

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 63-8893
Date Received: 12/12/1994
Receipt No: C031818
Received By:

AMENDED
**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

RECEIVED

NOV 02 2006

WATER RESOURCES
WESTERN REGION

1. Name of Claimant(s)

DONALD K BRANDT Phone: (208)466-7821

203 11TH AVE S
NAMPA ID USA 83651

JOAN M BRANDT Phone: (208)466-7821

203 11TH AVE S
NAMPA ID USA 83651

2. Date of Priority: 05/18/1977

3. Source: GROUND WATER , GROUND WATER Trib. to: ,

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	02W	2	SW SW	CANYON	
03N	02W	2	SW SE	CANYON	

5. Description of diverting works:

2 WELLS, BOTH APPROX. 60' DEEP, 6" & 10" CAS., GRAVITY FLOWS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/31	1.43	605.9

7. Total Quantity Appropriated is:
1.43 C.F.S. and/or 605.9 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	02W	2	SW	SW	IRRIGATION	35
			SE	SW	IRRIGATION	36
			SW	SE	IRRIGATION	27
			Section Acres		98	
03N	02W	11	NE	NW	IRRIGATION	36
			NW	NW	IRRIGATION	35
			SW	NW	IRRIGATION	18
			Section Acres		89	
Total Acres					187	

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

THIS IS SUPPLEMENTAL WATER, IT HAS NEVER BEEN USED IN SECTION 11.

15. Basis of Claim: License

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): Don Brandt Date: 10-31-06

Date:

State of Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this
of October 2006

31st day
Lou-S. West

Notary Public

Residing at Nampa, Idaho

My commission Expires 4-10-09



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
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IN RE THE GENERAL ADJUDICATION
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NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DON BRANDT Phone: (208)466-7821

203 11TH AVE S
NAMPA ID USA 83651

JOAN M BRANDT Phone: (208)466-7821

203 11TH AVE S
NAMPA ID USA 83651

2. Date of Priority: 05/18/1977

3. Source: GROUND WATER , GROUND WATER Trib. to: ,

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	02W	2	SW SW	CANYON	
03N	02W	2	SW SE	CANYON	

5. Description of diverting works:

2 WELLS, BOTH APPROX. 60' DEEP, 6" & 10" CAS., GRAVITY FLOWS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/31	1.43	605.9

7. Total Quantity Appropriated is:

1.43 C.F.S. and/or 605.9 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	02W	2	SW	SW	IRRIGATION	38
			SE	SW	IRRIGATION	39
			SW	SE	IRRIGATION	32
					Section Acres	109
					Total Acres	109

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

THIS IS SUPPLEMENTAL WATER, IT HAS NEVER BEEN USED IN SECTION 11.

15. Basis of Claim: License

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 _____

4159

Joan M. Brandt

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: A63-08893
Date Received:
Receipt No: _____
Received By: _____

RECEIVED

FEB 13 1990

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources
Western Regional Office

1. Name: DON BRANDT 208-466-7821
Address: 203 11TH AVE. S.
NAMPA, ID 83651
OR
Name: JOAN M. BRANDT 208-466-7821
Address: 203 11TH AVE. S.
NAMPA, ID 83651

2. Date of Priority: MAY 18, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	02W	2	SW	SW			CANYON
			SW	SE			CANYON

5. Description of diverting works:
2 WELLS, BOTH APPROX. 60' DEEP, 6" & 10" CAS., GRAVITY FLOWS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.430		605.90

7. Total Quantity Appropriated is:
1.430 C.F.S. (and/or) 605.90 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	Lot	Use	Acres
03N	02W	2	SW		SW		IRR	38.0
			SE		SW		IRR	39.0
			SW		SE		IRR	32.0
							Section Acres	109.0
							Total Acres	109.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
PIONEER IRRIGATION

14. Remarks:
THIS IS SUPPLEMENTAL WATER, IT HAS NEVER BEEN USED IN SECTION 11.

15. Basis of Claim: LICENSE

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): Dyn Brant Date: 2-7-90

Date: _____

State of Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 9 day

of February 1990

Arnetta Anderson
Notary Public

Seal

Residing at Longs Peak

My Commission Expires 2/2/91

17. Notice of Appearance:

Notice is hereby given that I, _____ will be
Print Name

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 _____

A63-08893

X-56

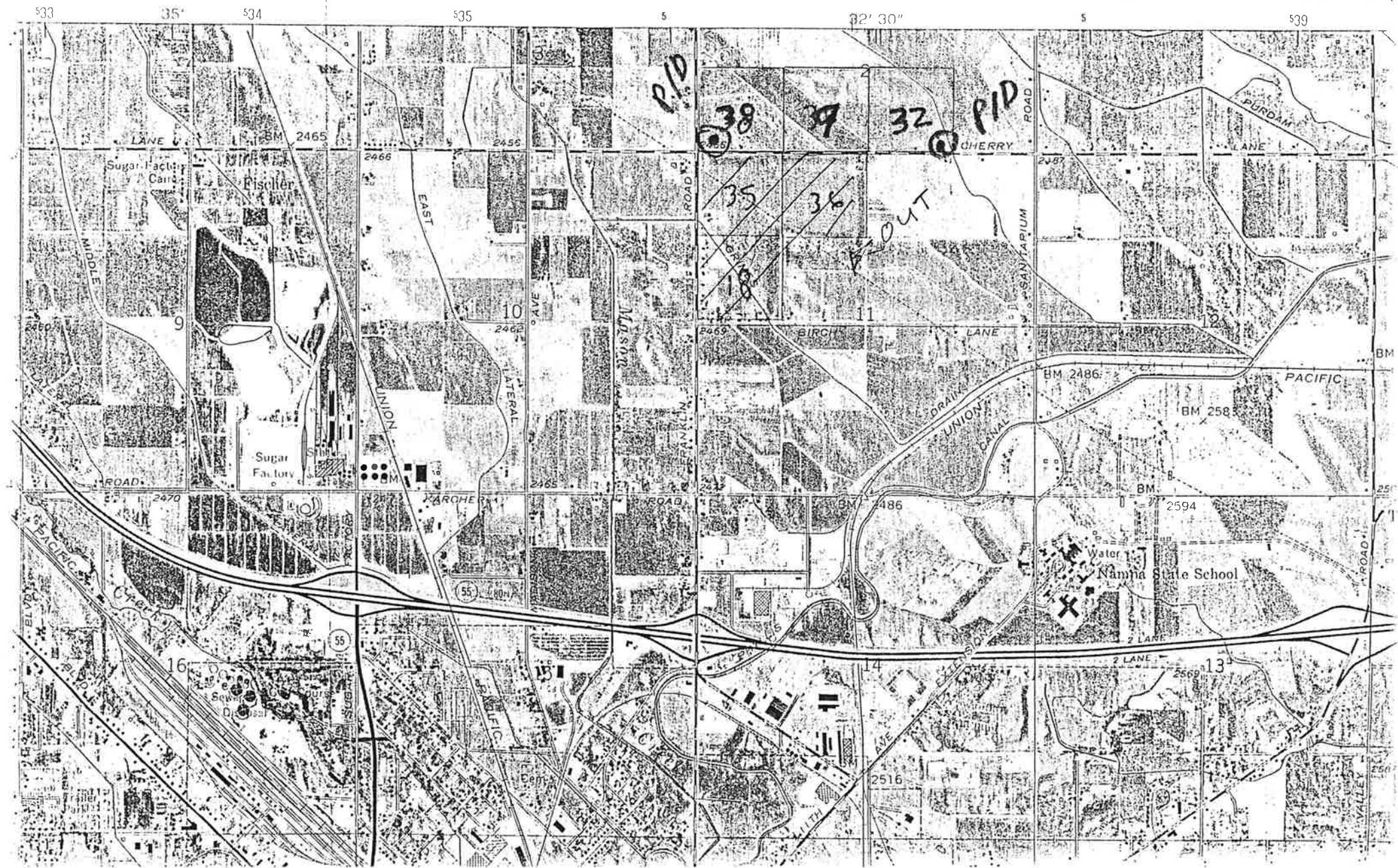
2 wells
p.m.

