

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: **A71-10663**

Date Received: 7/13/1993

Receipt No: S015982

Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: J ROBB BRADY 208-523-1954
Address: 314 E SUNNYSIDE RD
IDAHO FALLS ID 83404

2. Date of Priority: JUN 1, 1950

3. Source: SALMON RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
08N	14E	8	SE	SE	SE		CUSTER

5. Description of diverting works:
HEADGATE AND DITCH TO LAND IRRIGATED

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	19.000		

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

8. Total consumptive use is 1085.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
08N	14E	6	SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW		IRR	35.0

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10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
08N	14E	6	SW		NW		IRR	35.0
			SE		NW		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0

Section Acres 310.0

Total Acres 310.0

11. Place of use in counties: CUSTER

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
71-02079

14. Remarks:

LICENSE NO. 71-02079 WITH A PRIORITY DATE OF OCT. 18, 1949
WAS ISSUED FOR 6.2 CFS. HOWEVER, RECENT MEASUREMENTS INDICATE
THAT A MUCH GREATER AMOUNT MUST BE DIVERTED IN ORDER TO PROPERLY
IRRIGATE THIS LAND BECAUSE OF VERY LARGE DITCH LOSSES AND THE
POROUS NATURE OF THE SOIL WHICH IS FLOOD IRRIGATED. THIS
PROPERTY HAS BEEN IRRIGATED PRETTY MUCH IN THE SAME MANNER SINCE
ITS DEVELOPMENT IN THE LATE FORTIES AND THE PURPOSE OF THIS CLAIM
IS TO COVER THE ADDITIONAL WATER DIVERTED AND APPLIED TO THE
LAND.

15. Basis of Claim: BENEFICIAL USE

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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 A71-10663
Date Received _____
Receipt Number _____

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

RECEIVED

FEB 08 1994

Department of Water Resources
Southern Region Office

1. Name of Claimant(s) J. Robb Brady Phone (208) 523-1954
Mailing Address 314 East Sunnyside Road, Idaho Falls, ID Zip 83404
2. Date of Priority (Only (1) per claim) June 1, 1950
3. Source of water supply (a) Salmon River
which is tributary to (b) Snake River
- 4.a. Location of existing
point of diversion is: Township 8N. Range 14E. Section 8,
1/4 of SE 1/4 of SE 1/4, Govt. Lot, B.M., County of Custer
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. _____
Headgate and ditch to land irrigated.

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OCT 28 1994

Last Name BRADY Ident. Number A71-10663

6. Water is claimed for the following purposes:

(Both dates are inclusive) (cfs) (acre

feet)

For Irrigation purposes from 04/01 to 11/01 amount 19.0 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 19.0 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 1,085 acre feet per annum.

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

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 instruction for standard symbols.

TWP:RNG:SEC:	NE1/4	:	NW1/4	:	SW1/4	:	SE1/4	:	TLS
:	:NE 'NW 'SW 'SE	:	:NE 'NW 'SW 'SE	:	:NE 'NW 'SW 'SE	:	:NE 'NW 'SW 'SE	:	:
8N :14E: 6:	' 40' 40'	:	40' 35' 35' 40:	:	' ' ' ' :	:	40' 40' ' :	:	310
:	' ' ' ' :	:	' ' ' ' :	:	' ' ' ' :	:	' ' ' ' :	:	:
:	' ' ' ' :	:	' ' ' ' :	:	' ' ' ' :	:	' ' ' ' :	:	:
:	' ' ' ' :	:	' ' ' ' :	:	' ' ' ' :	:	' ' ' ' :	:	:
:	' ' ' ' :	:	' ' ' ' :	:	' ' ' ' :	:	' ' ' ' :	:	:
:	' ' ' ' :	:	' ' ' ' :	:	' ' ' ' :	:	' ' ' ' :	:	:
:	' ' ' ' :	:	' ' ' ' :	:	' ' ' ' :	:	' ' ' ' :	:	:

Total number of acres irrigated 310

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

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.

A71-02079

14. Remarks:

License No. 71-02079 with a priority date of October 18, 1949, was issued for 6.2 cfs. However, recent measurements indicate that a much greater amount must be diverted in order to properly irrigate this land because of very large ditch losses and the porous

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OCT 28 1994

nature of the soil which is flood irrigated. This property has been irrigated pretty much in the same manner since its development in the the late forties and the purpose of this claim is to cover the additional water diverted and applied to the land.

Last Name BRADY Ident. Number A71-10663

15. Basis of Claim (Check one) Beneficial Use X Posted Notice _____
Permit _____ Decree _____ License _____

If applicable provide IDWR Water Right Number _____
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 0

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

Date 2/7/94 Signature of Claimant(s) J. Robb Brady
J. Robb Brady

For Organizations: I do solemnly swear or affirm that I am _____ of _____, that I have signed the
Title Organization

foregoing document in the space below as _____ Title
of _____ and that the statements contained in the
Organization

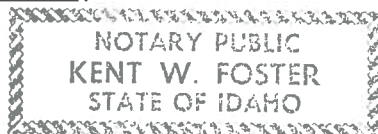
foregoing document are true and correct.

Agent _____ Signature of Authorized

Date _____ Title and Organization _____

State of Idaho/or _____)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 7th day
of February, 1994.



Notary Public Kent W. Foster
Residing at Idaho Falls, Idaho
My Commission Expires 11/20/98

Last Name: BRADY Ident. Number A71-10663

17. Notice of Appearance:

Notice is hereby given that I, Kent W. Foster 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 P.O. Box 50130, Idaho Falls, Idaho 83405

Date 2/7/94

Last Name BRADY Ident. Number A71-10663

6008m

MICROFILMED
OCT 28 1994

LAW OFFICES
HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FALLS OFFICE

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEIKLE
GAYLE A. SORENSON, P.A.
DONALD L. HARRIS
DALE W. STORER
MARIE T. TYLER
JOHN G. SIMMONS, P.A.
ROBERT M. FOLLETT
JAMES K. SLAVENS

WEST ONE BANK
P.O. BOX 50130
330 SHOUP AVENUE
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
TELEFAX (208) 523-9518

KEY FINANCIAL CENTER
702 W. IDAHO SUITE 810
BOISE, IDAHO 83702

TELEPHONE (208) 343-0820
TELEFAX (208) 343-8078

BOISE OFFICE

TODD J. WILCOX
FREDERICK J. HAHN III
RONALD D. CHRISTIAN

ARTHUR W. HOLDEN
(1877-1967)
ROBERT B. HOLDEN
(1911-1971)
TERRY L. CRAPO
(1939-1982)
WILLIAM S. HOLDEN
(1907-1988)

February 7, 1994

RECEIVED

FEB 08 1994

Department of State
Sacramento Region Office

Alan Merritt
IDAHO DEPARTMENT OF WATER
RESOURCES
222 Shoshone Street East
Twin Falls, Idaho 83301

RE: J. Robb Brady/Amended Water Rights Claims

Dear Alan:

Pursuant to our telephone conversation we have prepared and are enclosing five Amended Claims on behalf of Mr. Brady. If there is anything additional that is needed please let us know.

Thank you for your continued assistance.

