

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

RIGHT NUMBER: 22-13907

NAME AND ADDRESS:

BEULAH BROWER
947 HWY 32
TETONIA ID 83452

SOURCE:

Source:
GROUND WATER

Tributary:

QUANTITY:

0.570 CFS
133.000 AFY

~~0.270 CFS~~
~~98.500 AFY~~

PRIORITY DATE: 10/31/1960

POINT OF DIVERSION:

T06N R45E S8 SWNESW
Within TETON County

PURPOSE AND
PERIOD OF USE:

Purpose of use:

Period of use:

Quantity:

IRRIGATION

04/15 10/15

0.570 CFS 133.00 AFY
~~0.270 CFS 98.50 AFY~~

PLACE OF USE:

IRRIGATION within TETON County

T06N R45E S08 NESW 7.5
T06N R45E S08 NWSW 27.0
T06N R45E S08 SWSW 2.4
T06N R45E S08 SESW 1.0

~~T06N R45E S08 NESW 7.9~~
~~T06N R45E S08 NWSW 26.0~~
~~T06N R45E S08 SWSW 2.2~~
~~T06N R45E S08 SESW 0.9~~

37.9 ACRES TOTAL

~~37 ACRES TOTAL~~

The rights listed below are limited to the irrigation of a combined total of ~~37 acres~~ 37.9 acres in a single irrigation season. Combined Right Nos.: 22-13899, 22-13903, and 22-13907.

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

This right is a split from former right 22-2189.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

The following rights are diverted through point of diversion described above: 22-13382, 22-13871, and 22-13907.



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

November 25, 2008

AARON POWERS
MEGHAN HANSON
PO BOX 669
VICTOR ID 83455

RE: Notice of Change of Water Right Ownership (NCO) for
22-13374 (Split into 22-13878, 22-13879, 22-13899, 22-13900, 22-13901, & 22-13902); 22-13377 (Split into
22-13881, 22-13882, 22-13903, 22-13904, 22-13905, & 22-13906); and 22-13380 (Split into 22-13884, 22-
13885, 22-13907, 22-13908, 22-13909, & 22-13910) and Notice of Completed Administrative Proceeding
(NCAP)

Dear SIR/MADAM:

The Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for a portion of the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated with new water right numbers reflecting the division of the water right(s). Once IDWR processes the change of ownership, IDWR mails a copy of the updated water right record(s) (Director's Report) to each party listed on the NCAP. Enclosed please find the relevant NCAP(s) for your right(s). The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

You may recall the initial hearings held in Rexburg on August 19, 2008. During those hearings the present parties discussed changes that needed to be made to resolve issues related to place of use, acreage and diversion rate for the aforementioned water rights. You may notice that the changes discussed at the initial hearings are not reflected in the enclosed Director's Report. Those changes were excluded from this version of the Director's Report solely because the purpose of the NCAP is simply to inform the parties and the SRBA Court of the changes in ownership. A Standard Form 5 (SF5) settlement document will follow shortly under separate cover. The SF5 will incorporate the corrections that we discussed at the initial hearings. Once the parties sign the SF5 settlement documents for these water rights, the SF5s will be sent to Special Master Bilyeu for her review and then to Judge Melanson for partial decree.

Please feel free to contact me at 525-7161 if you have any questions concerning this matter.

Respectfully,


Michael Holliday
Water Resource Agent, Sr.

Enclosure

cc: W REID BROWER
MARGENE BROWER
EDWARD BROWER
KOLENE LATER C/O JERRY RIGBY

SCANNED
DEC 08 2008



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

November 25, 2008

BEULAH BROWER
947 HWY 32
TETONIA ID 83452

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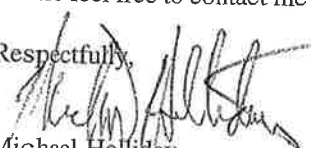
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Please feel free to contact me at 525-7161 if you have any questions concerning this matter.

Respectfully,


Michael Holliday
Water Resource Agent, Sr.

