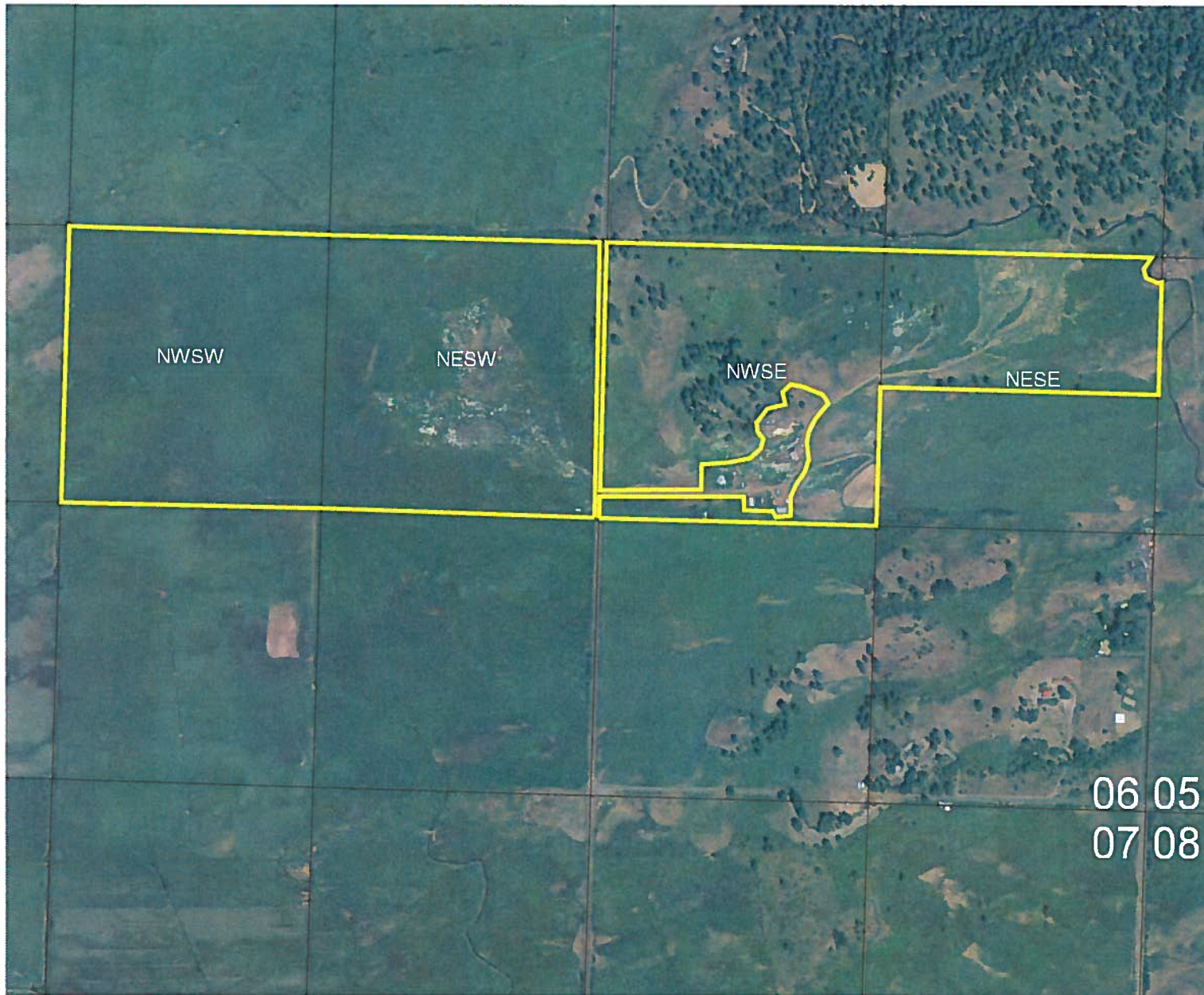


78-4072E

T19N R02E 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: 78-4072E

NAME AND ADDRESS: DORIS BRANSTETTER
PO BOX 14
NEW MEADOWS ID 83654

OSCAR W BRANSTETTER
PO BOX 14
NEW MEADOWS ID 83654

SOURCE: GOOSE CREEK TRIBUTARY: LITTLE SALMON RIVER

QUANTITY: 1.410 CFS

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.