R2W

NAMPA QUAD

IDAHO

7.5-MINUTE SERIES (1)



Receipt Details for ID C031818

Status	Adjustment Type	Version
	Water Right Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
12/12/1994 3:04:24 PM	12/12/1994	State	\$134.00	Check
Payer		BRANDT FAMILY FARMS		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
2836			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FILING FEE #A63-08893

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$25.00	ADJUDICATION FILING FEE #A63-20651	41503	337	0	0	1155
\$109.00	ADJUDICATION FILING FEE #A63-08893	41503	337	0	0	1155

Refund(s):

Amount	Payee	Date	Document Number
\$134.00	BRANDT FAMILY FARMS	1/9/1995	

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	8893		\$25.00	Claim
63	20651		\$109.00	Claim

Print Report

11/03/2006

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

RIGHT NUMBER: 63-8893
NAME AND ADDRESS: DONALD K BRANDT
203 11TH AVE S
NAMPA ID 83651
JOAN M BRANDT
203 11TH AVE S
NAMPA ID 83651

SOURCE: GROUND WATER
QUANTITY: 1.430 CFS
605.90 AFY
TRIBUTARY:

PRIORITY DATE: 05/18/1977

POINT OF DIVERSION:
T03N R02W S2 SWSW Within CANYON County
T03N R02W S2 SWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	1.430 CFS 605.90 AFY
The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.		

PLACE OF USE: IRRIGATION in CANYON County

T03N R02W S02	SWSW	35.00	T03N R02W S02	SESW	36.00
T03N R02W S02	SWSE	27.00	T03N R02W S11	NENW	36.00
T03N R02W S11	NWNW	35.00	T03N R02W S11	SWNW	18.00

187 ACRES TOTAL

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.

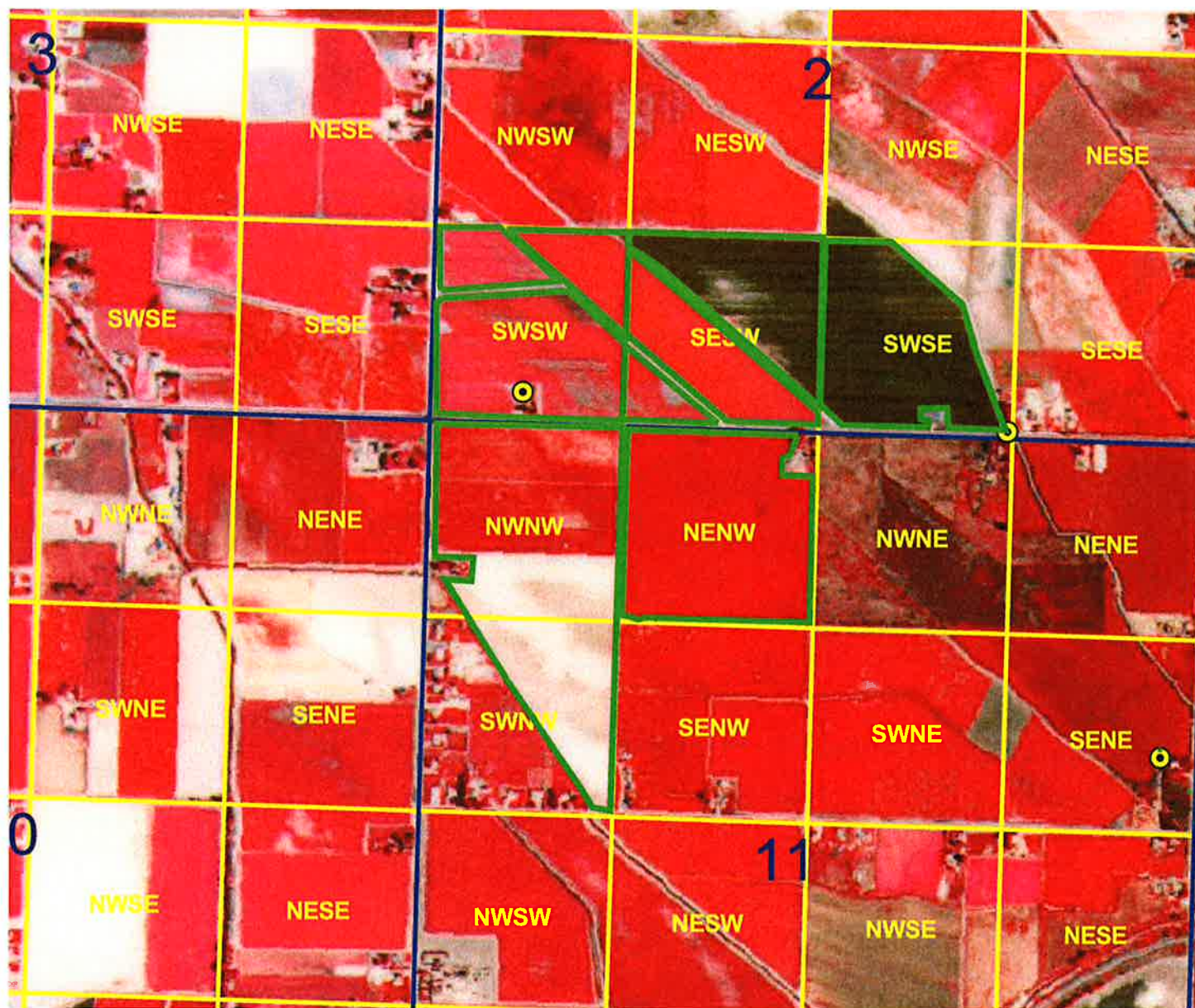
EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of this right is combined with water from Pioneer Irrigation District.



