

FIRST CLASS



UNITED STATES POSTAGE
 **FOREIGN AIR MAIL PERMITTED**
**NO POSTAGE
 NEEDED
 IF MAILED
 IN THE
 UNITED STATES**
FITNEY BOWES
\$ 00-830
 02 1A NOV 18 2005
 0004310839
 MAILED FROM ZIP CODE 83702

2-7087, 2-7210
Preliminary Report

JANET CLAPIER

JOHN DAVID CLAPIER

STEVE LAPIER

RTI

MARSHALL ID 83639

Idaho Department of Water Resources



1987 NAPP Photo

0 0.2 0.4 0.6 0.8 Miles

Claim Number: 02-7210
Legal: T03N, R05W, S13 & 24
Reviewed By: BTD 6/30/05

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



IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 02-07210 Date: 6-7-02

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	3N	5W	24	40	30			10												80
-GIS				37.8	36			6.2												80
Claim																				
-GIS																				
Claim																				
-GIS																				
Claim																				
-GIS																				
Claim																				
-GIS																				

Number of POD's 1

Total Claimed Acres: 80

Overlapping POU Claim #'s:

Total GIS Acres: 80

COMMENTS:

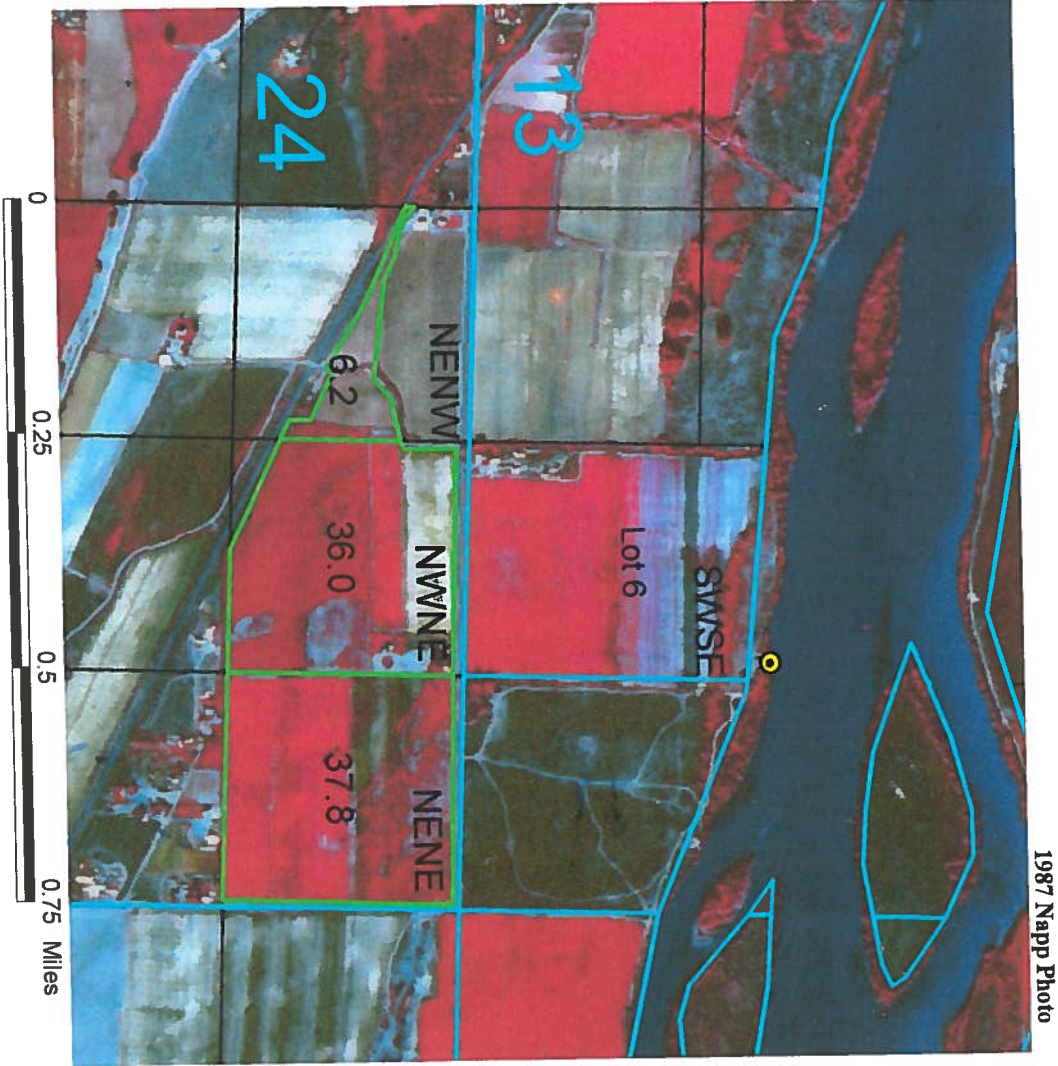
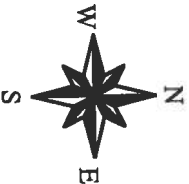
Per claim map.

