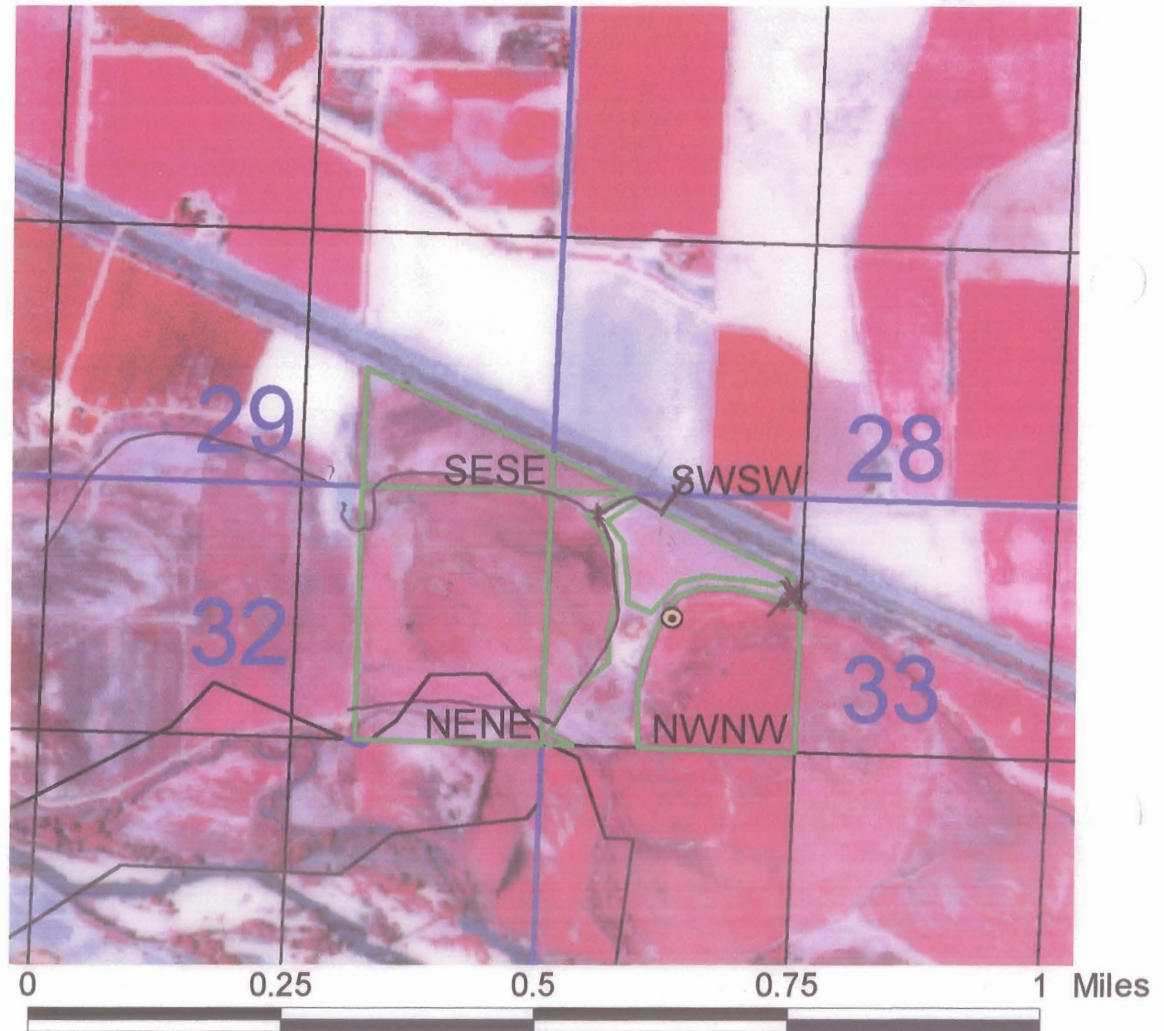
Claim Number: 63-04807

Legal: T05N, R04W, S28, 29, 32, 33

Reviewed By:

1987 Napp Photo

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



RECEIVED

MAY 9 1955

WATER RESOURCES
WESTERN REGION

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))
63-3488)
63-4807)
A63-T9139)
State of Idaho)
County of Canyon)

AFFIDAVIT

4/28/06 H.J. Bryant

deposes and says: I took possession of the property that
these water rights are associated with in 1950.
At that time, the unnamed drains, culverts, ditches, &
canals were in operation, and well established. I have
included copies of the documents that state the prior exs-
istence of the above mentioned water rights through unnam-
ed drains and ditches.

