

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 85-15692

WATER RIGHT NUMBER: 85-15692

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	WARREN E BRAUCHER PO BOX 337 CRAIGMONT, ID 83523 (208)924-5639
Original Owner	M LOUISE BRAUCHER PO BOX 337 CRAIGMONT, ID 83523 (208)924-5639
Current Owner	PATRICIA B SMYTH 1436 BRYDEN AVE LEWISTON, ID 83501 (208)798-1674

Priority Date: 12/31/1918

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	NORTH FORK WILLOW CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	01/01 to 12/31	0.040 CFS	
STOCKWATER	01/01 to 12/31	0.020 CFS	
<u>Total Diversion:</u>		0.040 CFS	

Location of Point(s) of Diversion

SPRING	L5 (SE1/4NE1/4NW1/4)	Sec. 2,	Twp 32N,	Rge 02W, B.M.
LEWIS County				
SPRING	L19 (NW1/4SE1/4)	Sec. 2,	Twp 32N,	Rge 02W, B.M.
LEWIS County				
SPRING	L18 (NE1/4SE1/4)	Sec. 2,	Twp 32N,	Rge 02W, B.M.
LEWIS County				
SPRING	L5 (SE1/4NE1/4NW1/4)	Sec. 2,	Twp 32N,	Rge 02W, B.M.
LEWIS County				

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
32N	02W	2					X												
							L 5												

SCANNED

AUG 03 2007

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 85-15692

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
32N	02W	2					X					X	X						
							L 5						L 18	L 19					

Conditions of Approval:

1. This right is a split from former right 85-15496 .
2. PLACE OF USE FOR STOCKWATER IS SAME AS ALL POINTS OF DIVERSION. PLACE OF USE FOR DOMESTIC IS NENW SEC 2 LOT 5.

Remarks:Comments:Dates and Other Information:

Claim Received Date: 10/18/2004
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal:
 Owner Name Connector: OR
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Water Supply Bank:

SCANNED

AUG 03 2007

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

RIGHT NUMBER: 85-15692

NAME AND ADDRESS: PATRICIA B SMYTH
1436 BRYDEN AVE
LEWISTON ID 83501

SOURCE: SPRING

TRIBUTARY: NORTH FORK WILLOW CREEK

QUANTITY: 0.040 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 12/31/1918

POINT OF DIVERSION:

T32N R02W S2 SENENW Lot 5 Within LEWIS County

T32N R02W S2 SENENW Lot 5 Within LEWIS County

T32N R02W S2 NESE Lot 18 Within LEWIS County

T32N R02W S2 NWSE Lot 19 Within LEWIS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: STOCKWATER in LEWIS County

T32N R02W S02 Lot 5 NENW

T32N R02W S02 Lot 18 NESE

T32N R02W S02 Lot 19 NWSE

DOMESTIC in LEWIS County

T32N R02W S02 Lot 5 NENW

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

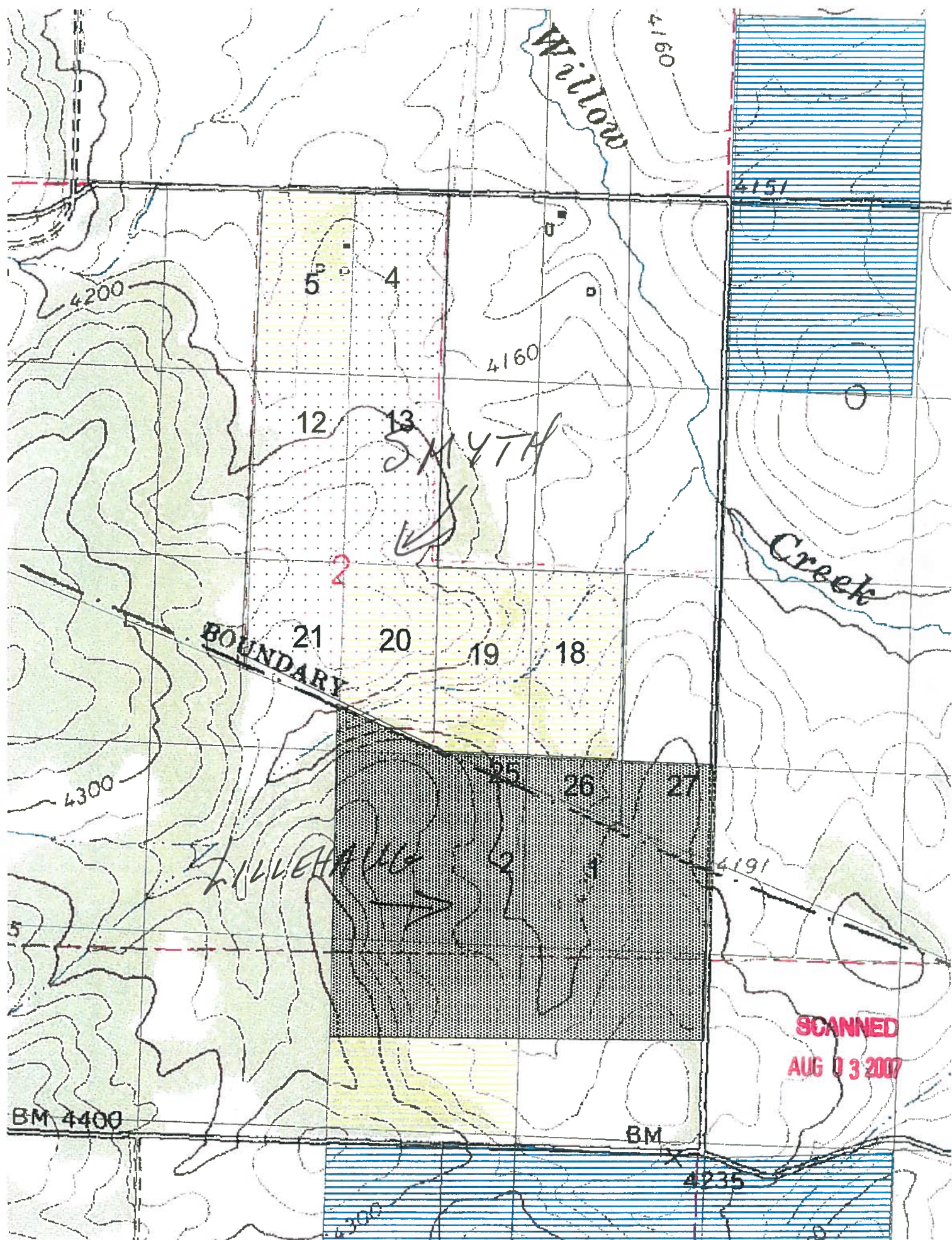
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is a split from former right 85-15496 .

