

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 37-513
Date Received: 10/21/1988
Receipt No: S003132
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

W CLINTON STENNETT

Phone: (208)726-8106

PO BOX 475
KETCHUM ID USA 83340

ROY E CRAWFORD

Phone: (415)772-6705

165 PHILLIP RD
WOODSIDE CA USA 94062

2. Date of Priority: 04/01/1888

3. Source: SILVER CREEK

Trib. to: LITTLE WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
01S	20E	36	NW	NW	SW	BLAINE	R
01S	20E	36	SW	NW	NW	BLAINE	

5. Description of diverting works:

BRODIE #23 HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.4	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01S	20E	35	NW	NE	IRRIGATION	15
			SW	NE	IRRIGATION	15
			SE	NE	IRRIGATION	15
			NE	SE	IRRIGATION	22.2
			SW	SE	IRRIGATION	28.1
			SE	SE	IRRIGATION	30.4
Section Acres						125.7
Total Acres						125.7

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.
ALL WR ARE USED TOGETHER IN ONE SYSTEM. UNRECORDED TRANS.
CHANGED P/U.

12/18/00 tf; ownership change Ann and Moj Broadie to Deborah and Moj Broadie per 1409(6) and quitclaim deed received 12/13/00.

15. Basis of Claim: Decreed

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 37-513
Date Received: 10/21/88
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MOJ BROADIE Phone: (208)788-4455
PO BOX 706
PICABO ID 83348

DEBORAH BROADIE Phone: (208)788-4455
PO BOX 706
PICABO ID 83348

2. Date of Priority: 04/01/1888

3. Source: SILVER CREEK Trib. to: LITTLE WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
01S	20E	36	NW NW SW	BLAINE
01S	20E	36	SW NW NW	BLAINE

5. Description of diverting works:

BRODIE #23 HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.4	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01S	20E	35	NW	NE	IRRIGATION	15
			SW	NE	IRRIGATION	15
			SE	NE	IRRIGATION	15
			NE	SE	IRRIGATION	22.2
			SW	SE	IRRIGATION	28.1
			SE	SE	IRRIGATION	30.4
Section Acres						125.7
Total Acres						125.7

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER
ALL WR ARE USED TOGETHER IN ONE SYSTEM. UNRECORDED TRANS
CHANGED P/U

12/18/00 tf; ownership change Ann and Moj Broadie to Deborah and Moj Broadie per
1409(6) and quitclaim deed received 12/13/00.

15. Basis of Claim: Decreed



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

December 22, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

MOJ BROADIE
DEBORAH BROADIE
PO BOX 706
PICABO ID 83348

RE: SRBA Claim(s) 37-00511, 37-00512, 37-00513, 37-01213,
37-11893, 37-11894, 37-11896

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding three of the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Enclosed you will also find computer print outs of the other four claims showing you as the current owners. These claims have not yet been reported to the SRBA Court in a Director's Report and as such do not require a Notice of Completed Administrative Proceeding. Please review these records for accuracy.

The notice of change of water right ownership form you filed with the department also listed claim A37-00095F as one of the claims needing to be changed into your names. Investigation of this claim indicated its place of use was not included in the legal description on the quitclaim deed conveying property and water rights from Ann Broadie to the two of you. The claim is also in the name of Charles Larkin. Consequently, ownership of this claim has not been changed.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

Broadie ACRD 11293
1-199

RECEIVED
DEC 13 2000
Department of Water Resources
Southern Region

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>A37-00095F</u>			<u>A37-11896</u>		
<u>A37-11894</u>			<u>A37-01213</u>		
<u>A37-00511</u>			<u>A37-11893</u>		
<u>A37-00512</u>					
<u>A37-00513</u>					

2. The following **REQUIRED** information must be submitted with this form:
- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

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

3. Name and Address of Former Owner/Claimant(s) ANNE BROADIE
PICABO, IDAHO 83348
4. New Owner/Claimant(s) MOJANET AND DEBORAH BROADIE
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. Box 706
- City, State and ZIP Code PICABO, IDAHO 83348
- New Telephone Number (208) 788-4455
5. Date you acquired the property 3/7/1989

12/12/2000

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

Will not be split

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

Will not be split

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Mary Broadie
Deborah Broadie

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by *Hunt*

Date

2/4/10

Fee *7*

Received by _____

Date _____

Receipt No. _____

Processed by _____

AJ

Date _____

WR _____

Date _____

QUITCLAIM DEED

For Value Received

Ann Broadie, an unmarried woman

do hereby convey, release, remise and forever quit claim unto

Mojanet J. Broadie and Deborah D. Broadie, husband and wife
 whose address is: P. O. Box 694, Picabo, Idaho 83348
 the following described premises situated in Blaine County, Idaho, to-wit:

The following described water:

#37-0511	11/1/1885	10"
#37-0512	9/1/1887	20"
#37-0513	4/1/1888	20"
#37-1067A	4/1/1890	40"
#37-2321	11/8/1915	50"
#37-1213	11/7/1918	50" perpetual

together with their appurtenances.

