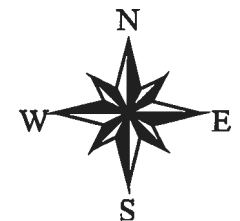
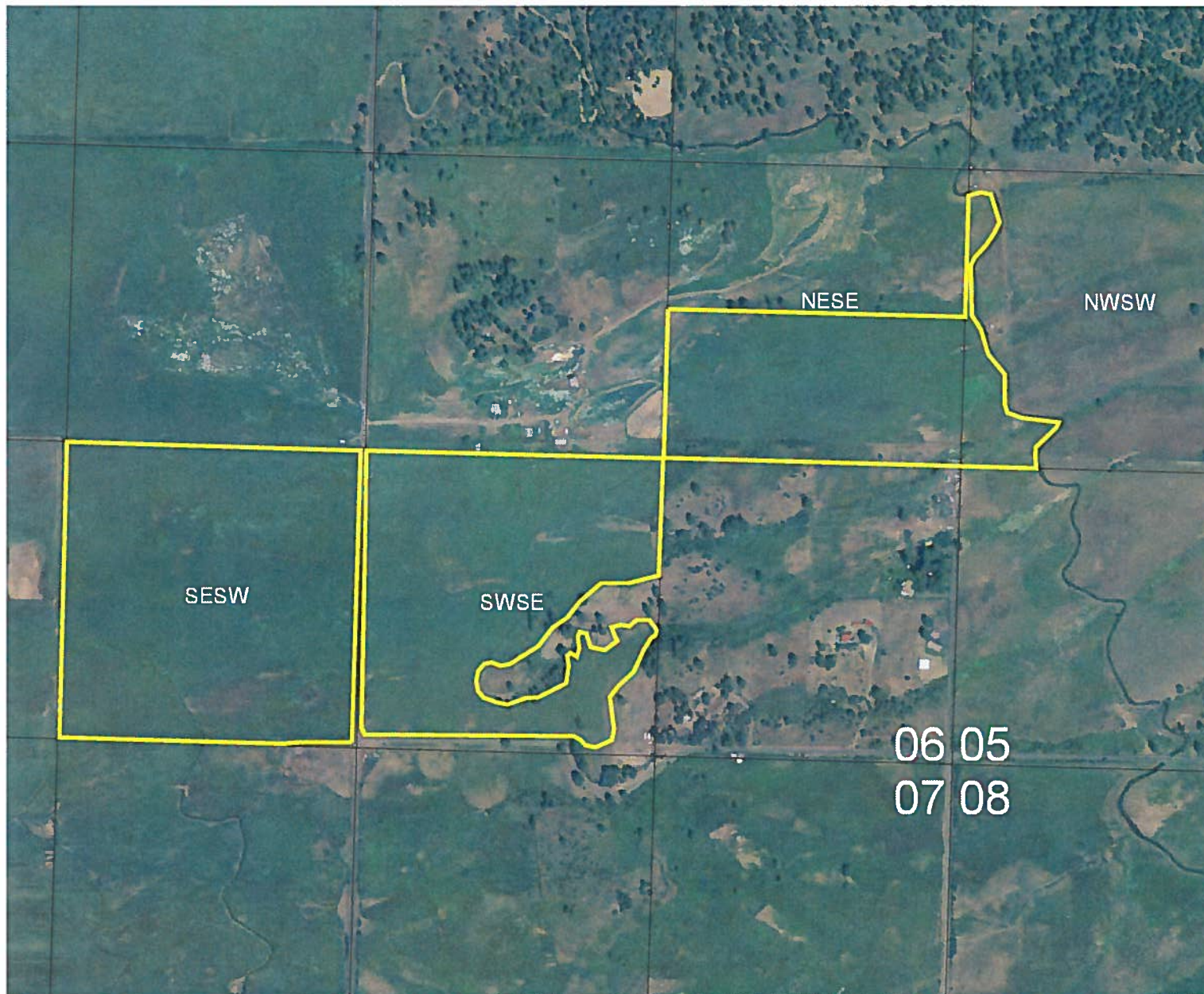


