

RECEIVED

FEB 24 2011

Should questions arise during the processing of this application please contact:

Norman C. Young - ERO Resources Corp. (208) 373-7983DEPARTMENT OF
WATER RESOURCESIN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 37-22225

Date Received: _____

Receipt No: _____

Received By: _____

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

Please type or print clearly

1. Name of Claimant(s) BROWN RANCH, INC. Phone (208) 788-2143
Mailing Address 247 GLENDALE RD, BELLEVUE, IDAHO Zip 83313
Street or Box City State
2. Date of Priority (Only one (1) per claim) JUNE 1, 1901
Month Day Year (YYYY)
3. Source of water supply (Check one) Ground Water () or Other (X) (a) BIG WOOD RIVER
which is tributary to (b) MALAD RIVER
4. a. Location of Point of Diversion is: Township 01N, Range 18E, Section 12,
NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot —, B.M., County of BLAINE
Parcel (PIN) no. _____
Additional points of diversion if any: _____
If available, GPS Coordinates _____
b. If instream flow, beginning point of claimed instream flow is:
Township _____, Range _____, Section _____, $\frac{1}{4}$ of _____, $\frac{1}{4}$,
Govt. Lot _____, B.M., County of _____
Ending point is: Township _____, Range _____, Section _____, $\frac{1}{4}$ of _____, $\frac{1}{4}$,
Govt. Lot _____, B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc.),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed
and as enlarged and the depth of each well. GLENDALE DIVERSION FROM BIG WOOD RIVER THROUGH
GLENDALE CANAL TO PRIVATE DITCHES. FLOOD IRRIGATED UNTIL LATE 1970S WITH INCREMENTAL
CHANGES TO SPRINKLER APPLICATION METHODS SINCE THAT TIME. STOCKWATERING IS FROM
PRIVATE DITCHES.

6. Water is claimed for the following purposes:

For IRRIGATION purposes from APR. 1 to OCT. 31 amount 3.14 CFS or _____
(both dates are inclusive MM-DD) (cfs) (acre feet)

For STOCKWATERING purposes from MAR. 1 to NOV. 30 amount 0.24 CFS or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 3.14 (cfs) and/or (b) _____ (acre feet)

8. Non-irrigation uses; describe fully. (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) 1500 SHEEP

9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWN	RNG	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1N	18E	14							8.3 S		32 S	40 S	39 S	34 S		33 S			186.3
1N	18E	15				8 S					8.2 S			25 S	40 S	33 S	40 S	40 S	194.2
1N	18E	22	39 S	39 S															78
1N	18E	23						38 S	37 S										75

Parcel (PIN) no(s). _____ Total number of acres irrigated 533.5

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

11. Do you own the property listed above as place of use? Yes (X) No ()

If your answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.

37-22219, 37-22221, 37-22227 FOR IRRIGATION AND 37-22223 FOR IRRIGATION AND STOCKWATERING

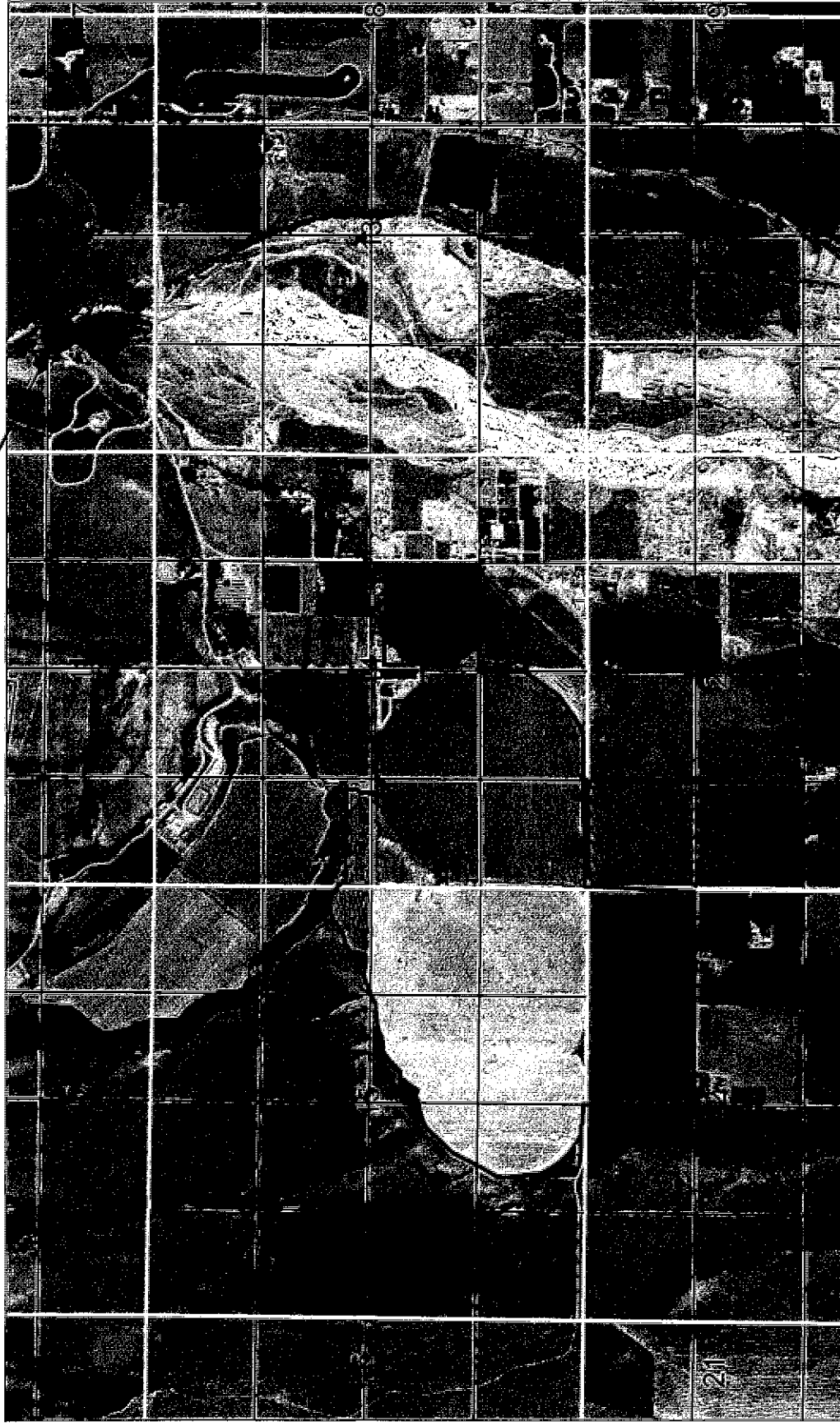
or None ()