State of Idaho
Idaho Department of Water Resources
Western Region

T3N R2W SECTION 2
Water Right: 63-8893



1320 0 1320 2640 3960 Feet

TOTAL IRRIGATED ACRES = 187

- Point of Diversion
- ▭ Place of Use
- ▭ Section Lines
- ▭ Quarter Quarter Lines



GIS Place of Use Illustration
1987 NAPP Photography
Prepared By: Vicky Music
Date: November 2006

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-8893 V1

WATER RIGHT NUMBER: 63-8893 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DONALD K BRANDT 203 11TH AVE S NAMPA, ID 83651 (208)466-7821
Current Owner	JOAN M BRANDT 203 11TH AVE S NAMPA, ID 83651 (208)466-7821

Priority Date: 05/18/1977

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	1.430 CFS	605.90 AF
	<u>Total Diversion:</u>	1.430 CFS	605.90 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4	Sec. 2,	Twp 03N,	Rge 02W, B.M.
CANYON County				
GROUND WATER	SW1/4SE1/4	Sec. 2,	Twp 03N,	Rge 02W, B.M.
CANYON County				

Place of UseIRRIGATION Within CANYON County

T03N R02W S02	SWSW	35.0	T03N R02W S02	SESW	36.0
T03N R02W S02	SWSE	27.0	T03N R02W S11	NENW	36.0
T03N R02W S11	NWNW	35.0	T03N R02W S11	SWNW	18.0

Total Acres: 187

Conditions of Approval:

1. S39 The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
2. W40 Use of this right is combined with water from Pioneer Irrigation District.
3. C18 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.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-8893 V1

Remarks:Comments:

1. vmusic 4/18/2006 CLAIM AND LICENSE

Comment: LICENSED FOR 187 ACRES WITH 89 AC IN SEC 11 AND 98 LIC IN SEC 2. DID NOT CLAIM ANY IRRIGATION IN SEC 11 AND CLAIMED INSTEAD 109 ACRES IN SEC 2.

2. vmusic 4/18/2006 RECOMMENDATION

Comment: RECOMMENDED THE ACRES AS LICENSED IN SECTION 2 EVEN THOUGH THEY CLAIMED 11 ACRES MORE IN SEC 2 AND DID NOT CLAIM THE 89 ACRES IN SEC 11 BECAUSE THE WATER WAS SUPPLEMENTAL, THE CLAIM SAYS SECTION 11 WAS NEVER IRRIGATED UNDER THE LICENSE AND AN AERIAL REVIEW OF YEARS 1987, 1994, 2000 AND 2004 SHOW NO CHANGE IN ACRES IRRIGATED SO NO ACC TRANSFER.

3. vmusic 4/18/2006 Q

Comment: CLAIMANT CLAIMED ENTIRE LICENSED 1.43 CFS FOR THE 109 ACRES CLAIMED. THE LICENSED DUTY OF WATER IS $1.43 / 187 \text{ AC} = .0076 \text{ CFS PER ACRE}$. FOR THE RECOMMENDED 98 ACRES AS LICENSED IN SEC 2 THE RECOMMENDED Q IS $.0076 \times 98 \text{ AC} = .75 \text{ CFS}$.

4. vmusic 4/18/2006 POU ACRES

Comment: LICENSED FOR 187 ACRES BUT CLAIM STATES THE WATER IS SUPPLEMENTAL AND HAS NEVER BEEN USED ON SECTION 11. PORTION OF LICENSE IN SECTION 11 FORFEITED FOR NONUSE FROM 1977 TO 1994 WHEN CLAIM WAS FILED.

5. vmusic 4/18/2006 AFA CALCULATION

Comment: $98 \text{ AC RECOMMENDED} \times 4.5 \text{ AFA} = 441 \text{ AFA}$ OR $.75 \text{ CFS} \times 1.9835 \times 260 \text{ DAYS IN CURRENT IRRIGATION SEASON} = 386.78 \text{ AFA}$. RECOMMENDED THE LATTER.

6. vmusic 11/3/2006 NOE

Comment: CLAIMANT DON BRANDT MADE APPT TO DISCUSS WHY I DECREASED QUANTITY. I EXPLAINED THAT THE QUANTITY IS RELATED TO THE # OF ACRES AND HE DID NOT CLAIM THE ACRES LICENSED. THE Q I RECOMMENDED WAS PRORATED BASED ON THE LICENSED DUTY OF WATER. HE DISAGREES WITH THIS BECAUSE WITH THE FULL LICENSED QUANTITY HE DOES NOT EXCEED THE .02 CFS PER ACRES. I ASKED WHY HE DID NOT CLAIM ALL OF THE LICENSED ACRES AND SUGGESTED THAT I PREPARE AN AMENDED CLAIM. HE DID NOT CLAIM THEM BECAUSE THIS LICENSE IS FOR SUPPLEMENTAL WATER AND HE HAS NOT NEEDED IT IN SECTION 11. HOWEVER, I BELIEVE THAT THE FACT THAT IT WAS LICENSED AS SUPPLEMENTAL WATER IS A DEFENSE TO FORFEITURE AND WILL RECOMMEND THE ENTIRE LICENSED POU.

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary			02/09/2006	lharris	Active
Contacts	4/18/2006 2:12:46 PM	vmusic			Active
Priority Date	4/18/2006 2:13:04 PM	vmusic			Active
POD	4/18/2006 2:13:20 PM	vmusic			Active
Source	4/18/2006 2:15:04 PM	vmusic			Active
POU	4/18/2006 2:15:18 PM	vmusic			Active
Use	4/18/2006 2:26:06 PM	vmusic			Active
Season	4/18/2006 2:26:26 PM	vmusic			Active
Quantity	4/18/2006 2:31:52 PM	vmusic			Active

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-8893 V1

Summary

04/18/2006

vmusic

Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	11/3/2006 9:38:13 AM	vmusic	Updated shape for Active POU
Contacts	4/18/2006 2:12:48 PM	vmusic	(No) 1. Do you want to schedule an appointment? Comment for 1: LICENSE
POD	4/18/2006 2:13:21 PM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Summary	2/9/2006 2:59:53 PM	lharris	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?
POD	4/18/2006 2:14:02 PM	vmusic	Updated shape
POU	4/18/2006 2:16:16 PM	vmusic	Updated shape for Active POU
Summary	4/18/2006 2:35:08 PM	vmusic	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 4. Is any portion of the claim be recommended? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
General	4/18/2006 2:13:06 PM	vmusic	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-8893 V1

