

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 37-1067A
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)

ROY E CRAWFORD

Phone: (415)772-6705

165 PHILLIP RD
WOODSIDE CA USA 94062

W CLINTON STENNETT

Phone: (208)726-8106

PO BOX 475
KETCHUM ID USA 83340

2. Date of Priority: 04/01/1890

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	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	/	/	0.8	

7. Total Quantity Appropriated is:
0.8 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
02S	20E	35	SW	NE	IRRIGATION	37
			NE	NW	IRRIGATION	6
			SE	NW	IRRIGATION	37
					Section Acres	80
					Total Acres	80

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:

A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.

Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

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: A37-01067A
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
Address: P.O. BOX 694
PICABO, ID

83348-0000

2. Date of Priority: APR 01, 1890

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			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			0.800		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	20E	35	SW	NE		IRR	37.0
			NE	NW		IRR	6.0
			SE	NW		IRR	37.0

Section Acres 80.0

A37-01067A

Page

1

Date: 10/21/88

MICROFILMED

FEB 23 1993

10. Place of Use: Continued

Total Acres 80.0

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:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

N. R. WOODWORTH ET. AL.

Decree Plaintiff

vs

FRANK ANTHONY ET. AL., AMENDED

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 X 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 Broadie Date: 10/21/88
Date: _____

State of Idaho)
County of Twin Falls) SS.

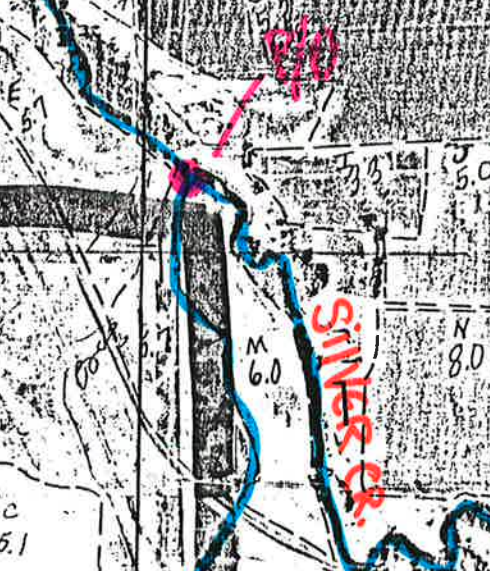
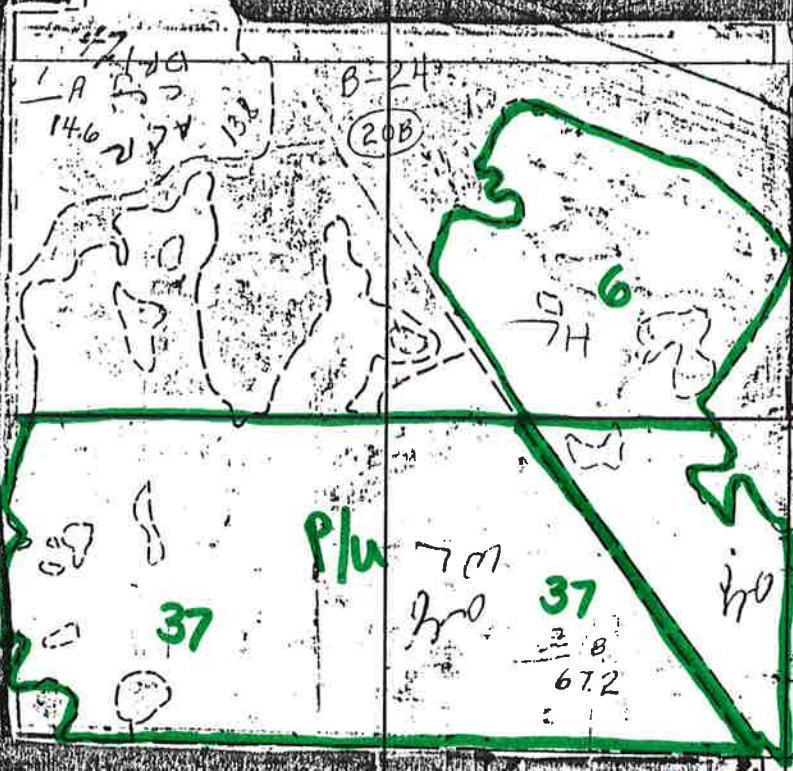
Subscribed and sworn (or affirmed) before me this 21st day
of October 19 88

Roxanne Storey
Notary Public

Seal

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

A37-01067A



15.
25.

