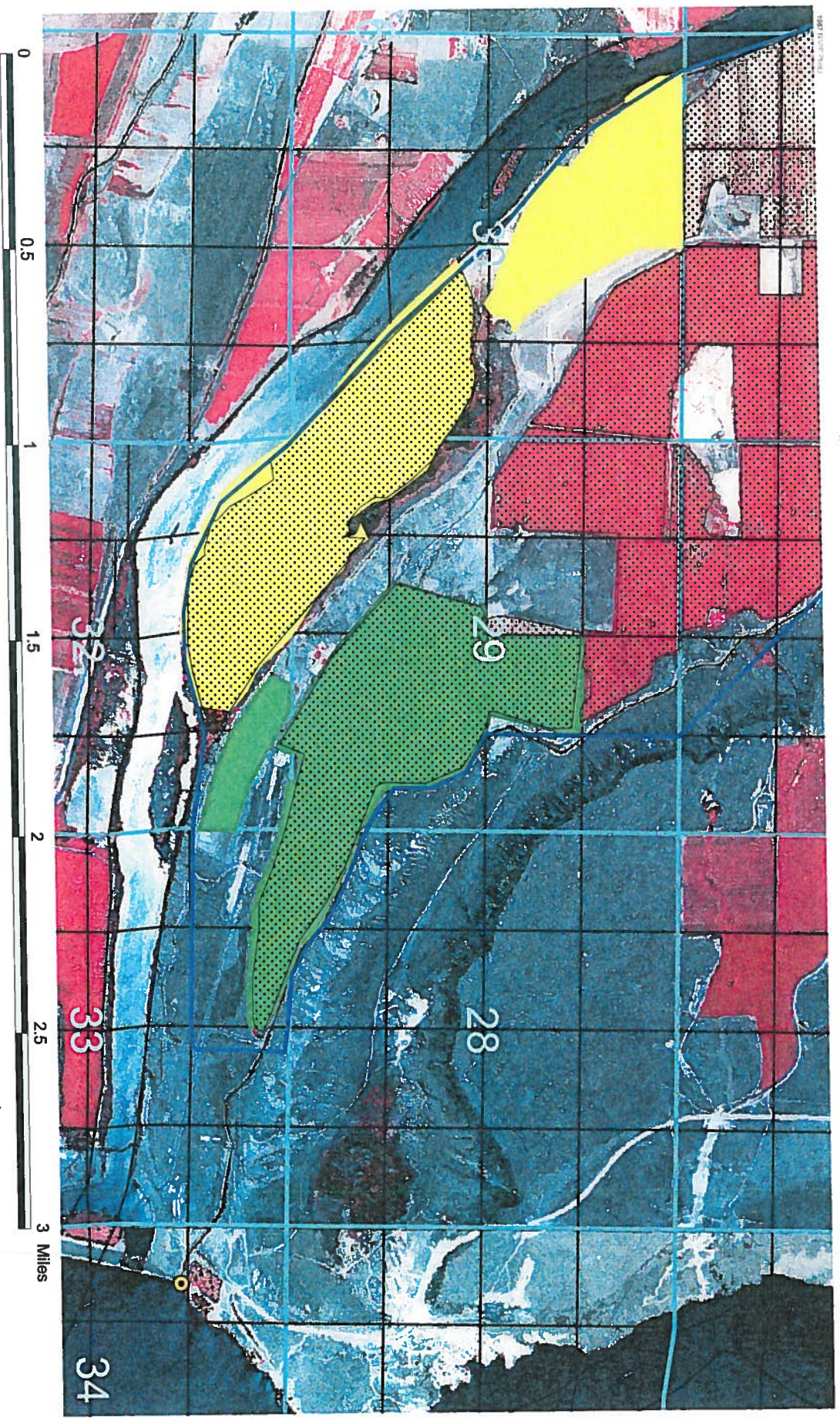
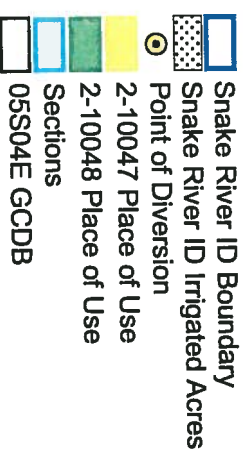