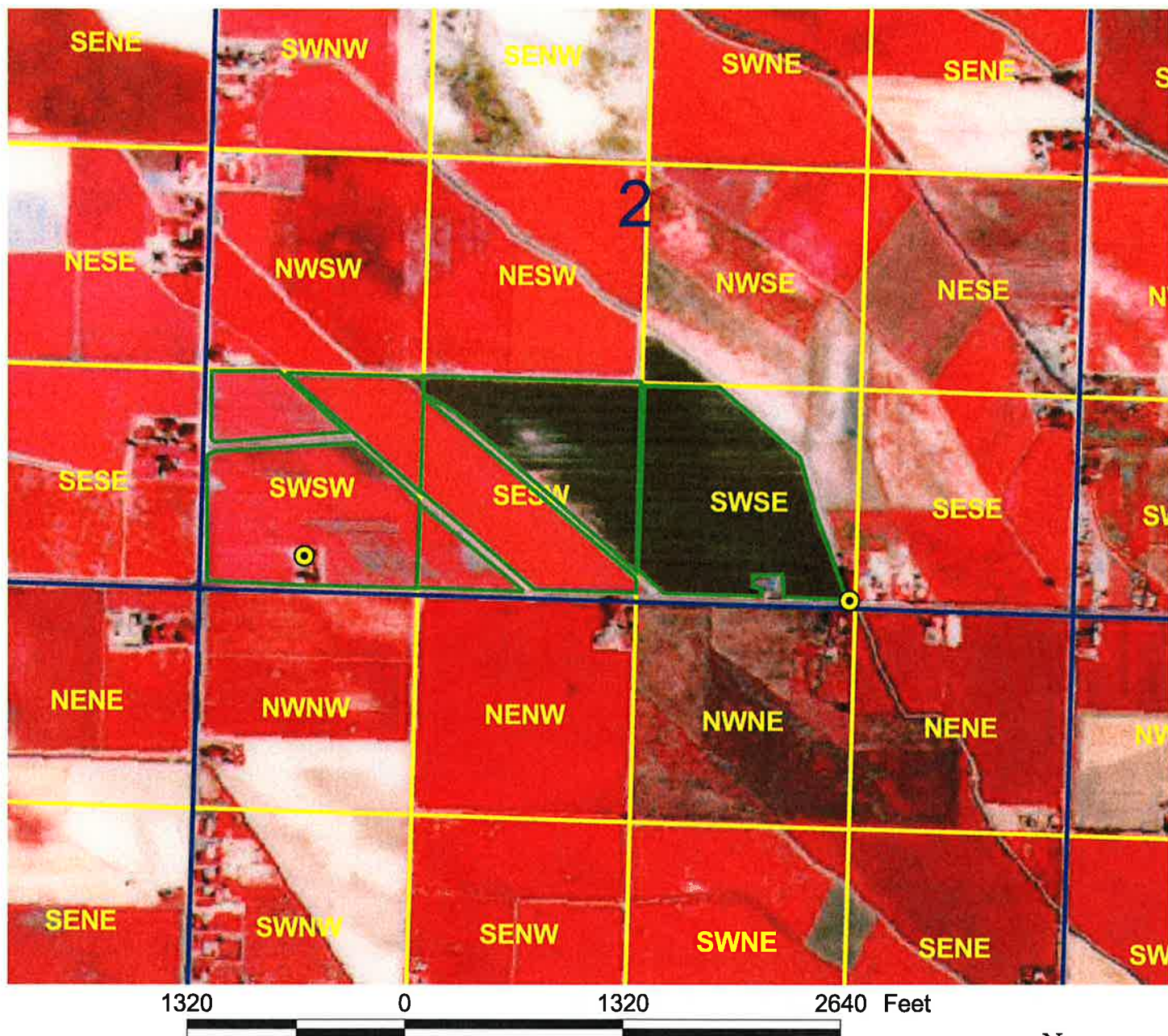
POD	4/18/2006 2:14:43 PM	vmusic	Updated shape
Source	4/18/2006 2:15:05 PM	vmusic	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (Yes) 11. Is a Source remark and/or condition required?
POU	4/18/2006 2:15:19 PM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	4/18/2006 2:26:06 PM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	4/18/2006 2:26:26 PM	vmusic	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Quantity	4/18/2006 2:31:52 PM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - .75 CFS X 1.9835 X 260 = 386.78 AFA

Water Supply Bank:



State of Idaho
Idaho Department of Water Resources
Western Region

T3N R2W SECTION 2
Water Right (s): 63-8893



TOTAL IRRIGATED ACRES = 98

- ⊙ Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines

GIS Place of Use Illustration
1987 NAPP Photography
Prepared By: Vicky Music
Date: April 2006

09/29/2006

? amt
1

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: October 31, 2006

Water right number: 63-8893

DONALD K BRANDT
203 11TH AVE S
NAMPA ID 83651
Telephone Number: (208)466-7821

JOAN M BRANDT
203 11TH AVE S
NAMPA ID 83651
Telephone Number: (208)466-7821

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

The total volume was diminished by a lesser source.

2. Describe the changes you wish to make in the proposed recommendation:

would like to have licensed up to 1" per acre on the 98 acres or 1.43 CFS in h. ch. is the capacity of the well.

3. Give a brief explanation as to why you disagree with these portions:

is 0

no change
ULM

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 10-16-06 SIGNATURE: Don Brandt
Please print your name: Don Brandt

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

JAMES E. RISCH
Governor

KARL J. DREHER
Director

October 30, 2006

Donald K. Brandt
Joan M Brandt
203 11th Ave. S.
Nampa, ID 83651

RE Amended Notice of Claim for SRBA Claim No. 63-8893

Dear Mr. And Mrs. Brandt,

Enclosed is an Amended Notice of Claim for the water right referenced above. The claim was amended to reflect the license which was the basis for the SRBA claim. Please sign, have notarized and return to me as soon as is reasonably possible as our recommendation for this claim will be filed with the SRBA Court in a few weeks.

Please call me at (208) 334-2190 if you have questions regarding this matter.

Sincerely,

Vicky L. Music
Sr. Water Resource Agent
Adjudication Bureau/ Western Region

Enclosure: Amended Notice of Claim

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 63-8893
Date Received: 12/12/1994
Receipt No: C031818
Received By:

AMENDED
NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DONALD K BRANDT Phone: (208)466-7821

203 11TH AVE S
NAMPA ID USA 83651

JOAN M BRANDT Phone: (208)466-7821

203 11TH AVE S
NAMPA ID USA 83651

2. Date of Priority: 05/18/1977

3. Source: GROUND WATER , GROUND WATER Trib. to: ,

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	02W	2	SW SW	CANYON	
03N	02W	2	SW SE	CANYON	

5. Description of diverting works:

2 WELLS, BOTH APPROX. 60' DEEP, 6" & 10" CAS., GRAVITY FLOWS

6. Water is used for the following purposes:

Purpose	From To	C.F.S.	(or) A.F.A
IRRIGATION	4/01 10/31	1.43	605.9

7. Total Quantity Appropriated is:
1.43 C.F.S. and/or 605.9 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	02W	2	SW	SW	IRRIGATION	35
			SE	SW	IRRIGATION	36
			SW	SE	IRRIGATION	27
Section Acres						98
03N	02W	11	NE	NW	IRRIGATION	36
			NW	NW	IRRIGATION	35
			SW	NW	IRRIGATION	18
Section Acres						89
Total Acres						187

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

THIS IS SUPPLEMENTAL WATER, IT HAS NEVER BEEN USED IN SECTION 11.

15. Basis of Claim: License

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

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

04/18/2006

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

RIGHT NUMBER: 63-8893
NAME AND ADDRESS: DONALD K BRANDT
203 11TH AVE S
NAMPA ID 83651
JOAN M BRANDT
203 11TH AVE S
NAMPA ID 83651

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.750 CFS
386.780 AFY

PRIORITY DATE: 05/18/1977

POINT OF DIVERSION:

T03N R02W S2 SWSW Within CANYON County

T03N R02W S2 SWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.750 CFS 386.78 AFY
The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.		