Dated: March 7, 1989

Ann Broadie

Ann Broadie

STATE OF *Idaho* COUNTY OF *Blaine*
 On this *7th* day of *March*, 19*89*,
 before me, *Susan K. Rubel*, Notary Public, and for said State, personally
 appeared *Ann Broadie*

Ann Broadie

known or identified to me to be the person whose name
 is subscribed to the within instrument and acknowledged
 to me that she executed the same.

Susan K. Rubel

Notary Public

Residing at *Hailey*
 Commission Expires: *3-11-93*

FIRST AMERICAN TITLE CO

BLAINE CO. REQUEST

OF:

89 MAR 13 PM 4 00

MARY GREEN, CLERK

FEES \$3.00

303672

PARCEL I:

Township 1 South, Range 20 East, Boise Meridian, Blaine County, Idaho.

Section 26: A fractional part of the SE1/4 SW1/4, lying South of the Highway and Oregon Short Line Railroad and East of the Cemetery, commonly known as Tax Lot 1093.

Section 35: E1/2 NW1/4, SW1/4 NE1/2, NW1/4 NE1/4, E1/2 SE1/4, SW1/4 SE1/4, all of SE1/4 NE1/4 lying Southwest of the Railroad and Highway Rights-of-Way.

Excepting Therefrom, The Railroad and Highway Rights-of-Way.

Further Excepting that portion of NE1/4 SE1/4, described as Follows:

BEGINNING at the Northwest corner of said NE1/4 SE1/4, which is N. 89° 03' 13" W., 1331.50 feet from the East one quarter corner of said Section 35; the position of said East one quarter corner being determined from railroad survey information; thence continuing S. 0° 46' 10" E., 16.17 feet on the West line of said NE1/4 SE1/4 to the Real Point of Beginning; thence continuing S. 0° 46' 10" E., 355.59 feet on the West line of said NE1/4 SE1/4 to a point; thence N. 89° 13' 50" E., 245.00 feet to a point in the Westerly right-of-way fence of a county road; thence N. 35° 20' 10" W., 431.82 feet along said Westerly right-of-way fence to the REAL POINT OF BEGINNING.

Further Excepting NW1/4 NE1/4, SE1/4 NE1/4, all lying Northeast of the Railroad and Highway Rights-of-Way.

Section 36: SW1/4 SW1/4

Excepting Therefrom the Railroad and Silver Creek Rights-of-Way.

PARCEL II:

Township 2 South, Range 20 East, Boise Meridian, Blaine County, Idaho.

Section 1: Lot 4; SW1/4 NW1/4, all of the E1/2 NW1/4 lying West of the Railroad Right-of-Way.

Excepting Therefrom the Right-of-Way of Silver Creek.

Section 2: Lots 1 and 5.

Excepting Therefrom the Highway Right-of-Way.

WARRANTY DEED

For Value Received

Ann Broadie, an unmarried woman

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Moj Broadie and Debbie Broadie, husband and wife
whose address is: P. O. Box 694, Picabo, Idaho 83348

Hereinafter called the Grantee, the following described premises situated in Blaine County, Idaho, to-wit:

See attached Exhibit "A"

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: March 7, 1989

Ann Broadie
Ann Broadie

STATE OF Idaho COUNTY OF Blaine
On this 13 day of March, 1989,
before me, a notary public in and for said State, personally appeared

Ann Broadie

proved to me on the basis of satisfactory evidence or known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

