

37-11222
COPY

1999 MAR 29 PM 1:56

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

) NOTICE OF COMPLETED
) ADMINISTRATIVE PROCEEDINGS
)
)

_____) SUBCASE NO. 37-11222

IDWR has completed the following Administrative proceeding: CHANGE OF ADDRESS

Name and New Address of Claimant:

David A Brose
Susan C Brose
PO Box 1506
Twin Falls ID 83303-1506
Phone: 733-1045

The Claimant has filed Objections or Responses to the following water rights: None

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 3/26/99

T. Douglas
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 3/29, 1999, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant or attorney of record:
David A Brose
Susan C Brose
PO Box 1506
Twin Falls ID 83301
3. One Copy to:
Each party in the subcase or attorney of record:
4. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
5. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

AJ5856NP

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

DATE: MAR-25-1999

PAGE: A-10

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 37-11222

NAME & ADDRESS: DAVID A BROSE
SUSAN C BROSE
PO BOX 1506
TWIN FALLS ID 83303-1506

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 12/31/1950

POINT OF DIVERSION: T06S R13E S04 SWSWSW Within GOODING County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	DOMESTIC 1 HOUSE	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within GOODING County
T06S R13E S04 SWSW

DOMESTIC Within GOODING County
T06S R13E S05 SESE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
STOCKWATER 30 HORSES
PARCEL NOS. RP 06S13E046000, RP 06S13E059010



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

March 29, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

DAVID A BROSE
SUSAN C BROSE
PO BOX 1506
TWIN FALLS ID 83303-1045

RE: SRBA Claim(s) 37-11222

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf

AJ0749NP
No. 37-11222

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 03/22/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DAVID A BROSE	12/31/1950	STOCKWATER	01-01 12-31	0.02 CFS	
C	SUSAN C BROSE		DOMESTIC	01-01 12-31	0.04 CFS	
	PO BOX 1506					
	TWIN FALLS ID 833031506					
	(208) 733-1045			TOTAL DIVERSION:	0.06 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T06S R13E S04 SWSWSW

GOODING County

Place of use Legal Description for: STOCKWATER

	NE				NW				SW				SE			
T R S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac
06S 13E 4	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:

Place of use Legal Description for: DOMESTIC

	NE				NW				SW				SE			
T R S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac
06S 13E 5	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:

POU County: GOODING

Non-Irrigation Uses: 1 HOUSE

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP STOCKWATER 30 HORSES
PARCEL NOS. RP 06S13E046000, RP 06S13E059010

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
222 SHOSHONE ST E
TWIN FALLS ID 83301
(208) 736-3033

PHILIP E BATT
GOVERNOR

KARL J DREHER
DIRECTOR

NCAP

CHANGE IN ADDRESS OF THE NOTICE OF CLAIM
IN THE SNAKE RIVER BASIN ADJUDICATION

RECEIVED
MAR 22 1999
Department of Water Resources
Southern Region

☐ Water Right Number(s): A37-11222

☐ Old Mailing Address:

David A Brase/Susan C Brase
702 Bridge Street
POB 2343

☐ New Mailing Address:

Twin Falls ID 83303
David A Brase/Susan C Brase
702 Bridge Street
POB 1506
Twin Falls ID 83303-1506

☐ ^{Same} ~~New~~ Telephone Number: (208) 733-1045

☐ Signature of Claimant(s):

David A Brase

Date:

3-19-99

FOR IDWR USE ONLY	
Initial Review and Data Entry	
Date:	By:
Further Action Needed:	
Further Action Taken	
Date:	By:
Final Review and Data Entry	
Date:	By:

AJ0749NP
No. R37-11222

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 08/20/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DAVID A BROSE	12/31/1950	STOCKWATER	01-01 12-31	0.02 CFS	
C	SUSAN C BROSE		DOMESTIC	01-01 12-31	0.04 CFS	
	702 BRIDGE STREET					
	PO BOX 2343					
	TWIN FALLS ID 83303					
	(208) 733-1045					
				TOTAL DIVERSION:	0.06 CFS	