Yours very truly,



Kent W. Foster

#3302.00/KWF:kep
1825g (36)

Enclosures

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OCT 28 1994

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: **A71-10663**
Date Received: 7/13/1993
Receipt No: S015982
Received By: _____

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

1. Name: J ROBB BRADY 208-523-1954
Address: 314 E SUNNYSIDE RD
IDAHO FALLS ID 83404
2. Date of Priority: JUN 1, 1950
3. Source: SALMON RIVER Trib. to: SNAKE RIVER
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 08N | 14E | 8 | SE | SE | | | CUSTER |
5. Description of diverting works:
HEADGATE AND DITCH TO LAND IRRIGATED
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 16.900 | | |
7. Total Quantity Appropriated is:
16.900 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 1085.0 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE
10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
08N	14E	6	SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW		IRR	35.0

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OCT 28 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	14E	6	SW	NW		IRR	35.0
			SE	NW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0

Section Acres 310.0

Total Acres 310.0

11. Place of use in counties: CUSTER

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
71-02079

14. Remarks:

LICENSE NO. 71-02079 WITH A PRIORITY DATE OF OCT. 18, 1949 WAS ISSUED FOR 6.2 CFS. HOWEVER, RECENT MEASUREMENTS INDICATE THAT A MUCH GREATER AMOUNT MUST BE DIVERTED IN ORDER TO PROPERLY IRRIGATE THIS LAND BECAUSE OF VERY LARGE DITCH LOSSES AND THE POROUS NATURE OF THE SOIL WHICH IS FLOOD IRRIGATED. THIS PROPERTY HAS BEEN IRRIGATED PRETTY MUCH IN THE SAME MANNER SINCE ITS DEVELOPMENT IN THE LATE FORTIES AND THE PURPOSE OF THIS CLAIM IS TO COVER THE ADDITIONAL WATER DIVERTED AND APPLIED TO THE LAND.

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: _____
MICROFILMED
Date: _____
OCT 28 1994

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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OCT 28 1994

LAW OFFICES
HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FALLS OFFICE

FRED J. HAHN
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(1877-1967)
ROBERT B. HOLDEN
(1911-1971)
TERRY L. CRAPO
(1939-1982)
WILLIAM S. HOLDEN
(1907-1988)

July 12, 1993

Idaho Department of Water Resources
ATTENTION: Allen Merritt
222 Shoshone Street East
Twin Falls, Idaho 83301

Gentlemen:

We are enclosing a Notice of Claim for a Water Right for filing. We have also enclosed our check in the amount of \$100.00, \$50.00 for the claim and \$50.00 for the late fee. As we understand it, the per-acre fee has already been paid for this land. Thank you for your kind attention to this matter.

Yours very truly,



Kent W. Foster

#3302.00/srs

Enclosure

RECEIVED

JUL 13 1993

Department of Water Resources
Southern Region Office

MICROFILMED
OCT 28 1994

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 A71-10663
Date Received _____
Receipt Number 5015982 *ADM*

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

JUL 18 1993

Department of Water Resources
Southern Region Office

1. Name of Claimant(s) J. Robb Brady Phone (208) 523-1954

Mailing Address 314 East Sunnyside Road, Idaho Falls, Idaho Zip 83404

2. Date of Priority (Only (1) per claim) June 1, 1950

3. Source of water supply (a) Salmon River

which is tributary to (b) Snake River

4.a. Location of existing
point of diversion is: Township 8N. Range 14E. Section 8,
1/4 of SE 1/4 of SE, Govt. Lot, _____ B.M., County of Custer

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. _____

Headgate and ditch to land irrigated.

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OCT 28 1994

6. Water is claimed for the following purposes:

(Both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 04/01 to 11/01 amount 16.9 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 16.9 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 1,085 acre feet per annum.

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

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 instruction for standard symbols.

TWP:RNG:SEC:	NE1/4	:	NW1/4	:	SW1/4	:	SE1/4	:TLS
:	:NE 'NW 'SW 'SE	:	:NE 'NW 'SW 'SE	:	:NE 'NW 'SW 'SE	:	:NE 'NW 'SW 'SE	:
8N :14E: 6:	' ' 40' 40'	:	40' 35' 35' 40'	:	' ' ' '	:	40' 40' ' '	:310
:	' ' ' '	:	' ' ' '	:	' ' ' '	:	' ' ' '	:
:	' ' ' '	:	' ' ' '	:	' ' ' '	:	' ' ' '	:
:	' ' ' '	:	' ' ' '	:	' ' ' '	:	' ' ' '	:
:	' ' ' '	:	' ' ' '	:	' ' ' '	:	' ' ' '	:

Total number of acres irrigated 310

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

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.

A71-02079. or None ()

14. Remarks:

License No. 71-02079 with a priority date of October 18, 1949, was issued for 6.2 cfs. However, recent measurements indicate that a much greater amount must be diverted in order to properly irrigate this land because of very large ditch losses and the porous nature of the soil which is flood irrigated. This property has been irrigated pretty much in the same manner since its development in the late forties and the purpose of this claim is to cover the additional water diverted and applied to the land.

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OCT 28 1994

Last Name BRADY Ident. Number _____

15. Basis of Claim (Check one) Beneficial Use X Posted Notice _____
Permit _____ Decree _____ License _____

If applicable provide IDWR Water Right Number _____
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 0

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

Signature of Claimant(s) J. Robb Brady Date 7/12/93
J. ROBB BRADY

For Organizations: I do solemnly swear or affirm that I am _____ of _____, that I have signed the
Title Organization

foregoing document in the space below as _____ Title
of _____ and that the statements contained in the
Organization

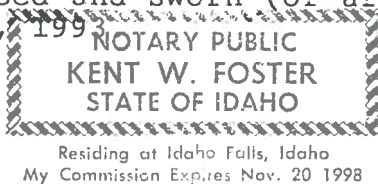
foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 12th day of July, 1993



Notary Public Kent W. Foster
Residing at Idaho Falls
My Commission Expires 11/20/98

17. Notice of Appearance:

Notice is hereby given that I, Kent W. Foster 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 Kent W. Foster
Address P.O. Box 50130, Idaho Falls, Idaho 83405
Date 7/12/93

MICROFILMED
OCT 28 1994

Last Name BRADY Ident. Number _____

LAW OFFICES
HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FALLS OFFICE

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEIKLE
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WEST ONE BANK
P.O. BOX 50130
330 SHOUP AVENUE
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KEY FINANCIAL CENTER
702 W. IDAHO SUITE 810
BOISE, IDAHO 83702

TELEPHONE (208) 343-0820
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BOISE OFFICE

WM. LYMAN BELNAP, P.A.
RANDALL B. REED
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ARTHUR W. HOLDEN
(1877-1967)
ROBERT B. HOLDEN
(1911-1971)
TERRY L. CRAPO
(1939-1982)
WILLIAM S. HOLDEN
(1907-1988)

July 28, 1993

Idaho Department of Water Resources
ATTENTION: Allen Merritt
222 Shoshone Street East
Twin Falls, Idaho 83301

RE: Recent Claim Filed by J. Robb Brady

Dear Allen:

I have now received and am enclosing with this letter an Affidavit of Morgan C. Williams in support of the recent claim filed by Mr. Brady. I theoretically have another affidavit coming from a Mr. Cliff Hansen, but it has not arrived yet. I will forward it as soon as it comes.