POD in SWSE according to GCDB

Idaho Department of Water Resources

Claim Number: 02-07210
Legal: T03N, R05W, S24
Reviewed By:

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

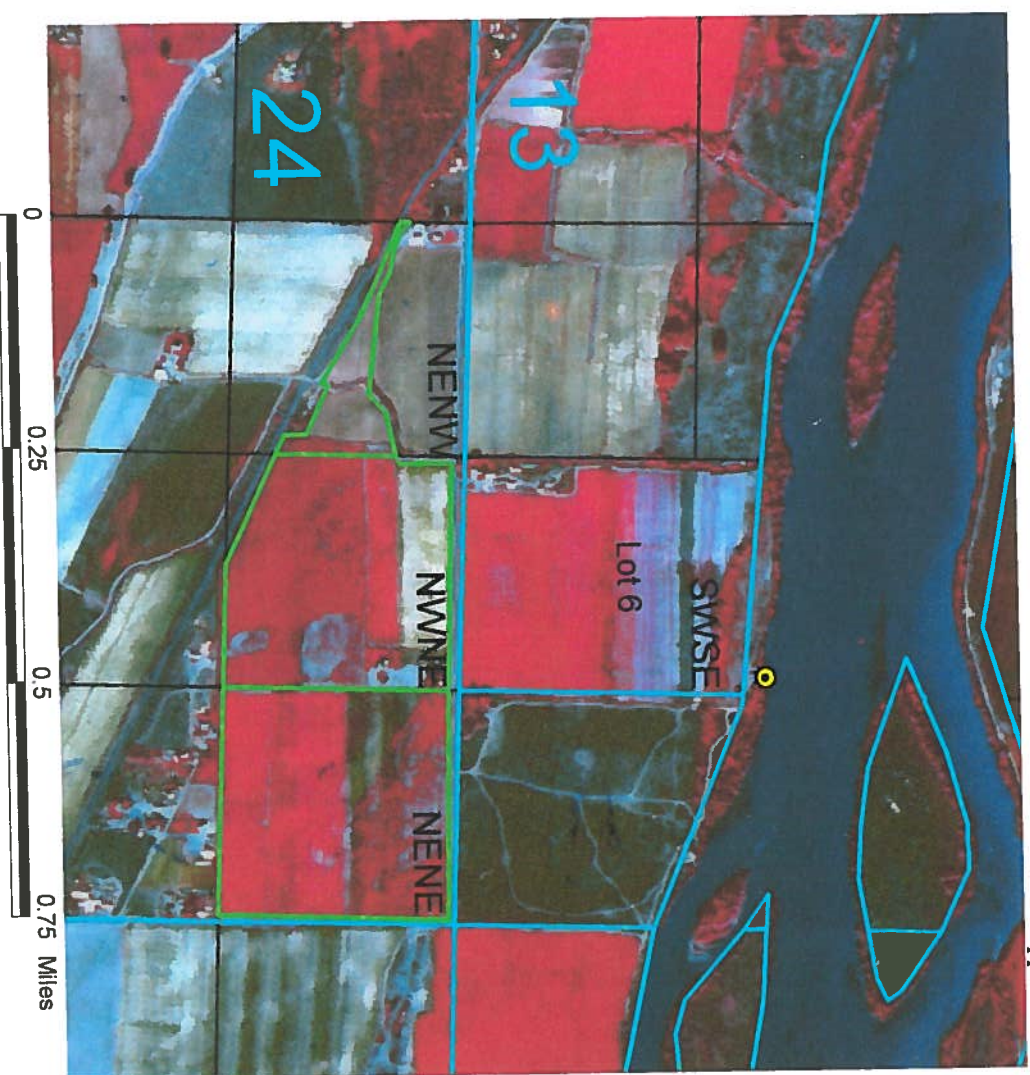


Idaho Department of Water Resources

Claim Number: 02-07210
Legal: T03N, R05W, S24
Reviewed By:

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

1987 Napp Photo



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: A02-07210
Date Received: 1/05/1989
Receipt No: W001877
Received By: SR

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JANET CLAPIER 208-896-4186
Address: RT. 1
MARSING, ID 83639

AND/OR

Name: STEVE CLAPIER 208-896-4186
Address: RT. 1
MARSING, ID 83639

2. Date of Priority: DEC 02, 1975

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	05W	13	NW	SE		6	OWYHEE

5. Description of diverting works:
150 HP TURBINE PUMPS W/PIPELINE TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.600		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	05W	24	NE		NE		IRR	40.0
			NW		NE		IRR	30.0
			NE		NW		IRR	10.0
							Section Acres	80.0
							Total Acres	80.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
GEM IRRIG DISTRICT

14. Remarks:
CURRENT OWNER OF THE 10 ACRES IN THE NENW SEC 24, T3N, R5W. WILL
BE TRANSFERING WATER RIGHT FOR THIS PROPERTY TO THE NWSE, SEC13,
T3N, R5W.

