

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: A77-04221
Date Received: 7/19/1988
Receipt No: C001877

RECEIVED

JUL 25 1988

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BROWN'S INDUSTRIES, INC. 208-342-7883
Address: 101 S. CAPITOL BLVD. SUITE 1818
BOISE, ID 83702

2. Date of Priority: JUN 01, 1952

3. Source: UNNAMED SPRING Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
26N	10E	32	SW SW SW	5	IDAHO

5. Description of diverting works:
1000 GAL. HEADBOX, 1320' 2" PIPELINE TO P/U AT HOUSES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.P.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC FOR 2 HOUSEHOLDS

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
26N	10E	32	SE SW		DOMEST	

11. Place of use in counties: IDAHO

A77-04221

Page 1

Date: 07/19/88

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

13. Other Water Rights Used:
N/A

14. Remarks:
THIS ADJUDICATION CLAIM IS FILED BASED UPON STATUTORY CLAIM
77-04221 ORIGINALLY GIVEN THE NUMBER 79-4408 IN ERROR.

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
_____, that I have signed the foregoing
document in the space below as _____ of
_____ and that the statements contained in the
_____ foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

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 _____

A77-04221

Page 3

Date: 07/19/88

32x1

25x1

32x1

IN RE THE GENERAL ADJUSTMENT
OF RIGHTS TO THE USE OF
THE SNAKE RIVER BASIN

5. Description of existing diversion including the dates of any changes constructed and as enlarged and 1,000 gal headbox

State: 2 females equal 1 male

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho _____
County of Blaine _____

It is known that the undersigned, being duly sworn, deposes and says that he, she, they submitted the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 1 day of June

Lewis & Clark

My commission expires March 17, 1915

FOR DEPARTMENT USE ONLY

Received by <u>me</u>	Date <u>6/1/82</u>	Expiration filed by:	Forwarded to	Date
Proton, check by <u>is</u>	Date <u>6/1/82</u>		statement by:	
630 CIO fee received by <u>SP</u>	Date <u>10/23/82</u>			
Published by <u>John C. ...</u>				
Date <u>10/23/82</u>				

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEMCIVIL CASE NUMBER: 39356
Ident. Number: 877-04221
Date Received: 7/8/1988
Receipt Number: 6001877
DPXNOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAWRECEIVED
JUL 25 1988Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (a) Brown's Industries, Inc. Phone () 342-7883
Mailing Address: 101 S. Capitol Blvd. Suite 1818 Zip: 83702

2. Date of Priority (Only one (1) per claim) 1952

3. Source of water supply (a) Unnamed Spring
which is tributary to (b) Salmon River

4. a. Location of existing point of diversion i.e. Township 26N Range 10E Section 32

SN 1/4 of SN 36N 1/4 of 1/4 Gov. Lot B.M. County of Idaho

Additional points of diversion if any: Section 31 Township 26N Range 10E

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

Township Range Section 1/4 of 1/4 of 1/4

Gov. Lot B.M. County of

ending point i.e. Township Range Section 1/4 of 1/4 of 1/4

1/4 Gov. Lot B.M. County of

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Weirs, 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, as constructed and as enlarged, and the

1,000 gal. headbox 1320 ft. 2" pipe to point of use at the house

to point of use at the house

to point of use at the house

to point of use at the house

to point of use at the house

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b. Wa

For

For

For

For

7. Total

8. Total

9. Non

lives

10. Des

a. II

b. II

TWP

26N

11. In

12. Do

13. De

14. Re

Last N

25x10

32x10

25x10

32x10

ft. Water is claimed for the following purposes:	(both dates are inclusive)	(cfs)	(acre feet)

(cfa)

(acre feet)

For Domestic purposes from 1-1 to 12-31 amount 0.04 or _____

For _____ purposes from _____ to _____^{per} amount _____ or _____

For _____ purposes from _____ to _____ amount _____ of _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.04 (cfs) and/or (b) 0.04 (cfs)

B. Total consumptive use claimed is n/a acre feet per annum.

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

10. Description of place of use: _____

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

a. If water is for irrigation, indicate acreage in each subcategory in the appropriate column.

b. If water is used for other purposes, please add symbols in the corresponding place of use below. See instructions for standard symbols.

[illegible]**Total number of acres irrigated**

11. In which county (ies) are lands listed above as place of use located? 10410

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. or None (

14. Remarks:

Last Name Brown's Industries, Inc Ident No.