SCANNED
AUG 03 2007



SCANNED
AUG 03 2007

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)
)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 85-15496

NAME AND ADDRESS: M LOUISE BRAUCHER
WARREN E BRAUCHER
PO BOX 337
CRAIGMONT, ID 83523

SOURCE: SPRING TRIBUTARY: NORTH FORK WILLOW CREEK

QUANTITY: 0.04 CFS

The quantity of water under this right shall not exceed 13,000
gallons per day.

PRIORITY DATE: 12/31/1918

POINT OF DIVERSION: T32N R02W S02 LOT 5 (SENEENW) Within Lewis County

LOT 5 (SENEENW)

LOT 19 (NWSE)

LOT 17 (NESE)

LOT 26 (SESE)

S11 NWNE

18
NWSE is lot 19 & 20

NESE is lot 18 & 17

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

Stockwater

Domestic

PERIOD OF USE

01-01 TO 12-31

01-01 TO 12-31

QUANTITY

0.04 CFS

0.04 CFS

PLACE OF USE:

Stockwater

T32N R02W S02 LOT 5 (NENW)

Within Lewis County

LOT 17 (NESE)

LOT 19 (NWSE)

LOT 26 (SESE)

S11 NWNE

Domestic

T32N R02W S02 LOT 5 (NENW)

Within Lewis County

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.

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. I.C. SECTION 42-1412(6).

85-15691
85-15692

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 85-15692
Date Received: 10/18/2004
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

PATRICIA B SMYTH Phone: (208) 798-1674

1436 BRYDEN AVE
LEWISTON ID USA 83501

2. Date of Priority: 12/31/1918

3. Source: SPRING , SPRING , SPRING , SPRING Trib. to: WILLOW CREEK NORTH FORK,
WILLOW CREEK NORTH FORK, WILLOW CREEK NORTH FORK, WILLOW CREEK NORTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
32N	02W	2	SE	NE	NW 5	LEWIS	
32N	02W	2		NW	SE 19	LEWIS	
32N	02W	2		NE	SE 18	LEWIS	
32N	02W	2	SE	NE	NW 5	LEWIS	

5. Description of diverting works:

DEVELOPED SPRING PIPED TO HOME AND TROUGHS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.02	
DOMESTIC	01/01	12/31	0.04	

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

8. Total consumptive use:

9. Non-irrigation uses:
Number of homes: 1

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
32N	02W	2	NE NW	5	DOMESTIC	
			NE NW	5	STOCKWATER	
			NE NW	5	STOCKWATER	
			NW SE	19	STOCKWATER	
			NE SE	18	STOCKWATER	

11. Place of use in counties: LEWIS

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

13. Other Water Rights Used:

14. Remarks:

PLACE OF USE FOR STOCKWATER IS SAME AS ALL POINTS OF DIVERSION. PLACE OF USE FOR DOMESTIC IS NENW SEC 2 LOT 5.

This right is a split from former right 85-15496 .

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)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____