PLACE OF USE: IRRIGATION Within CANYON County

T03N R02W S02	SWSW	35.00	T03N R02W S02	SESW	36.00
T03N R02W S02	SWSE	27.00			

98 ACRES TOTAL

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

Use of this right is combined with water from Pioneer Irrigation District.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-8893 V1

WATER RIGHT NUMBER: 63-8893 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DONALD K BRANDT 203 11TH AVE S NAMPA, ID 83651 (208)466-7821
Current Owner	JOAN M BRANDT 203 11TH AVE S NAMPA, ID 83651 (208)466-7821

Priority Date: 05/18/1977

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.750 CFS	386.78 AF
	<u>Total Diversion:</u>	0.750 CFS	386.78 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4	Sec. 2,	Twp 03N,	Rge 02W, B.M.
CANYON County				
GROUND WATER	SW1/4SE1/4	Sec. 2,	Twp 03N,	Rge 02W, B.M.
CANYON County				

Place of UseIRRIGATION Within CANYON County

T03N R02W S02	SWSW	35.0	T03N R02W S02	SESW	36.0
T03N R02W S02	SWSE	27.0			

Total Acres: 98

Conditions of Approval:

1. S39 The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
2. W40 Use of this right is combined with water from Pioneer Irrigation District.
3. C18 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.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-8893 V1

Comments:

1. vmusic 4/18/2006 CLAIM AND LICENSE

Comment: LICENSED FOR 187 ACRES WITH 89 AC IN SEC 11 AND 98 LIC IN SEC 2. DID NOT CLAIM ANY IRRIGATION IN SEC 11 AND CLAIMED INSTEAD 109 ACRES IN SEC 2.

2. vmusic 4/18/2006 RECOMMENDATION

Comment: RECOMMENDED THE ACRES AS LICENSED IN SECTION 2 EVEN THOUGH THEY CLAIMED 11 ACRES MORE IN SEC 2 AND DID NOT CLAIM THE 89 ACRES IN SEC 11 BECAUSE THE WATER WAS SUPPLEMENTAL, THE CLAIM SAYS SECTION 11 WAS NEVER IRRIGATED UNDER THE LICENSE AND AN AERIAL REVIEW OF YEARS 1987, 1994, 2000 AND 2004 SHOW NO CHANGE IN ACRES IRRIGATED SO NO ACC TRANSFER.

3. vmusic 4/18/2006 Q

Comment: CLAIMANT CLAIMED ENTIRE LICENSED 1.43 CFS FOR THE 109 ACRES CLAIMED. THE LICENSED DUTY OF WATER IS 1.43/ 187 AC = .0076 CFS PER ACRE. FOR THE RECOMMENDED 98 ACRES AS LICENSED IN SEC 2 THE RECOMMENDED Q IS .0076 X 98 AC = .75 CFS.

4. vmusic 4/18/2006 POU ACRES

Comment: LICENSED FOR 187 ACRES BUT CLAIM STATES THE WATER IS SUPPLEMENTAL AND HAS NEVER BEEN USED ON SECTION 11. PORTION OF LICENSE IN SECTION 11 FORFEITED FOR NONUSE FROM 1977 TO 1994 WHEN CLAIM WAS FILED.

5. vmusic 4/18/2006 AFA CALCULATION

Comment: 98 AC RECOMMENDED X 4.5 AFA = 441 AFA OR .75 CFS X 1.9835 X 260 DAYS IN CURRENT IRRIGATION SEASON = 386.78 AFA. RECOMMENDED THE LATTER.

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	4/18/2006 2:12:48 PM	vmusic	(No) 1. Do you want to schedule an appointment? Comment for 1: LICENSE
POD	4/18/2006 2:13:21 PM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Summary	2/9/2006 2:59:53 PM	lharris	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?
POD	4/18/2006 2:14:02 PM	vmusic	Updated shape
POU	4/18/2006 2:16:16 PM	vmusic	Updated shape for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-8893 V1

Summary	4/18/2006 2:35:08 PM	vmusic	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 4. Is any portion of the claim be recommended? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
General	4/18/2006 2:13:06 PM	vmusic	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	4/18/2006 2:14:43 PM	vmusic	Updated shape
Source	4/18/2006 2:15:05 PM	vmusic	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (Yes) 11. Is a Source remark and/or condition required?
POU	4/18/2006 2:15:19 PM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	4/18/2006 2:26:06 PM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-8893 V1

Season	4/18/2006 2:26:26 PM	vmusic	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Quantity	4/18/2006 2:31:52 PM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - .75 CFS X 1.9835 X 260 = 386.78 AFA

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-8893

WATER RIGHT NUMBER: 63-8893

Owner Type Name and Address
 Current Owner DONALD K BRANDT
 203 11TH AVE S
 NAMPA, ID 83651
 (208)466-7821
 Current Owner JOAN M BRANDT
 203 11TH AVE S
 NAMPA, ID 83651
 (208)466-7821

Priority Date: 05/18/1977

Basis: License

Status: Active

Source

GROUND WATER

TributaryBeneficial Use

IRRIGATION

From To

4/01 to 10/31

Diversion Rate

1.430 CFS

Annual Volume

605.90 AF

Total Diversion:

1.430 CFS

605.90 AF

Location of Point(s) of Diversion

GROUND WATER

SW1/4SW1/4

Sec. 2,

Twp 03N,

Rge 02W, B.M.

CANYON County

GROUND WATER

SW1/4SE1/4

Sec. 2,

Twp 03N,

Rge 02W, B.M.

CANYON County

Place of Use

IRRIGATION

Twp Rge Sec

				NE				NW				SE				SW				Totals			
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals			
03N	02W	2																		109.0			

Total Acres: 109

Conditions of Approval:

1. THIS IS SUPPLEMENTAL WATER, IT HAS NEVER BEEN USED IN SECTION 11.

Remarks:

539' SQU shoulder mark for 3/1 & 4/15
 W40' Pioneer Dr Dis

need SQU shoulder for 3/1 & 4/15

.75' Div Q for 187 ac.

none claimed in sec 11

187 acres licensed

AP

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-8893

WATER RIGHT NUMBER: 63-8893

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DONALD K BRANDT 203 11TH AVE S NAMPA, ID 83651 (208)466-7821

Priority Date: 05/18/1977

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
---------------	------------------

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	1.430 CFS	605.90 AF
	<u>Total Diversion:</u>	1.430 CFS	605.90 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4	Sec. 2,	Twp 03N,	Rge 02W, B.M.
CANYON County				
GROUND WATER	SW1/4SE1/4	Sec. 2,	Twp 03N,	Rge 02W, B.M.
CANYON County				

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	02W	2											35.0	36.0			27.0		98.0
03N	02W	11					36.0	35.0	18.0										89.0

Total Acres: 187

Conditions of Approval:

1. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

Remarks:Comments:

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-8893

02/09/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
8893	Claim	03N	02W	2	SW	SW		IRRIGATION	38/109	DONALD K BRANDT
8893	Water Right	03N	02W	2	SW	SW		IRRIGATION	35/187	DONALD K BRANDT
9417 -D	Water Right	03N	02W	2	SW	SW		DOMESTIC		DONALD K BRANDT
8893	Claim	03N	02W	2	SE	SW		IRRIGATION	39/109	DONALD K BRANDT
8893	Water Right	03N	02W	2	SE	SW		IRRIGATION	36/187	DONALD K BRANDT
8893	Claim	03N	02W	2	SW	SE		IRRIGATION	32/109	DONALD K BRANDT
8893	Water Right	03N	02W	2	SW	SE		IRRIGATION	27/187	DONALD K BRANDT
20324	Water Right	03N	02W	2	SW	SE		DOMESTIC		JOAN M BRANDT

