

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: A37-00973
Date Received: 7/08/1988
Receipt No: S000790
Received By: ScC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

2. Date of Priority: APR 01, 1884

3. Source: LITTLE WOOD RIVER Trib. to: MALAD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05S	17E	29		NW	SW		LINCOLN
		30			SE		LINCOLN
				SW	SE		LINCOLN
		32		NE	NE		LINCOLN

5. Description of diverting works:
MEYERS #73, 74, 75, & 75-A HEADGATES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.000		

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

8. Total consumptive use is 861.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A37-00973

Page 1

Date: 07/08/88

MICROFILMED

FEB 23 1993

10. Place of Use:

[illegible]

11. Place of use in counties: LINCOLN

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

13. Other Water Rights Used:
A37-00059D, A37-00344A

14. Remarks:

TRANS. 3073.

ONE P/D IS LOCATED IN THE CENTER OF THE SE 1/4 SEC. 30.
POU ACRES ARE IDENTICAL FOR WR A37-00059D & A37-00344A.

15. Basis of Claim: DECREED

MICROFILMED

FEB 23 1993

Case Number:
Court :
Decree date: 11/10/1903

N. R. WOODWORTH ET. AL.
Decree Plaintiff

vs FRANK ANTHONY ET. AL., AMENDED
Decree 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 ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 2

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): Frederic A Brossey Date: 7/8/88

Date: _____

State of Idaho)
County of Blaine Falls) SS.

Subscribed and sworn (or affirmed) before me this 8th day

of July 19 88

Mary A. Baldwin
Notary Public

Seal

Residing at Gooding, Idaho
My Commission Expires 10-16-1992



A37-00973

MICROFILMED

23 1993

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.

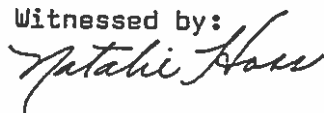
This power of attorney shall remain in full force and effect until revoked by the undersigned.

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

Witnessed by:



MICROFILMED

FEB 23 1993

A 37-00973

08/10/2006

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

RIGHT NUMBER: 37-973
NAME AND ADDRESS: BARBARA FARMS LLC
PO BOX 424
SHOSHONE ID 83352
SOURCE: LITTLE WOOD RIVER TRIBUTARY: MALAD RIVER
QUANTITY: 2.000 CFS
PRIORITY DATE: 04/01/1884
POINT OF DIVERSION:

T05S R17E S29 SWNWSW Within LINCOLN County
T05S R17E S30 SWNESE Within LINCOLN County
T05S R17E S30 NESWSE Within LINCOLN County
T05S R17E S32 NWNENE Within LINCOLN County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	2.000 CFS

PLACE OF USE: IRRIGATION Within LINCOLN County

T05S R17E S29	NWSW	8.70	T05S R17E S29	SWSW	13.00
T05S R17E S29	SESW	21.00	T05S R17E S30	SWNE	19.00
T05S R17E S30	NENW	7.80	T05S R17E S30 Lot 1	NWNW	18.00
T05S R17E S30 Lot 2	SWNW	35.00	T05S R17E S30	SENW	27.00
T05S R17E S30	NESW	32.00	T05S R17E S30 Lot 3	NWSW	12.00
T05S R17E S30	SESW	9.50	T05S R17E S30	NESE	19.00
T05S R17E S30	NWSE	17.00	T05S R17E S30	SWSE	23.00
T05S R17E S30	SESE	23.00	T05S R17E S31	NENE	4.90
T05S R17E S31	NWNE	9.50	T05S R17E S32	NENW	2.20
T05S R17E S32	NWNW	0.30			

301.9 ACRES TOTAL

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 82 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 301.9 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 37-59D & 37-344A.

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.