Enclosure

cc: W REID BROWER
MARGENE BROWER
EDWARD BROWER
KOLENE LATER C/O JERRY RIGBY

SCANNED
DEC 08 2008



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

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EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

November 25, 2008

W REID & MARJEAN BROWER
FAMILY TRUST
881 HWY 32
TETONIA ID 83452

RE: Notice of Change of Water Right Ownership (NCO) for
22-13374 (Split into 22-13878, 22-13879, 22-13899, 22-13900, 22-13901, & 22-13902); 22-13377 (Split into
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Respectfully,


Michael Holliday
Water Resource Agent, Sr.

Enclosure

cc: W REID BROWER
MARGENE BROWER
EDWARD BROWER
KOLENE LATER C/O JERRY RIGBY

SCANNED

DEC 08 2008



State of Idaho

DEPARTMENT OF WATER RESOURCES

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EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

November 25, 2008

STATE OF IDAHO
IDAHO TRANSPORTATION DEPARTMENT
PO BOX 97
RIGBY ID 83442-0097

RE: Notice of Change of Water Right Ownership (NCO) for
22-13374 (Split into 22-13878, 22-13879, 22-13899, 22-13900, 22-13901, & 22-13902); 22-13377 (Split into
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Respectfully,


Michael Holliday
Water Resource Agent, Sr.

Enclosure

cc: W REID BROWER
MARJEAN BROWER
EDWARD BROWER
KOLENE LATER C/O JERRY RIGBY

SCANNED

DEC 08 7



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

C.L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

November 25, 2008

TETONIA PROPERTIES LLC
C/O PETE FREYMAN
394 S 100 W
VICTOR ID 83455

RE: Notice of Change of Water Right Ownership (NCO) for
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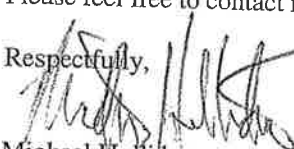
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Michael Holliday
Water Resource Agent, Sr.

Enclosure

cc: W REID BROWER
MARGENE BROWER
EDWARD BROWER
KOLENE LATER C/O JERRY RIGBY

SCANNED
DEC 08 2008



State of Idaho

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EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

November 25, 2008

THOMAS HANSON
KATHERINE HANSON
PO BOX 1750
MISSOULA MT 59806

RE: Notice of Change of Water Right Ownership (NCO) for
22-13374 (Split into 22-13878, 22-13879, 22-13899, 22-13900, 22-13901, & 22-13902); 22-13377 (Split into
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Michael Holliday
Water Resource Agent, Sr.

Enclosure

cc: W REID BROWER
MARGENE BROWER
EDWARD BROWER
KOLENE LATER C/O JERRY RIGBY

SCANNED
DEC 08 2008



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718
Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

November 25, 2008

SHANNON DEE HUMBLE
PO BOX 506
VICTOR ID 83455-0506

RE: Notice of Change of Water Right Ownership (NCO) for
22-13374 (Split into 22-13878, 22-13879, 22-13899, 22-13900, 22-13901, & 22-13902); 22-13377 (Split into
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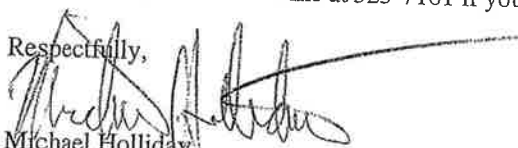
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Respectfully,


Michael Holliday
Water Resource Agent, Sr.

Enclosure

cc: W REID BROWER
MARGENE BROWER
EDWARD BROWER
KOLENE LATER C/O JERRY RIGBY

SCANNED
DEC 08 2008

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)

Water Rights: 22-13380 (Split into 22-13884, 22-13885, 22-13907, 22-13908, 22-13909 & 22-13910)

Case No. 39576)

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☒ Substitution of Party BROWER & LATER-HANSON & POWERS, TETONIA PROPERTIES LLC, BROWER, BROWER FAMILY TRUST, HUMBLE, IDAHO DEPARTMENT OF TRANSPORTATION

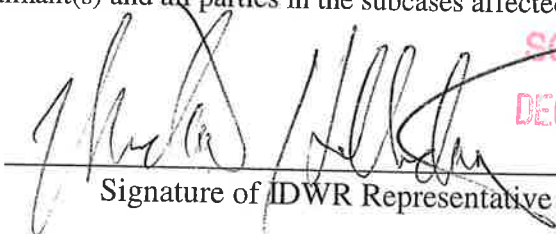
- ☐ I.C. § 42-222 transfer

- | | |
|---|--|
| ☐ point of diversion | ☐ place of use |
| ☐ period of use | ☐ nature of use |
| ☐ split of water right | ☐ change in ownership |