# 78-4072D

**T19N R02E  
S05 & S06**



1000 0 1000 2000 3000 Feet

Map prepared by: Carter Fritschle  
Date prepared: 11/25/05  
2004 NAIP Photography  
Idaho Department of Water Resources

12/14/2006

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

RIGHT NUMBER: 78-4072D

NAME AND ADDRESS: WILLIAM H BRANSTETTER  
406 S ROBINSON BLVD  
NAMPA ID 83651

NEVA M BRANSTETTER  
406 S ROBINSON BLVD  
NAMPA ID 83687

SOURCE: GOOSE CREEK

TRIBUTARY: LITTLE SALMON RIVER

QUANTITY: 1.090 CFS

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

The appropriator is entitled to the quantity of water described for stockwater purposes at a point of measurement where the delivery ditch enters the place of use described.

PRIORITY DATE: 09/26/1922

Pursuant to a call in times of scarcity, this right is junior to Water Right Nos. 78-2036, 78-2037, 78-2039, 78-2040A, 78-2040B, 78-2042 and 78-2056.

POINT OF DIVERSION:

T19N R02E S27 NWNW Lot 1 Within ADAMS County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| STOCKWATER            | 04/01 10/31          | 0.020 CFS       |
| IRRIGATION            | 04/01 10/31          | 1.090 CFS       |

PLACE OF USE: IRRIGATION in ADAMS County

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T19N R02E S05 | NWSW | 4.00  | T19N R02E S06 | SESW | 39.00 |
| T19N R02E S06 | NESE | 20.00 | T19N R02E S06 | SWSE | 32.00 |

STOCKWATER in ADAMS County

|               |      |               |      |
|---------------|------|---------------|------|
| T19N R02E S05 | NWSW | T19N R02E S06 | SESW |
| T19N R02E S06 | NESE | T19N R02E S06 | SWSE |

95 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 507.8 acres in a single irrigation season.  
Combined Right Nos.: 78-2037, 78-4072A, 78-4072B, 78-4072D, 78-4072E, 78-10235, 78-11181, 78-12175 and 78-12176.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Use of this right is combined with water from Granite Twin Lakes Water Users.

Water is delivered through the Campbell Ditch.

Use of this right is combined with water from Goose Lake Reservoir Company.

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: A78-04072D  
Date Received: 6/17/1988  
Receipt No: W000266  
Received By: \_\_\_\_\_

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: WILLIAM H. BRANSTETTER 208-466-8192  
Address: 406 S. ROBINSON BLVD.  
NAMPA, ID 83651  
AND/OR  
Name: NEVA BRANSTETTER 208-466-8192  
Address: 406 S. ROBINSON BLVD.  
NAMPA, ID 83651
2. Date of Priority: SEP 26, 1922
3. Source: GOOSE CREEK Trib. to: LITTLE SALMON RIVER
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 19N      | 02E   | 27      | SW     | NW     | NW  | 1   | ADAMS  |
5. Description of diverting works:  
GOOSE CREEK CANAL CONVEYS WATER 3 1/2 MI. TO CLAIM. PROPERTY.
6. Water is used for the following purposes:
- | Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/15 | 07/01 | 1.090 |      |        |
| STOCKWATER | 04/15 | 10/01 | 0.040 |      |        |
7. Total Quantity Appropriated is:  
1.090 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:  
S/150 HEAD LIVESTOCK

A78-04072D

Page 1

Date: 03/01/89

MICROFILMED  
OCT 06 1992

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot         | Use   | Acres |
|----------|-------|---------|--------|-----|-------------|-------|-------|
| 19N      | 02E   | 5       | NW     | SW  |             | IRR   | 4.0   |
|          |       |         | NW     | SW  |             | STOCK |       |
|          |       |         |        |     | Section     | Acres | 4.0   |
|          |       | 6       | SE     | SW  |             | IRR   | 36.0  |
|          |       |         | SE     | SW  |             | STOCK |       |
|          |       |         | NE     | SE  |             | IRR   | 20.0  |
|          |       |         | NE     | SE  |             | STOCK |       |
|          |       |         | SW     | SE  |             | IRR   | 35.0  |
|          |       |         | SW     | SE  |             | STOCK |       |
|          |       |         |        |     | Section     | Acres | 91.0  |
|          |       |         |        |     | Total Acres |       | 95.0  |

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:  
78-4006, 78-4275, 78-2037, 78-4288 & 78-10235.