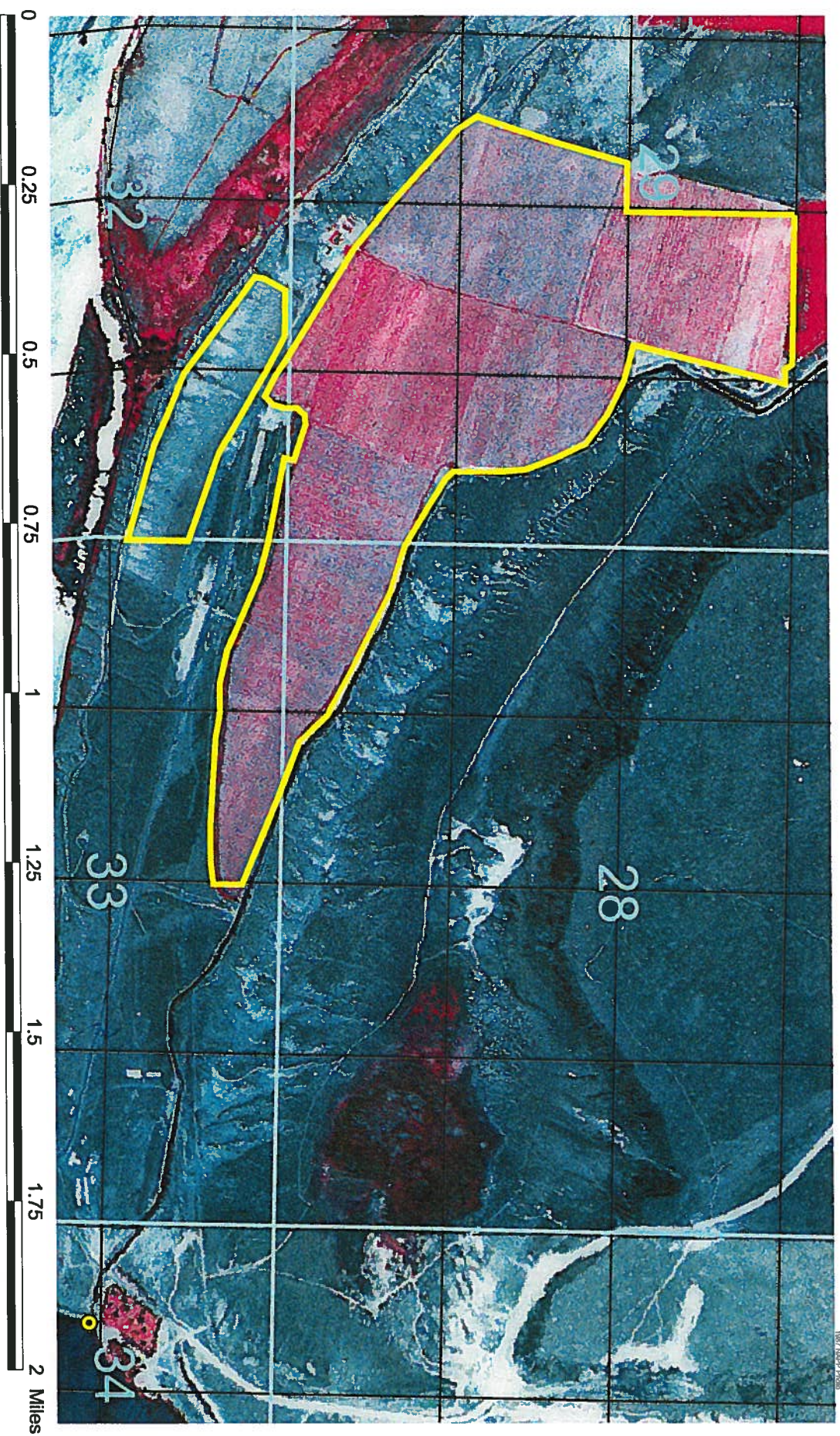
Idaho Department of Water Resources



Claim Numbers: 2-10047, 2-10048
Legal: T05S, R04E, S28-30, 32-34
Reviewed By: SJR 8/31/05



Idaho Department of Water Resources



Claim Number: 02-10048
Legal: T05S, R04E, S28,
S29, S32, S33 & S34
Reviewed By: JLD 8/17/05

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



IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 02-10048

Date: 6-11-02

				NE				NW				SW				SE				Sum
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	55	4E	28											28	10					38
GIS														20.9	1.9					22.8
Claim			29			40						89			1	28	40	32	38	187.9
GIS						35.6						17.1			3.9	17.6	40.1	29.7	35.9	179.9
Claim				-1	-2															18.4
GIS				14.4	4															25.8
Claim			33					3	-4											8
GIS								13.6	10.2											23.8

Number of POD's 2 (neither on Snake River) Total Claimed Acres: 252.3

Total GIS Acres: 252.3

Overlapping POU Claim #'s:

COMMENTS:

POU per claim map + image interpret.

POD - I did not map pods as they are not on the Snake River.

