

11/09/2005

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

RIGHT NUMBER: 22-7067
NAME AND ADDRESS: BROWN INC
C/O GEORGE BROWN
1439 CAMBRIDGE DR
IDAHO FALLS ID 83401
SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 0.030 CFS
7.200 AFY
PRIORITY DATE: 03/20/1973
POINT OF DIVERSION:
T06N R41E S35 NESESW Within MADISON County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	INDUSTRIAL	01/01 12/31	0.030 CFS 6.00 AFY
	DOMESTIC	01/01 12/31	0.030 CFS 1.20 AFY

PLACE OF USE: INDUSTRIAL Within MADISON County
T06N R41E S34 NESE
DOMESTIC Within MADISON County
T06N R41E S35 SESW

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 - License
Right No. 22-2254 is also diverted through point of diversion described , above.

Potato call + dnm

09/05/2006

NOTICE OF ERROR
REPLY

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:

Water right number: 22-7067

BROWN INC
C/O GEORGE BROWN
1439 CAMBRIDGE DR
IDAHO FALLS ID 83401
Telephone Number: (208)522-9552

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
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: 9/30, 2006

SIGNATURE:

Brown Inc. by George Brown, President

Please print your name:

Brown Inc. by George Brown

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

RECEIVED

OCT 12 2006

Department of Water Resources
Eastern Region

KMT
10/12

Contacts Data Entry Form

Claim Number: 22-7067

Owner Type	Full Name	Address	City	State	Zip
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Current Owner:	<u>Brown Free</u>	Phone No.:	
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Current Owner:		Phone No.:	
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Current Owner:		Phone No.:	
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Name connector: and _____, or _____, and/or _____.

Representing Attorney:		Phone No.:	
------------------------	--	------------	--

Accompanied By:		Phone No.:	
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Relationship to Claimant:		Date of Field Exam:	
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Discussion of right origin and split history. Questions and problems.

CLAIMED AS LICENSOR - RECOMMEND AS CLAIMED

SAME POD AS 22-2254

Reviewer: _____ Date: _____

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 22-7067 Priority March 20, 1973 Amount 0.03 cfs

THIS IS TO CERTIFY, that BROWN, INC.

of Idaho Falls, Idaho, has complied with the terms and conditions of Permit No. 22-7067 issued pursuant to Application for Permit dated March 20, 1973, and has submitted proof to the Department of Water Resources on July 24, 1975, that he has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity for the diversion of 0.03 cfs of water from a ground water source, tributary to _____, and that the permit holder has applied to a beneficial use and established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Industrial</u>	from <u>Jan. 1</u> to <u>Dec. 31</u> at	<u>0.03</u> cfs and	<u>6.0</u> acre feet
<u>Domestic</u>	from <u>Jan. 1</u> to <u>Dec. 31</u> at	<u>0.03</u> cfs and	<u>1.2</u> acre feet
	from _____ to _____ at _____ cfs and		

(both dates inclusive)

Subject, however, to the condition that no more than 0.03 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 7.2 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 35, Twp. 6 N, Rge. 41 E, B.M. in the County of Madison

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6 N	41 E	34													X (industrial)				
		35													X (domestic)				

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30 day of August, 19 76.