20E.

England
K
111.5

MICROFILMED
FEB 23 1987

111.5
12.9
21.5
9.0
9.0

21.5
9.0
10.3
2.8

06/09/2005

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

RIGHT NUMBER: 37-1067A

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

SOURCE: SILVER CREEK

TRIBUTARY: LITTLE WOOD RIVER

QUANTITY: 0.800 CFS

PRIORITY DATE: 04/01/1890

POINT OF DIVERSION:

T01S R20E S36 SWNNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.800 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	SENW	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, 37-513, & 37-1213.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 80 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

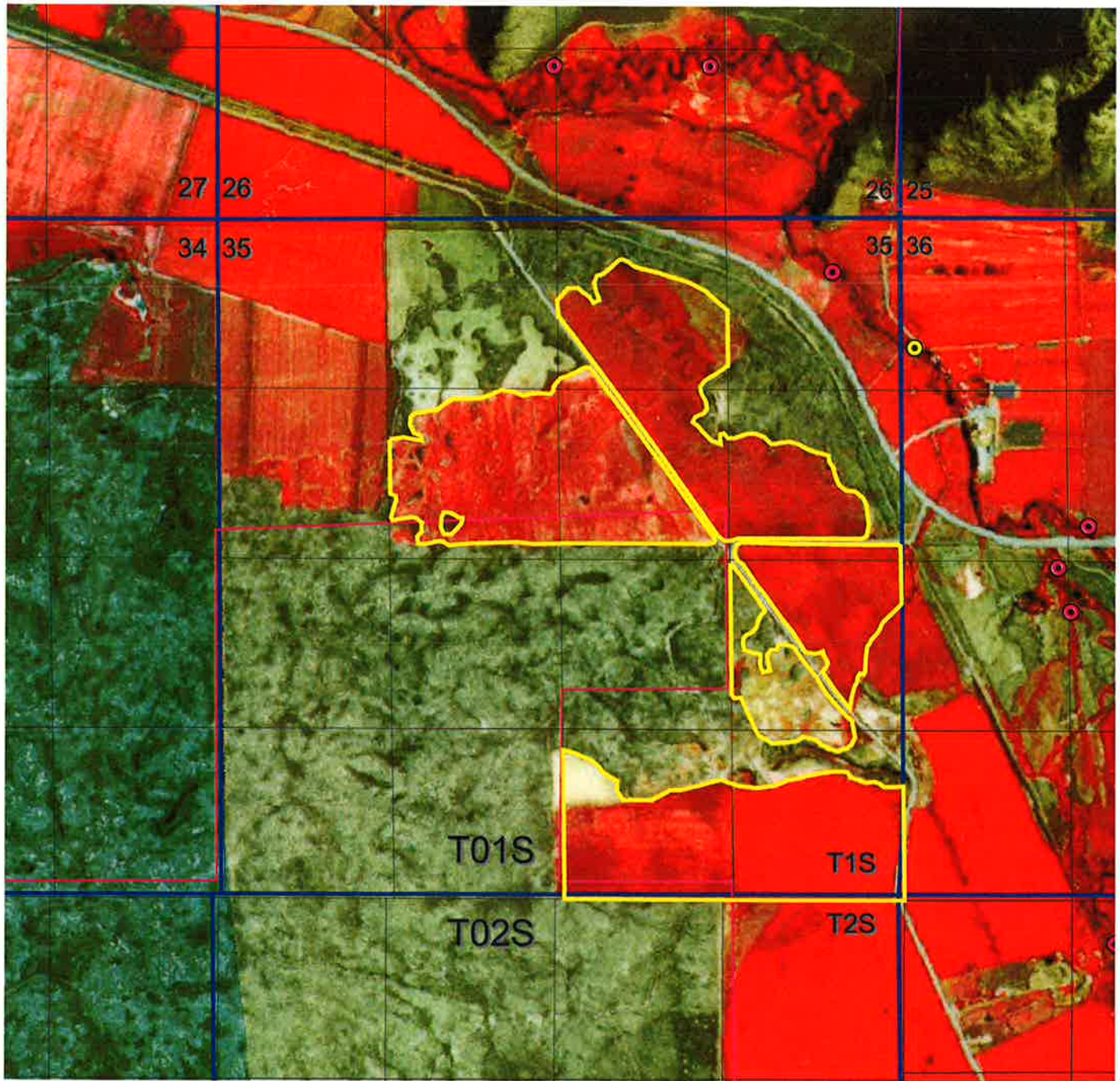
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: Decreed