When you have an opportunity, would you let me know the number that will be assigned to this new claim. Thank you for your continued assistance.

Yours very truly,



Kent W. Foster

#3302.00/srs

Enclosure

RECEIVED

JUL 29 1993

Department of Water Resources
Southern Region Office

MICROFILMED
OCT 28 1994

AFFIDAVIT OF MORGAN C. WILLIAMS

RECEIVED

JUL 29 1993

Department of Water Resources
Southern Region Office

STATE OF IDAHO)
) ss.
County of Custer)

MORGAN C. WILLIAMS, being first duly sworn upon his oath, deposes and states:

1. Affiant resides at H-C 63, Box 1751, Challis, Idaho 83226. Affiant was born in Stanley Basin in 1922 and resided there all his life until selling his ranch last year when he moved to Challis.

2. Affiant is acquainted with Mr. J. Robb Brady and the ranch on Decker Flat, in the Stanley Basin, recently purchased from the O'Gara Trust by Mr. Brady. Affiant owned a ranch across the Salmon River from the Decker Flat ranch and also held a grazing allotment which bordered a portion of the Decker Flat ranch for many years. Affiant was familiar with the Decker Flat ranch and acquainted with its owners for much of his life.

3. During the 1950s, Mr. J. W. Newman, then the owner of the Decker Flat ranch (now owned by Mr. Brady), constructed diversion works on the Salmon River, a canal and ditches for conveying the water to his lands, and began irrigating much of the ranch land and some adjacent forest service land. Since the original construction of the diversion and conveyance works

MICROFILMED
OCT 28 1993

and commencement of irrigation, there have been no modifications, enlargements or changes. The same amount of water is still diverted each year, and the same land is still irrigated. Affiant cannot say with certainty what year the construction was completed and irrigation commenced, but the diversion and irrigation practices have continued the same since that time.

DATED this 19th day of July, 1993.

Morgan C. Williams
MORGAN C. WILLIAMS

SUBSCRIBED and sworn to before me this 19th day of July, 1993.

(SEAL)

Janet B. Smith
Notary Public for Idaho
Residing at 1111 1/2 N. Main St.
My Commission Expires: 1-21-99

#3302.00
0784m/srs

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OCT 28 1994

LAW OFFICES
HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FALLS OFFICE

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEIKLE
GAYLE A. SORENSON, P.A.
DONALD L. HARRIS
MARIE T. TYLER
JOHN G. SIMMONS, P.A.
ROBERT M. FOLLETT
KUMEN L. TAYLOR
JAMES K. SLAVENS

WEST ONE BANK
P.O. BOX 50130
330 SHOUP AVENUE
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
TELEFAX (208) 523-9518

KEY FINANCIAL CENTER
702 W. IDAHO SUITE 810
BOISE, IDAHO 83702

TELEPHONE (208) 343-0820
TELEFAX (208) 343-8078

BOISE OFFICE

RANDALL B. REED
FREDERICK J. HAHN III
RONALD D. CHRISTIAN

ARTHUR W. HOLDEN
(1877-1967)
ROBERT B. HOLDEN
(1911-1971)
TERRY L. CRAPO
(1939-1982)
WILLIAM S. HOLDEN
(1907-1988)

September 27, 1993

Mr. Allen Merritt
IDAHO DEPARTMENT OF WATER RESOURCES
222 Shoshone Street East
Twin Falls, Idaho 83301

Re: #A71-02079 -- J. Robb Brady

Dear Allen:

We have just received another affidavit which needs to be filed in connection with the above numbered water rights. Would you please file this affidavit for Mr. Brady. Thank you for your kind attention to this matter.

Yours very truly,



Kent W. Foster

#3302.00/kep
Enclosure

RECEIVED

SEP 28 1993

Department of Water Resources
Southern Region Office

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AFFIDAVIT OF CLIFF M. HANSEN

RECEIVED

SEP 28 1993

Department of Water Resources
Southern Region Office

STATE OF IDAHO)
)ss.
County of Custer)

CLIFF M. HANSEN, being first duly sworn upon his oath,
deposes and states:

1. Affiant's mailing address in Custer County, Idaho, is H-C 64, Box 9910, Stanley, Idaho 83278. Affiant was born and reared in the Sawtooth Valley and has resided there since 1942, which is his entire life.

2. As a very young boy, affiant recalls having been in the Decker Flat area with his father and having been greatly impressed by the dust and the heavy equipment employed by a man named J. W. Newman when Newman was developing his property and constructing the canals, ditches, etc. Affiant was too young to have had any clear understanding of specifically what was done or exactly when and is unable to give any details about this construction activity.

3. In the late 1960s, affiant acquired some equipment and began a business which included the cleaning of canals, diversion facilities and the like. About 1970 or 1971, affiant began cleaning the diversion facilities and a portion of the canal which supplies water to the ranch on Decker Flat, now

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owned by Mr. J. Robb Brady. Affiant did this work for a Mr. Frederick Brailsford who then owned the ranch. Besides the cleaning activities which took place for a number of years, affiant has had occasion during that time and since, to be on much of the land adjacent to the ranch, now owned by Mr. Brady, and to cross the ditches and canals which convey water for its irrigation and observe the irrigation thereof. Since affiant first became familiar with this ranch and its irrigation facilities, there have been no changes in the amounts of water diverted, the location of the ditches, or the land irrigated. When affiant first began cleaning and being in the area of the diversion facilities, canal and ditches, they all had the appearance of having been there for a substantial period of time, and the diversion and irrigation have continued during this time in substantially the same manner and amounts.

4. Affiant is aware that the porous nature of the soils and land in this area require large amounts of water to be diverted in order to bring sufficient water to the land and spread it for irrigation purposes. There are significant ditch losses across the gravelly land, as well as in application of the water to the land for irrigation purposes. The large amounts of diverted water which sink or percolate into these soils return to the river downstream in the form of springs and

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seeps which can easily be observed and which begin to flow each year some time after the irrigation of the ranch commences.

DATED this 21 day of ^{SEPT}~~August~~, 1993.

Cliff M. Hansen
CLIFF M. HANSEN

SUBSCRIBED and sworn to before me this 21st day of ~~August~~, 1993.
Sept.