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 *Amended 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: 11/25/2008


Signature of IDWR Representative

SCANNED
DEC 08 2008

CERTIFICATE OF MAILING

I certify that on Nov. 26, 2008, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail 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/Seller for Substitution of Party or attorney of record:

W Ried Brower	Edward Brower	Kolene Later
Marjean Brower	947 N Hwy 32	C/O Jerry Rigby
881 N Hwy 32	Tetonia ID 83452	25 N 2 nd E
Tetonia ID 83452		PO Box 250
		Rexburg ID 83440-0250

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:

Thomas Hanson	Tetonia Properties LLC	W Reid & Marjean Brower
Katherine Hanson	C/O Pete Freymann	Family Trust
PO Box 1750	394 S 100 W	881 Hwy 32
Missoula MT 59806	Victor ID 83455	Tetonia ID 83452
Aaron Powers	Beulah Brower	Shannon Dee Humble
Meghan Hanson	947 Hwy 32	PO Box 506
PO Box 669	Tetonia ID 83452	Victor ID 83455-0506
Victor ID 83455		

State of Idaho
Idaho Department of Transportation
PO Box 97
Rigby ID 83442-0097

SCANNED

DEC 08 2008

CERTIFICATE OF MAILING (Cont)

4. One copy to:

Each party in the subcase, or attorney of record

Thomas Hanson Beulah Brower

C/O Barton J Birch Kolene Later

81 N Main St Ste B C/O Jerry R Rigby

Driggs ID 83442 25 N 2nd E

PO Box 250

Rexburg ID 83440-0250

5. One copy each to:

Chief Natural Resources Division

Office of the Attorney General

PO Box 44449

Boise ID 83711-4449

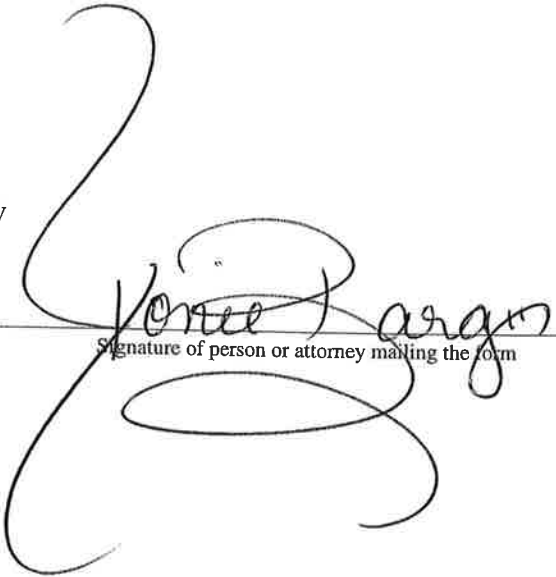
6. One Copy to:

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

SCANNED

DEC 08 2003

11/3/2008

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

W.R. NUMBER NAME AND ADDRESS

CLAIM DISPOSITION REASON

22-13380

Disallowed
Split into: 22-13884, 22-13885, 22-13907, 22-13908,
22-13909 & 22-13910

SCANNED
DEC 08 2008

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

RIGHT NUMBER: 22-13884

NAME AND ADDRESS: THOMAS HANSON
PO BOX 1750
MISSOULA MT 59806

KATHERINE HANSON
PO BOX 1750
MISSOULA MT 59806

MEGHAN HANSON
PO BOX 669
VICTOR ID 83455

AARON POWERS
PO BOX 669
VICTOR ID 83455

SOURCE: GROUND WATER

QUANTITY: 0.130 CFS
47.40 AFY

TRIBUTARY:

PRIORITY DATE: 10/31/1960

POINT OF
DIVERSION:

T06N R45E S8 SWNESW Within TETON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/15	0.130 CFS 47.40 AFY
PLACE OF USE:	<u>IRRIGATION in TETON County</u>		
	T06N R45E S08 SWSW 2.00	T06N R45E S17 NWNW	17.00
	19 ACRES TOTAL		

The rights listed below are limited to the irrigation of a combined total of 19 acres in a single irrigation season. Combined Right Nos.: 22-13878, 22-13881, and 22-13884.