Susan K. Rubel
Residing at Harley
Commission Expires: 3-11-93

Notary Public

OF: Deed
89 MAR 13 PM 4 01
MARY GREEN, CLERK
FEES \$ 6.00

FIRST AMERICAN TITLE CO
BLAINE CO. REQUEST

303673

BROADIE RANCHES

P.O. Box 706

Picabo, Idaho 83348

~~~~~

**FAX AND PHONE: (208) 788-4455**  
**E-MAIL ADDRESS: MOJ10@JUNO.COM**

RECEIVED  
DEC 13 2000  
Department of Water Resources  
Southern Region

December 12, 2000

Department of Water Resources  
ATTN: James E. Stanton  
1341 Fillmore Street Suite 200  
Twin Falls, Idaho 83301-3380

RE: Water rights clarification

Dear Mr. Stanton:

When I was in your office this summer, we discussed getting the Broadie water rights straightened out. Therefore, enclosed please find the paper you gave to me to do this. The problem seems to be that when Moj purchased the ranch, Moj's name was added to the water rights, but Ann's name wasn't taken off all of the rights. At any rate, the rights should be in the name of Moj and/or Debbie Broadie.

I interpret the instructions (#8) to say that the filing fees are waived.

A copy of the Deed with the legal description is enclosed.

There is no division of water rights. They all came from Ann to Moj when we purchased the property.

If there is anything else you need to make this correction, please let me know.

Very truly yours,



Debbie Broadie

enc.

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: A37-00513  
Date Received: 10/21/1988  
Receipt No: S003132  
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: MOJ BROADIE 208-788-4455  
Address: BOX 694  
PICABO, ID 83348

OR  
Name: ANN BROADIE 208-788-4455  
Address: BOX 694  
PICABO, ID 83348

2. Date of Priority: APR 01, 1888

3. Source: SILVER CREEK Trib. to: LITTLE WOOD RIVER

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 01S      | 20E   | 36      | SW     | NW     | NW     |     | BLAINE |
|          |       |         | NW     | NW     | SW     | R   | BLAINE |

5. Description of diverting works:  
BRODIE #23 HEADGATE

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.400 |      |        |

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

8. Total consumptive use is 314.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 | of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|-----|----|-----|-----|---------------|-------|
| 01S      | 20E   | 35      | NW  |    | NE  |     | IRR           | 15.0  |
|          |       |         | SW  |    | NE  |     | IRR           | 15.0  |
|          |       |         | SE  |    | NE  |     | IRR           | 15.0  |
|          |       |         | NE  |    | SE  |     | IRR           | 22.2  |
|          |       |         | SW  |    | SE  |     | IRR           | 28.1  |
|          |       |         | SE  |    | SE  |     | IRR           | 30.4  |
|          |       |         |     |    |     |     | Section Acres | 125.7 |
|          |       |         |     |    |     |     | Total Acres   | 125.7 |

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

A37-00512, A37-00513, A37-01213, A37-01067A.

14. Remarks:

P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.  
ALL WR ARE USED TOGETHER IN ONE SYSTEM. UNRECORDED TRANS.  
CHANGED P/U.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/13/1909