14. Remarks:

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): \_\_\_\_\_ Date: \_\_\_\_\_  
\_\_\_\_\_ Date: \_\_\_\_\_

State of Idaho )  
County of \_\_\_\_\_ ) SS.

Subscribed and sworn (or affirmed) before me this \_\_\_\_\_ day  
of \_\_\_\_\_ 19 \_\_\_\_\_

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

MICROFILMED  
OCT 06 1992

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: A78-04072D  
Date Received: 6/17/1988  
Receipt No: 145 W000266  
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM H. BRANSTETTER 208-466-8192  
Address: 406 S. ROBINSON BLVD.  
NAMPA, ID 83651  
AND/OR  
Name: NEVA BRANSTETTER 208-466-8192  
Address: 406 S. ROBINSON BLVD.  
NAMPA, ID 83651

2. Date of Priority: SEP 26, 1922

3. Source: GOOSE CREEK Trib. to: LITTLE SALMON RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 19N      | 02E   | 27      | SW     | NW     | NW     | 1   | ADAMS  |

5. Description of diverting works:  
GOOSE CREEK CANAL CONVEYS WATER 3 1/2 MI. TO CLAIM. PROPERTY.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/15 | 07/01 | 1.090  |      |        |
| STOCKWATER | 04/15 | 10/01 | 0.040  |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
S/150 HEAD LIVESTOCK

A78-04072D

Page 1

Date: 08/17/88

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OCT 06 1992

10. Place of Use:

| Township | Range | Section | 1/4 of 1/4 | Lot           | Use          | Acres |
|----------|-------|---------|------------|---------------|--------------|-------|
| 19N      | 02E   | 5       | NW<br>NW   | SW<br>SW      | IRR<br>STOCK | 4.0   |
|          |       |         |            | Section Acres |              | 4.0   |
|          |       | 6       | SE         | SW            | IRR          | 36.0  |
|          |       |         | SE         | SW            | STOCK        |       |
|          |       |         | NE         | SE            | IRR          | 20.0  |
|          |       |         | NE         | SE            | STOCK        |       |
|          |       |         | SW         | SE            | IRR          | 35.0  |
|          |       |         | SW         | SE            | STOCK        |       |
|          |       |         |            | Section Acres |              | 91.0  |
|          |       |         |            | Total Acres   |              | 95.0  |

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:  
78-4006, 78-4275, 78-2037, 78-4288 & 78-10235.

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: \_\_\_\_\_

**For Individuals:**

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

Signature of Claimant(s): \_\_\_\_\_ Date: \_\_\_\_\_  
\_\_\_\_\_ Date: \_\_\_\_\_

State of Idaho )  
County of \_\_\_\_\_ ) SS.

Subscribed and sworn (or affirmed) before me this \_\_\_\_\_ day  
of \_\_\_\_\_ 19 \_\_\_\_\_

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

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

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

CIVIL CASE NUMBER: 39356

Ident. Number A78-40720Date Received 5/31/88Receipt Number W000266

NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) William H. AND OR NEVA BRANSTETTER Phone (208) 466-8192Mailing Address 406 S. ROBINSON BLVD. Nampa, Idaho Zip 836512. Date of Priority (Only one (1) per claim) SEPTEMBER 26, 19223. Source of water supply (a) GOOSE CREEK  
which is tributary to (b) LITTLE SALMON RIVER4. a. Location of existing point of diversion is: Township 19N Range 2E Section 27,SW 1/4 of NW 1/4 of NW 1/4, Govt. Lot, 1 B.M., County of ADAMSAdditional points of diversion if any: NONEb. If instream flow, beginning point of claimed instream flow is: N/A

Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4,

Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

ending point is: Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of

\_\_\_\_\_ 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.GOOSE CREEK CANAL COVEYS THE WATER APPROXIMATELY  
3 1/2 MILES TO CLAIMANTS PROPERTY.