(SEAL)

Ethel M. Beck
Notary Public for Idaho
Residing at Charlottesville
My Commission Expires: 3-19-98

#3302.00
078lm/srs

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AJ0743NP
(00-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

05/06/98 15:27:09
Page 1

Water Right Number - R71-10663

Prefix Translation: RESEARCH

Old (D) Number -

*** A - ATTORNEY ***
FOSTER
Last Name - First Name - Address -
KENT W
1 - HOLDEN KIDWELL HAHN & CRAPO
2 - PO BOX 50130
3 -
City- IDAHO FALLS
Phone - 208-523-0620
State- ID Zip- 83405

*** C - CURRENT OWNER ***
BRADY
J ROBB
1 - 314 E SUNNYSIDE RD
2 -
3 -
City- IDAHO FALLS
Phone - 208-523-1954
State- ID Zip- 83404

Priority Date - +
05/01/1952
Region - +
17 SOUTHERN
J - BENEFICIAL USE
Stage - +
Status - +

Source - +
SALMON RIVER
Tributary - +
SNAKE RIVER

Twn Rng Sec Tract Lot Rflg County Point of Diversion
08N 14E 8 NW SE SE (37) CUSTER

Code Description Period From Period To Water Use Diversion Rate Diversion Volume
01 - IRRIGATION 05/01 09/30 14.910

Total Div. Rate - + Total Div. Volume - +
14.910
Total Consumptive Use - +
0.0

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
08N	14E	6	SM NE		16.5	01	IRRIGATION	(37) CUSTER	
08N	14E	6	SE NE		39.9	01	IRRIGATION	(37) CUSTER	
08N	14E	6	NE NW	3	39.6	01	IRRIGATION	(37) CUSTER	
08N	14E	6	NW NW	4	27.8	01	IRRIGATION	(37) CUSTER	
08N	14E	6	SE NW		7.0	01	IRRIGATION	(37) CUSTER	
08N	14E	6	NE SE		39.9	01	IRRIGATION	(37) CUSTER	
08N	14E	6	NW SE		2.5	01	IRRIGATION	(37) CUSTER	

Total Acres: 173.2

- - - Diversion Means - HEADGATE AND DITCH TO LAND IRRIGATED

- - - Non-Irrigation Use - NONE

- - - Other Rights for Same Use - 71-02079

Water right number - R71-10663

Prefix Translation: RESEARCH

Remarks									
POU1 USE OF THIS RIGHT WITH RIGHT NO. 71-10663 IS LIMITED TO THE									
IRRIGATION OF A COMBINED TOTAL OF 173.2 ACRES IN A SINGLE									
IRRIGATION SEASON.									
EXP 4.74 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE									
LOSSES IN DELIVERY OF THIS RIGHT AND RIGHT NO. 71-02079.									
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF									
DIVERSION DESCRIBED ABOVE: 71-02079 & 71-10724.									
No Old Water Right Numbers Found									
Old Water Right Numbers									
No Conditions of Approval									
Decree Plaintiff									
Decree Defendant									
Decree Date									
00/00/0000									
Date: 01/25/1994 User Id: MERRITT Subject: COPIED FROM REMARKS									
LICENSE NO. 71-02079 WITH A PRIORITY DATE OF OCT. 18, 1949									
THAT A MUCH GREATER AMOUNT MUST BE DIVERTED IN ORDER TO PROPERLY									
POROUS NATURE OF THE SOIL WHICH IS FLOOD IRRIGATED. THIS									
ITS DEVELOPMENT IN THE LATE FORTIES AND THE PURPOSE OF THIS CLAIM IS TO COVER THE ADDITIONAL WATER DIVERTED AND APPLIED TO THE									
LAND.									
Date: 03/30/1995 User Id: DSMITH Subject: DATA ENTRY									
CONFIRMED ATTORNEY MAILING ADDRESS DMS									
Date: 05/06/1998 User Id: AMERRITT Subject: COPIED FROM REMARKS									
4.74 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE									
USE OF THIS RIGHT WITH RIGHT NO. 71-02079 IS LIMITED TO A									
THE IRRIGATION OF A COMBINED TOTAL OF 186.8 ACRES IN A SINGLE									
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF									
LOSSES IN DELIVERY OF THIS RIGHT AND RIGHT NO. 71-02079.									
TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 373.6 AF, AND TO									
IRRIGATION SEASON.									
DIVERSION DESCRIBED ABOVE: 71-02079 & 71-10724.									
Audit Fields									
05/06/98 AMERRITT									
Adjudication Rights Dates and Flags Area									
Court Report Filing	- 00/00/0000	Field Inspection Made	- 06/30/1993	Civil Case Number	-	39576			
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-				
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-				
Claim Received Date	- 07/13/1993	Last Amended Date	- 00/00/0000	Temporary Right	- P				
		Receipt Number	- S015982	Water District	-				
		POU Ownership Flag	- Y	Federal/State Indicator	- S				
		Name Connector	- AND/OR	Presumption Flag	-				
				Notice of Error Flag	-				

5/6/98

AD~

See 71-02079 for
revised evaluation.

R PROOF

X

CVR

X

MAPS

—

PHOTOS

—

MISC

X

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Water Right Number - R71-10663

Prefix Translation:

RESEARCH

Old (D) Number -

*** A - ATTORNEY ***
FOSTER
KENT W
1 - PO BOX 50130
2 - 330 SHOUP AVE
3 -
City- IDAHO FALLS
Phone - 208-523-0620
State- ID Zip- 83405

*** C - CURRENT OWNER ***
BRADY

J ROBB

1 - 314 E SUNNYSIDE RD
2 -
3 -
City- IDAHO FALLS
Phone - 208-523-1954

State- ID Zip- 83404

Priority Date - 05/01/1952
Region - 17 SOUTHERN
Stage - J - BENEFICIAL USE
Status -

Source - SALMON RIVER
Tributary - SNAKE RIVER

Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion
08N	14E	8	NW SE SE			(37) CUSTER	

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		05/01	09/30		14.970	

Total Div. Rate - 14.970
Total Div. Volume -
Total Consumptive Use - 0.0
KW Usage -

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
08N	14E	6	SW NE		25.0		01	IRRIGATION	(37) CUSTER
08N	14E	6	SE NE		40.0		01	IRRIGATION	(37) CUSTER
08N	14E	6	NE NW	3	39.8		01	IRRIGATION	(37) CUSTER
08N	14E	6	NW NW	4	32.0		01	IRRIGATION	(37) CUSTER
08N	14E	6	SE NW		7.0		01	IRRIGATION	(37) CUSTER
08N	14E	6	NE SE		40.0		01	IRRIGATION	(37) CUSTER
08N	14E	6	NW SE		3.0		01	IRRIGATION	(37) CUSTER

Total Acres: 186.8

Diversion Means - HEADGATE AND DITCH TO LAND IRRIGATED

Non-Irrigation Use - NONE

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Water right number - R71-10663

Prefix Translation: RESEARCH

+ - - Other Rights for Same Use - 71-02079

Remarks - - - - -
4.74 CFS OF THIS RIGHT IS LIMITED TO USE FOR CONVEYANCE
LOSSES IN DELIVERY OF THIS RIGHT AND RIGHT NO. 71-02079.
USE OF THIS RIGHT WITH RIGHT NO. 71-02079 IS LIMITED TO A
TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 373.6 AF, AND TO
THE IRRIGATION OF A COMBINED TOTAL OF 186.8 ACRES IN A SINGLE
IRRIGATION SEASON.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 71-02079 & 71-10724.

+ - - - - No Old Water Right Numbers Found

- - - - - Old Water Right Numbers

+ - - - - No Conditions of Approval found.