S. C. FROST, ET. AL.

Decree Plaintiff

vs

ALTURAS WATER COMPANY, ET. AL.

Decree Defendant

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: 1

**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): Moj Brwadio Date: 10/21/88  
\_\_\_\_\_  
Date: \_\_\_\_\_

State of Idaho

County of Twin Falls )  
SS.

Subscribed and sworn (or affirmed) before me this 21st day  
of October 19 88

Roxanne Story  
Notary Public

Seal

Residing at Buhl, Id  
My Commission Expires 6-30-94

SILVER CR.

A37-00513

20E

15.

25.

111.5

12.9

21.5

9.0

9.0

Dryland

FEB 23 1993

HONE

06/09/2005

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

RIGHT NUMBER: 37-513

NAME AND ADDRESS: MOJ BROADIE  
222 PICABO CUTOFF RD  
CAREY ID 83320

DEBORAH BROADIE  
222 PICABO CUTOFF RD  
CAREY ID 83320

SOURCE: SILVER CREEK

TRIBUTARY: LITTLE WOOD RIVER

QUANTITY: 0.400 CFS

PRIORITY DATE: 04/01/1888

POINT OF DIVERSION:

T01S R20E S36 SWNNW Within BLAINE County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/15 10/31          | 0.400 CFS       |

PLACE OF USE: IRRIGATION Within BLAINE County

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T01S R20E S35 | NWNE | 23.0 | T01S R20E S35 | SWNE | 34.0 |
| T01S R20E S35 | SENE | 20.0 | T01S R20E S35 | SENE | 32.0 |
| T01S R20E S35 | NESE | 30.0 | T01S R20E S35 | SWSE | 28.0 |
| T01S R20E S35 | SESE | 30.0 |               |      |      |

197 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE  
IRRIGATION OF A COMBINED TOTAL OF 197 ACRES IN A SINGLE  
IRRIGATION SEASON. COMBINED RIGHT NOS.: 37-511, 37-512, 37-1067A &  
37-1213.

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

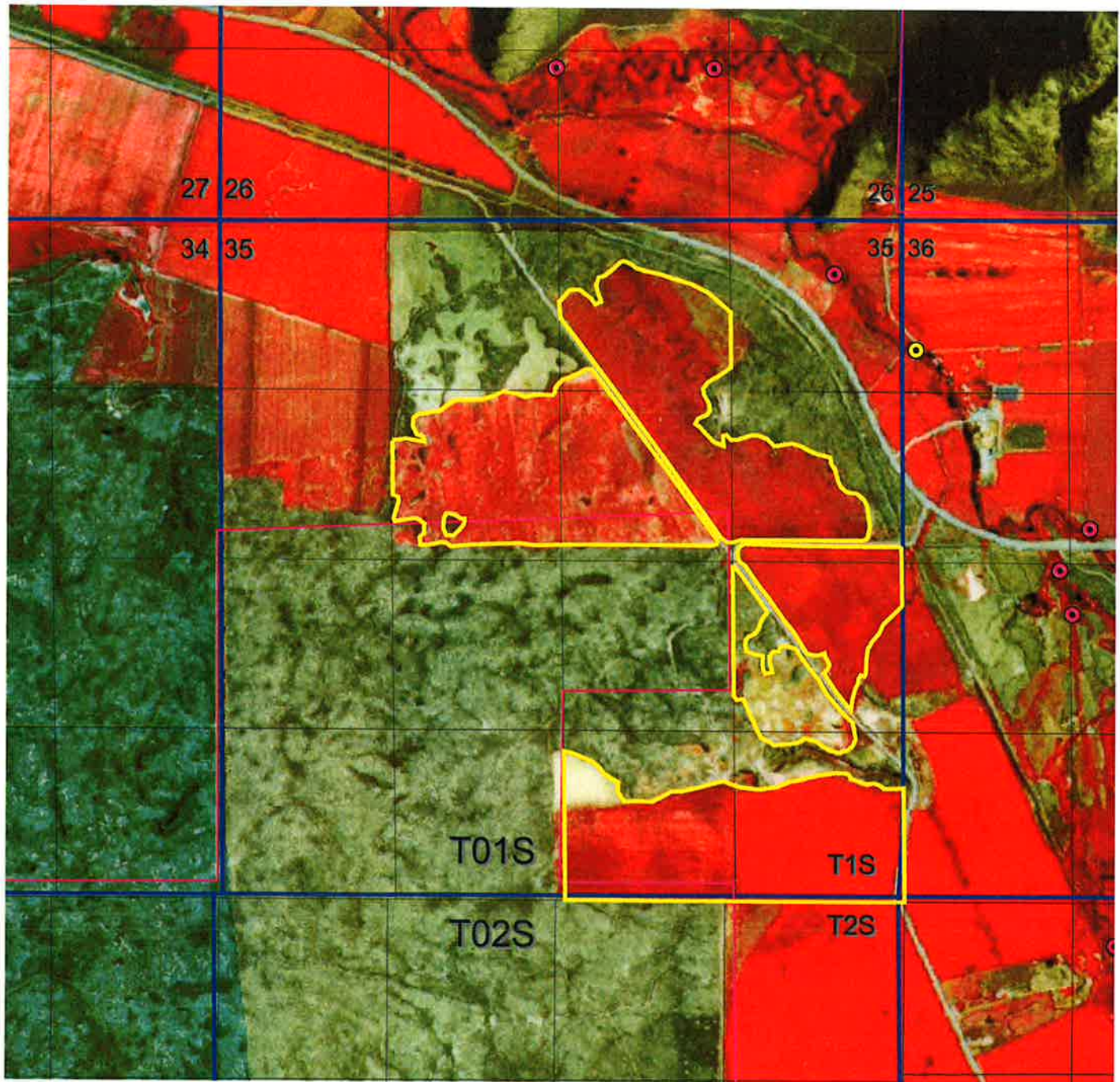
This partial decree is subject to such general provisions necessary for  
the definition of the rights or for the efficient administration of the water  
rights as may be ultimately determined by the Court at a point in time no  
later than the entry of a final unified decree. Section 42-1412(6), Idaho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

EXPLANATORY MATERIAL: Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT  
TO SECTION 42-1425, IDAHO CODE.

# IDAHO DEPT OF WATER RESOURCES

## 37-511 ET AL



1320 0 1320 Feet

-  Basin 37 part 1-POU
-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 1S  
RNG: 20E  
SEC. 35



GIS Place of Use Presentation  
NAPP Aerial Photo 1987/1988  
By Steve Clelland

Date: JUNE 9, 2005

**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: June 3, 2005**

Water right number: 37-513

MOJ BROADIE  
222 PICABO CUTOFF RD  
CAREY ID 83320  
Telephone Number: (208)788-4455

DEBORAH BROADIE  
222 PICABO CUTOFF RD  
CAREY ID 83320  
Telephone Number: (208)788-4455

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: 5/23/05 SIGNATURE: Moj Broadie  
Please print your name: Moj Broadie

IDWR State Office, 322 E. Front St., P.O. Box 83720, Boise, ID 83720-0098

Priority date 4/1/1888 125.7

OK

04/12/2005

RECEIVED

MAY 3 1 2005

Department of Water Resources

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: June 3, 2005**

Water right number: 37-513

MOJ BROADIE  
222 PICABO CUTOFF RD  
CAREY ID 83320  
Telephone Number: (208)788-4455

DEBORAH BROADIE  