Director 

FIELD REPORT

- Tributary to

AUG 13 1975

- Department of Water Resources
Eastern District Office

Permit No. 22-7067

Examination for b/u

- TOTAL ACREAGE**

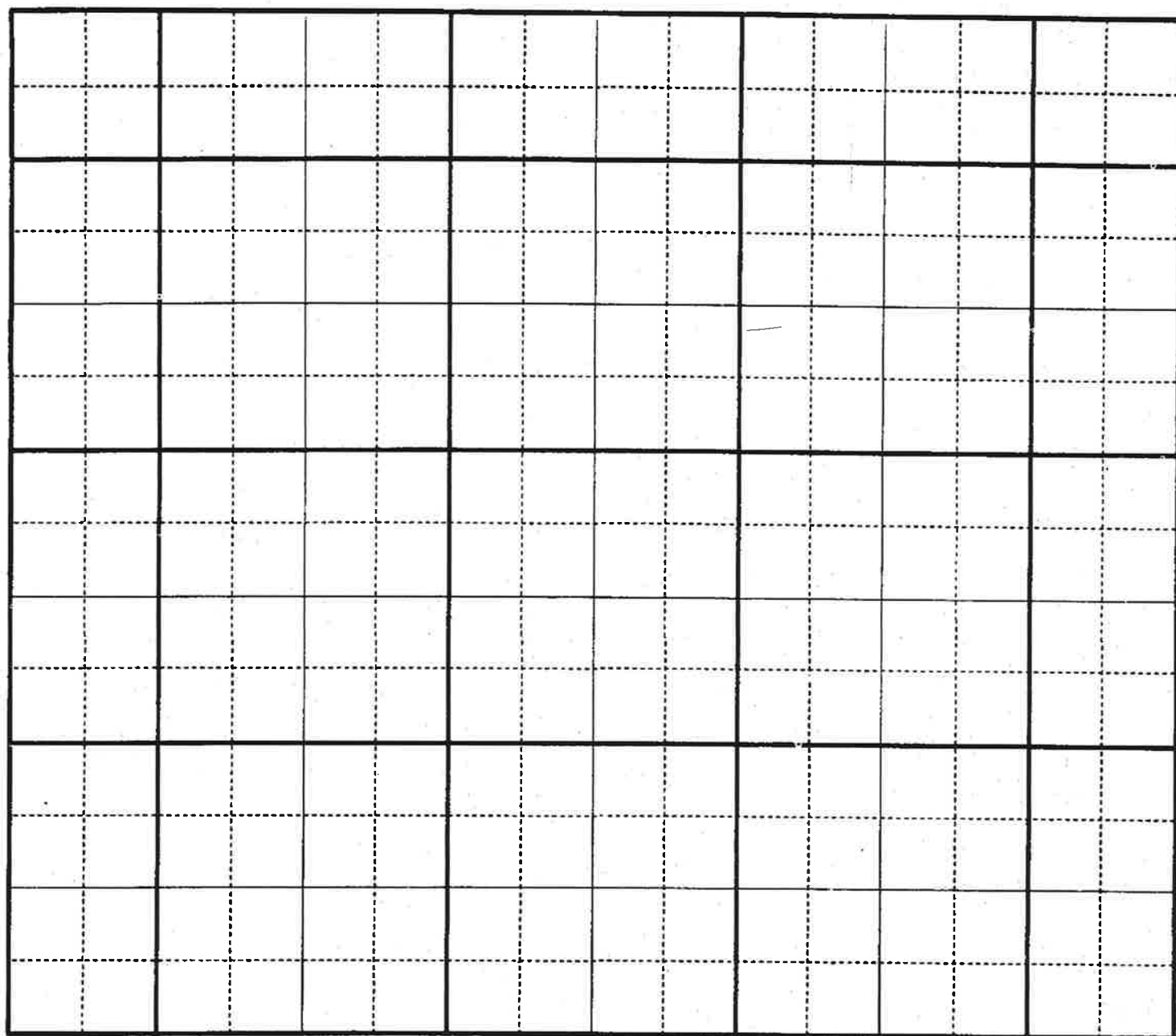


Diagram of System

DATE OF EXAM July 8, 1976

ACREAGE
Found NA
Recommended NA

Irrigation Requirement NA Ac Ft/Ac

USE Industrial
~~Irrigation~~ Q = .03 c.f.s. V = 3.0 AF/Ann. from Jan 1 to Dec 31
Domestic Q = .03 c.f.s. V = 1.2 AF/Ann. from Jan 1 to Dec 31
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no ☒

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured Not Measured Method of measurement Theoretical

Total Q recommended .03 cfs Meter No. _____ Type _____ Condition _____

Total V recommended _____

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

$$Q_{\text{possible}} = \frac{(3.14)(8.8)(.70)}{580 + (2.31)(10.75)} = .0295 \text{ cfs}$$

V - Assume Pump operates 25% of time $V_{\text{ann}} = (.02)(1.9835)(365) = 5.43 \text{ AF}$
 $V_{\text{domestic}} = 2.4 \text{ AF}$ $V_{\text{industrial}} = 5.43 - 2.4 = 3.03$