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

IDAHO DEPT OF WATER RESOURCES

37-1067A



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: 37-1067A

MOJ 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):

One water right not here # 37-2321 date 11/08/15
period of use 4/11 to 11/11 priority date of

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:

NO 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

NOT OK

BROADIE RANCHES, INC.

DATE: May 31, 2005

To: STEVE AT I.D.W.R.

STEVE'S DIRECT #: 208-287-4913

FAX NUMBER: 208-287-6700

PHONE NUMBER: 208-287-4800

Steve:

Pursuant to our conversation this date, we still insist that water right #37-2321 is missing. I am attaching a page copied from the Shoshone water office which was received October 1988.

To this date, this water right #37-2321 is still listed on the water books and in effect. This right was filed by Rolly Baker (a relative) in 1915.

The perpetual water #37-1213 was filed by Earl Neidermeyer. The man was the one my parents purchased the ranch from.

There is no way that the perpetual water (#37-1213) superseded water right #37-2321!

Your most immediate attention to this matter would be greatly appreciated.

Moj Broadie
Debbie Broadie

Moj Broadie for
BROADIE RANCHES, INC.

SCANNED
JUN - 1 2005

7.25" LESS 1% LOSS AT DIVERSION
 NAME 05-D3 37-0944 W.R. PATTERSON
 TO 13.60" LESS 1% LOSS AT DIVERSION

STOCK
 CO DITCH LARKIN & F & B HAVE CARRING RIGHT

orp. %J A 05-D6 37-0934 N.B. BUCKLER
 UP TO 80" LESS 1% LOSS AT DIVERSION

LLINGTON WE-21 37-7770
 WHEEL IN EXCHANGE FOR WATER FROM CASTLE WELL

LLINGTON 113-A 37-1096 L.J. BAKER

LLINGTON 113-B 37-1097 L.J. BAKER

LLINGTON 1-B 37-0215 F FATOR & A IFLAND

59-A 37-0511 G.C. NEIDERMEYER

80-A 37-0512 G.C. NEIDERMEYER

89-A 37-0513 G.C. NEIDERMEYER

109-A1 37-1067A M.A. OLIVERAS

143-A 37-2321 MISSING ROLLY BAKER

1-A 37-1213 EARL NIEDERMEYER

RIGHT SEE TRANSFER # 2497 PRIOR DATE 11-07-1918

CHES 1-F 37-0939 GEORGE LEAZENBY

CHES 58-A 37-0141 EUGENE CHAUMELL

CHES 81-A 37-0142 EUGENE CHAUMELL

CHES 85-A 37-0143 EUGENE CHAUMELL

DD 54-A 37-0407 M.S. LAWSON

11-01-1917

80.00

0.00

03-29-1979

252.00

5.04

11-01-1989

40.00

0.80

03-31-1990

40.00

1.20

1.20

1.20

PERP-----

120.00

2.40

2.40

2.40

11-01-1985

10.00

0.20

0.20

0.20

09-01-1987

20.00

0.40

0.40

0.40

04-01-1988

20.00

0.40

1.00

1.00

04-01-1990

40.00

0.80

1.80

1.80

11-08-1915

50.00

1.00

2.80

2.80

PERP-----

50.00

1.00

1.00

1.00

11-01-1985

10.00

0.20

1.20

1.20

09-01-1987

20.00

0.40

1.60

1.60

04-01-1988

20.00

0.40

2.00

2.00

05-31-1985

100.00

2.00

2.00

2.00

SCANNED

JUN - 1 2005

Rec'd from
 Shoshone water office
 Oct. 1988

BROADIE RANCHES, INC.