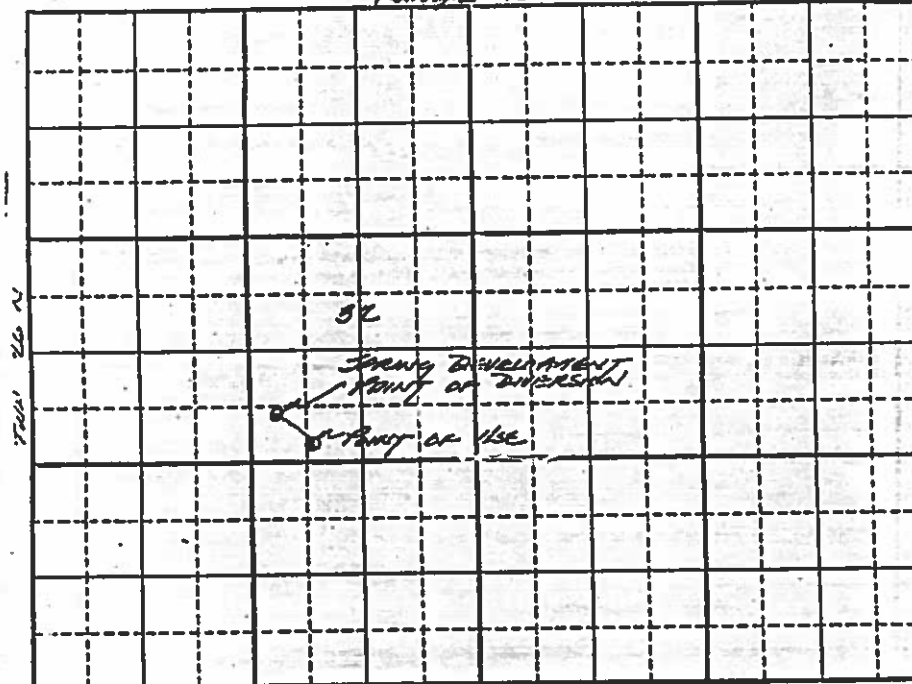
Cyprus Mail, Daily News-Courier

Expte: 2 hrs

Section

(8) Remarks _____

RANGE 10 E



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

Brown's Industries, Inc.

15. Basis of Claim

If applicable:
Court _____
Plaintiff vs. Defendant _____

16. Signature (a) By signature of you or your agent, how you wish to record:
Number of _____
For Individuals: _____
and correct. Signature of _____

For Organization of _____ Brown _____

document in the _____
and that the state _____

State _____

County _____

State of Idaho/_____

County of _____

Subscribed and _____

17. Notice of Appeal
Notice is hereby _____
of the claimant _____
should be mailed _____

Signature _____

Address _____

Date _____

Last Name _____

15. Basis of Claim (check one): ☐ Decree ☒ Title Name ☐ Other ☒ X
If applicable provide IDWR Water Right Number 79-4408
Court _____ Decree Date _____
Case Number _____
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 _____
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments _____

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

Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Secretary-Treasurer
of Brown's Industries, Inc. that I have signed the foregoing
document in the space below as Secretary-Treasurer of Brown's Industries, Inc.
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Jerry Blaylock
Title and Organization Secretary-Treasurer Date July 19, 1988

State of Idaho/or _____ }
County of Ada } ss.

Subscribed and sworn (or affirmed) before me this 19th day of July 19 88

SEAL

Notary Public James A. Cavanaugh

Residing at Boise, Idaho

My Commission Expires August 1991

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Brown's Industries, Inc. Case Number _____

Copy to Idaho State Public-Claims

25x10

32x10

25x10

32x10

10-4-72 DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

JUD-26)

WATER RIGHT NUMBER - A77-J4221

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD CO) NUMBER -

LAST NAME -

FIRST NAME -

ADDRESS -

*** C - CURRENT OWNER ***
BROWN'S INDUSTRIES, INC.

1 - 101 S. CAPITOL BLVD. SUITE 1319
2 -
3 -
CITY- BOISE
PHONE - 208-342-7883

STATE- ID ZIP- 83702

PRIORITY DATE -
06/01/1992

REGION -
14 WESTERN

STAGE -
5 - STATUTORY CLAIM

STATUS -

SOURCE -
UNNAMED SPRING

TRIBUTARY -
SALMON RIVER

POINT OF DIVERSION -
STREAM INDEX (BLANK IF NO INDEX CODE)

TWN	RNG	SEC	TRACT	LOT	RFLG	COUNTY
26N	10E	32	SW SW	5		(49) IDAHO

CODE	DESCRIPTION	PERIOD FROM	PERIOD TO	DIVERSION RATE	DIVERSION VOLUME
43 - DOMESTIC		01/01	12/31	0.040	

TOTAL DIV. RATE - 0.040
TOTAL DIV. VOLUME -
TOTAL DIV. CAPACITY -
TOTAL CONSUMPTIVE USE - 0.0
KW USAGE -

TWN	RNG	SEC	TRACT	LOT	ACRES	PLACE OF USE	DESCRIPTION	COUNTY
26N	10E	32	SE SW			43 DOMESTIC		(49) IDAHO

DIVERSION MEANS - 1000 GAL. HEADBOX, 1320' 2" PIPELINE TO P/U AT HOUSES

NON-IRRIGATION USE - DOMESTIC FOR 2 HOUSEHOLDS

OTHER RIGHTS FOR SAME USE - N/A

REMARKS
THIS ADJUDICATION CLAIM IS FILED BASED UPON STATUTORY CLAIM
77-04221 ORIGINALLY GIVEN THE NUMBER 79-4408 IN ERROR.

OLD WATER RIGHT NUMBERS
NO OLD WATER RIGHT NUMBERS FOUND.

CONDITIONS OF APPROVAL
NO CONDITIONS OF APPROVAL FOUND.

DECREE PLAINTIFF -
DECREE DEFENDANT -

DECREE DATE -
00/00/0000

AUDIT FIELDS - 07/21/88 LUTHY 09/26/89 REFUNDAL

32x10

25x10

32x10

AJ5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

PREFIX TRANSLATION: ADJUDICATION CLAIM

WATER RIGHT NUMBER - A77-04221

--- COMMENTS ---
NO COMMENTS FOUND

--- ADJUDICATION RIGHTS DATES AND FLAGS AREA ---

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39175
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 05/16/1986	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 07/19/1988	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROG MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- C001977	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLAG	-	POU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	-	NOTICE OF ERROR FLAG	-

RP26N106 PMS 10A

DATA ENTRY
ENTERED 12-1-93/5
CHECKED 3-31-94/2

VERIFIED
SEP 14 1992

Verified By
Topo Map/Ortho-PO
ASCS Map
Watermeter Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statements
Project Records
IDWR Records

CERTIFIED
MAY 23 1993
WATER EXAMINER

PROOF
JUN 26 1992