15. Basis of Claim: LICENSE

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): Stan S. Ogden Date: 1-5-89

Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this 5 day
of Jan 19 89 Elda J. Housh
Notary Public

Seal

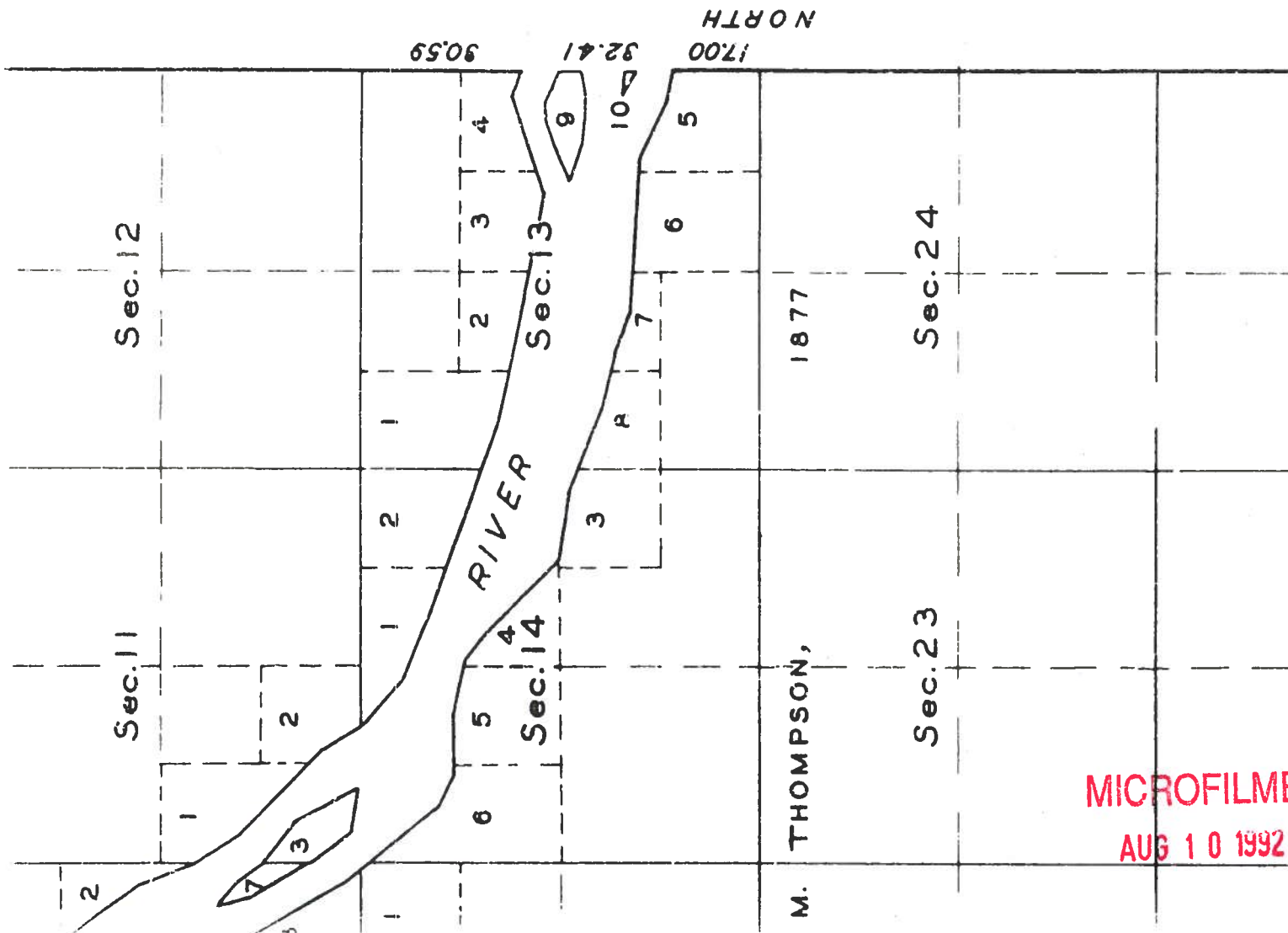
Residing at Boise
My Commission Expires 07/08/1993

A02-7210

P.O.D.

P.O.U.





THIS PLAT OF THE RESURVEY OF T. 3 N., R. 5 W., DELINEATES A RETRACEMENT AND REESTABLISHMENT OF THE LINES OF THE ORIGINAL SURVEY AS SHOWN UPON THE PLAT APPROVED FEBRUARY 18, 1876, IN THEIR TRUE ORIGINAL POSITION ACCORDING TO THE BEST AVAILABLE EVIDENCE OF THE POSITION OF THE ORIGINAL CORNERS; ALL DIFFERENCES BETWEEN THE MEASUREMENTS SHOWN ON THE ORIGINAL PLAT AND THOSE DERIVED IN THE RETRACEMENT HAVE BEEN DISTRIBUTED PROPORTIONALLY BETWEEN ACCEPTED CORNERS IN ACCORDANCE WITH SURVEYING RULES; REFERENCE WILL BE MADE TO THE ORIGINAL PLAT FOR THE SHOWING OF THE AREAS AND MORE DETAILED DESCRIPTIONS OF THE VARIOUS SMALLER SUBDIVISIONS.