DATE: May 31, 2005

To: IDWR

FAX NUMBER: 208-287-6700

PHONE NUMBER: 208-287-4800

Please be advised that I mailed to you the following Notice of Error Reports. There is an error on water right #37-1067A. The Error Reply is attached.

The reason for this fax is that the cover letter in the mailed packet has the missing water right number **misprinted** (my fingers did some 'weird' walking!!) Therefore, please ignore the May 27, 2005 letter. The information should read as follows:

RE: NOTICE OF REPLY OF ERROR

Gentlemen:

Enclosed please find the signed 'error reports'. At this time, we are stating that there is one water right that is missing. The water right that is missing is #37-2321 with the priority date of 11/08/15 with a period of use from 4/1-11/1.

Please let us know when this is corrected.

Very truly yours,

**Moj Broadie for
BROADIE RANCHES, INC.**

Please verify receipt of this fax. Our telephone number is 208-788-4455. Please leave your name and telephone number that you can be reached on.

Thanks,

Moj and Debbie Broadie

222 PICABO CUTOFF RD

CAREY, IDAHO 83320

E-MAIL: MOJ@SUNVALLEY.NET

208-788-4455

SCANNED
JUN - 1 2005

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-2321

WATER RIGHT NUMBER: 37-2321

Owner Type Name and Address

Current Owner ROLLY L BAKER

, ZZ

Priority Date:

Basis:

Status: See Remarks

Source

Tributary

Beneficial Use

From To

Diversion Rate

Annual Volume

Total Diversion:

Location of Point(s) of Diversion

Place of Use

Conditions of Approval:

1. SUPERCEDED BY DECREE. SEE RT. 37-1213.

Remarks:

Comments:

Water Supply Bank:

BROADIE RANCHES, INC.

May 27, 2005

RECEIVED

MAY 31 2005

Department of Water Resources

State of Idaho
Idaho Department of Water Resources
P.O. Box 83720
Boise, Idaho 83707-9815

RE: Notice of Reply of Error

Gentlemen:

Enclosed please find signed 'error reports'. At this time, we are stating that there is one water right that is missing. The water right that is missing is **#37-8921 with the priority date of 11/08/15 with a period of use from 4/1-11/1.**

Please let us know when this is corrected.

Very truly yours,



Moj Broadie for
BROADIE RANCHES, INC.

Enc.

37-8921
now a
permit
in BLM
name.

RECEIVED

04/12/2005

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: 37-1067A

MOJ 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):

One water right not here # 37-2321 date 11/08/15
period of use 4/1 to 11/1 priority date of

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:

NO 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

08/16/2004

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

RIGHT NUMBER: 37-1067A

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

SOURCE: SILVER CREEK

TRIBUTARY: LITTLE WOOD RIVER

QUANTITY: 0.800 CFS

PRIORITY DATE: 04/01/1890

POINT OF DIVERSION:

T01S R20E S36 SWNWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.800 CFS

PLACE OF USE: IRRIGATION Within BLAINE County

T02S R20E S35 SWNE 37.0

T02S R20E S35 NENW 6.0

T02S R20E S35 SENW 37.0

80 ACRES TOTAL

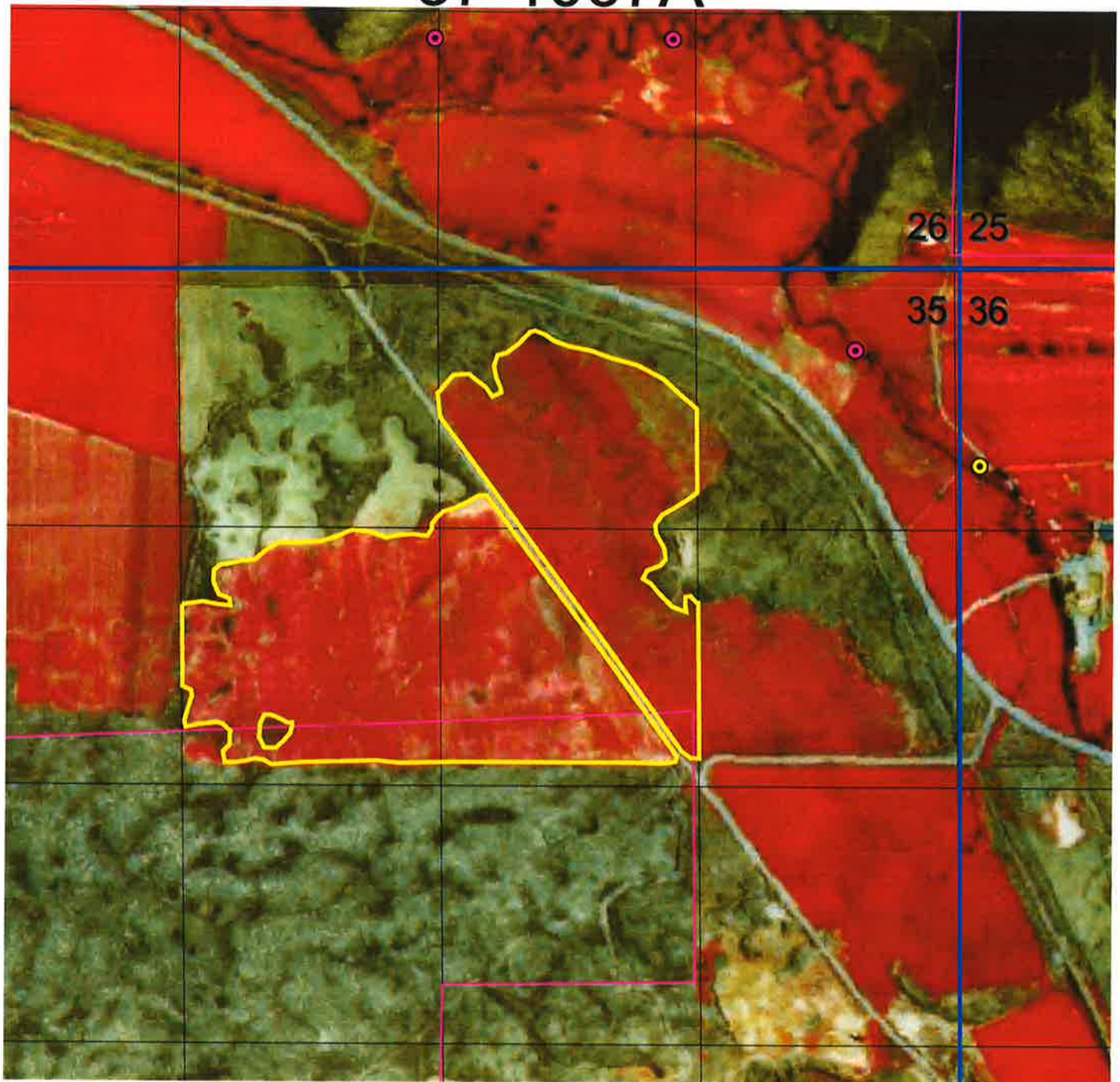
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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: Decreed

IDAHO DEPT OF WATER RESOURCES

37-1067A



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: AUGUST 16, 2004

27 26

34 35

37-1067A

37-511
37-512
37-513
T1S, R20E
11-26-02 scc

T01S

T02S

T1S

T2S

37-1067A

12/9/02
scc

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-1067AWATER RIGHT NUMBER: **37-1067A**

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MOJ BROADIE PO BOX 706 PICABO, ID 83348 (208)788-4455
Original Owner	MANUEL ANTONE OLIVERAS

, ZZ

Priority Date: 04/01/1890

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
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 /	0.800 CFS	
	<u>Total Diversion:</u>	0.800 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
02S	20E	35	37.0	6.0	37.0		80.0

Total Acres: 80

Conditions of Approval:

- 01E A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.
- R04 Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

Remarks:Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-1067A

Dates and Other Information:

Licensed Date:
Decreed Date: 11/10/1903
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