SYSTEM DESCRIPTION: 6" well with 3HP submersible pump & pressure tank
Water stands at 580'

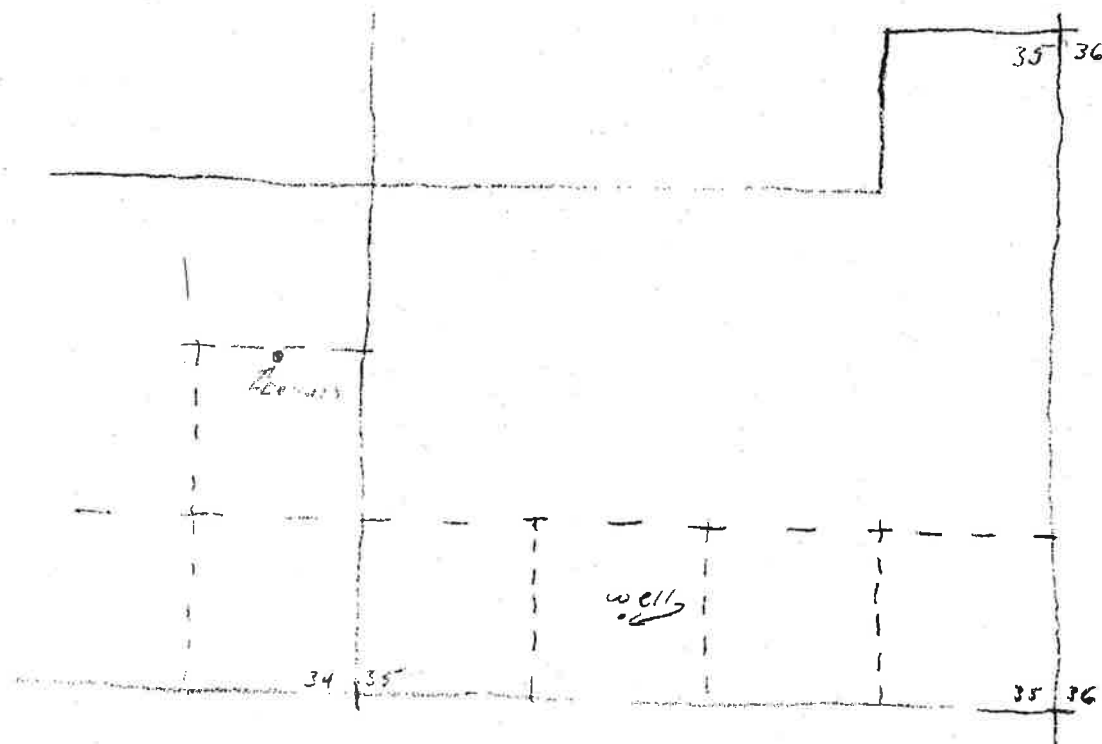
Domestic use for 1 mobile home at well site
Water piped to 2 Cellars thru 2000' of 1 1/4" Galv pipe

REMARKS: System shown by owner.