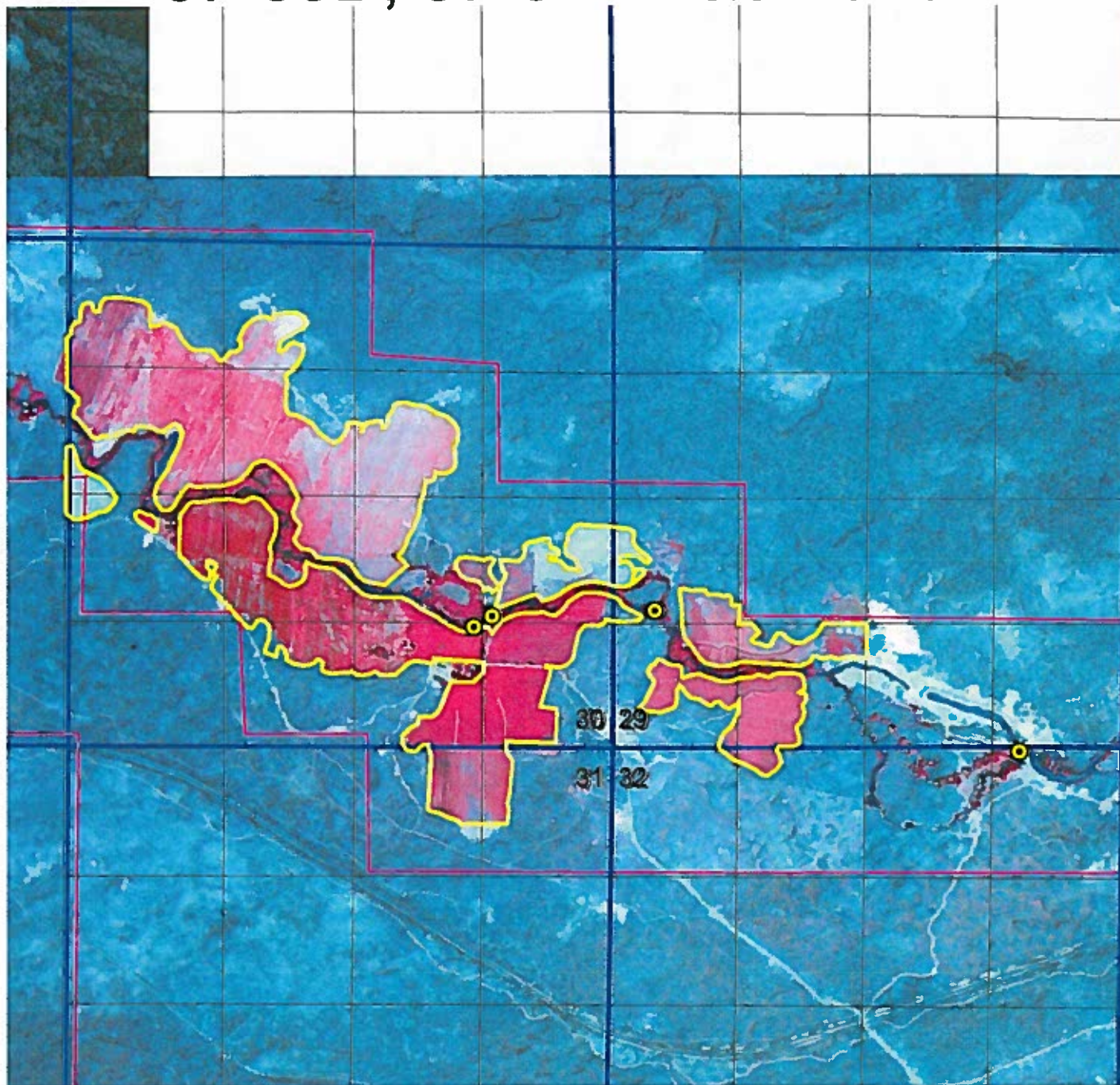
EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

USE OF THIS RIGHT IS COMBINED WITH WATER FROM BIG WOOD CANAL
CO.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

IDAHO DEPT OF WATER RESOURCES

37-59D, 37-344A & 37-973



1320 0 1320 Feet

-  Basin 37 part 1-POU
-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 5S
RNG: 17E
SEC: 29,30,31,32



GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: AUGUST 10, 2006

06/03/2005

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

RIGHT NUMBER: 37-973

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

SOURCE: LITTLE WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 2.000 CFS

PRIORITY DATE: 04/01/1884

POINT OF DIVERSION:

T05S R17E S29 SWNWSW Within LINCOLN County
T05S R17E S30 SWNESE Within LINCOLN County
T05S R17E S30 NESWSE Within LINCOLN County
T05S R17E S32 NWNENE Within LINCOLN County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	2.000 CFS