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OCT 6 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4-15 to 7-1 amount 1.09 or \_\_\_\_\_

For Stock WATER purposes from 4-15 to 10-1 amount .04 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 1.09 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is \_\_\_\_\_ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 150 HEAD LIVESTOCK

10. 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.

| TWP        | RNG       | SEC      | NE 1/4 |       |       |       | NW 1/4 |       |       |       | SW 1/4 |          |          |          | SE 1/4    | SE 1/4    |       |           |       | Totals    |
|------------|-----------|----------|--------|-------|-------|-------|--------|-------|-------|-------|--------|----------|----------|----------|-----------|-----------|-------|-----------|-------|-----------|
|            |           |          | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4    | SW1/4    | SE1/4    |           | NE1/4     | NW1/4 | SW1/4     | SE1/4 |           |
| <u>19N</u> | <u>2E</u> | <u>5</u> |        |       |       |       |        |       |       |       |        | <u>5</u> | <u>4</u> |          |           |           |       |           |       | <u>✓</u>  |
|            |           | <u>6</u> |        |       |       |       |        |       |       |       |        |          |          | <u>5</u> | <u>36</u> | <u>20</u> |       | <u>35</u> |       | <u>91</u> |
|            |           |          |        |       |       |       |        |       |       |       |        |          |          |          |           |           |       |           |       |           |
|            |           |          |        |       |       |       |        |       |       |       |        |          |          |          |           |           |       |           |       |           |
|            |           |          |        |       |       |       |        |       |       |       |        |          |          |          |           |           |       |           |       |           |
|            |           |          |        |       |       |       |        |       |       |       |        |          |          |          |           |           |       |           |       |           |
|            |           |          |        |       |       |       |        |       |       |       |        |          |          |          |           |           |       |           |       |           |

Total number of acres irrigated 95

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

12. Do you own the property listed above as place of use? Yes X No \_\_\_\_\_  
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.  
78-4066 - 78-4275 - 78-2037 - 78-4288 - 78-10235. or None ( )

14. Remarks:

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OCT 06 1992

Last Name BRANSTETTER Ident No. 78-4072

Copies: White -State, Yellow-Claimant



15. Basis of Claim (check one) Beneficial Use X Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_  
Decree \_\_\_\_\_  
If applicable provide IDWR Water Right Number 78-4072  
Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_  
Plaintiff vs Defendant \_\_\_\_\_

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

Number of attachments \_\_\_\_\_

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

Signature of Claimant (s) William H. Branstetter Date 5/31/88  
\_\_\_\_\_  
Date \_\_\_\_\_

**For Organizations:** I do solemnly swear or affirm that I am \_\_\_\_\_ Title \_\_\_\_\_  
of \_\_\_\_\_, that I have signed the foregoing  
Organization  
document in the space below as \_\_\_\_\_ of \_\_\_\_\_  
Title Organization  
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent \_\_\_\_\_

Title and Organization \_\_\_\_\_ Date \_\_\_\_\_

State of Idaho/or \_\_\_\_\_ )  
County of Ada ) SS.

Subscribed and sworn (or affirmed) before me this 31<sup>st</sup> day of May 19 88

SEAL

Notary Public Nancy M. Lidgren

Residing at Boise

My Commission Expires 1-19-1994

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, \_\_\_\_\_ 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 \_\_\_\_\_

Address \_\_\_\_\_

Date \_\_\_\_\_

MICROFILMED

OCT 06 1992

Last Name BRANSTETTER Ident. Number 78-4072

Copies White-State, Yellow-Claimant

WARRANTY DEED

This deed is made and executed by WILLIAM HUDSON BRANSTETTER and NEVA BRANSTETTER, husband and wife, OSCAR WARD BRANSTETTER and DORIS BRANSTETTER, husband and wife, DORIS MAE THOMPSON and ELLIS THOMPSON, wife and husband, CLAUDE MELVIN BRANSTETTER and ALICE BRANSTETTER, husband and wife, CHARLES VYRON BRANSTETTER and NITA L. BRANSTETTER, husband and wife, HELEN LORENE HEATH and GEORGE A. HEATH, wife and husband and DONALD LeROY BRANSTETTER and SOTERA BRANSTETTER, husband and wife, hereinafter collectively referred to as the "Grantors".