MICROFILME
AUG 10 1992

WATER RIGHT LICENSE

Account No.	Priority	Amount	1.60 cfs
02-7210	12-2-75		

THIS IS TO CERTIFY THAT
Kenneth E. &/or Janice M. Brown

83628

route 2, home, issued pursuant to Application for Permit dated 12-2-1975

and has submitted proof to the Department of Water Resources on April 18, 1977

that he has applied water to a beneficial use, an examination by the Department indicates that the works have

capacity for the diversion of 2.40 cfs of water from Columbia River and that the permit holder has applied to beneficial use and

tributary to Columbia River—established a right to use water as follows:

Period of Use	Rate of Diversion	Annual Volume
1990-1991	1.5%	1,500
1991-1992	1.5%	1,500
1992-1993	1.5%	1,500
1993-1994	1.5%	1,500
1994-1995	1.5%	1,500
1995-1996	1.5%	1,500
1996-1997	1.5%	1,500
1997-1998	1.5%	1,500
1998-1999	1.5%	1,500
1999-2000	1.5%	1,500
2000-2001	1.5%	1,500
2001-2002	1.5%	1,500
2002-2003	1.5%	1,500
2003-2004	1.5%	1,500
2004-2005	1.5%	1,500
2005-2006	1.5%	1,500
2006-2007	1.5%	1,500
2007-2008	1.5%	1,500
2008-2009	1.5%	1,500
2009-2010	1.5%	1,500
2010-2011	1.5%	1,500
2011-2012	1.5%	1,500
2012-2013	1.5%	1,500
2013-2014	1.5%	1,500
2014-2015	1.5%	1,500
2015-2016	1.5%	1,500
2016-2017	1.5%	1,500
2017-2018	1.5%	1,500
2018-2019	1.5%	1,500
2019-2020	1.5%	1,500
2020-2021	1.5%	1,500
2021-2022	1.5%	1,500
2022-2023	1.5%	1,500
2023-2024	1.5%	1,500
2024-2025	1.5%	1,500
2025-2026	1.5%	1,500
2026-2027	1.5%	1,500
2027-2028	1.5%	1,500
2028-2029	1.5%	1,500
2029-2030	1.5%	1,500
2030-2031	1.5%	1,500
2031-2032	1.5%	1,500
2032-2033	1.5%	1,500
2033-2034	1.5%	1,500
2034-2035	1.5%	1,500
2035-2036	1.5%	1,500
2036-2037	1.5%	1,500
2037-2038	1.5%	1,500
2038-2039	1.5%	1,500
2039-2040	1.5%	1,500
2040-2041	1.5%	1,500
2041-2042	1.5%	1,500
2042-2043	1.5%	1,500
2043-2044	1.5%	1,500
2044-2045	1.5%	1,500
2045-2046	1.5%	1,500
2046-2047	1.5%	1,500
2047-2048	1.5%	1,500
2048-2049	1.5%	1,500
2049-2050	1.5%	1,500
2050-2051	1.5%	1,500
2051-2052	1.5%	1,500
2052-2053	1.5%	1,500
2053-2054	1.5%	1,500
2054-2055	1.5%	1,500
2055-2056	1.5%	1,500
2056-2057	1.5%	1,500
2057-2058	1.5%	1,500
2058-2059	1.5%	1,500
2059-2060	1.5%	1,500
2060-2061	1.5%	1,500
2061-2062	1.5%	1,500
2062-2063	1.5%	1,500
2063-2064	1.5%	1,500
2064-2065	1.5%	1,500
2065-2066	1.5%	1,500
2066-2067	1.5%	1,500
2067-2068	1.5%	1,500
2068-2069	1.5%	1,500
2069-2070	1.5%	1,500
2070-2071	1.5%	1,500
2071-2072	1.5%	1,500
2072-2073	1.5%	1,500
2073-2074	1.5%	1,500
2074-2075	1.5%	1,500
2075-2076	1.5%	1,500
2076-2077	1.5%	1,500
2077-2078	1.5%	1,500
2078-2079	1.5%	1,500
2079-2080	1.5%	1,500
2080-2081	1.5%	1,500
2081-2082	1.5%	1,500
2082-2083	1.5%	1,500
2083-2084	1.5%	1,500
2084-2085	1.5%	1,500
2085-2086	1.5%	1,500
2086-2087		

Beneficial Use	Period in Use	Cost	400 acre fee
1. Irrigation	15	160	
2. Grazing	15	160	
3. Recreation	15	160	
4. Wildlife	15	160	
5. Forest	15	160	
6. Agriculture	15	160	
7. Other	15	160	
8. Total	15	160	400

Irrigation from March 15 to November 15 1900

from _____ to _____ at _____ and _____

from _____ to _____ at _____ purysa _____

(both dates inclusive)

Subject, however, to the condition that no more than 1.60 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed

400 _____ acre feet per year, said waters to be diverted within the _____ Gov. Lot 6, Sec. 13 _____

Tom. 3N. Rge. 5W, B. M.
in the County of
Owyhee

Description and location of place of use:

[illegible]

Total number of acres irrigated _____

A measuring device of a type approved by the Director shall be maintained as a part of the diversion works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

20 day of

IN THE DISTRICT COURT OF THE Fourth JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF Ada

IN THE MATTER OF THE GENERAL DETERMINATION OF RIGHTS TO THE USE OF
Snake River from base of Wilner Dam to Oregon DRAINAGE BASIN
Border.