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

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	1.410 CFS

PLACE OF USE: IRRIGATION in ADAMS County

T19N R02E S06	NESW	39.00	T19N R02E S06 Lot 6 NWSW	37.00
T19N R02E S06	NESE	20.00	T19N R02E S06	NWSE 35.00

STOCKWATER in ADAMS County

T19N R02E S06	NESW	T19N R02E S06 Lot 6 NWSW
T19N R02E S06	NESE	T19N R02E S06 NWSE

131 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:

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.

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

Water is delivered through the Campbell Ditch.

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

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

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: A78-04072E

Date Received: 6/02/1988

Receipt No: 4181 W0002960kg

Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: OSCAR BRANSTETTER 208-347-2257
Address: PO BOX 14
NEW MEADOWS, ID 83654

AND/OR

Name: DORIS BRANSTETTER 208-347-2257
Address: PO BOX 14
NEW MEADOWS, ID 83654

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 APPROX. 4 MI. TO CLAIMANTS LAND.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	07/01	1.410		
STOCKWATER	04/15	10/01	0.050		

7. Total Quantity Appropriated is:

1.410 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

S/201-300 HEAD CATTLE & HORSES

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
19N	02E	6	NW		SW		IRR	36.0
			NW		SW		STOCK	
			SW		SW	6	STOCK	
			SW		SW	6	IRR	40.0
			NE		SE		STOCK	
			NE		SE		IRR	20.0
			NW		SE		IRR	35.0
			NW		SE		STOCK	
							Section Acres	131.0
							Total Acres	131.0

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 _____

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 A78-04072EDate Received 6/2/88Receipt Number W000296 \$ 181 *af*

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) OSCAR and/or DORIS BRANSTETTER Phone (208) 347-2257Mailing Address P.O. Box 14 New Meadows, Idaho Zip 836542. 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 19 N Range 2 E Section 27,
SW 1/4 of NW 1/4 of NW 1/4, Govt. Lot, 1 B.M., County of Adams

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

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 CANALConveys The water approximately 4 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 1.41 or _____

For STOCKWATER purposes from 4-15 to 10-1 amount .05 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.41 (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.) 5-201-300 Head CATTLE, HORSES

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				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>6</u>										<u>5</u>	<u>5</u>		<u>5</u>	<u>5</u>			<u>131</u>

Total number of acres irrigated 131

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.
78-4006 78-4275 78-2037 - 78-4288 - 78-10235 - or None ()

14. Remarks:

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OCT 06 1992

Last Name BRANSTETTER Ident No. 78-4072E

78-4072

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

Handwritten map on a 16x16 grid. The grid is divided into four 8x8 quadrants by a vertical line between columns 8 and 9, and a horizontal line between rows 8 and 9. The quadrants are labeled: NW (top-left), NE (top-right), SW (bottom-left), and SE (bottom-right). The map shows a point of diversion at the intersection of the vertical and horizontal lines. The place of use is marked with a cross at the intersection. The section number is 19, located in the top-right quadrant. The township and range numbers are 2 and 19, located in the top-left quadrant. The map also shows a point of diversion at the intersection of the vertical and horizontal lines. The place of use is marked with a cross at the intersection. The section number is 19, located in the top-right quadrant. The township and range numbers are 2 and 19, located in the top-left quadrant.

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OCT 06 1992

Last Name BRANSTETTER

Ident No. A78-4072E

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 78-4072E
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) Oscar Branstetter Date 6/2/88

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 2nd day of June 19 88

SEAL

Notary Public

Residing at

My Commission Expires

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 _____

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OCT 06 1992

Last Name BRANSTETTER Ident. Number A78-4072E

Copies White-State, Yellow-Claimant

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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