The Grantors hereby convey, grant and warrant to WILLIAM HUDSON BRANSTETTER and NEVA BRANSTETTER, husband and wife, as community property as to an eighty-nine percent (89%) undivided interest and as the sole and separate property of WILLIAM HUDSON BRANSTETTER, as to an eleven percent (11%) undivided interest, whose address is 406 South Robinson Blvd., Nampa, Idaho 83651, the following described property, to-wit:

SE1/4 SW1/4 and SW1/4 SE1/4, Section 6; and that part of the E1/2 NW1/4 NE1/4 and W1/2 NE1/4 NE1/4, Section 7, lying north of the county road; and S1/2 NE1/4 SE1/4, Section 6; all in Township 19 North, Range 2 East, Boise Meridian, Adams County, Idaho.

The Grantors hereby convey, grant and warrant to OSCAR WARD BRANSTETTER and DORIS BRANSTETTER, husband and wife, as community property as to an eighty-nine percent (89%) undivided interest and as the sole and separate property of OSCAR WARD BRANSTETTER, as to an eleven percent (11%) undivided interest, whose address is Box 14, New Meadows, Idaho 83654, the following described property, to-wit:

N1/2 SW1/4, NW1/4 SE1/4, and N1/2 NE1/4 SE1/4, Section 6, Township 19 North, Range 2 East, Boise Meridian, Adams County, Idaho.

WARRANTY DEED-1  
03/k

MICROFILMED  
OCT 06 1992

EX-111-1

The Grantors hereby convey, grant and warrant to DORIS MAE THOMPSON and ELLIS THOMPSON, wife and husband, as community property as to an eighty-nine percent (89%) undivided interest and as the sole and separate property of DORIS MAE THOMPSON, as to an eleven percent (11%) undivided interest, whose address is 4417 NW 199th St., Ridgefield, Washington 98642, the following described property, to-wit:

SW1/4, Section 5, Township 19 North,  
Range 2 East, Boise Meridian, Adams  
County, Idaho.

The Grantors hereby convey, grant and warrant to MELVIN CLAUDE BRANSTETTER and ALICE BRANSTETTER, husband and wife, as community property as to an eighty-nine percent (89%) undivided interest and as the sole and separate property of MELVIN CLAUDE BRANSTETTER, as to an eleven percent (11%) undivided interest, whose address is Box 245, New Meadows, Idaho 83654, the following described property, to-wit:

W1/2 SE1/4, Section 5, and N1/2 NE1/4,  
Section 8, all in Township 19 North,  
Range 2 East, Boise Meridian, Adams  
County, Idaho.

The Grantors hereby convey, grant and warrant to CHARLES VYRON BRANSTETTER and NITA L. BRANSTETTER, husband and wife, as community property as to an eighty-nine percent (89%) undivided interest and as the sole and separate property of CHARLES VYRON BRANSTETTER, as to an eleven percent (11%) undivided interest, whose address is Box 175, New Meadows, Idaho 83654, the following described property, to-wit:

N1/2 NW1/4, Section 8, and NE1/4 NE1/4  
and NW1/4, <sup>NW1/4</sup> Section 7, excepting therefrom  
that part of the E1/2 NW1/4 NE1/4 and  
W1/2 NE1/4 NE1/4 lying north of the  
county road; all in Township 19 North,  
Range 2 East, Boise Meridian, Adams  
County, Idaho.

The Grantors hereby convey, grant and warrant to HELEN LORENE HEATH and GEORGE A. HEATH, wife and husband, as

WARRANTY DEED-2  
03/k

MICROFILMED

OCT 06 1992

ELLSA

GIFT DEED

This instrument is made this 15 day of August, 1986, between CHARLES VYRON BRANSTETTER and NITA L. BRANSTETTER, husband and wife, Donors, and CHARLES VYRON BRANSTETTER and NITA L. BRANSTETTER, husband and wife as community property, Donees, whose address is Box 175, New Meadows, Idaho 83654.