H. J. Bryant
(Signature)

United States,

-TO-

Osceola S. Willits.

PATENT.

No. 1

Dated Feb. 19, 1896.

Recorded April 14, 1896, 1:46 P.M.

Book 1 Pat. page 239.

The SW $\frac{1}{4}$ of Sec. 28, Twp. 5 N. R. 4 W. B.M. 1880.

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.

ABSTRACT & TRUST COMPANY, Ltd.

Fred Specht and Marie Specht,
his wife,

-TO -

Frank G. Gilbert.

WARRANTY DEED. No. 3

Dated June 18, 1910.

Recorded Aug. 5, 1910, 2:32 P M

Book 57 Deeds, page 199

Consideration \$1.00

Acknowledged June 18, 1910, before Thos. E. Buckner, Notary Public, Canyon County, Idaho, (Seal).

All of that portion of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 28, Twp. 5 N. R. 4 W. B. M. lying S and W of the right of way of the O. S. L. Ry. Company; together with all ditches and laterals used in the irrigation thereof, and the water rights connected therewith.

5/29/2006

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Right	63 3440	F GRANT JEMMETT,	UNNAMED STREAM	05N04W33		12	35				19						4		70
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Idaho Dept. of Water Resources

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Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	63 152A	MILTON HOUSTON,	BOISE RIVER	05N04W32								6	40	31				35			112
Claim	63 171	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W32				10							40	40	32		40	40	202
Claim	63 177	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W32				10							40	40	32		40	40	202
Claim	63 20563	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W32				10							40	40	32		40	40	202
Claim	63 20566	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W32				10							40	40	32		40	40	202
Claim	63 208	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W32				10							40	40	32		40	40	202
Claim	63 21134	MILTON HOUSTON,	BOISE RIVER	05N04W32								6	40	31				35			112
Claim	63 223C	MILTON HOUSTON,	BOISE RIVER	05N04W32								6	40	31				35			112
Claim	63 233P	MILTON HOUSTON,	BOISE RIVER	05N04W32								6	40	31				35			112
Claim	63 4045	DAN L BILBAO JR,	BOISE RIVER	05N04W32					48	37	20										105
Claim	63 5022	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W32				10							40	40	32		40	40	202
Claim	63 9944	DAN L BILBAO JR,	BOISE RIVER	05N04W32							X	X									0
Rec	63 152A	MILTON HOUSTON,	BOISE RIVER	05N04W32								6	40	31				35			112
Rec	63 171	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W32											X	X	X		X	X	0
Rec	63 177	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W32											X	X	X		X	X	0
Rec	63 20563	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W32											X	X	X		X	X	0
Rec	63 20566	LOWER CENTERPOINT DITCH CO,	BOISE RIVER	05N04W32											X	X	X		X	X	0

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Right	63 3488	H J BRYANT,	UNNAMED DRAIN	05N04W32	23			12												35
Right	63 4807	H J BRYANT,	UNNAMED DRAIN	05N04W32	30															30
Claim	63 2423	DAN L BILBAO JR,	UNNAMED STREAM	05N04W32	5	40			40	40	40									165
Rec	63 2423	DAN L BILBAO JR,	UNNAMED STREAM	05N04W32	5	40			40	40	40									165
Right	63 2423	OLE E LARSON,	UNNAMED STREAM	05N04W32	5	40			40	40	40									165
Claim	63 8742	DAN L BILBAO JR,	WASTE WATER	05N04W32		20	5		31	5		4								65
Rec	63 8742	DAN L BILBAO JR,	WASTE WATER	05N04W32		20	5		31	5		4								65
Right	63 8742	DAN L BILBAO JR,	WASTE WATER	05N04W32		20	5		31	5		4								65