+ - - - - Decree Plaintiff

+ - - - - Decree Defendant

+ - Decree Date - +
00/00/0000

+ - - - - Comments - - - - -
Date: 01/25/1994 User Id: MERRITT Subject: COPIED FROM REMARKS
LICENSE NO. 71-02079 WITH A PRIORITY DATE OF OCT. 18, 1949 WAS ISSUED FOR 6.2 CFS. HOWEVER, RECENT MEASUREMENTS INDICATE
THAT A MUCH GREATER AMOUNT MUST BE DIVERTED IN ORDER TO PROPERLY IRRIGATE THIS LAND BECAUSE OF VERY LARGE DITCH LOSSES AND THE
POROUS NATURE OF THE SOIL WHICH IS FLOOD IRRIGATED. THIS PROPERTY HAS BEEN IRRIGATED PRETTY MUCH IN THE SAME MANNER SINCE
ITS DEVELOPMENT IN THE LATE FORTIES AND THE PURPOSE OF THIS CLAIM IS TO COVER THE ADDITIONAL WATER DIVERTED AND APPLIED TO THE
LAND.

+ - - Audit Fields - - +

01/25/94 MERRITT

+ - - - - Adjudication Rights Dates and Flags Area - - - - -	
Court Report Filing	- 00/00/0000
Objection Filed Date	- 00/00/0000
Response Filed Date	- 00/00/0000
Claim Received Date	- 07/13/1993
Field Inspection Made	- 06/30/1993
Field Inspection Flag	-
Verified Date	- 00/00/0000
Last Amended Date	- 00/00/0000
Receipt Number	- S015982
POU Ownership Flag	- Y
Name Connector	- AND/OR
Civil Case Number	- 39576
Old Case Number	-
Old Judicial District	-
Temporary Right	- P
Water District	-
Federal/State Indicator	- S
Presumption Flag	-
Notice of Error Flag	-

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1/25/94 ADM

Final Evaluation for Rights : 71-02079
71-10663
71-10724

On 6/30/93 I met with Mr. Brady to review his claims. He had recently purchased the O'Gara place claimed under A71-02079. We discussed filing a "Change of Ownership" which was later received & processed.

On that day we reviewed in the field the O'Gara place and the adjacent USFS lands which were all being irrigated by Mr. Richard Burt who was the irrigator for the man who leased the place from Mr. Brady. Mr. Burt assisted me in measuring the flows in the diversion canal to the property and he provided me a description of the method of irrigation.

We measured 31.57 cfs just below the fish screen near the P/D and 26.95 cfs approx. 6700 ft. down the canal just above the split in the canal.

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included some lands that Mr. Burt indicated was not irrigated. These lands are marshy in nature and require no application of water. Actually water has been drained from these lands in an effort to make them more productive as pasture. Since I observed that there was significant seepage or conveyance loss in the canal and suspected that the gravelly soil justified more than 1"/acre I discussed with Mr. Brady filing a B.U. claim for more water.

When I returned to the office I did a preliminary review and discussed this with Brady's attorney, Mr. Foster who prepared a B.U. claim (71-10663). I later provided this preliminary info to the USFS (V21 Hancock) who developed the USFS claim (71-10724).

Now that all claims have been filed I reviewed my initial analysis and find that I based it on the worst soil but in reality there are two predominate soils that cover the irrigated lands. Also there are two rotation schemes.

Soil BGI has a MAD of 1.72" pasture

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and by using 0.17 "/day max. withdrawal for pasture base on Stanley weather data by Brockway-Allen the optimum rotation would be 7.76 days. Since the rotations used for this soil was 7 days & 14 days I used $7.76 \approx 8 \text{ days}$ & 14 days in my analysis of this soil.

Likewise soil RPI has a MAD of 1.13" for Pasture so the optimum rotation would be $\frac{1.13}{0.17} = 6.64 \text{ days}$. I used 7 days & 14 days in my analysis of this soil.

My analysis was based on the "Wild Flooding Method". The irrigated soil on land was not corrugated nor was it truly border or contour types of application. "Wild Flooding" seemed best.

The following table summarizes the results of the analysis.

Owner	Acres	Soil	Rotation	Justified
Brady	57	RPI	14	2.79 cfs
"	49	RPI	7	4.80
"	14.8	BGI	14	1.01
"	<u>66</u>	BGI	8	<u>7.83</u>
	186.8			16.43 cfs
USFS	5	RPI	14	0.25
"	4	RPI	7	0.40
"	74.4	BGI	14	5.05
"	<u>1</u>	BGI	8	<u>0.13</u>
	84.4			5.83 cfs.

Based on my initial meas. of the div. & rate downstream I calculated a "C" value of 5.46 for use in the Worstell Equation. Using this method I calculated the additional expected loss beyond that which I measured. My initial calculations seem still valid and are as follows:

Brady

3.18
1.03
0.13
4.17 cfs

USFS

1.46
0.12
0.02
1.60 cfs

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In Summary:

I Recommend for Brady

Irrig. Reg. for 186.8 Acres	=	16.43 cfs
Conveyance		<u>4.74 cfs</u>
Total of Rights		21.17 cfs

∴ 71-02079	6.2 cfs
71-10663	<u>14.97 cfs</u>
	21.17 cfs

I Recommend for USFS

Irrig. Reg. for 84.4 Acres	=	5.83 cfs
Conveyance	=	<u>2.08 cfs</u>
Total Recommended 71-10724	=	7.91 cfs

$21.17 + 7.91 = 29.08 \text{ cfs}$ which is less than 31.57 I mess. @ P/D ∴ amounts do not need to be adjusted.

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POUR ORIGINAL

CLAIM

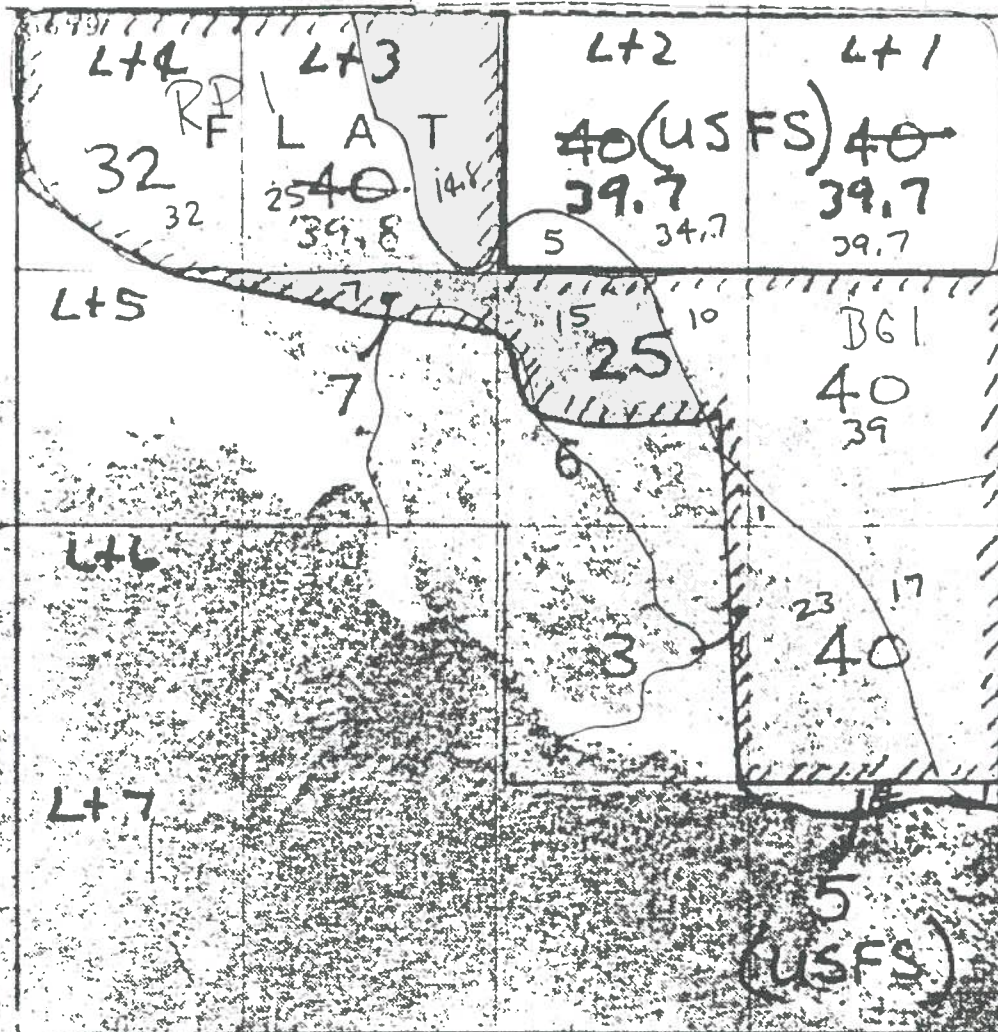
T.