Examiner's Signature Loren O'Halloran Date July 8, 1976

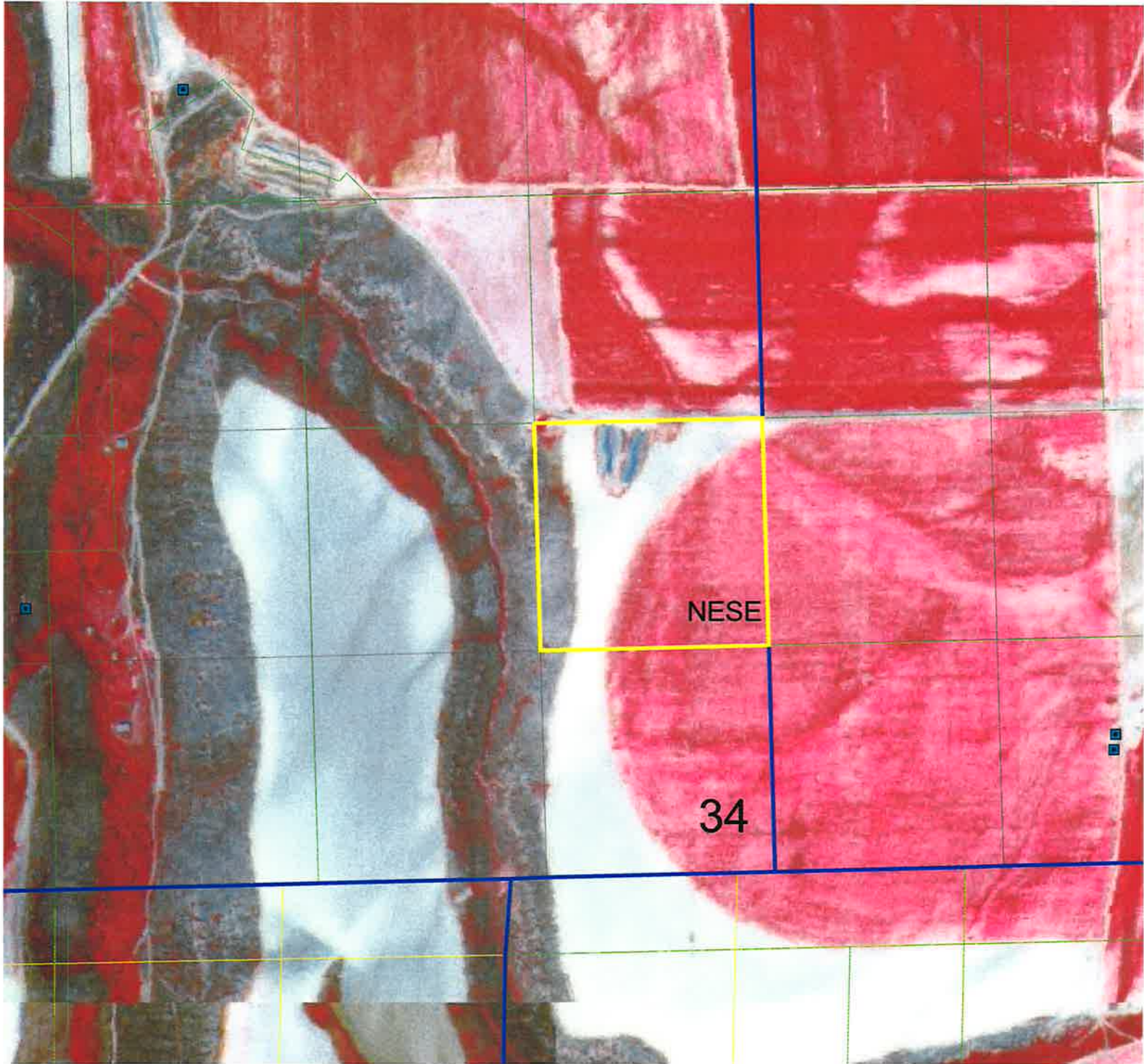
Checked by Bill Rhoads Date 8-5-76

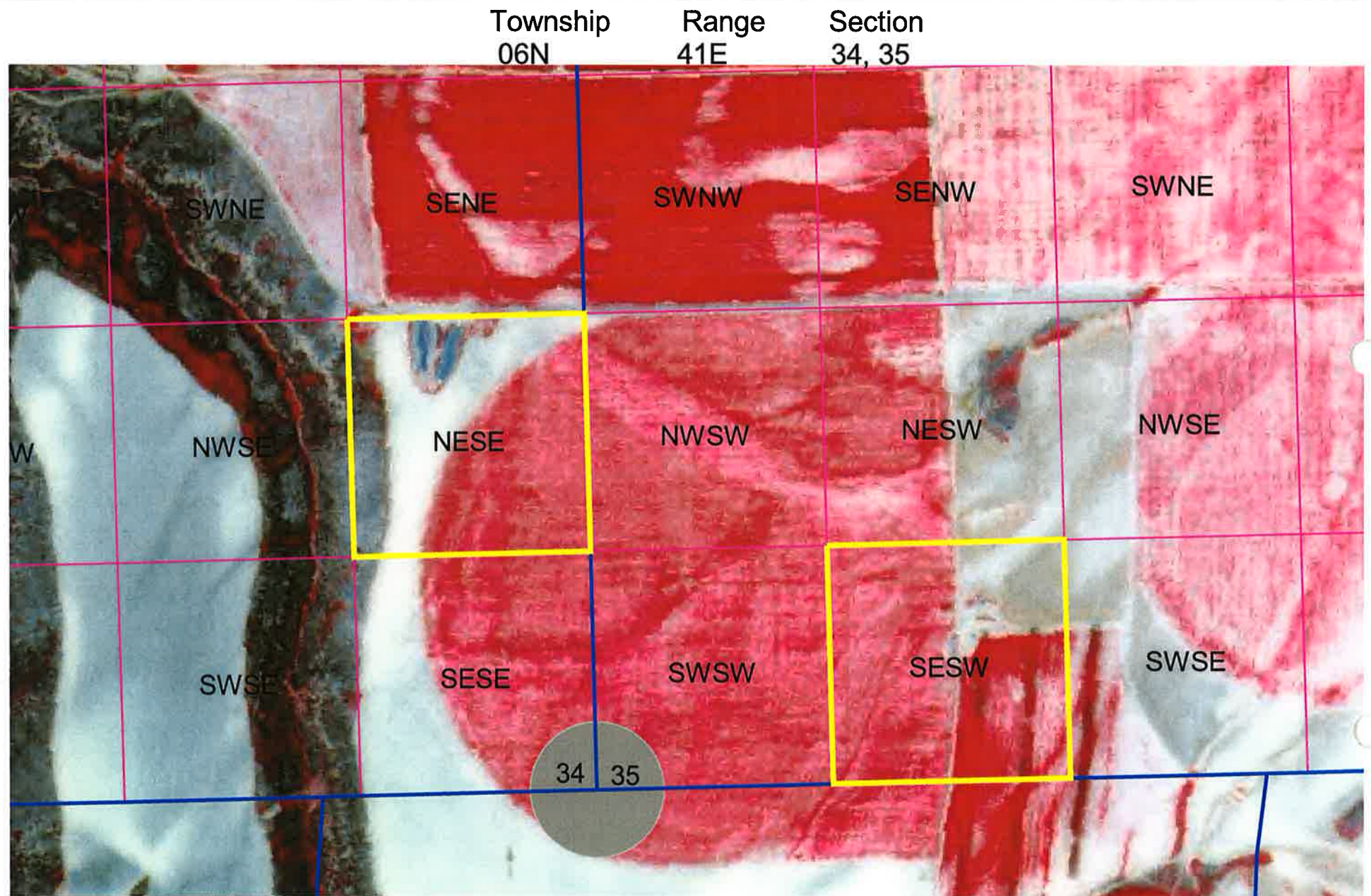
Approved by _____ Date _____



Trail from Actia Photo

22-7067
6N 41E





Notes:



Water Right #: 2207067

Examiner:

Date:

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: A22-07067
Date Received: 5/19/1988
Receipt No: E000240

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BROWN INC. 208-522-9552
Address: C/O GEORGE BROWN
1439 CAMBRIDGE DR.
IDAHO FALLS, ID 83401

2. Date of Priority: MAR 20, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	41E	35		SE	SW		MADISON

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
INDUSTRIAL	01/01	12/31	0.030		
DOMESTIC	01/01	12/31	0.030		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06N	41E	34	NE	SE		INDUST	
		35	SE	SW		DOMEST	

A22-07067

Page 1

Date: 05/19/88

MICROFILMED

OCT 29 1992

A2207067

11. Place of use in counties: MADISON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number:

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 Pres of
Brown Inc Title
Brown Inc Organization, that I have signed the foregoing
document in the space below as Pres of
Brown Inc Title
and that the statements contained in the
foregoing document are true and correct.

George Brown
Signature of Authorized Agent

Pres Brown Inc.
Title and Organization

5-19-88
Date

MICROFILMED

OCT 29 1992

State of Idaho

County of Bonnerville) SS.

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

of May 19 88

Seal

Dana Green
Notary Public

Residing at Rigby

My Commission Expires 4-22-1994

MICROFILMED

OCT 29 1992