PLACE OF USE: IRRIGATION Within LINCOLN County

T05S R17E S29	NESW	2.9	T05S R17E S29	NWSW	7.6
T05S R17E S29	SWSW	13.0	T05S R17E S29	SESW	20.0
T05S R17E S29	NWSE	0.1	T05S R17E S29	SWSE	0.1
T05S R17E S30	SWNE	19.0	T05S R17E S30	NENW	7.8
T05S R17E S30 Lot 1 NWNW		18.0	T05S R17E S30 Lot 2 SWNW		35.0
T05S R17E S30	SENW	27.0	T05S R17E S30	NESW	32.0
T05S R17E S30 Lot 3 NWSW		11.0	T05S R17E S30	SESW	8.6
T05S R17E S30	NESE	19.0	T05S R17E S30	NWSE	17.0
T05S R17E S30	SWSE	23.0	T05S R17E S30	SESE	23.0
T05S R17E S31	NENE	4.9	T05S R17E S31	NWNE	9.5
T05S R17E S32	NENW	2.2	T05S R17E S32	NWNW	0.3

301 ACRES TOTAL

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USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 301 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 37-59D & 37-344A.

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EXPLANATORY MATERIAL: Decreed

06/03/2005

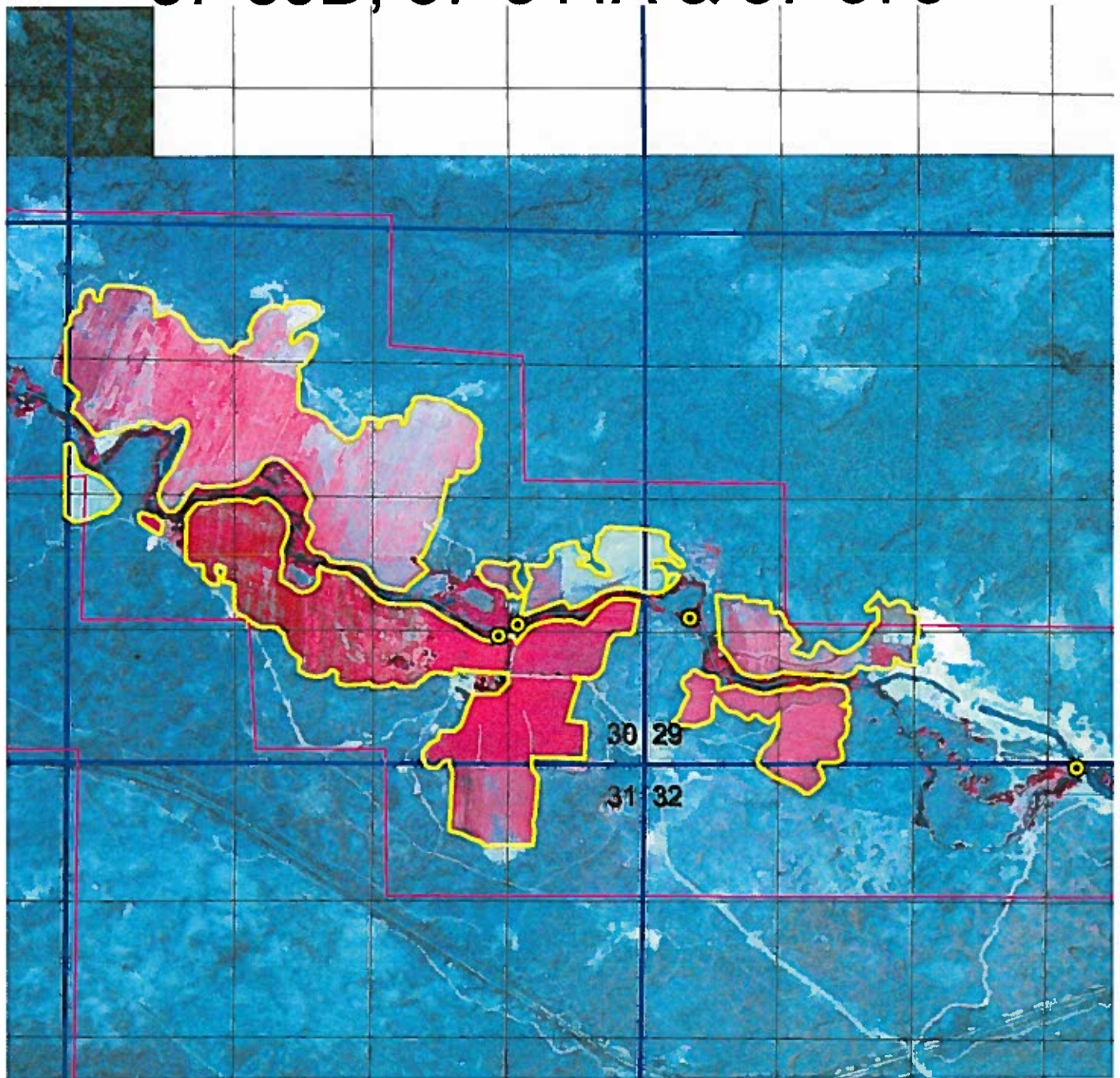
IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