Idaho Department of Water Resources

Claim Number: 02-10048

Legal: T05S, R04E, S28, 29,
32 & 33

Reviewed By:



Point of Diversion



Place of Use

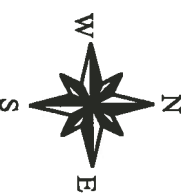
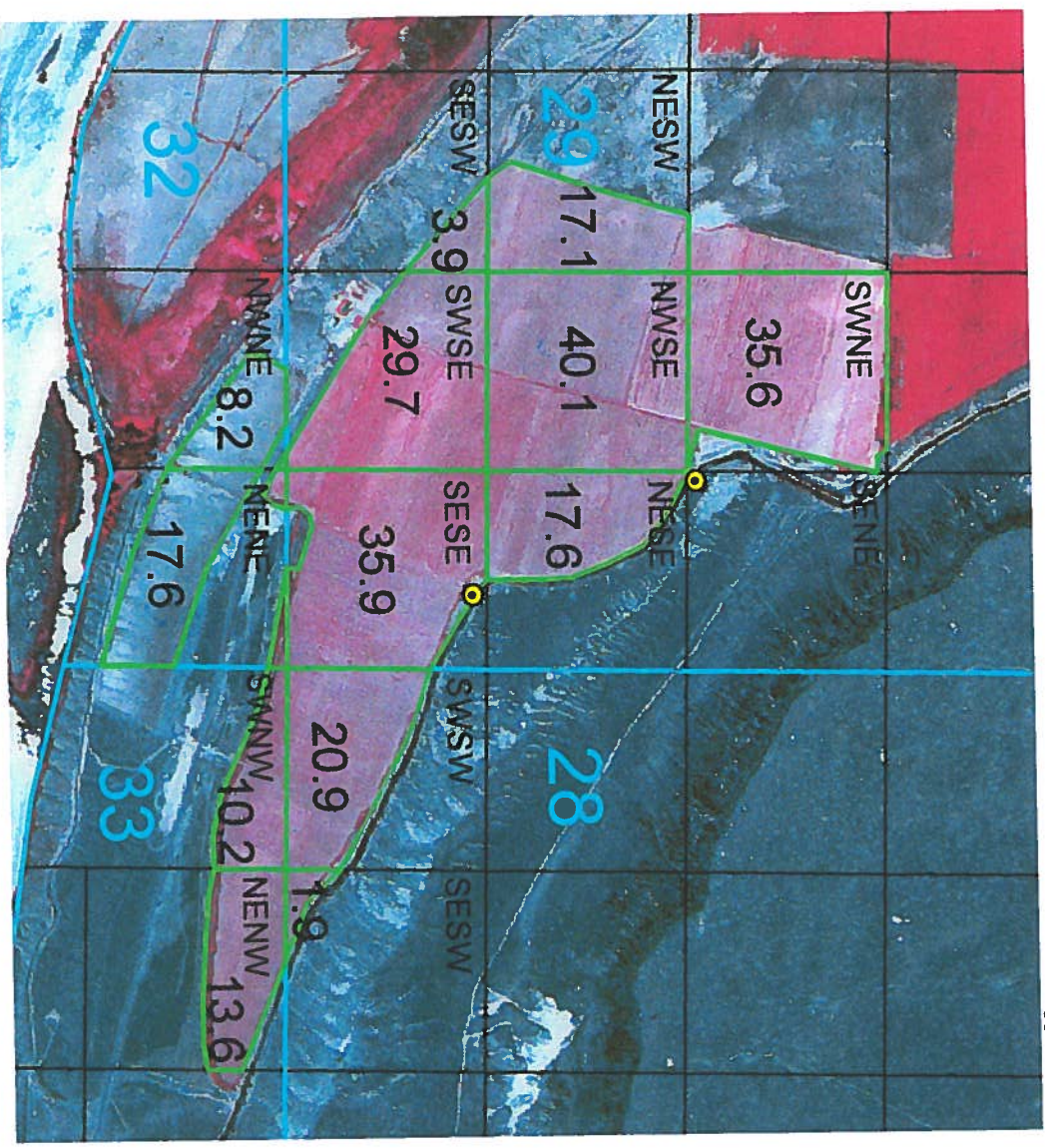