RECEIVED

AUG 28 1998

Department of Water Resources
Southern Region

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T06S R13E S04 SWSWSW

GOODING County

Place of use Legal Description for: STOCKWATER

NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
06S	13E	4	:													:

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
06S	13E	5	:													:

POU County: GOODING

Non-Irrigation Uses: 1 HOUSE

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP STOCKWATER 30 HORSES
PARCEL NOS. RP 06S13E046000, RP 06S13E059010

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

11222

AJ0749NP
No. R37-11222

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 08/20/98
PAGE: 2

=====
Comments: Date: 08/20/1998 User-ID: SEGBERT Subject: COPIED FROM REMARKS
PRIORITY BEST ESTIMATE OF CLAIMANT.
THIS PROPERTY WAS SOLD ON 1/29/1990 BY TREMELLINGS TO THE
BROSES.

Audit: 08/20/98 SEGBERT

AJ5856NP

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

DATE: SEP-5-1997

PAGE: A-72

RIGHT NUMBER: 37-11222

NAME & ADDRESS: DAVID A BROSE
SUSAN C BROSE
702 BRIDGE STREET
PO BOX 2343
TWIN FALLS ID 83303

*Intermountain Specialties
DBA Brose Chem.
P.O. Box 1506
Twin Falls*

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

PRIORITY DATE: 12/31/1950

POINT OF DIVERSION: T06S R13E S04 ✓ SWSW ✓ Within GOODING County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	DOMESTIC D/ 1 HOUSE, S/ 30 HORSES	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within GOODING County
T06S R13E S04 ✓ SWSW ✓
DOMESTIC Within GOODING County
T06S R13E S05 ✓ SESE ✓

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

PRIORITY BEST ESTIMATE OF CLAIMANT.
THIS PROPERTY WAS SOLD ON 1/29/1990 BY TREMELLINGS TO THE
BROSES.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

*RP06S13E046000
RP06S13E059010*

Verified by *SR* Date: 7-14-98

Verification Source: *Computer, map*



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

July 28, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

INTERMOUNTAIN SPECIALTIES
DBA BROSE CHEM.
PO BOX 1506
TWIN FALLS ID 83303

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right No. A37-11222

Dear Claimant:

We have been advised you may be the present owner of the property with the water right referenced above.

Before we can modify our records to reflect your ownership of the water right referenced above, we need Form 42-248/42-1409(6) completed. This form is enclosed for your use. Please follow the instructions on the back of the form and return to my attention at this office by August 13, 1998.

Please call this office toll-free at 1-800-451-4129 if you have any questions.

Yours truly,

Sandy Egbert
Clerical Specialist

*No response
8-20-98*

cc: Regional office

Enclosures: Form 42-248/42-1409(6)

Copy of No.A37-11222 water right filing

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: A37-11222
Date Received: 9/01/1988
Receipt No: S002012
Received By: R. V. H.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DAVID A. BROSE 208-733-1045
Address: 702 BRIDGE STREET
P.O. BOX 2343
TWIN FALLS, ID 83303

AND/OR

Name: SUSAN C BROSE 208-733-1045
Address: 702 BRIDGE STREET
P.O. BOX 2343
TWIN FALLS, ID 83303

2. Date of Priority: DEC 31, 1950

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	13E	4	SW	SW	SW		GOODING

5. Description of diverting works:
WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.020		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 1 HOUSE, S/ 30 HORSES

A37-11222

Page 1

Date: 02/02/90

MICROFILMED
FEB 25 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	13E	4	SW	SW		STOCK	
		5	SE	SE		DOMEST	

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
NONE

14. Remarks:
PRIORITY BEST ESTIMATE OF CLAIMANT.
THIS PROPERTY WAS SOLD ON 1/29/1990 BY TREMELLINGS TO THE
BROSES.

15. Basis of Claim: BENEFICIAL USE

MICROFILMED
FEB 25 1993

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 _____

MICROFILMED
FEB 25 1993

RECEIVED

MAR 13 1990

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

Department of Water Resources
Southern Region Office

- [] Water Right Number(s): A37-11222
- [] Name and Address of
Former Claimant: C. Wallace Tremelling and Chris L. Tremelling
812 East Highway 26, P. O. Box #68
Bliss, Idaho 83314
- [] New Claimant(s): David A. Brose and Susan C. Brose
- [] New Mailing Address: 702 Bridge Street
P. O. Box #2343
Twin Falls, Idaho 83303