**NOTICE OF CLAIM
TO A
WATER RIGHT**

02-7210	
I.D. No.	Map No.
\$10.00	1955
Fee Paid	Receipt No.

Notice is hereby given that Kenneth F. & Janice M. Brown
(Name of Claimant)

Route 1, Horseshoe, ID 83628
(Mailing Address)

(Zip Code)

Telephone No. 337-4501

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

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 12/1/1975
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River tributary to Columbia River
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | |
|---|--|---|
| Quantity <u>1.6 cfs</u>
(CFS, GPD, AF) | Use <u>Irrigation</u>
(Domestic, Irrigation, stock, etc.) | Period of Use From <u>3/15</u> To <u>11/15</u>
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, Irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, Irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, Irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
- (4) 1.6 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source Lot 6
Sec. 13, Twp. N, Rge. 517, B.M., Office County Ada

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. 2 - 50 HP motors - sprinkler irrigation

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
<u>3</u>	<u>517</u>	<u>13</u>	<u>10</u>	<u>10</u>			<u>10</u>												<u>80</u>

Total no. of acres 80

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

NOTE: Include here the type and number of stock watered:

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

(8) Remarks

RECEIVED

JUL 20 1981

(9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☒ B) Right decreed by court, cite title of case.

Department of Water Resources
Western Regional Office

☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. 02-7210

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

Individual

(Signature of Claimant)

Organization

(Signature of Spouse)

MICROFILMED

AUG 10 1982

(Signature of Authorized Agent)

in the year 1981 before me

a notary public, personally appeared Ken F. Brown known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or individual) executed the same.

My commission expires

Notary Public residing at

IN THE DISTRICT COURT OF THE Fourth JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF Ada

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
Snake River from base of Milner
Dam to Oregon ~~OREGON-IDAHO~~
Border.

NOTICE OF CLAIM TO A WATER RIGHT

02-7210	I.D. No.
\$ <u>10.00</u>	Map No. <u>19551</u>
Fee Paid	Receipt No.

Notice is hereby given that Kenneth E. ~~W. J. Brown~~ Brown
(Name of Claimant)
Route 1, Homedale, ID 83628 Telephone No. 337-4501
(Mailing Address) (Zip Code)

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

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 12/2/1975 ✓
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River ✓ tributary to Columbia River
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | |
|---|--|---|
| Quantity <u>1.6 cfs</u> ✓
(CFS, GPD, AF) | Use <u>Irrigation</u> ✓
(Domestic, irrigation, stock, etc.) | Period of Use From <u>3/15</u> ✓ To <u>11/15</u> ✓
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
- (4) 1.6 cfs ✓ TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source SE Lot 6 NW 1/4 SE 1/4
Sec. 13 ✓, Twp. 3N ✓, Rge. 5W ✓, B.M., Owyhee ✓ County
Additional Points: SEC 1: 62720 (1) 419.0
- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
2 - 50 HP motors - sprinkler irrigation

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

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
✓	✓	✓	✓	✓			✓												80 ✓
3N	5W	24	40	30			10												

Total no. of acres 80 ✓

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

NOTE: Include here the type and number of stock watered:

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

- (8) Remarks

- (9) Basis of claim (Check one)

- ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case.

Department of Water Resources
Western Regional Office

- ☒ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. 02-7210

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

July 16, 1981
(Date)

Individual Kenneth E. Brown
(Signature of Claimant)

Organization _____
(Signature of Spouse)

State of Idaho Organization _____
County of Latah ss. _____
Seal

(Signature of Authorized Agent)

On this 16th day of July, in the year 1981 before me
a notary public, personally appeared Kenneth E. Brown
known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he) she, they, corporation,
partnership or _____ executed the same.