Section Lines



Quarter Quarter Lines

1987 Napp Photo

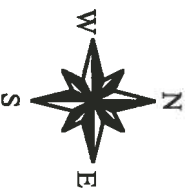
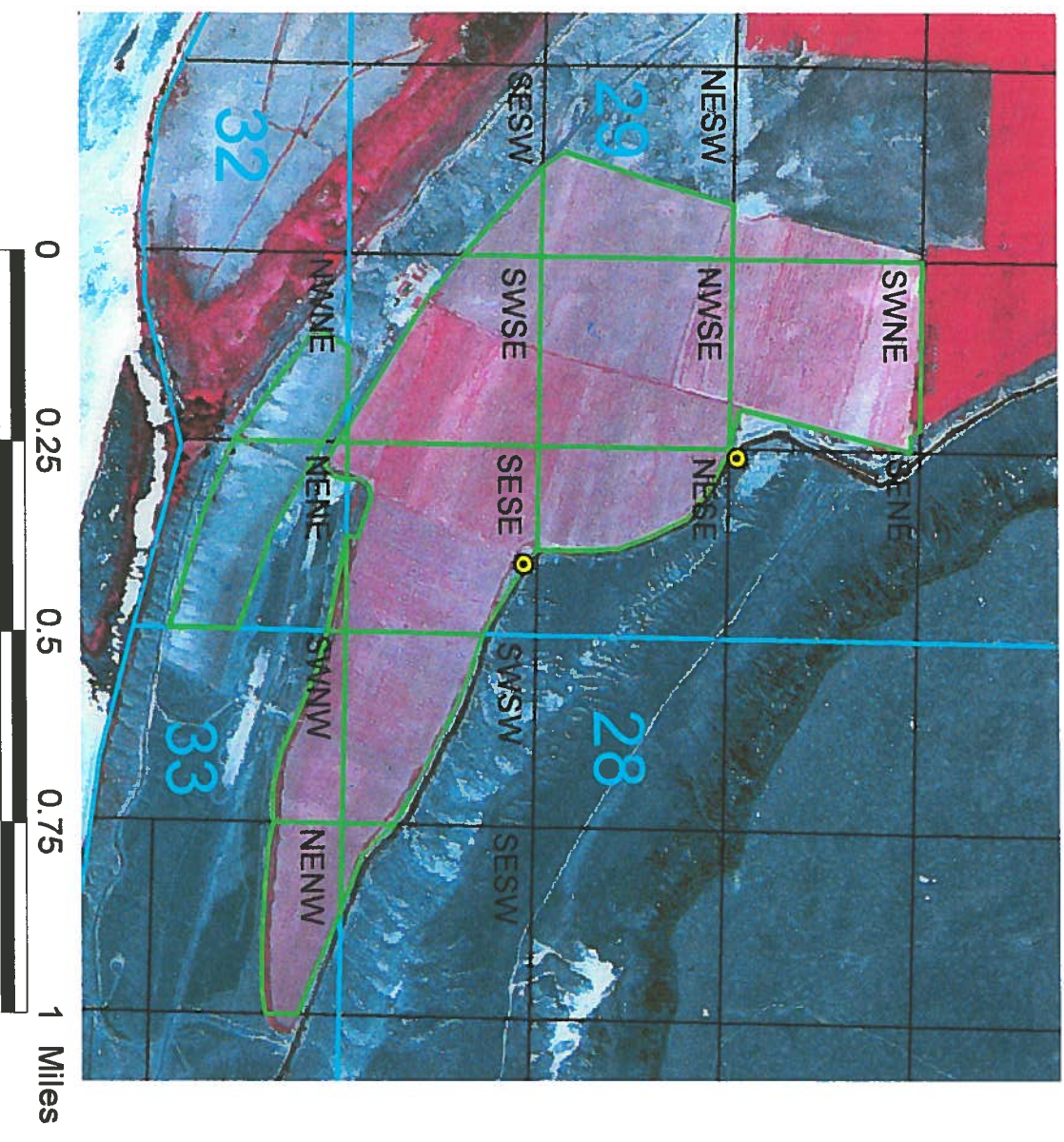