P/D 81

PHOTO

DT.&ID.

DECKER



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DEC 28 1953

GRADED BORDER EVALUATION

Job name: BRADY
By: ADM

Location: RP1 57AC 14DAY
Date: Jan 25, 1994

Roughness coefficient (n)= 0.250 Intake family (If)=2.00
Slope (S)= 0.0080 ft/ft Border width (W)= 311 ft
Net application (Fn)= 1.13 inches Border length (L)= 190 ft
Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
2.70	Gross depth is less than required gross application depth					
2.71	Gross depth is less than required gross application depth					
2.72	Gross depth is less than required gross application depth					
2.73	Gross depth is less than required gross application depth					
2.74	Gross depth is less than required gross application depth					
2.75	Gross depth is less than required gross application depth					
2.76	Gross depth is less than required gross application depth					
2.77	Gross depth is less than required gross application depth					
2.78	Gross depth is less than required gross application depth					
2.79	0.009	16.32	15.18	0.01	6.9	
2.80	0.009	16.38	15.18	0.07	6.9	

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GRADED BORDER EVALUATION

Job name: BRADY
by: ADM

Location: RP1 49AC 7DAY
Date: Jan 25, 1994

Roughness coefficient (n)= 0.250 Intake family (If)=2.00
Slope (S)= 0.0080 ft/ft Border width (W)= 535 ft
Net application (Fn)= 1.13 inches Border length (L)= 190 ft
Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
4.70	Gross depth is less than required gross application depth					
4.71	Gross depth is less than required gross application depth					
4.72	Gross depth is less than required gross application depth					
4.73	Gross depth is less than required gross application depth					
4.74	Gross depth is less than required gross application depth					
4.75	Gross depth is less than required gross application depth					
4.76	Gross depth is less than required gross application depth					
4.77	Gross depth is less than required gross application depth					
4.78	Gross depth is less than required gross application depth					
4.79	Gross depth is less than required gross application depth					
4.80	0.009	16.32	15.18	0.01	6.9	

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GRADED BORDER EVALUATION

Job name: BRADY
By: ADM

Location: BG1 14.8AC 14DAY
Date: Jan 25, 1994

Roughness coefficient (n)= 0.250 Intake family (If)=3.00
Slope (S)= 0.0080 ft/ft Border width (W)= 81 ft
Net application (Fn)= 1.32 inches Border length (L)= 190 ft
Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
1.00	Gross depth is less than required gross application depth					
1.01	0.012	22.68	21.26	0.10	5.8	
1.02	0.013	22.91	21.26	0.32	5.8	
1.03	0.013	23.13	21.26	0.54	5.7	
1.04	0.013	23.35	21.26	0.77	5.7	
1.05	0.013	23.58	21.27	0.99	5.6	
1.06	0.013	23.80	21.27	1.22	5.5	
1.07	0.013	24.03	21.27	1.44	5.5	
1.08	0.013	24.25	21.27	1.67	5.4	
1.09	0.013	24.48	21.27	1.89	5.4	
1.10	0.014	24.70	21.27	2.12	5.3	
1.11	0.014	24.93	21.27	2.34	5.3	
1.12	0.014	25.15	21.27	2.57	5.2	
1.13	0.014	25.38	21.27	2.79	5.2	
1.14	0.014	25.60	21.27	3.01	5.2	
1.15	0.014	25.82	21.27	3.24	5.1	
1.16	0.014	26.05	21.27	3.46	5.1	
1.17	0.014	26.27	21.27	3.69	5.0	
1.18	0.015	26.50	21.27	3.91	5.0	
1.19	0.015	26.72	21.27	4.14	4.9	

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GRADED BORDER EVALUATION

Job name: BRADY
By: ADM

Location: BG1 66AC 8DAY
Date: Jan 25, 1994

Roughness coefficient (n)= 0.250 Intake family (If)=3.00
Slope (S)= 0.0080 ft/ft Border width (W)= 630 ft
Net application (Fn)= 1.32 inches Border length (L)= 190 ft
Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
7.80	Gross depth is less than required gross application depth					
7.81	Gross depth is less than required gross application depth					
7.82	Gross depth is less than required gross application depth					
7.83	0.012	22.61	21.26	0.02	5.8	
7.84	0.012	22.64	21.26	0.05	5.8	
7.85	0.012	22.66	21.26	0.08	5.8	
7.86	0.012	22.69	21.26	0.11	5.8	
7.87	0.012	22.72	21.26	0.14	5.8	
7.88	0.013	22.75	21.26	0.17	5.8	
7.89	0.013	22.78	21.26	0.20	5.8	
7.90	0.013	22.81	21.26	0.22	5.8	

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Location: RP1 5AC 14DAY
Date: Jan 25, 1994

Intake family (If)=2.00
Border width (W)= 27 ft
Border length (L)= 190 ft

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
0.20	Gross depth is less than required	gross application depth				
0.21	Gross depth is less than required	gross application depth				
0.22	Gross depth is less than required	gross application depth				
0.23	Gross depth is less than required	gross application depth				
0.24	Gross depth is less than required	gross application depth				
0.25	0.009	16.84	15.18	0.54	6.7	
0.26	0.010	17.52	15.18	1.21	6.5	
0.27	0.010	18.19	15.18	1.88	6.2	
0.28	0.010	18.86	15.18	2.56	6.0	
0.29	0.011	19.54	15.18	3.23	5.8	