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

This right is a split from former right 22-13380 .

SCANNED
DEC 08 2003

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

RIGHT NUMBER: 22-13885

NAME AND ADDRESS: TETONIA PROPERTIES LLC
C/O PETE FREYMAN
394 S 100 W
VICTOR ID 83455

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.110 CFS
40.00 AFY

PRIORITY DATE: 10/31/1960

POINT OF
DIVERSION:

T06N R45E S8 SWNESW Within TETON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/15

0.110 CFS
40.00 AFY

PLACE OF USE: IRRIGATION in TETON County

T06N R45E S17 NWNW 14.80

14.8 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 14.8 acres in a single irrigation season. Combined Right Nos.: 22-13879, 22-13882, and 22-13885.

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

This right is a split from former right 22-13380 .

SCANNED
DEC 08 2003

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

RIGHT NUMBER: 22-13907

NAME AND ADDRESS: BEULAH BROWER
947 HWY 32
TETONIA ID 83452

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.270 CFS
98.50 AFY

PRIORITY DATE: 10/31/1960

POINT OF
DIVERSION:

T06N R45E S8 SWNESW Within TETON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/15

0.270 CFS
98.50 AFY

PLACE OF USE:

IRRIGATION in TETON County

T06N R45E S08	NESW	7.90	T06N R45E S08	NWSW	26.00
T06N R45E S08	SWSW	2.20	T06N R45E S08	SESW	0.90

37 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 37 acres in a single irrigation season. Combined Right Nos.: 22-13899, 22-13903, and 22-13907.

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

This right is a split from former right 22-2189.

SCANNED
DEC 08 2003

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

RIGHT NUMBER: 22-13908

NAME AND ADDRESS: W REID AND MARJEAN BROWER FAMILY TRUST
881 HWY 32
TETONIA ID 83452

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.250 CFS
91.20 AFY

PRIORITY DATE: 10/31/1960

POINT OF
DIVERSION:

T06N R45E S8 SWNESW Within TETON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/15

0.250 CFS
91.20 AFY

PLACE OF USE:

IRRIGATION in TETON County

T06N R45E S17

NWNW

2.50

T06N R45E S17

SWNW

34.00

36.5 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 36.5 acres in a single irrigation season. Combined Right Nos.: 22-13900, 22-13904, and 22-13908.

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

This right is a split from former right 22-2189.

SCANNED
DEC 08 2008

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

RIGHT NUMBER: 22-13909

NAME AND ADDRESS: SHANNON DEE HUMBLE
PO BOX 506
VICTOR ID 83455-0506

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.060 CFS
21.90 AFY

PRIORITY DATE: 10/31/1960

POINT OF
DIVERSION:

T06N R45E S8 SWNESW Within TETON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/15

0.060 CFS
21.90 AFY

PLACE OF USE: IRRIGATION in TETON County

T06N R45E S17	NWNW	0.20	T06N R45E S17	SWNW	3.90
T06N R45E S17	SEnw	4.70			

8.8 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 8.8 acres in a single irrigation season. Combined Right Nos.: 22-13901, 22-13905, and 22-13909.

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

This right is a split from former right 22-2189.

SCANNED
DEC 08 2008

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

RIGHT NUMBER: 22-13910

NAME AND ADDRESS: STATE OF IDAHO
IDAHO TRANSPORTATION DEPT
PO BOX 97
RIGBY ID 83442-0097

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.030 CFS
10.90 AFY

PRIORITY DATE: 10/31/1960

POINT OF
DIVERSION:

T06N R45E S8 SWNESW Within TETON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/15

0.030 CFS
10.90 AFY

PLACE OF USE: IRRIGATION in TETON County

T06N R45E S17 SENW 4.30

4.3 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 4.3 acres in a single irrigation season. Combined Right Nos.: 22-13902, 22-13906, and 22-13910.

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

This right is a split from former right 22-2189.

SCANNED
DEC 08 2008