13. Remarks: A) THE DIVERSION RATE FOR STOCKWATERING IS MEASURED AT THE PLACE OF USE FOR STOCKWATERING.

B) THIS RIGHT IS A SPLIT FROM RIGHT NO. 37-00206.

C) RIGHT INCLUDES AN ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

DIVERSION



ERO
ERO Resources Corp.
3314 Grace Street
Boise, ID 83703
(208) 373-7983
Fax (208) 373-7985

Brown Farm - with IDWR's Feb 14, 2011 Place of Use

T1N, R18E
Blaine County, Idaho
Photo Source: NAIP 2009

0 500 1,000 Feet

Legend
□ 37-22219_Brown_2004



Figure XX
Brown Farm

Prepared for:
File: z:\Projects\820 - Brown
Date: February 18, 2011

14. Basis of Claim (Check One) Beneficial Use () Posted Notice () License () Permit () Decree (X)

Court DISTRICT COURT, FOURTH JUDICIAL DISTRICT, STATE OF IDAHO

Decree Date DECEMBER 13, 1909 Plaintiff vs Defendant S.C. FROST, ET. AL

If applicable provide IDWR Water Right Number 37-00206

15. Signature(s)

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

Number of Attachments: ONE (LIMITED POWER OF ATTORNEY)

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

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

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am Daniel P. Brown, President of Brown Ranch, Inc.

Title/Organization

that I have signed the foregoing document in the space below as

Daniel P. Brown, President of Brown Ranch, Inc.

Title

Organization

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

Signature of Authorized Agent Norm Egan for Daniel P. Brown, President Date 2/23/11

Title and Organization Authorized by Power of Attorney (see ATTACHED)

16. Notice of Appearance:

Notice is hereby given that I, JOSEPHINE P. BEEMAN, BEEMAN & ASSOCIATES, P.C., will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature

Josephine P. Beeman Date 23 Feb 2011

Address 409 WEST JEFFERSON STREET

BOISE, IDAHO, 83720

LIMITED POWER OF ATTORNEY

KNOWN ALL MEN BY THESE PRESENT:

I, Daniel P. Brown, President-Brown Ranch, Inc. hereby nominate and appoint Norman C. Young as my attorney-in-fact with full authority to act for and on my behalf to undertake any and all acts or matters pertaining to filing amended claims in the Snake River Basin Adjudication for the following water right transactions:

37-22223 and 37-22225

In Blaine County, Idaho. Additionally, I hereby ratify and confirm any and all such acts on matters as contemplated herein.

My agent is hereby authorized to sign, seal and deliver, as my act in deed, those said instruments of writing that may be necessary or proper to carry into execution and effect the amended claims above-mentioned. Further, I hereby declare that each and every amended claim which shall be by my said agent given, made or done for the aforesaid purposes shall be as good, valid, and effectual as if they had been signed, sealed, and delivered by myself in my own proper person; and I hereby undertake at all times to ratify whatsoever my said agent shall lawfully do or cause to be done in or concerning the said premises by virtue of these present. This Limited Power of Attorney will become void upon approval, denial or withdrawal of the above referenced amended claims.

Date this 21st day of February, 2011.

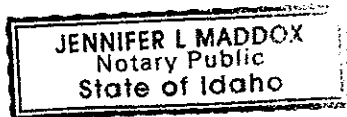
Daniel P. Brown
Signature

State of Idaho)
County of Blaine) ss.

On this 21st Day of February, 2011, before me, a Notary Public in and for said County and State, personally appeared Daniel P. Brown, known or identified to me to be the individual whose name and subscription to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

S
E
A
L



Jennifer L. Maddox
Notary Public
In and for said State and County

4-21-2014
My Commission Expires