New Telephone Number: (208) 733 - 1045

- [] Does the change in ownership result in a splitting of the
water right claimed? yes X no

If yes, then describe the portion of the water right that is
now claimed by the new owner:

- [] Attach proof of ownership
Describe proof attached: Copy of recorded Warranty Deed
- [] Signature of New Claimant(s): Dan J. Brose
Susan C. Brose

Date: January 29, 1990

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

MICROFILMED
FEB 25 1993

WARRANTY DEED

For Value Received

WILLIAM C. EXON and WYNARDA M. EXON, husband and wife

the grantors, do hereby grant, bargain, sell and convey unto

DAVID A. BROSE and SUSAN C. BROSE, husband and wife

the grantees, whose current address is

702 Bridge Street, Box #2343
Twin Falls, Idaho 83303

the following described premises, in Gooding..... County Idaho, to-wit:

PARCEL I

The SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 4, Township 6 South, Range 13 East, Boise Meridian, County of Gooding, State of Idaho.

PARCEL II

That portion of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ lying South of the main line and East of the Northside Branch of the Union Pacific Railroad right-of-way (formerly Oregon Short Line Railroad), in Section 5, Township 6 South, Range 13 East, Boise Meridian, County of Gooding, State of Idaho.

EXCEPTING therefrom a tract conveyed to the State of Idaho for highway as set forth in Book 46 of Deeds Page 494 of the Gooding County official records.

TOGETHER with 53.15 shares of irrigation water from the North Side Canal Company.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances except current year's taxes, levies and assessments, and except restrictions, reservations and easements of record, and easements visible upon the premises,

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: January 29, 1990

William C. Exon
WILLIAM C. EXON

Wynarda M. Exon
WYNARDA M. EXON

STATE OF IDAHO, COUNTY OF Gooding

On this 29th day of January, 1990,
before me, a notary public in and for said State, personally
appeared

WILLIAM C. EXON & WYNARDA M.
EXON, husband and wife

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to me
that they executed the same.

Residing at Hagerman, Idaho
Comm. Expires 5-10-91

Notary Public



STATE OF IDAHO
COUNTY OF GOODING, SS
RECORDED AT REQUEST
FIRST AMERICAN TITLE COMPANY
'90 FEB 20 AM 10 02
DEP. ALICE FEE 3.00

139847

First American Title Company of Idaho

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: A37-11222
Date Received: 9/01/1988
Receipt No: 5002012
Received By: ADA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: C. WALLACE TREMELLING
Address: P.O. BOX 68
BLISS, ID 83314 208-352-4318
AND/OR
Name: CHRIS L. TREMELLING
Address: P.O. BOX 68
BLISS, ID 83314 208-352-4318
2. Date of Priority: DEC 31, 1950
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	13E	4	SW	SW	SW		GOODING
5. Description of diverting works:
WELL & PUMP
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.020		
7. Total Quantity Appropriated is:
0.060 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
D/ 1 HOUSE, S/ 30 HORSES

A37-11222

Page 1

Date: 09/01/88

MICROFILMED
FEB 25 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	13E	4	SW	SW		STOCK	
		5	SE	SE		DOMEST	

11. Place of use in counties: GOODING

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

13. Other Water Rights Used:
NONE

14. Remarks:
PRIORITY BEST ESTIMATE OF CLAIMANT.

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

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): Chris L. Humelling Date: 11/Sept/88

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 1 day
of Sept. 19 88

Al D. Smith
Notary Public

Seal

Residing at Kimberly, Id.
My Commission Expires 6/30/94

A37-11222

36

3302

31

32

33

IRRIGATION

DITCH

3275

3294

3294

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T65 R13E

3301

DITCH

UNION

PACIFIC

BM 3244

BM 3262

Blue

BM 3250

BM 3291

Pioneer Cer

Alt

3299

3248

3308

12

SNAKE

BM

FEB 25 1993

ING

3275