63-4439 - belongs to neighbor not a POU overlap as bln lii exam says

63-9001 -

63-5276

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-8893

04/18/2006

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-2529	Claim	03N	02W	2	SW	SW		GROUND WATER	PIONEER IRRIGATION DISTRICT
63-8893	Claim	03N	02W	2	SW	SW		GROUND WATER	DONALD K BRANDT
63-9417	Claim	03N	02W	2	SW	SW		GROUND WATER	DONALD K BRANDT
63-8893	Claim	03N	02W	2	SW	SE		GROUND WATER	DONALD K BRANDT
63-20324	Claim	03N	02W	2	SW	SE		GROUND WATER	JOAN M BRANDT
63-2529	Water Right	03N	02W	2	SW	SW		GROUND WATER	PIONEER IRRIGATION DISTRICT
63-8893	Water Right	03N	02W	2	SW	SW		GROUND WATER	DONALD K BRANDT
63-9417	Water Right	03N	02W	2	SW	SW		GROUND WATER	DONALD K BRANDT
63-8893	Water Right	03N	02W	2	SW	SE		GROUND WATER	DONALD K BRANDT
63-20324	Water Right	03N	02W	2	SW	SE		GROUND WATER	JOAN M BRANDT

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 63-08893

Priority: May 18, 1977

Maximum Diversion Rate:
Maximum Diversion Volume:¹

1.43 CFS
605.9 AF

This is to certify, that DON BRANDT
203 11TH AVE. S.
NAMPA, ID 83651

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 16, 1977; and has submitted Proof of Beneficial Use on June 27, 1978. An examination indicates that the works have a diversion capacity of 1.430 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	1.43 CFS	605.9 AF

LOCATION OF POINT(S) OF DIVERSION: SWSE, Sec. 2, Township 03N, Range 02W
SWSW, Sec. 2, Township 03N, Range 02W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N	02W	2	SWSW 35	SESW 36	SWSE 27		98
		11	NENW 36	NWNW 35	SWNW 18		89

Total number of acres irrigated: 187

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

MICROFILMED

OCT 20 1989

PAGE 2

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 63-08893

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 26th
day of September, 1987.

Acting for R. Keith Higginson, Director

MICROFILMED

OCT 20 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
APPROVED
 JUL 18 1960

APPLICATION FOR AMENDMENT OF A PERMIT

Department of Water Resources

To change the point of diversion and/or the place of use.

Comes now Don Brandt

of (address) 203 11th Ave. South, Nampa, Idaho 83651, and represents to the
 Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
 No. 63-8893, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SW 1/4 SE 1/4, Section 2, Township 3N, Range 2W, B.M.,
 County of Canyon. Other points of diversion: SW 1/4 SW 1/4 Sec. 2 T.3N R.2W

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 4.0 for Irrigation purposes from 4/1 to 10/31 (both dates inclusive)
 (cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre feet per annum)

3. Place of use or land to be irrigated:

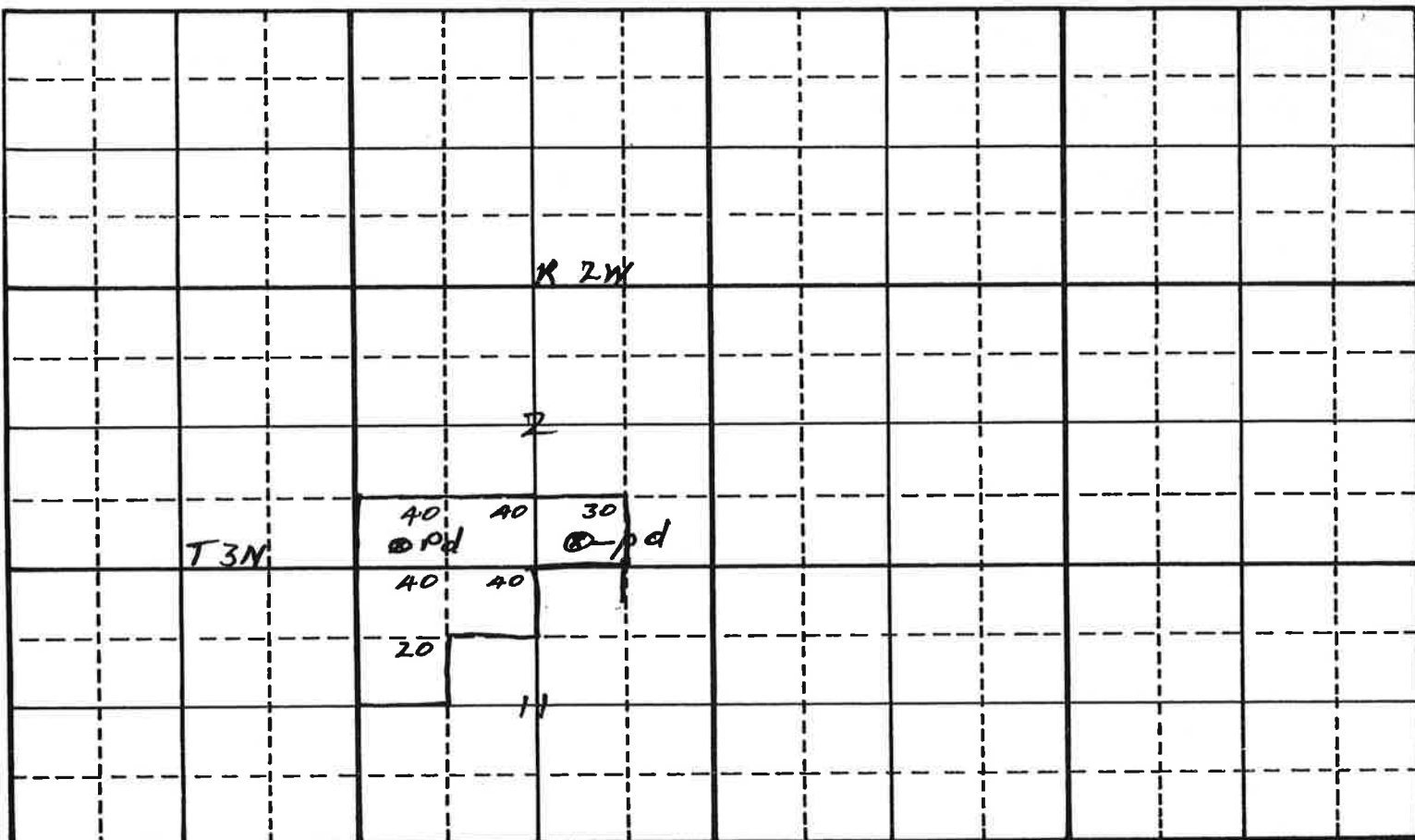
TWP	RGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>3N</u>	<u>2W</u>	<u>2</u>											<u>40</u>	<u>40</u>			<u>30</u>		<u>110</u>
<u>3N</u>	<u>2W</u>	<u>11</u>					<u>40</u>	<u>40</u>	<u>20</u>										<u>100</u>

Total number of acres to be irrigated = 210
~~220~~

4. a. Who owns the property at the point of diversion? Applicant
- b. Who owns the land to be irrigated or the place of use? Applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing: _____

RECEIVED
 JUL 18 1960
 DEPARTMENT OF WATER RESOURCES
 IDAHO

Complete the following map by showing land and point of diversion as proposed by this amendment.
Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at Nampa, this 10th day of July, 1980.
* Don Brandt
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by Jim Fee = \$20.00

Received by ag Date 07-22-80

Publication prepared by hjn Date 7/24/80

Published in Idaho Blue Book

Publication dates 7/31/80-8/7/80

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, L. GLEN SAXTON, Chief, Operations Bureau of the Department of Water Resources hereby

APPROVE the above referenced Amendment for Permit No. 63-8893 provided that
the conditions as set forth on page 4 of above referenced permit are met.