222 PICABO CUTOFF RD  
CAREY ID 83320  
Telephone Number: (208)788-4455

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: 5/23/05 SIGNATURE: Moj Broadie  
Please print your name: Moj Broadie

IDWR State Office, 322 E. Front St., P.O. Box 83720, Boise, ID 83720-0098

SCANNED

MAY 3 1 2005

08/12/2004

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

RIGHT NUMBER: 37-513

NAME AND ADDRESS: MOJ BROADIE  
222 PICABO CUTOFF RD  
CAREY ID 83320

DEBORAH BROADIE  
222 PICABO CUTOFF RD  
CAREY ID 83320

SOURCE: SILVER CREEK

TRIBUTARY: LITTLE WOOD RIVER

QUANTITY: 0.400 CFS

PRIORITY DATE: 04/01/1888

POINT OF DIVERSION:

T01S R20E S36 SWNNW Within BLAINE County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------|
| IRRIGATION            | 04/15 10/31          | 0.400 CFS       |

PLACE OF USE: IRRIGATION Within BLAINE County

|               |      |      |               |      |      |
|---------------|------|------|---------------|------|------|
| T01S R20E S35 | NWNE | 21.0 | T01S R20E S35 | SWNE | 11.0 |
| T01S R20E S35 | SENE | 20.0 | T01S R20E S35 | NESE | 17.0 |
| T01S R20E S35 | SWSE | 28.0 | T01S R20E S35 | SESE | 29.0 |

126 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE  
IRRIGATION OF A COMBINED TOTAL OF 126 ACRES IN A SINGLE  
IRRIGATION SEASON. COMBINED RIGHT NOS.: 37-511, 37-512 & 37-1213.

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: Decreed

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT  
TO SECTION 42-1425, IDAHO CODE.

## IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-513

WATER RIGHT NUMBER: **37-513**

Owner Type                      Name and Address  
 Current Owner                  G C NIEDERMEYER

, ZZ

Priority Date: 04/01/1888

Basis: Decreed

Status: Active

Source                                      Tributary  
 SILVER CREEK                              LITTLE WOOD RIVER

| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION            | / to /                  | 0.400 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.400 CFS             |                      |

Location of Point(s) of Diversion

SILVER CREEK                      NW1/4NW1/4                      Sec. 36, Twp 01S, Rge 20E, B.M.  
 BLAINE 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 |        |
| 02S | 20E | 1   |    | X   | X  |    | X   | X   |    | X  |    |    |    |    |    |    |    |    |        |
|     |     |     |    | L 2 |    |    | L 3 | L 4 |    |    |    |    |    |    |    |    |    |    |        |

Conditions of Approval:Remarks:

1. General      P/U INCOMPLETE. SEE FILE.  
                      P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-513

Dates and Other Information:

Licensed Date:  
Decreed Date: 12/13/1909  
Water Supply Bank Enrollment Accepted:  
Water Supply Bank Enrollment Removed:  
Enlargement Use Priority Date:  
Enlargement Statute Priority Date:  
State or Federal:  
Owner Name Connector:  
Water District Number: 37M  
Generic Max Rate Per Acre:  
Generic Max Volume Per Acre:  
Decree Defendant:  
Decree Plaintiff:  
Civil Case Number:  
Judicial District:  
Swan Falls Trust or Nontrust:  
Swan Falls Dismissed:  
DLE Act Number:  
Carey Act Number:  
Mitigation Plan: False