W I T N E S S E T H:

The Donors own the following described real property in certain undivided interests as community property and as the sole and separate property of Charles Vyron Branstetter, and desire to transmute said real property to the entire community property of the Donees and do, therefore, hereby give, transfer and convey unto the Donees as community property the following described real property, situated in Adams County, State of Idaho, to wit:

N1/2 NW1/4, Section 8, and NE1/4 NE1/4 and NW1/4 NE1/4, Section 7, excepting therefrom that part of the E1/2 NW1/4 NE1/4 and W1/2 NE1/4 NE1/4 lying north of the county road; all in Township 19 North, Range 2 East, Boise Meridian, Adams County, Idaho.

This conveyance shall include any and all appurtenances, tenements, hereditments, reversions, remainders, easements, rights-of-way and water rights in anywise appertaining to the property herein described.

The property described in this conveyance shall hereafter be the community property of the Donees.

IN WITNESS WHEREOF, the Donors have executed this instrument the day and year first above written.

Charles Vyron Branstetter  
Charles Vyron Branstetter

Nita L. Branstetter  
Nita L. Branstetter

STATE OF IDAHO )

: ss.

County of Adams )

On this 15th day of August, 1986, before me, a Notary Public, personal appeared CHARLES VYRON BRANSTETTER and NITA L. BRANSTETTER, husband and wife, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

(SEAL)

Mark L. Coloma  
Notary Public for Idaho

Commission expires: July, 1988

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OCT 06 1992

community property as to an eighty-nine percent (89%) undivided interest and as the sole and separate property of HELEN LORENE HEATH, as to an eleven percent (11%) undivided interest, whose address is 920 Ruth Lane, Nampa, Idaho 83651, the following described property, to-wit:

S1/2 NE1/4, Section 7, Township 19 North,  
Range 2 East, Boise Meridian, Adams  
County, Idaho.

The Grantors hereby convey, grant and warrant to DONALD LeROY BRANSTETTER and SOTERA BRANSTETTER, husband and wife, as community property as to an eighty-nine percent (89%) undivided interest and as the sole and separate property of DONALD LeROY BRANSTETTER, as to an eleven percent (11%) undivided interest, whose address is Box 322, New Meadows, Idaho 83654, the following described property, to-wit:

SW1/4 NE1/4, NW1/4 SW1/4 and S1/2 NW1/4,  
Section 8, but excepting therefrom the  
south 495 feet of the SW1/4 NW1/4; all in  
Township 19 North, Range 2 East, Boise  
Meridian, Adams County, Idaho.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 1986.

William Hudson Branstetter

Oscar Ward Branstetter  
Oscar Ward Branstetter

Doris Mae Thompson

Claude Melvin Branstetter  
Claude Melvin Branstetter

Charles Vyron Branstetter

Helen Lorene Heath

Donald LeRoy Branstetter  
Donald LeRoy Branstetter  
WARRANTY DEED-3  
03/k

Neva Branstetter

Doris Branstetter  
Doris Branstetter

Ellis Thompson

Alice Branstetter  
Alice Branstetter

Nita L. Branstetter

George A. Heath

Sotera Branstetter  
Sotera Branstetter

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OCT 06 1992



State of Idaho  
DEPARTMENT OF WATER RESOURCES  
WESTERN REGION, 2735 Airport Way, Boise, Idaho 83705 • (208) 334-2190

CECIL D. ANDRUS  
Governor

R. KEITH HIGGINSON  
Director

March 3, 1989

Nita Branstetter  
P.O. Box 175  
New Meadows, ID 83654

Dear Nita:

Enclosed are copies of all the claims to be changed per our phone conversation yesterday. Also enclosed are copies of Claim No's. A78-04006A, A78-04006B, A78-04275 and A78-04288 per your request. Following is a list of the enclosed claims showing the changes made to each:

Claim No. A78-02037 - Changed addresses to correspond with each claimant's own address.

Claim No. A78-10235 - Changed addresses to correspond with each claimant's own addresses and changed the total quantity diverted to 1.6 cfs.

Claim No. A78-04072D - Changed Basis of Claim from Beneficial Use to Statutory Claim.