Witness my hand this 11th day of September

19 80

L. Glen Saxton
Chief, Operations Bureau

Identification No. _____

Application No. 63-8893

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Don Brandt
post office address 215 11th Ave So
2. Source of water supply well groundwater which is a tributary of Lot 14 Cortland Place Sub
3. a. Location of point of diversion is S1/2 1/4 of SE 1/4 of Section 2 Township 3N
Range 2W B.M. Canyon County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into Grimm Drain at a point in NW 1/4 of N1/2 1/4 of Section 11 Township 3N Range 2W B.M. Canyon County

4. Water will be used for the following purposes: Presently discharged there
- Amount 4.0 for irrigation purpose from April 1 to October 31 (both dates inclusive)
(cfs or acre-feet per second)
- Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

- a. 4.0 cubic feet per second and/or
b. _____ acre feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. well with approx 25 H.P. pump & diesel motor Dis charge into present ditches.

- b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____

Period of year during which storage will occur _____ to _____ (Mo. Day) inclusive.

- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years.

- b. Estimated construction cost is \$ 15,000.

8. Description of proposed uses:

- a. If water is **not** for irrigation:

(1) Give the place of use of water: _____ 1/4 of _____ 1/4 of Section _____ Township _____ Range _____ B.M.

(2) Amount of power to be generated: _____ hp under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	2W	2											40	40			30		110
3N	2W	11					40	40	20										100

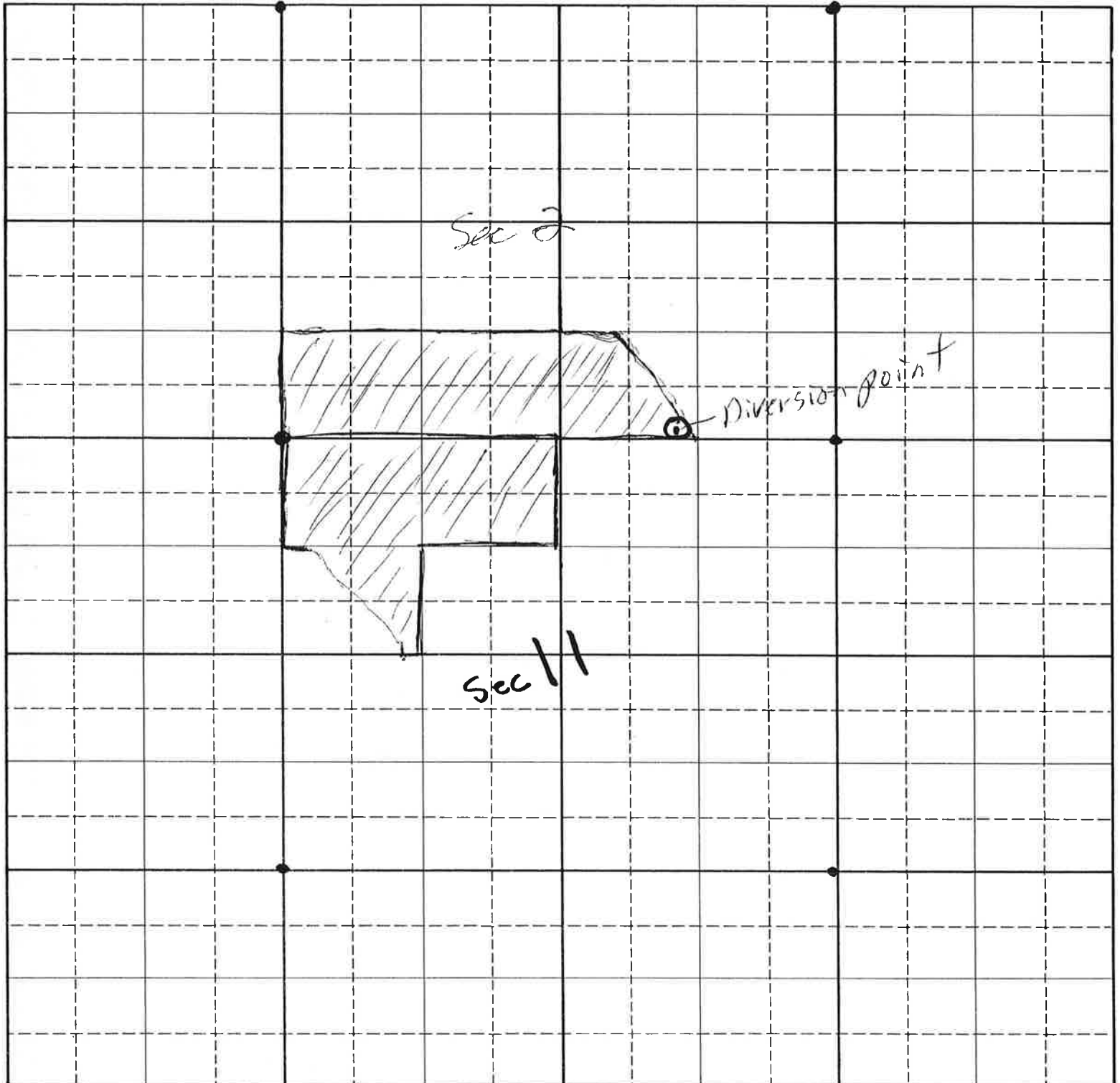
Total number of acres to be irrigated 210

c. Describe any other water rights used for the same purposes as described above. Water right in Pioneer irrigation District on all lands.

9. a. Who owns the property at the point of diversion Ivan Brandt
 b. Who owns the land to be irrigated or place of use Ivan Brandt, Don Brandt & Marilyn Brandt
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing SD owner is applicant's sister - Applicant manages property for her along with lands owned by him as well as some lands owned jointly. Farm operates as one unit.

10. Remarks Water will be used to supplement normal Pioneer District water - when it runs out.

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 4 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Don Brandt
(Applicant)

Proposed Priority 5/16/77

Received by ls Date 5/16/77 Time 10:30

Preliminary check by CLS Fee \$ 55.00

Received by if Date 5-23-77 # 7796

Publication prepared by CS Date May 26, 1977

Published in Idaho Free Press

Publication dates June 2, 1977 + June 9, 1977

Publication approved if Date 6-20-77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by: _____

Hearing held by _____ Date _____

Recommended for approval denial by THL

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-8893, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 19 78.
- c. Other: For licensing purposes a scientific measurement of the diversion rate of the system as it is normally operated shall be provided by either properly installing an approved type of measuring device or by having a professional engineer certify the rate of diversion to the Department prior to submitting proof of beneficial use of water.

The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Witness my hand this 29th day of July 19 77.