Idaho Department of Water Resources

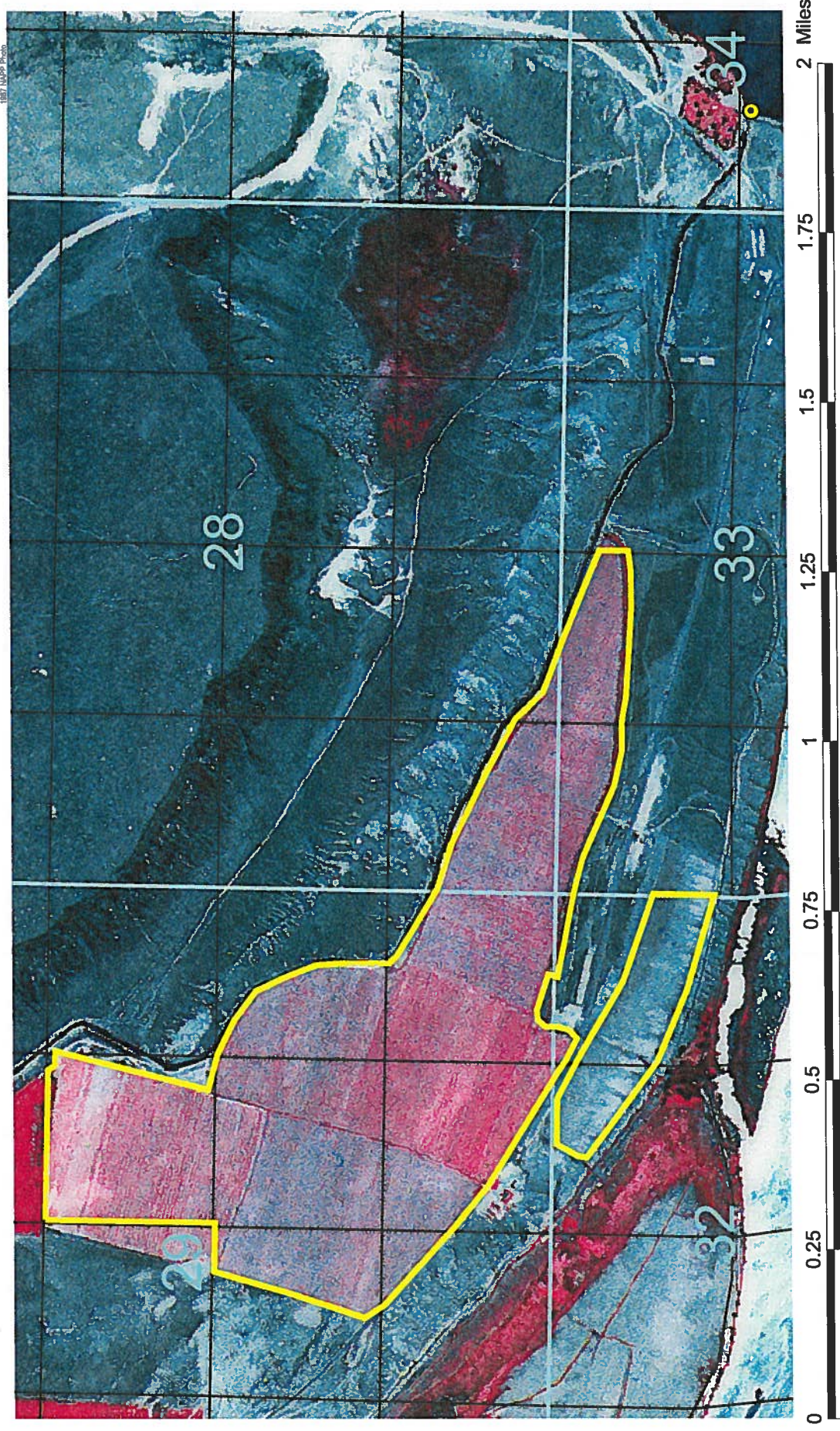
1987 Napp Photo

Claim Number: 02-10048
Legal: T05S, R04E, S28, 29,
32 & 33
Reviewed By:

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



Idaho Department of Water Resources



Claim Number: 02-10048
Legal: T05S, R04E, S28,
S29, S32, S33 & S34
Reviewed By: JLD 8/17/05

08/17/2005

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

RIGHT NUMBER: 2-10048

NAME AND ADDRESS: ERNEST A BRYANT III
PO BOX 669
SHOSHONE ID 83352

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 5.050 CFS

PRIORITY DATE: 03/15/1953

POINT OF DIVERSION:

T05S R04E S34 NESWNW Lot 4 Rediversion Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 10/31	5.050 CFS

PLACE OF USE: IRRIGATION Within ELMORE County

T05S R04E S28	SWSW	21.0	T05S R04E S28	SESW	1.8
T05S R04E S29	SWNE	35.0	T05S R04E S29	NESW	16.0
T05S R04E S29	SESW	3.7	T05S R04E S29	NESE	18.0
T05S R04E S29	NWSE	40.0	T05S R04E S29	SWSE	30.0
T05S R04E S29	SESE	36.0	T05S R04E S32 Lot 2	SWNE	7.8
T05S R04E S32 Lot 1	SENE	18.0	T05S R04E S33	NENW	14.0
T05S R04E S33 Lot 4	NWNW	11.0			

252.3 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Water is delivered through Snake River Irrigation District Canal.