Commission expires Life

Notary Public residing at Latah County

RECEIVED

JUL 20 1981

KEYPUNCHED

UNCOLLECTED

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM
REPORT OF EXAMINERS

Claim No. 02-7210

1. Name of Applicant Kenneth F. Brown
2. Priority 12/2/75
3. Source of Water Snake R.
4. (Quantity) (Domestic, Irri., Stock Water, etc.) (Period of Use)
1.60 cfs Use grv From 3/15 to 11/15
_____ cfs Use _____ From _____ to _____
_____ cfs Use _____ From _____ to _____
5. Location of Point of Diversion: _____ of Section _____
Twp. _____, Rge. _____, County of _____
6. Describe Diversion Works: 46 NWSA Sec 13 T3N R5W
7. Describe Location of Use:

TWP	RGE	SEC	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SE $\frac{1}{4}$				SW $\frac{1}{4}$				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	5W	24	40	30			10												80

TWP.			RGE.			COUNTY			SCALE: 1" = 1 MILE									

8. Purpose other than irrigation: _____
9. Remarks: I drew up the rough draft for
in 1982 - He checked data 8/19/83

This examination was made on the 18 day of aug, 19 83.

(Signed) John R. Noyes
Examiner

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by GRN

Date 8/19/83

Right No. 02-7210

Claimant Kenneth E. Brown

Recommendation differs from claim:
(Document any differences)

☐ Yes

☒ No

☐ Disallow

Claim Details Verified Against:

Check (X or ✓) those searched. Circle records used for recommendation.
Include copies or memos where applicable to explain findings.

☒ License

☐ Previous Statutory Claim.

☐ Permits, valid or lapsed. Number(s) if different than above _____

☐ Decree. Name & date _____

☐ Conveyance Loss Calculations. See printout included.

☐ Title abstract. ☐ In file. Or, Name & location _____

☐ County records. ☐ In file. Or, Name & location _____

☐ Affidavits. ☐ In file.

☐ Posted Notices, Water Locations Notices. ☐ In file.

☐ Deed Records. ☐ In file. Or, Name & location _____

☐ Patent Records. ☐ In file. Or, Name & location _____

☐ Metzker Maps. Identify _____

☒ A.S.C.S. Records. Year & Photograph No. 1977

☐ Irrigation Company/District Records. ☐ In file. Or Name & location _____

☐ Historical Books. Name(s) & location _____

☐ Interview(s). Attach conversation memorandum.

☐ Other _____

☐ _____

Field Exam Made: ☒ Yes ☐ No Date 8/18/83

☐ Adj. Report in file ☐ Beneficial Use Report in License (S.O.) File

Measurement 2.4 cfs. Amount recommended 1.6 cfs.

Type of measuring device: meter Meter No. _____

Condition _____ Date _____ Time _____

Adjudication Photo(s) Used: Name or No. _____

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☐ Yes ☒ No

Remarks _____

copy
Ref only

State of Idaho
Department of Water Resources

RECEIVED
JUN 26 1981

WATER RIGHT LICENSE

Department of Water Resources
Western Regional Office

License of Water Right No. 02-7210 Priority 12-2-75

THIS IS TO CERTIFY, that Kenneth E. &/or Janice M. Brown
of Route 1, Homedale, Idaho 83628, has complied with the terms and conditions of Permit
No. 02-7210 issued pursuant to Application for Permit dated 12-2-1975,
and has submitted proof to the Department of Water Resources on April 18, 1977,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 2.40 cfs of water from Snake River,
tributary to Columbia River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>March 15</u> to <u>November 15</u>	at <u>1.60</u> cfs and	<u>400</u> acre feet
	from _____ to _____	at _____ cfs and	_____
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 1.60 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
400 acre feet per year, said waters to be diverted within the Gov. Lot 6, Sec. 13,
Twp. 3N, Rge. 5W, B. M. in the County of Owyhee

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	5W	24	40	30			10												80

Total number of acres irrigated 80

A measuring device of a type approved by the Director shall be maintained as a
part of the diversion works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 20 day of
December, 19 77

Director

Copy
Ref only

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder Kenneth E. Brown &/or Janice M. Brown
Post office address Rt. 1, Homedale, ID 83628 Phone 337-4501
Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☒ Snake River
(name spring, stream, etc.)
Tributary to Columbia River.

3. Water will be used for the following purposes:

Amount 1.60 c.f.s. for Irrigation
_____ AF/Annum (nature of use)

Period of Use: from Mar. 15 to Nov. 15
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
_____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 1.60 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

(Lot 6)
Township 3N N/S, Range 5W E/W, B.M., Section 13, Subdivision _____ 1/4 1/4, Owyhee
County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 1/4, _____
County
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 1/4, _____
County

Other Points of Diversions: _____

Description of diverting works: diversion from Snake River by 2' inlet pipe into 4' vertical pipe. Lifted into sump box by Parma water lifter and pumped into line by two 50 hp Berkley pumps. Excess is returned to River.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

DATE OF EXAM 6/22/77

ACREAGE
Found 80 Acres
Recommended 80 Acres

Irrigation Requirement 5.0 Ac Ft/Ac

USE
Irrigation Q = 1.60 c.f.s. V = 400 AF/Ann. from Mar. 15 to Nov. 15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Exchange? yes _____ no ☒

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Point of injection:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Point of exchange:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Total Q measured 2.40 cfs Method of measurement flow meter + 5 gallon bucket