GRADED BORDER EVALUATION

Job name: USFS
 y: ADM

Location: RP1 4AC 7DAY
 Date: Jan 25, 1994

roughness coefficient (n)= 0.250 Intake family (If)=2.00
 slope (S)= 0.0080 ft/ft Border width (W)= 44 ft
 et application (Fn)= 1.13 inches Border length (L)= 190 ft
 nflow time (Ti)= 8 hours, 0 minutes

low per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
0.30	Gross depth is less than required gross application depth					
0.31	Gross depth is less than required gross application depth					
0.32	Gross depth is less than required gross application depth					
0.33	Gross depth is less than required gross application depth					
0.34	Gross depth is less than required gross application depth					
0.35	Gross depth is less than required gross application depth					
0.36	Gross depth is less than required gross application depth					
0.37	Gross depth is less than required gross application depth					
0.38	Gross depth is less than required gross application depth					
0.39	Gross depth is less than required gross application depth					
0.40	0.009	16.54	15.18	0.23	6.8	
0.41	0.009	16.95	15.18	0.64	6.7	
0.42	0.010	17.36	15.18	1.06	6.5	
0.43	0.010	17.78	15.18	1.47	6.4	
0.44	0.010	18.19	15.18	1.88	6.2	

MICROFILMED
 OCT 28 1994

GRADED BORDER EVALUATION

Job name: USFS
By: ADM

Location: BG1 74.4AC 14DAY
Date: Jan 25, 1994

Roughness coefficient (n)= 0.250 Intake family (If)=3.00
Slope (S)= 0.0080 ft/ft Border width (W)= 406 ft
Net application (Fn)= 1.32 inches Border length (L)= 190 ft
Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
5.00	Gross depth is less than required gross application depth					
5.01	Gross depth is less than required gross application depth					
5.02	Gross depth is less than required gross application depth					
5.03	Gross depth is less than required gross application depth					
5.04	Gross depth is less than required gross application depth					
5.05	0.012	22.62	21.26	0.04	5.8	
5.06	0.012	22.67	21.26	0.08	5.8	
5.07	0.012	22.71	21.26	0.13	5.8	
5.08	0.013	22.76	21.26	0.17	5.8	
5.09	0.013	22.80	21.26	0.22	5.8	
5.10	0.013	22.85	21.26	0.26	5.8	
5.11	0.013	22.89	21.26	0.31	5.8	
5.12	0.013	22.94	21.26	0.35	5.8	
5.13	0.013	22.98	21.26	0.40	5.7	
5.14	0.013	23.03	21.26	0.44	5.7	
5.15	0.013	23.07	21.26	0.49	5.7	
5.16	0.013	23.12	21.26	0.53	5.7	
5.17	0.013	23.16	21.26	0.58	5.7	
5.18	0.013	23.21	21.26	0.62	5.7	
5.19	0.013	23.25	21.26	0.67	5.7	
5.20	0.013	23.30	21.26	0.71	5.7	

MICROFILMED
OCT 28 1994

GRADED BORDER EVALUATION

Job name: USFS
by: ADM

Location: BG1 1AC 8DAY
Date: Jan 25, 1994

Roughness coefficient (n)= 0.250 Intake family (If)=3.00
Slope (S)= 0.0080 ft/ft Border width (W)= 10 ft
Net application (Fn)= 1.32 inches Border length (L)= 190 ft
Inflow time (Ti)= 8 hours, 0 minutes

Flow per Border (cfs)	Unit Flow (cfs/ft)	Gross Application (in)	Deep Percolation (in)	Runoff (in)	Application Efficiency (percent)	Notes
0.10	Gross depth is less than required gross application depth					
0.11	Gross depth is less than required gross application depth					
0.12	Gross depth is less than required gross application depth					
0.13	0.013	23.65	21.27	1.06	5.6	
0.14	0.014	25.47	21.27	2.88	5.2	
0.15	0.015	27.28	21.27	4.70	4.8	
0.16	0.016	29.10	21.27	6.52	4.5	
0.17	0.017	30.92	21.27	8.34	4.3	
0.18	0.018	32.74	21.27	10.15	4.0	
0.19	0.019	34.56	21.27	11.97	3.8	

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See File A71-02079
for complete maps & evaluation
sheets

MICROFILMED
OCT 28 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

09:14:05
07/30/93

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A71-10663

MR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y		~~AL~~	Y	6		~~AL~~	
POINT OF DIV	Y			Y	1			
SOURCE	Y			Y				
PLACE OF USE	Y			Y	1,24,5			
DIV. AMOUNT CFS/VOLUME	Y			Y	Evaluation			
CONSUMPTIVE USE	-							
PURPOSES	Y			Y				
PERIOD OF USE	Y			Y	Standard			
BASIS OF CLAIM	Y							
REMARKS	Y		~~AL~~				~~AL~~	

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

6- affidavits &
Lic. File for
71-02079,

MICROFILMED
OCT 28 1994

PAGE: 1
GENERAL INFORMATION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

CLAIM NUMBER: A71-10663

09:14:05
07/30/93

LAST: BRADY
ADDRESS: 314 E SUNNYSIDE RD
CITY: IDAHO FALLS
PHONE NUMBER: 208-523-1954
OWNER CODE: C
FIRST: J ROBB
STATE: ID ZIP: 83404

LAST: FOSTER
ADDRESS: PO BOX 50130
CITY: 330 SHOUP AVE
PHONE NUMBER: 208-523-0620
OWNER CODE: A
FIRST: KENT W
STATE: ID ZIP: 83405

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
DATABASE Y FIELD EXAMINER

CLAIM REMARKS: LICENSE NO. 71-02079 WITH A PRIORITY DATE OF OCT. 18, 1949
WAS ISSUED FOR 6.2 CFS. HOWEVER, RECENT MEASUREMENTS INDICATE
THAT A MUCH GREATER AMOUNT MUST BE DIVERTED IN ORDER TO PROPERLY
IRRIGATE THIS LAND BECAUSE OF VERY LARGE DITCH LOSSES AND THE
POROUS NATURE OF THE SOIL WHICH IS FLOOD IRRIGATED. THIS
PROPERTY HAS BEEN IRRIGATED PRETTY MUCH IN THE SAME MANNER SINCE
ITS DEVELOPMENT IN THE LATE FORTIES AND THE PURPOSE OF THIS CLAIM
IS TO COVER THE ADDITIONAL WATER DIVERTED AND APPLIED TO THE
LAND.

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OCT 28 1994

CONTACT PERSON: _____

PHONE NUMBER: (____) ____ - ____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____ - ____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

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OCT 28 1994

A. AJ CLAIM: # A71-10663 PRIORITY DATE: 06-01-1950 STAGE: J

B. WR RECORD: NO WATER RIGHT RECORD TO MATCH THIS AJ CLAIM

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N) Y FIELD EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? (X) ()
IF YES EXPLAIN.

NOTES:

Affidavit by Hansen supports personal knowledge of ditch
begins in 1970. This recollection is vague but specific knowledge
of use in 1950's. Review of License file for 71-02079 indicate
creek constructed in about 1947 of Engineer Report dated 1952
indicate more water diverted than licensed & talks about development
of 2 sheep pasture. I recommend priority of 5/1/1952
for this & 71-10724 to be consistent with evidence. I am
recommending a common priority since I can not judge I better
than the other.