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Rec	63 2322	UNITED STATES OF AMERICA ACTING THROUGH,	ELIJAH SLOUGH, WILSON SLOUGH	05N04W29	X	X														0
Claim	63 10287	SHIRLENE ROSS, RICHARD ROSS,	GROUND WATER	05N04W29						6										6
Claim	63 5277	LARRY WILLIAMS, MARIANNE WILLIAMS,	GROUND WATER	05N04W29					40			40	30							110
Claim	63 8521A	TOM M JOHNSTON,	GROUND WATER	05N04W29				39								9				48
Claim	63 8947	BETTY M JOHNSTON, DONALD G JOHNSTON,	GROUND WATER	05N04W29												15			14	29
Rec	63 10287	SHIRLENE ROSS, RICHARD ROSS,	GROUND WATER	05N04W29						6										6
Rec	63 5277	LARRY WILLIAMS, MARIANNE WILLIAMS,	GROUND WATER	05N04W29					40			40	30							110
Rec	63 8521A	TOM M JOHNSTON,	GROUND WATER	05N04W29				39								9				48
Rec	63 8947	BETTY M JOHNSTON, DONALD G JOHNSTON,	GROUND WATER	05N04W29												15			14	29
Right	63 10287	SHIRLENE ROSS, RICHARD ROSS,	GROUND WATER	05N04W29						6										6
Right	63 15047	PAUL D KUESPERT, JANELLE KUESPERT,	GROUND WATER	05N04W29						X										0
Right	63 15047	PAUL D KUESPERT, JANELLE KUESPERT,	GROUND WATER	05N04W29						X										0
Right	63 19256	MARIANNE WILLIAMS, LARRY WILLIAMS,	GROUND WATER	05N04W29							X									0
Right	63 19256	MARIANNE WILLIAMS, LARRY WILLIAMS,	GROUND WATER	05N04W29							X									0
Right	63 20339	BETTY M JOHNSTON, DONALD G JOHNSTON,	GROUND WATER	05N04W29												X				0
Right	63 21383	SAM H SMYER,	GROUND WATER	05N04W29												X				0
Right	63 26896	DAN L BILBAO JR,	GROUND WATER	05N04W29														X		0
Right	63 4480	ALBERT C GEORGE, WANDA GEORGE,	GROUND WATER	05N04W29														X		0
Right	63 4574	ROBERT C KRUPP,	GROUND WATER	05N04W29									22	40						62

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Claim	63 19139	OPAL M BRYANT, H J BRYANT,	UNNAMED DRAIN	05N04W29																8	8
Claim	63 4807	OPAL M BRYANT, H J BRYANT,	UNNAMED DRAIN	05N04W29																7	7
Rec	63 19139	OPAL M BRYANT, H J BRYANT,	UNNAMED DRAIN	05N04W29																8	8
Rec	63 4807	OPAL M BRYANT, H J BRYANT,	UNNAMED DRAIN	05N04W29																7	7
Right	63 11165	NOLA F YEAKEL, LESTER S YEAKEL,	UNNAMED DRAIN	05N04W29											25						25
Right	63 4573	NOLA F YEAKEL, LESTER S YEAKEL,	UNNAMED DRAIN	05N04W29											40						40
Right	63 4807	H J BRYANT,	UNNAMED DRAIN	05N04W29																7	7
Claim	63 8742	DAN L BILBAO JR,	WASTE WATER	05N04W29												5			2		7
Rec	63 8742	DAN L BILBAO JR,	WASTE WATER	05N04W29												5			2		7
Right	63 8742	DAN L BILBAO JR,	WASTE WATER	05N04W29												5			2		7

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Right	63 27288	HERBERT Q HULTZ,	GROUND WATER	05N04W28						X												0
Right	63 27356	FRED A HULTZ,	GROUND WATER	05N04W28							X											0
Right	63 4457	KNIEFEL FARMS INC,	GROUND WATER	05N04W28	40	40																80
Right	63 8811	JAMES H MORDHORST, ALICE MORDHORST,	GROUND WATER	05N04W28													31			40		71
Right	63 8947	DONALD G JOHNSTON, BETTY M JOHNSTON,	GROUND WATER	05N04W28										24	16							40
Rec	65 2433	UNITED STATES OF AMERICA ACTING THROUGH,	PAYETTE RIVER	05N04W28						X												0
Claim	63 4851	FARMERS COOPERATIVE DITCH CO,	SAND HOLLOW DRAIN	05N04W28	40	40	40	40	40	36	40	40	40	40	38	40	40	40	40	40	40	634
Rec	63 4851	FARMERS COOPERATIVE DITCH CO,	SAND HOLLOW DRAIN	05N04W28	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	0
Rec	65 2900	BLACK CANYON IRRIGATION DIST,	TUNNEL NO 2 DRAIN	05N04W28						X												0
Claim	63 19139	OPAL M BRYANT, H J BRYANT,	UNNAMED DRAIN	05N04W28											1							1
Claim	63 4807	OPAL M BRYANT, H J BRYANT,	UNNAMED DRAIN	05N04W28											3							3
Rec	63 19139	OPAL M BRYANT, H J BRYANT,	UNNAMED DRAIN	05N04W28											1							1
Rec	63 4807	OPAL M BRYANT, H J BRYANT,	UNNAMED DRAIN	05N04W28											3							
Right	63 4807	H J BRYANT,	UNNAMED DRAIN	05N04W28											3							3