Total Q recommended 1.6 cfs Meter No. M0647626 Type Bodger Condition good

Total V recommended 400 AF/year

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

Intake: $1000 \text{ gallons} / 5 \text{ seconds} = 115.285 \text{ gpm} = 2.57 \text{ cfs}$ (meter measurement)

Overflow: $5 \text{ gallons} / 4 \text{ seconds} = 75 \text{ gpm} = 0.17 \text{ cfs}$ (5 gallon bucket measurement)

$Q = \text{Intake} - \text{Overflow} = 2.57 \text{ cfs} - 0.17 \text{ cfs} = 2.40 \text{ cfs}$
 $V = 5.0 \text{ AF/Year} \times 80 \text{ A} = 400 \text{ AF/Year}$

SYSTEM DESCRIPTION:

3 ft. diameter sump on edge of river, with a Parma Water Lifter pump in sump, which supplies water to a distribution box which is equipped with an overflow. Water is pumped from distribution box by means of two 50hp. Berkeley Centrifugal pumps into 10" mainline to fields that are sprinkler irrigated.

REMARKS:

46619190V
MICROFILMED
Examiner's Signature William H. Max Allister III Date 6/28/77
WHA Date 6-28-77
Checked by _____ Date _____
Approved by _____ Date _____

/9/77

2 50 Hp Berkeley Centrifugal Pumps

10" Main line (Steel & PVC) to fields.
Wheel lines in fields.

Panna water lifter in 3 ft diameter sump on edge
of river to distribution box with overflow.

Call back next week when measuring device installed

2.8 ft perimeter pipe from panna lifter

1000 gallons / 52 seconds

Budger meter MDIM 10" # MD647626

5 gallons / 4 second

75 gpm

$$4 \sqrt[15]{60}$$

Receipt # 5075

APPLICATION FOR AMENDMENT

Permit No. 02-7710

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 02-7210, and requests that the permit and permit map be changed as follows:

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

3. Place of use or land to be irrigated:

[illegible]

Total number of acres to be irrigated

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40-acre subdivisions, townships, ranges and ditches.

Scale: 2 inches equal 1 mile

That no one will be injured by such change, and that such change will be made at permit holders own risk.

Signed at Hamlet, ID., this 8th day of July, 19 76.

Kenneth E. Brown Jane M. Brown
(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Administrator, Operations Division

I, A. KENNETH DUNN, ~~Director~~ of the Department of Water Resources

hereby APPROVE the above application for amendment issued on Permit
No. 02-7210.

Witness my hand this 22 day of July, 19 76

A. Kenneth Dunn
Director

Administrator, Operations Division

4661 91 904
MICROFILMED
AUG 16 1994

Identification No. _____

Application No. 02-7510

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Kenneth E. Brown &/or Janice M. Brown Phone: 337-4501
post office address Rt. 1, Homedale, ID
2. Source of water supply Snake River which is a tributary of Columbia River
- 3 a. Location of point of diversion is NE (Lot 7) 1/4 of SW 1/4 of Section 13 Township 3 N
Range 5 W B.M. Owyhee County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ 1/4
of _____ 1/4 of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 1.60 for Irrigation purpose from March 15 to Nov. 15 (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)
5. Total quantity to be appropriated:
a. 1.60 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 100 HP pump and motor will divert water into a sprinkler system.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet, total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years
b. Estimated construction cost is \$18,000.00
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: _____ 1/4 of _____ 1/4 of Section _____ Township _____ Range _____ B.M. _____
(2) Amount of power to be generated _____ hp under _____ feet of head
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____ or number of families to be supplied with domestic water _____
(5) If water is to be used for other purposes describe _____

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

TWP.	RANGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3 N	5 W	24	40	30			10												80

Total number of acres to be irrigated 80

c. Describe any other water rights used for the same purposes as described above. None