Steve,

There was enough fishy with these two claims that I thought you might want to look over the recommendations. Here are the notes I took when I looked through the files. I think that the recommendation would stand with nothing further from the claimants, however it is significantly different from the original claim. I think that the claimants will need letters about Hubble analysis and also about evidence of priority date. Hopefully these notes make sense enough to be helpful.

Jen

2-10047

8/16/2005

NOTE: POU currently also claimed as part of the Snake River Irrigation District.

Owner: Claimant is Ernest A Bryant III, Tax lots show Simplot as owner, also claimed by Snake River Irrigation District, Idaho Power Company agreement indicates Bennetts as owner

Priority date: Claimed 3/15/1920, evidence of priority only good back until agreement of 1952 with Idaho Power Company

POD: Claimed PODs on canal, need to be moved to reservoir, canal is evident, but may need proof of POD

Source: Snake River (CJ Strike Reservoir)

POU: shown in 1974 and 1987 aerial photography

Use: irrigation as per aerial photos

Season: shortened season as per agreement with Idaho Power Company

Quantity: claimed 9.35 cfs (for 1"/acre diversion would be 6.236 cfs) (Idaho Power Company agreement outlines the use of 11 cfs for this right and 2-10048, when both rights are recommended at 1"/acre the total is $6.236 + 5.046 = 11.282$ (which could be accounted for by considering canal losses))

2-10048

8/16/2005

NOTE: POU currently also claimed as part of the Snake River Irrigation District.

Owner: Claimant is Ernest A Bryant III, Tax lots show Simplot as owner, also claimed by Snake River Irrigation District, Idaho Power Company agreement indicates Bennetts as owner

Priority date: Claimed 3/15/1950, evidence of priority only good back until agreement of 1952 with Idaho Power Company

POD: Claimed PODs on canal, need to be moved to reservoir, canal is evident, but may need proof of POD

Source: Snake River (CJ Strike Reservoir)

POU: shown in 1974 and 1987 aerial photography

Use: irrigation as per aerial photos

Season: shortened season as per agreement with Idaho Power Company

Quantity: claimed 7.57 cfs (for 1"/acre diversion would be 5.046 cfs) (Idaho Power Company agreement outlines the use of 11 cfs for this right and 2-10047, when both rights are recommended at 1"/acre the total is $6.236 + 5.046 = 11.282$ (which could be accounted for by considering canal losses))

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: **A02-10048**
Date Received: 12/ 1/1989
Receipt No: S010574
Received By: _____

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

1. Name: ERNEST A BRYANT III 208-886-2731
Address: PO BOX 669
SHOSHONE ID 83352

2. Date of Priority: MAR 15, 1950

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
05S	04E	29	SW	SE	NE	R	ELMORE
			NE	SE	SE	R	ELMORE

5. Description of diverting works:
C.J. STRIKE TO SNAKE RIVER IRR. DIST. CANAL TO HEADGATES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	7.570		

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

8. Total consumptive use is 758.7 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	04E	28	SW	SW		IRR	28.0
			SE	SW		IRR	10.0

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SEP 19 1998

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
						Section Acres	38.0
		29	SW	NE		IRR	40.0
			NE	SW		IRR	8.9
			SE	SW		IRR	1.0
			NE	SE		IRR	28.0
			NW	SE		IRR	40.0
			SW	SE		IRR	32.0
			SE	SE		IRR	38.0
						Section Acres	187.9
		32	NE	NE	1	IRR	14.4
			NW	NE	2	IRR	4.0
						Section Acres	18.4
		33	NE	NW		IRR	3.0
			NW	NW	4	IRR	5.0
						Section Acres	8.0
						Total Acres	252.3

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
A61-10463, A61-10465

14. Remarks:
A PORTION OF THIS WATER RIGHT MAY BE CLAIMED BY SNAKE RIVER
IRRIGATION DISTRICT FOR 110 SHARES; THAT FIGURE IS INCLUDED IN
THIS CLAIM ALSO.
SEE REFERENCE RIGHT A61-10463 ALSO.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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SEP 19 1996

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.