Claim No. A78-10240 - Added in NW 1/4 NW 1/4 NW 1/4 and Government Lot 4. It had previously shown only the NW 1/4 NW 1/4.

Claim No's. A78-02027A, A78-02028A, A78-10234 and A78-10236 - Changed Remarks on A78-02027A, A78-02028A, and A78-10234 by taking out the portion on flood water since none of these three rights are for flood water. Then listed the restriction on the quantity to .56 cfs for all three rights per the agreement among yourself and Melvin and Alice Branstetter. Mentioned the exchange agreement you have with the Campbells and Carries. Then on A78-10234 I put in that this claim was filed for the additional 5 acres developed after the licenses were issued for A78-02027A and A78-02028A. Then, on Claim No. A78-10236 I changed the Remarks to reflect that this was a flood right only and that the .56 cfs limitation is not on this right since 1" per acre can be diverted during the flood season. The amount of water was changed to reflect the 1" per acre for 34 acres and .68 cfs. On the other three claims I changed the total cfs to equal that listed for irrigation and listed all the water rights from Four-Mile, Goose Creek and Twin Lake on each one under Item No. 13, Other Rights Used.

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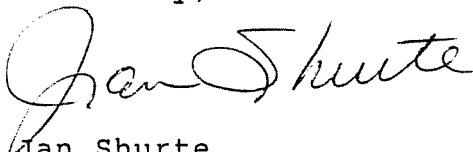
Claim No's. A78-02027B, A78-02028B, A78-10233 and A78-10237 - Changed Remarks on A78-02027B, A78-02028B and A78-10233 by taking out the portion on flood water since none of these three rights are for flood water. Then I listed the restriction on the quantity to 2.14 cfs for all three rights per the agreement among yourself and Melvin and Alice Branstetter. Mentioned the exchange agreement you have with the Campbells and Carries. For Claim No. A78-10233 I changed the quantity back to 2.14 cfs per your agreement and put in Remarks that this claim covered the additional 21 acres developed after the licenses were issued for A78-02027B and A78-02028B. Alice and Melvin will have to sign the amended claim for this right, before it is official. On Claim No. A78-10237 I changed the Remarks to reflect that this was a flood right only and that the 2.14 cfs limitation is not on this right since 1" per acre can be diverted during the flood season. On all of the rights I listed all water rights from Four-Mile, Goose Creek, and Twin Lake under Item No. 13, Other Rights Used.

Please sign and notarize Claim No's. A78-02027A, A78-02028A, A78-10234 and A78-10236 and return the signed claims to me. I have enclosed two copies of these claims, one copy for your records and one copy to be signed and returned.

I will be sending a copy of Claim No's. A78-02037 and A78-10235 to all claimants listed so they can have a current copy. Those changes do not require signatures. Alice and Melvin Branstetter's claims will be sent to them for signatures with a letter specifying why the changes were made.

If you have any problems with these changes, please let me know.

Sincerely,



Jan Shurte  
Water Rights Supervisor  
Adjudication Section

JS:lh  
Enclosures

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August 19, 1988

Bill, Neva, Charlie, Nita,  
Oscar, Doris, Donald, Sotera,  
Melvin & Alice Branstetter &  
Helen & George Heath

Dear Branstetter's and Heath's:

Enclosed are the computer generated copy of the claims you each filed during the Adams County filings.

These are to let you know how your water rights look on our records. Please note that I have added the same places of use for the stockwater uses as was listed for irrigation. If you have any other places of use for stockwater after reviewing each right, please let me know and I can add them on. I also added some other right numbers to Item No. 13, Other Water Rights Used, per a phone conversation with Nita.

If you have any questions or additions to these claims, please don't hesitate to let me know.

Sincerely,

JAN SHURTE  
Water Rights Supervisor  
Adjudication Section

JS:j

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W000266

08/10/88  
09:58:30

W. H. BRANSTETTER

ADJUDICATION CLAIM FEE

0410162 9337 6490

\$145.00

\$145.00

CHECK 1420

WR/NO: A78-04072C

Idaho Department of Water Resources

Region: Western

Signature: \_\_\_\_\_

*Please change the above number  
to A78-04072D.*

*Thank,  
Jan 8/19/88*

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