9. a. Who owns the property at the point of diversion E. C. Brown

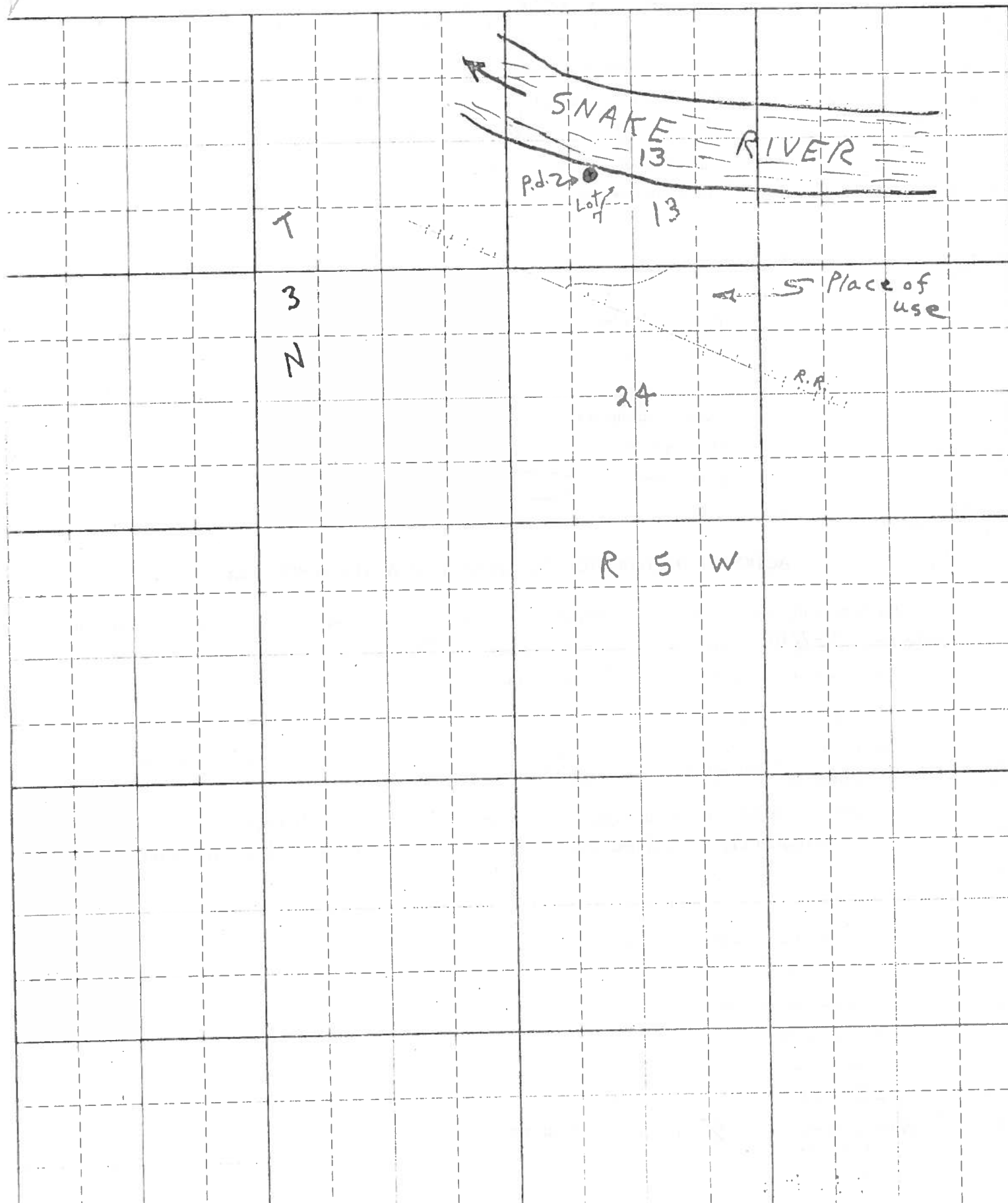
b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing E. C. Brown is applicant's father.

10. Remarks

MICROFILMED
AUG 16 1994

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



Proposed Priority 12-02-1975

Received by C/S Date 12-2-76 Time 11:30 am

Preliminary check by JH Fee \$ 65.00

Received by C/S Date 12-2-76 # 217

Publication prepared by C/S Date 12-5-76

Published in Oregan (Huron)

Publication dates Dec 11 & 18

Publication approved C/S Date 1-5-76

Priority reduced to Reason

Protests filed by:

Copies of protests forwarded by

Hearing held by Date

Recommended for approval denial by JH

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 02-7210, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- SUBJECT TO ALL PRIOR WATER RIGHTS.
- Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 1981.
- Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons:

Witness my hand this 9 day of January 1976.

R. Karl Higgin
Director

MICROFILMED
AUG 16 1984

IN THE DISTRICT COURT OF THE _____ JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF _____

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF _____
Snake River from base of Milner
Dam to Oregon DRAINAGE BASIN
Border.

**NOTICE OF CLAIM
TO A
WATER RIGHT**

02-7210	
I.D. No.	Map No.
\$ 10.00	19551
Fee Paid	Receipt No.

Notice is hereby given that Kenneth E. &/or Janice M. Brown
(Name of Claimant)

Route 1, Homedale, ID 83628
(Mailing Address)

Telephone No. 337-4501
(Zip Code)

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

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 12/2/1975
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River tributary to Columbia River
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | |
|---|--|---|
| Quantity <u>1.6 cfs</u>
(CFS, GPD, AF) | Use <u>Irrigation</u>
(Domestic, irrigation, stock, etc.) | Period of Use From <u>3/15</u> To <u>11/15</u>
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
- (4) 1.6 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source Lot 6 NW 1/4 SE
Sec. 13, Twp. 3N, Rge. 5W, B.M., Owyhee County
Additional Points: _____
B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
2 - 50 HP motors - sprinkler irrigation
- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
<u>3</u>	<u>5W</u>	<u>24</u>	<u>40</u>	<u>30</u>			<u>10</u>												<u>80</u>

Total no. of acres 80

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

NOTE: Include here the type and number of stock watered:

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

(8) Remarks

(9) Basis of claim (Check one)

- ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case.

☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho

Department of Water Resources
Western Regional Office

RECEIVED
JUL 20 1981