RECEIVED

DEC 4 1989

CIVIL CASE NUMBER: 39576

renumbered: A02-10048

Ident. Number: ~~A61-10464~~

Date Received: 12/01/1989

Receipt No: S010574

Received By: SCC

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ERNEST A. BRYANT III 208-886-2731
Address: P.O. BOX 669
SHOSHONE, ID 83352

2. Date of Priority: MAR 15, 1950

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
05S	04E	29	SW	SE	NE	R	ELMORE
			NE	SE	SE	R	ELMORE

5. Description of diverting works:
C.J. STRIKE TO SNAKE RIVER IRR. DIST. CANAL TO HEADGATES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	7.570		

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

8. Total consumptive use is 758.7 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05S	04E	28	SW	SW		IRR	28.0
			SE	SW		IRR	10.0
Section Acres							38.0

A61-10464

Page

1

Date: 12/01/89

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AUG 10 1992

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05S	04E	29	SW		NE		IRR	40.0
			NE		SW		IRR	8.9
			SE		SW		IRR	1.0
			NE		SE		IRR	28.0
			NW		SE		IRR	40.0
			SW		SE		IRR	32.0
			SE		SE		IRR	38.0
							Section Acres	187.9
		32	NE		NE	1	IRR	14.4
			NW		NE	2	IRR	4.0
							Section Acres	18.4
		33	NE		NW		IRR	3.0
			NW		NW	4	IRR	5.0
							Section Acres	8.0
							Total Acres	252.3

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
A61-10463, A61-10465

14. Remarks:

A PORTION OF THIS WATER RIGHT MAY BE CLAIMED BY SNAKE RIVER
IRRIGATION DISTRICT FOR 110 SHARES; THAT FIGURE IS INCLUDED IN
THIS CLAIM ALSO.
SEE REFERENCE RIGHT A61-10463 ALSO.

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 Organizations:

I do solemnly swear or affirm that I am Attorney in Fact of
Title
Ernest A Bryant & Co, that I have signed the foregoing
Organization
document in the space below as Attorney in Fact of
Title
Ernest A Bryant & Co and that the statements contained in the
Organization
foregoing document are true and correct.