USE OF THIS RIGHT IS COMBINED WITH WATER FROM BIG WOOD CANAL
CO.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

IDAHO DEPT OF WATER RESOURCES

37-59D, 37-344A & 37-973



1320 0 1320 Feet

-  Basin 37 part 1-POU
-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 5S
RNG: 17E
SEC. 29,30,31,32



GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: JUNE 3, 2005

04/12/2005

NOTICE OF ERROR
REPLY

RECEIVED

JUN 03 2005

DEPARTMENT OF
WATER RESOURCES

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: June 3, 2005

Water right number: 37-973

ERNEST A BRYANT III
PO BOX 669

SHOSHONE ID 83352

Telephone Number: (208)886-2731

886-2902

420-2902

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

ERROR IN PLACE OF USE DESCRIPTION

~~TSS R161~~

2. Describe the changes you wish to make in the proposed recommendation:

TSS R16E S25 NENE + SENE

THESE ARE OWNED BY SOMEONE ELSE

3. Give a brief explanation as to why you disagree with these portions:

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE:

6/1/05

SIGNATURE:

Fred Broddy P. H.

Please print your name:

FRED BRODDY

IDWR State Office, 322 E. Front St., P.O. Box 83720, Boise, ID 83720-0098

SCANNED
JUN 03 2005

03/18/2003

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

RIGHT NUMBER: 37-973

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

SOURCE: LITTLE WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 2.000 CFS

PRIORITY DATE: 04/01/1884

POINT OF DIVERSION:

T05S R17E S29 SWNWSW Within LINCOLN County Source: LITTLE WOOD RIVER
T05S R17E S30 SWNESE Within LINCOLN County Source: LITTLE WOOD RIVER
T05S R17E S30 NESWSE Within LINCOLN County Source: LITTLE WOOD RIVER
T05S R17E S32 NWNENE Within LINCOLN County Source: LITTLE WOOD RIVER

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	2.000 CFS

PLACE OF USE: IRRIGATION Within LINCOLN County

T05S R16E S25	NENE	0.3	T05S R16E S25	SENE	0.6
T05S R17E S29	NESW	2.9	T05S R17E S29	NWSW	7.6
T05S R17E S29	SWSW	13.0	T05S R17E S29	SESW	20.0
T05S R17E S29	NWSE	0.1	T05S R17E S29	SWSE	0.1
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EXPLANATORY MATERIAL: Decreed