Director

RECEIVED

MAR - 1 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 63-8893

1. Owner: DON BRANDT

Phone No. 466-7821

Current Address: 203 11th AVE S. NAMPA ID. 83651

2. Accompanied by: ROBERT MCKELLIP

EXAM. DATE: 6-18-87

Address: RT. 2 Box 2147 NAMPA

Phone No. 467-5110

Relationship to Permit Holder: RENTER

JOHN BRANDT

3. Source: GROUNDWATER tributary to _____

- SUPPLEMENTAL TO PIONEER IRR. WATER

B. OVERLAP REVIEW

1. Other water rights with same place of use: #1 63-9417 - DOMESTIC OUT OF SAME WELL

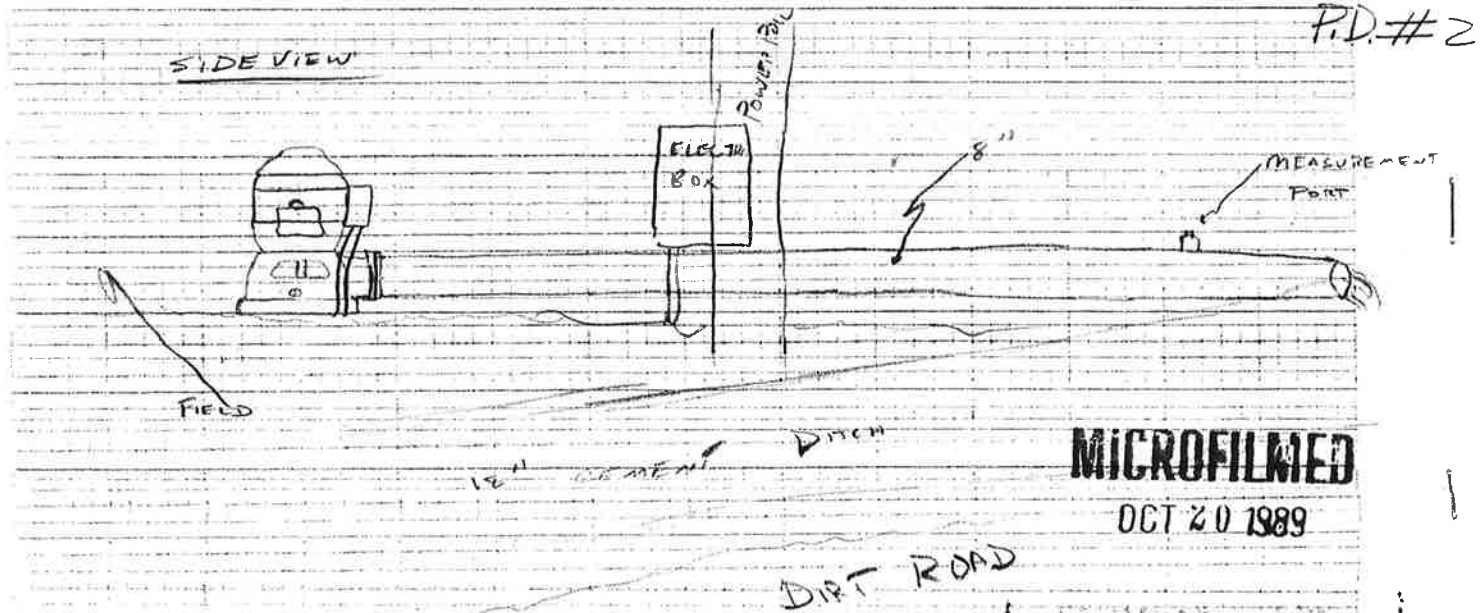
63-5276 - DIFF SOURCE 63-4439 63-9001 ~~63-9005~~ ☒ Copies Attached

2. Other water rights with same point of diversion: #1 63-9417 - SAME 63-9001 63-4439

#2 ~~63-5276~~ 63-2529 - PIONEER ☒ Copies Attached ☒ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☒ Alternative diagram attached



Scale: 1" = 3 FT

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

- ☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.

- ☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).

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System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

#1 WELL 8" CASING 80 FT DEEP WITH 12" SUCTION HOSE INTO WELL WITH 5 HP CENTRIFICAL PUMP

#2 WELL WITH 12" CASING WITH 8" DISCHARGE 15 HP ^{Bowl} PUMP.

* BOTH OPEN DISCHARGE INTO DITCHES

☐ See Remarks on page 4 for continuation

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
#1 CENTRIFICAL	GOULD ?	5	?	JACOZZI	9C74106714 - CENTRIFICAL
#2	U.S. MOTOR	15	884 867	WELLINE Layne & Bowl CO	460 81 - BOWL

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
#1			SW	SW	2	3N	2W	CANYON	USGS QUAD
#2			SW	SE	2	3N	2W	CANYON	AIRIAL PHOTO

6. Place(s) of Use:

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	2W	2											35	36			27		198
3N	2W	11					36	35	18										89
																			187

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Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
ANNUBAR				091412	8"	
MANOMETER #5						

2. Measurements:

#2 ANNUBAR SUPPLEMENT SHEET $\rightarrow$ 1.10 cfs
 #1 MEASURED 5 GALLONS IN 20. $\rightarrow$ 150 GPM = .33 cfs

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

ANNUBAR + SIGAL BUCKET $\square$ = 1.1 + .33 = 1.43 cfs

2. Alternate Method for Checking Purposes: #2 $\frac{15 \times 8.8 \times 9}{35 + (2.31 \times 20)} = 3.01 \text{ cfs} > 1.1 \text{ cfs O.K.}$
 #1 $\frac{5 \times 8.8 \times 9}{25 + (2.31 \times 2)} = 1.1 \text{ cfs} > .33 \text{ cfs O.K.}$

F. PUMP EFFICIENCY DATA (Optional)

FOR P.D #2

Discharge Pressure: 0 psi x 2.31 = _____ ft (1); Dynamic pumping level: 35 ft (2)

Total Head: (1) + (2) = 35 (3)

; Flow rate: 1.1 cfs (4)

Water HP: (3) x (4) $\div$ 8.8 = 4.39 (5)

Meter Input KW: 3.6 x 7.2 KH x _____ CTR or _____ MULT x _____ PTR x 5 N/ 13.8 T = 9.39 (6)

Meter Input HP: (6) x 1.34 = 12.5 (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = 35 %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 187 \times 4.5 = 841.5 \text{ a.c.}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 1.43 \times 1.98 \times 214 \text{ days} = 605.9 \text{ a.c.}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 605.9 \text{ a.c.}$

2. Volume Calculations for Other Uses:

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

x 63-2529 IS PIONEER IRRIGATION WHICH THEIR INITIAL DITCH RIGHTS ARE FEDM

* 63-4439 + 63-9001 ARE BOTH JUST WELLS THAT BELONG TO NEIGHBORS

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use From	To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
IRRIGATION	4-1	10-31	1.43 cfs	605.9 afa
Totals:			1.43 cfs	605 afa

2. Recommended Amendments

- ☐ Change P.D. as reflected above
☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
☐ Add P.U. as reflected above

- ☐ None
☐ Other

BD
8/14/87

J. AUTHENTICATION

Field Examiner's Name QUENTIN NESBITT
Signature Quentin Nesbitt
Certification Date _____
Field Report Preparation Date 8-12-87

CONSULTANT SEAL

- K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

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OCT 10 1989