RECOMMENDED PRIORITY DATE:

5-1-1952

REVIEWED BY

APN

DATE

1/25/94

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A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A71-10663	08N	14E	8		SE	SE		CUSTER

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A71-02079 R71-02079

WR RECORDS IN SAME 40 ACRE TRACT
71-02079
71-07153

SOURCE: SALMON RIVER

TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

THERE IS NO WATER RIGHT RECORD WITH THE SAME CLAIM NUMBER

SOURCE: NO SOURCE FOR RECORD

TRIB: NO TRIBUTARY FOR RECORD

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY?	(Y/N)	DATABASE	FIELD EXAMINER
DUE TO SOURCE DISCREPANCY?	(Y/N)	Y	

NOTES:

Confirmed P/D in Nussese Sec 8 T8N R14E
using ortho photo grid.

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RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.
1	1	1
1	1	2
1	1	3
1	1	4
1	1	5
1	1	6
1	1	7
1	1	8
1	1	9
1	1	10
1	1	11
1	1	12
1	1	13
1	1	14
1	1	15
1	1	16
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1	1	95
1	1	96
1	1	97
1	1	98
1	1	99
1	1	100

1/4

7/4

14

107

COUNTY

DIVERSION NAME

8N 14E 8

13

51

14

Costs

SOURCE:

TRIB:

REVIEWED BY:

DATE:

SYSTEM DESCRIPTION:

MICROFILMED
OCT 28 1994

A. ROOT WATER RIGHT NUMBERS: A71-10663

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
OBN	14E	6	SW	NE		BRADY, J ROBB	A71-10663 /40.0	-			30.0
			SW	NE		O GARA FAMILY TRUST	A71-02079 /40.0	71-02079	/		25
			SW	NE		O GARA FAMILY TRUST	R71-02079 /40.0	-	/		25
OBN	14E	6	SE	NE		BRADY, J ROBB	A71-10663 /40.0	-			38.0
			SE	NE		O GARA FAMILY TRUST	A71-02079 /40.0	71-02079	/		40
			SE	NE		O GARA FAMILY TRUST	R71-02079 /40.0	-	/		40
OBN	14E	6	NE	NE		BRADY, J ROBB	A71-10663 /40.0	-			40
			NE	NE		O GARA FAMILY TRUST	A71-02079 /40.0	71-02079	/		39.8
			NE	NE		O GARA FAMILY TRUST	R71-02079 /40.0	-	/		40
OBN	14E	6	NW	NW		BRADY, J ROBB	A71-10663 /35.0	-			32
			NW	NW		O GARA FAMILY TRUST	A71-02079 /35.0	71-02079	/		32
			NW	NW		O GARA FAMILY TRUST	R71-02079 /35.0	-	/		32
OBN	14E	6	SW	NW		BRADY, J ROBB	A71-10663 /35.0	-			32
			SW	NW		O GARA FAMILY TRUST	A71-02079 /35.0	71-02079	/		32
			SW	NW		O GARA FAMILY TRUST	R71-02079 /35.0	-	/		32
OBN	14E	6	SE	NW		BRADY, J ROBB	A71-10663 /40.0	-			18.0
			SE	NW		O GARA FAMILY TRUST	A71-02079 /40.0	71-02079	/		7
			SE	NW		O GARA FAMILY TRUST	R71-02079 /40.0	-	/		7
OBN	14E	6	NE	SE		BRADY, J ROBB	A71-10663 /40.0	-			39.0
			NE	SE		O GARA FAMILY TRUST	A71-02079 /40.0	71-02079	/		40
			NE	SE		O GARA FAMILY TRUST	R71-02079 /40.0	-	/		40
OBN	14E	6	NW	SE		BRADY, J ROBB	A71-10663 /40.0	-			11.0
			NW	SE		O GARA FAMILY TRUST	A71-02079 /40.0	71-02079	/		3
			NW	SE		O GARA FAMILY TRUST	R71-02079 /40.0	-	/		3
TOTAL ACRES							A71-10663	310.00			136.00

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, (Y/N) ()

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE

FIELD EXAMINER

POU COUNTY: CUSTER

USFS Lead
(See 71-10724)

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PRESUMPTION FLAG:

NOTES:

RECOMMENDATIONS:

TOTAL ACRES:

186.8

REVIEWED BY:

APM

DATE:

1/25/99

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OCT 28 1994

A. AJ CLAIMED USES:

PURPOSES
A71-10663 IRRIGATION

MONTH/DAY
FROM 04-01 TO 11-01

DIVERSION QUANTITY
16,900 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

16,900 CFS

B. WR RECORDED USES:

PURPOSES

MONTH/DAY

DIVERSION QUANTITY

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	Y
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	Y
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

NOTES:

Y() N(☒)
Y(☒) N() Explain in notes, below.

Standard 5/1 to 9/30

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A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

AJ TOTAL CLAIMED DIVERSION RATE: 16.900 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is claimed and an exam is NOT required, explain in notes. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) Y FIELD DATABASE EXAMINER

B.

MEASUREMENT METHOD

FLOW MEASUREMENT *See measurements in file A71-02079*
SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? (Y (Y) N ()) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: 71-02079

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A71-10663	SALMON RIVER	BRADY, J ROBB	16.900	0.054		
A71-02079	SALMON RIVER	O GARA FAMILY TRUST	6.200	0.020		
R71-02079	SALMON RIVER	O GARA FAMILY TRUST	6.200	0.020		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

71-10724 also diverted @ same place.

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D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 186.8 x 0.02 CFS/ACRE = 3.736 CFS
(Taken from P/U review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y(☒) N(☐)

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y(☒) N(☐) ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 1085.0 AF/A

ACRES 186.8 x CONSUMPTIVE VOL. AF/A FOR AREA 2.0 =

TOTAL CONSUMPTIVE USE 373.6 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = N/A AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y(☐) N(☐)

NOTES: (Include limitations on CONSUMPTIVE USE for combined rights.)

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Consolidated limit
with 71-02079

See evaluation
See file A71-02079

RECOMMENDATIONS:

REC.
PURPOSES

REC. PERIOD
FROM TO

REC. DIV
RATE CFS

REC. DIV
VOL. AF/A

REC. CONS.
USE

Iris.

5/ 9/30

14.97

TOTAL FOR THIS RIGHT

REVIEWED BY: *AM*

DATE: *1/25/94*

*Includes 4.74 cfs
conveyance for this
vt. # 71-02079*

*Combined with
71 02079 is
373.6 AF2*

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OCT 28 1994

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED
()
()
()
()
()

NEEDS REVIEW
()
()
()
()
()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 71-10663

TOTAL DIVERSION RATE OF WR SPLITS

SPLITS:

OLD RIGHT CLAIM NUMBERS

A71-10663

DIVERSION RATE

16.900

CURRENT "R" CLAIM NUM.

"R" DIV. RATE

WR RIGHT NUMBERS

DIVERSION RATE

TOTAL CFS

16.900

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
If NO, is the written review sheet attached? (Y/N)

DATABASE N

FIELD EXAMINER

NOTES:

AUTHENTICATION:

SIGNATURE:

NAME OF FIELD EXAMINER:

[Signature]

DATE:

TITLE:

1/25/99

MICROFILMED

OCT 28 1999

CLAIM NUMBER: A71-10663

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