03/18/2003

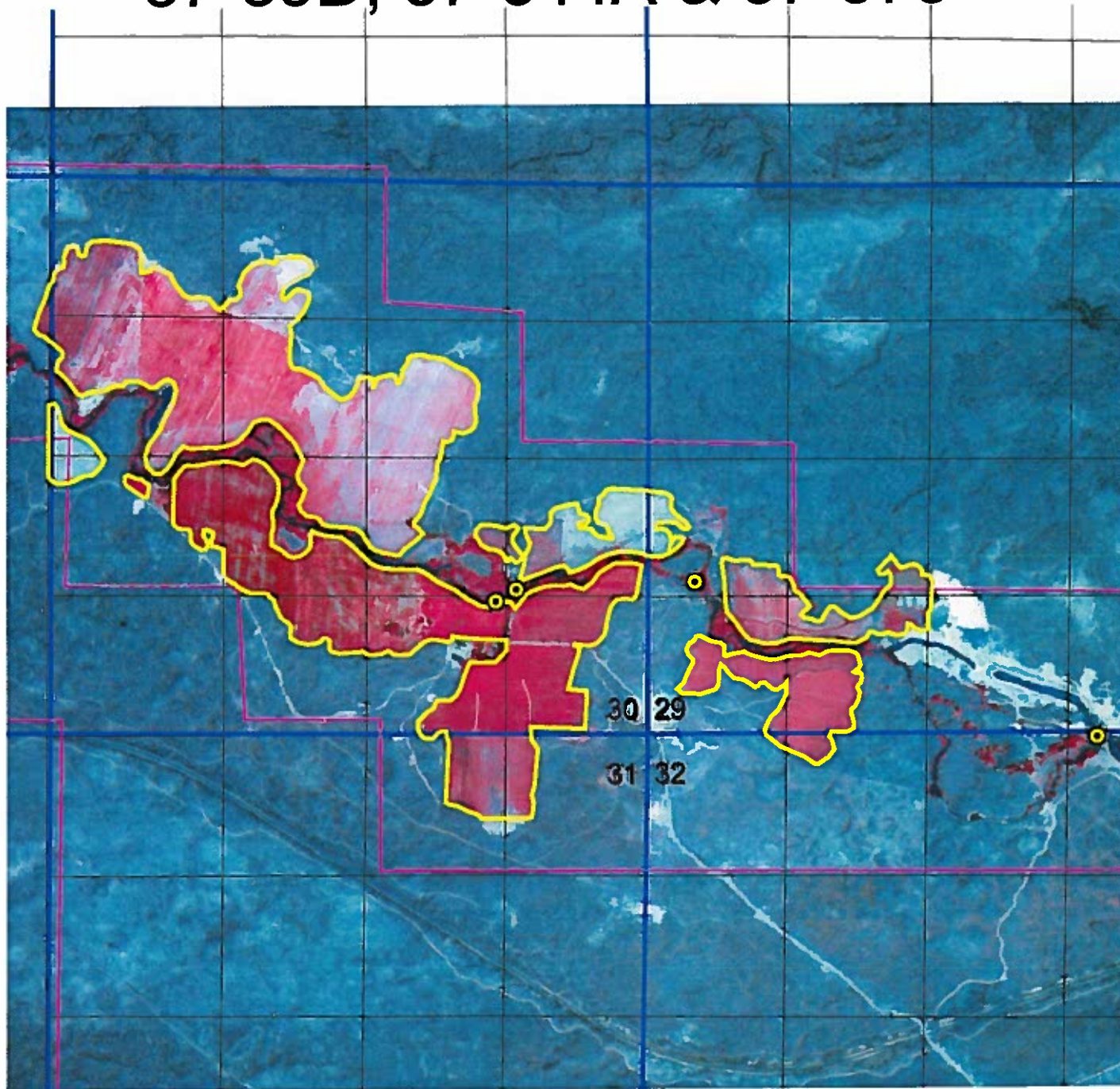
IDAHO DEPARTMENT OF WATER RESOURCES
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CO.

IDAHO DEPT OF WATER RESOURCES

37-59D, 37-344A & 37-973



1320 0 1320 Feet

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-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 5S
RNG: 17E



GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: MARCH 18, 2003

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-973

WATER RIGHT NUMBER: 37-973

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ERNESTATE A BRYANT III C/O FRED BROSSY PO BOX 669 SHOSHONE, ID 83352 (208)886-2731
Original Owner	FRED STIFFLER , ID

Priority Date: 04/01/1884

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
LITTLE WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	2.000 CFS	
	<u>Total Diversion:</u>	2.000 CFS	

Location of Point(s) of Diversion

LITTLE WOOD RIVER LINCOLN County	NE1/4NE1/4	Sec. 32, Twp 05S, Rge 17E, B.M.
LITTLE WOOD RIVER LINCOLN County	SE1/4	Sec. 30, Twp 05S, Rge 17E, B.M.
LITTLE WOOD RIVER LINCOLN County	NW1/4SW1/4	Sec. 29, Twp 05S, Rge 17E, B.M.
LITTLE WOOD RIVER LINCOLN County	SW1/4SE1/4	Sec. 30, Twp 05S, Rge 17E, B.M.

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05S	17E	30						8.0	49.0			25.0							82.0
								L 1	L 2			L 3							

Total Acres: 82

Conditions of Approval:

1. R01 A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-973

2. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
3. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

Remarks:

1. General TRANS. 3073.
ONE P/D IS LOCATED IN THE CENTER OF THE SE 1/4 SEC. 30.

Comments:Dates and Other Information:

Licensed Date:
Decreed Date: 11/10/1903
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 37M
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant: Frank Anthony, et al
Decree Plaintiff: N R Woodworth, et al (Amended)
Civil Case Number:
Judicial District: Fourth District
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False