

06/07/2006

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

RIGHT NUMBER: 1-177E

NAME AND ADDRESS: BETTY J BROWN
177 N 4700 E
RIGBY ID 83442

JERRY BROWN
177 N 4700 E
RIGBY ID 83442

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

Water is delivered from the Dry Bed.

QUANTITY: 0.100 CFS

This right when combined with all other rights shall provide no more than 4.0
afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 06/02/1889

POINT OF DIVERSION:

T04N R40E S28 NESWNW Within JEFFERSON County

T04N R40E S29 SWNE NE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.100 CFS

PLACE OF USE: IRRIGATION Within JEFFERSON County

T04N R40E S28	NWNW	6.20	T04N R40E S28	SWNW	1.40
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7.6 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of
7.6 acres in a single irrigation season. Combined Right Nos.: 01-35F, 01-177E.

This right is limited to the irrigation of 2.7 acres within the place of use
described above in a single irrigation season.

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 water under this right will be regulated by a watermaster with
responsibility for the distribution of water among appropriators within a
water district. At the time of this approval, this water right is within
State Water District No. 01.

This right does not grant any right-of-way or easement across the land of
another.

The right holder shall provide a means of measurement and lockable
controlling works for all authorized points of diversion. The means of
measurement and controlling works must be suitable for control of the
diversions and acceptable to the watermaster.



Idaho Department of Water Resources

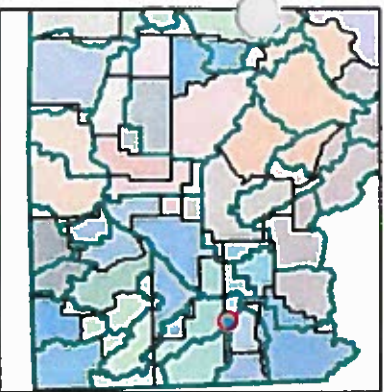
Adjudication Claim:

1-35F

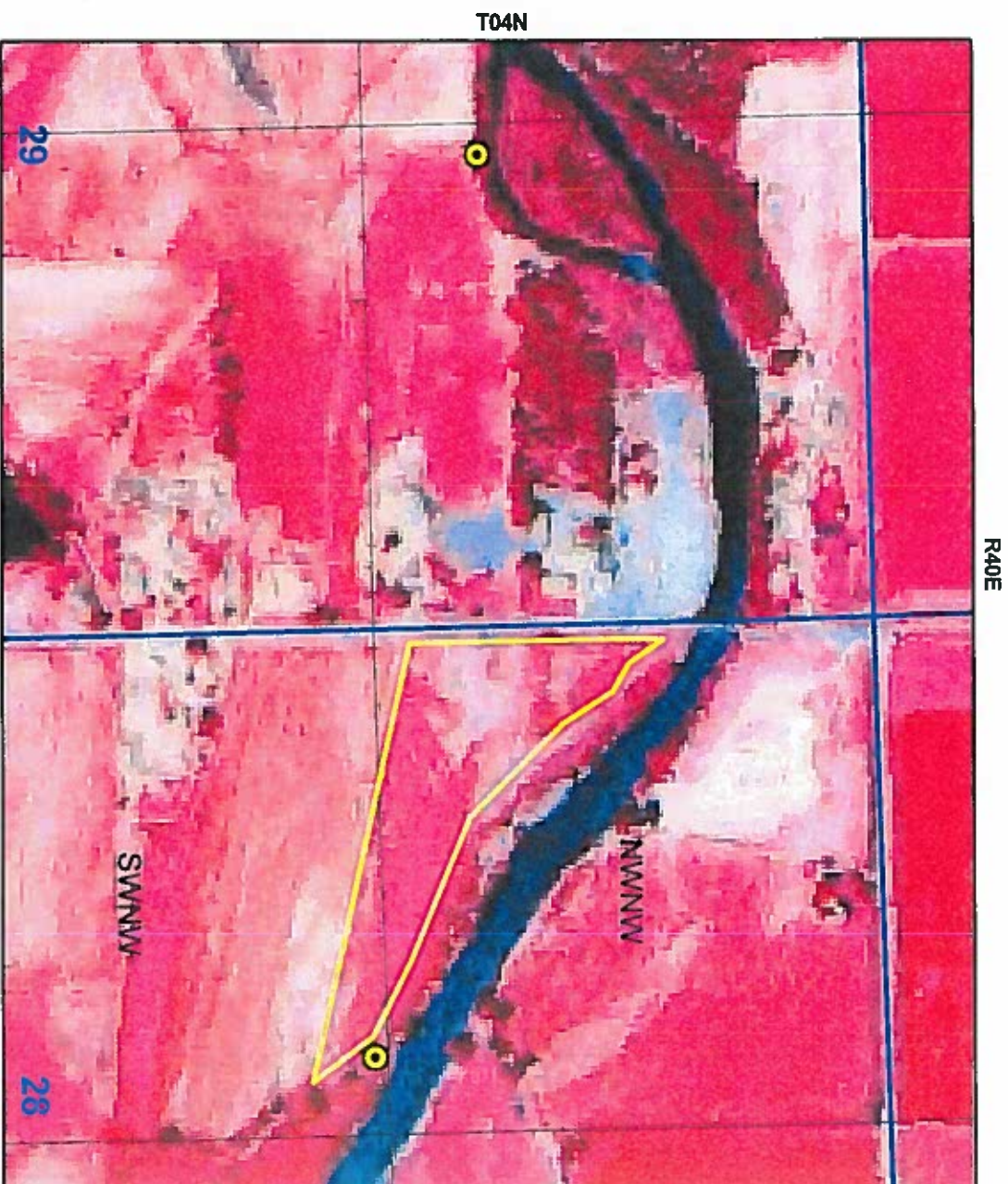
1-177E

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Jefferson County
IDWR Basin 1



Prepared by D. Carlson
On Tuesday, April 11, 2006
1987/88 Aerial Photography

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	01-35A	X			
	01-177B	X			

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

R Gene Scott
4644 E 185 N Rigby ID 83442

4. New Owner/Claimant(s)

Jerry E Brown and Betty J Brown

Same Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

177 N 4700 E

City, State and ZIP Code

Rigby ID 83442

New Telephone Number

() 538-7349

5. Date you acquired the property

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 1-177E
Date Received: 4/11/2006
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

BETTY J BROWN Phone: (208)538-7349

177 N 4700 E
RIGBY ID USA 83442

JERRY BROWN Phone: (208)538-7349

177 N 4700 E
RIGBY ID USA 83442

2. Date of Priority: 06/02/1889

3. Source: DRY BED , DRY BED Trib. to: SNAKE RIVER , SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	40E	29	NE NE	JEFFERSON	
04N	40E	28	NE SW NW	JEFFERSON	

5. Description of diverting works:

two pumps in the dry bed

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.1	

7. Total Quantity Appropriated is:
0.1 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	40E	28	NW	NW	IRRIGATION	6.3
			SW	NW	IRRIGATION	1.5
					Section Acres	7.8
					Total Acres	7.8

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Decreed

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)