Frederic A Brosey & Co
Signature of Authorized Agent

Manager, Bryant Ranches
Title and Organization

12/1/89
Date

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 1st day
of December 19 89

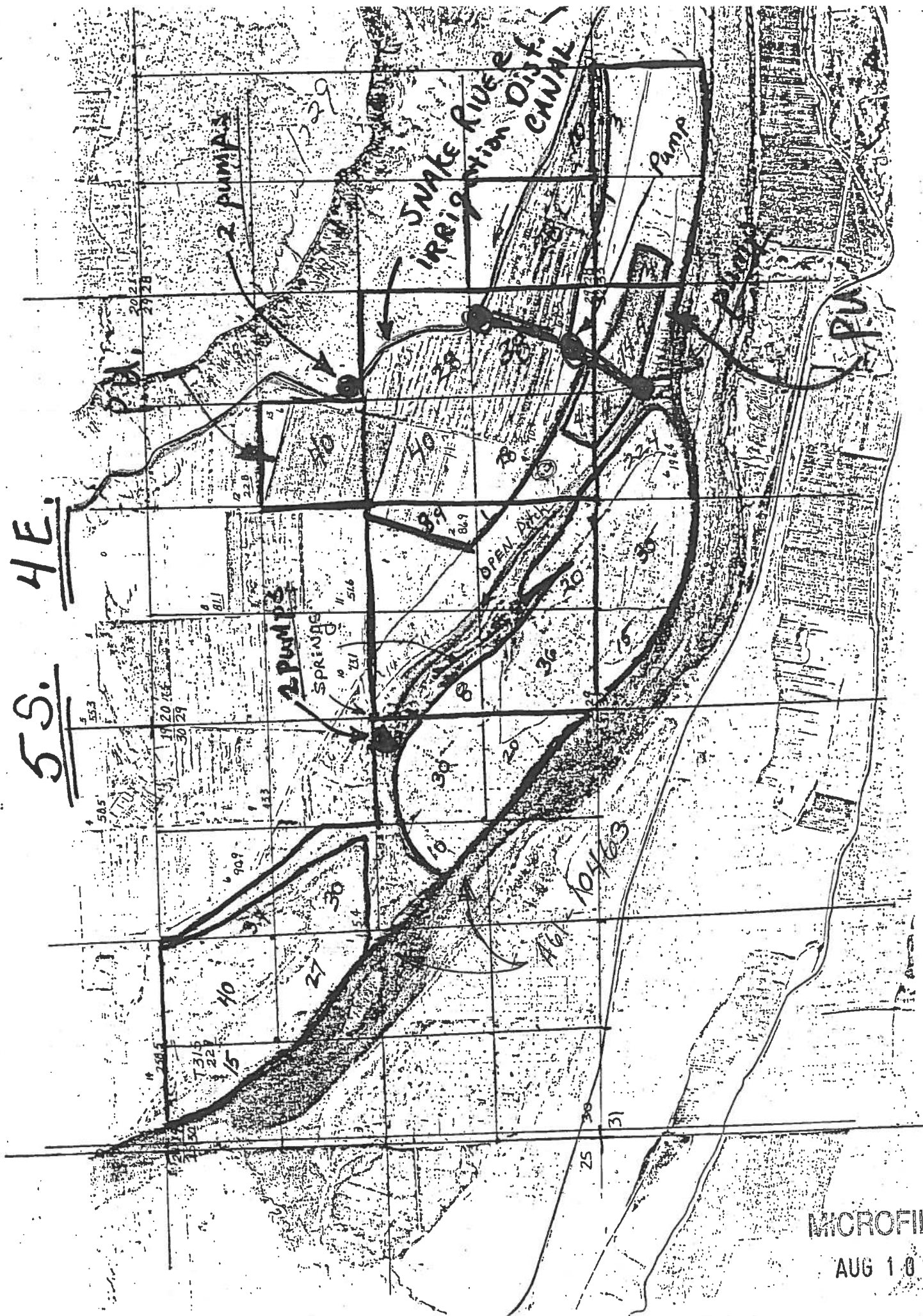
Stan C. [Signature]
Notary Public

Seal

Residing at Twin Falls

My Commission Expires Dec 7 1994

5S. 4E.



A61-10464

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AUG 10 1992

Township 5 South, Range 4 East, Boise Meridian, Elmore
County, Idaho

SECTION 28: SW 1/4 SW 1/4

SECTION 29: SW 1/4 NE 1/4, SE 1/4, SE 1/4 SW 1/4,
N 1/2 SW 1/4, Lot 1

SECTION 30: Lots 1, 2, 3 and 4, NE 1/4 SE 1/4,
NE 1/4 NW 1/4, the SW 50 acres of the
W 1/2 NE 1/4 more particularly described
as follows:

Commencing at the NW corner of said
W 1/2 NE 1/4; thence South along the West
boundary line of the W 1/2 NE 1/4 a
distance of 165 feet to a point; thence
running in a Southeasterly direction to a
point on the East boundary line of said
W 1/2 NE 1/4, said point being 825 feet
North of the SE corner of said
W 1/2 NE 1/4; thence South along said
East boundary line a distance of 825 feet to
the SE corner of said W 1/2 NE 1/4;
thence West along the South boundary line
of said W 1/2 NE 1/4 to the center of said
Section 30; thence North along the West
boundary line of said W 1/2 NE 1/4 to the
point of beginning.

SECTION 32: Lots 1, 2, 3 and 4

SECTION 33: NE 1/4 NW 1/4, Lot 4

SAVE AND EXCEPT those portions of Lot 1, Section 32 and
Lot 4, Section 33, Township 5 South, Range 4 East, Boise
Meridian, Elmore County, Idaho, deeded to the State of Idaho
Department of Fish and Game.

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AUG 10 1992

461-10461

BRYANT RANCHES
ERNEST A. BRYANT III
P. O. BOX 669
SHOSHONE, IDAHO 83352

KNOW ALL PERSONS BY THESE PRESENTS:

That the undersigned does hereby make, constitute and appoint Frederic A. Brossy III, of Shoshone, Lincoln County, Idaho the true and lawful attorney for and in the name, place and stead of the undersigned in the adjudication of all his claims to waters of the Snake River or its tributaries.

The undersigned gives and grants unto said attorney full authority and power to do and perform all and every act and thing whatsoever requisite and advisable to be done in order to complete this adjudication process.

This power of attorney shall remain in full force and effect until revoked by the undersigned.

This power of attorney set forth above is signed and dated at Shoshone, Lincoln County, Idaho this 7th day of July 1988.

Signed by:

Ernest A. Bryant III
Ernest A. Bryant III

Witnessed by:

Natalie Hoss

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AUG 10 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 20, 1992

Ernest A. Bryant, III.
P.O. Box 669
Shoshone, ID 83352

Re: Snake River Basin Adjudication (SRBA) - Elmore County
Identification Number Change

Dear Mr. Bryant,

The identification numbers of your Notices of Claim to a Water Right have been changed from A61-10463 to A02-10047 and A61-10464 to A02-10048. The Idaho Department of Water Resources assigns "administrative basin numbers" that represent a particular geographic location within the state. The "basin number" is used as part of the identification number of the water right. During the process of investigating your claims, it was discovered that your rights are in "Basin 02" rather than "Basin 61". This change does not affect your claim in any other way.

Enclosed is a computer-generated copy of your claim with the new identification number. Refer to this record number in any future inquiries or correspondence. Please do not hesitate to contact this office, if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads 'Roxanne McCarthy'.

Roxanne McCarthy
Sr. Water Resource Agent
Adjudication Bureau

Enclosures:
copy of Notice of Claim

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AUG 10 1992