

(8) Remarks The trait Cr. ditch was dug in the late 1860's. I have dated this claim when the exploration work was done and the ditch was maintained I purchased the property in 1950



County of APA

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Vernon K. Brassey Isabel J. Brassey
(Claimant)

Sworn to before me this 30th day of June, 1983.

Judith Smith
Notary Public
Residing at Bois ID

My commission expires 8-10-86

Received by <u>JK</u>	Date <u>1-30-84</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>JK</u>	Date <u>1-30-84</u>		claimant by:	
\$30.00 fee received by <u>JK</u>	Date <u>7-5-83</u>			
Published in <u>Blah World</u>				
Dates <u>2/22 + 2/29/84</u>				

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Western Regional Office

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Vernon K. & Isabel J. Brassky
(Name of Claimant)
3200 Treasure Base Rd 83703 Telephone No. 342 0242
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 1940

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Canyon Cr. tributary to CLEAR CK. Boise River
(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity	(cfs, af)	Use	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity <u>6 cfs</u>		Use <u>mining</u>		Period of Use From <u>2-20</u>	To <u>11-15</u>
Quantity <u>2.4 cfs</u>		Use <u>Irrigation</u>		Period of Use From <u>3-15</u>	To <u>9-1</u>
Quantity _____		Use _____		Period of Use From _____	To _____
Quantity _____		Use _____		Period of Use From _____	To _____
Quantity _____		Use _____		Period of Use From _____	To _____

(4) 8.4 TOTAL QUANTITY USED.
(cfs, af)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
NW 1/4 SW 1/4, Sec. 21 Twp. 7N Rge. 4E B.M., County of Boise
Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
Diversion Dam Ditch 1/2 mile
long 6 cfs

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

X-MINING

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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>7N</u>	<u>4E</u>	<u>21</u>	<u>5</u>	<u>5</u>	<u>40</u>	<u>40</u>	<u>5</u>		<u>5</u>	<u>40</u>	<u>5</u>	<u>X</u>	<u>X</u>	<u>X</u>	<u>5</u>	<u>5</u>	<u>X</u>	<u>X</u>	<u>155</u>
		<u>22</u>						<u>5</u>									<u>X</u>		<u>5</u>

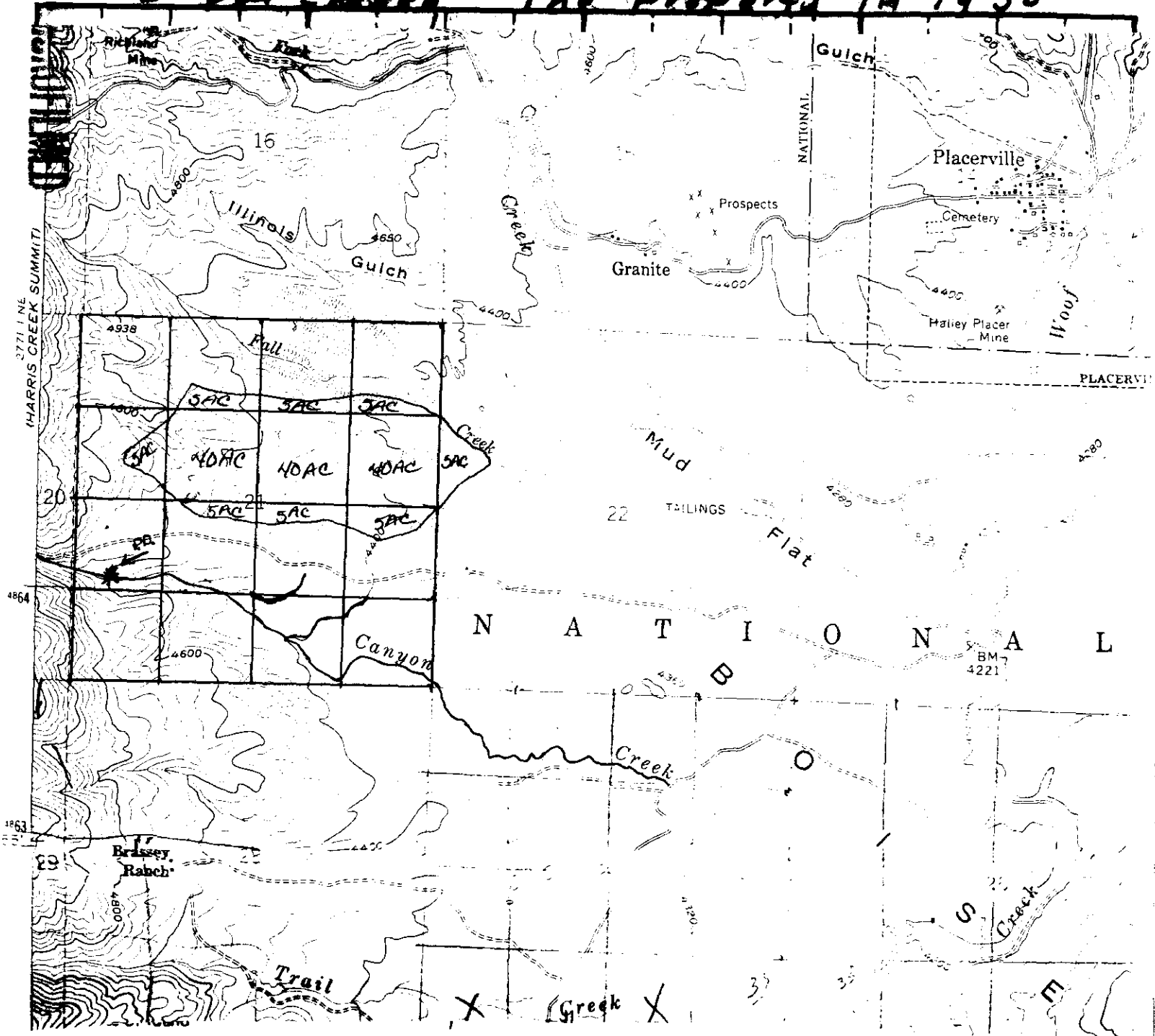
No. of acres 160

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
To be used to mine Placer ground shown on map designated as Block B C D E F and G 4443287 Cu Yards We will reclaim Area for pasture land

NOTE: Include here the type and number of stock watered: None

(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks The trail Cr. ditch was dug in the late 1860's. I have dated this claim when the exploration work was done and the ditch was maintained. I purchased the property in 1950



County of ADA

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Vernon K. Brasse Isabel J. Brasse
(Claimant)

Sworn to before me this 30th day of JUNE, 1983.

[Signature]
Notary Public
Residing at Bain, ID

My commission expires 8-10-86

FOR DEPARTMENT USE ONLY			
Received by <u>SRC</u>	Date <u>6/30/83</u>	Exception filed by:	Forwarded to claimant by:
Prelim. check by <u>JS</u>	Date <u>1-30-84</u>		
\$30.00 fee received by <u>JS</u>	Date <u>7/5/83</u>	<u>26910</u>	
Published in <u>Idaho World</u>			
Dates <u>2/22 + 2/29/84</u>			

...*Candace Jennings* being duly sworn, deposes and says: that he is the manager and principal clerk of THE IDAHO WORLD, a weekly newspaper published at Idaho City, in the County of Boise and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Idaho City; that the advertisement, a copy of which is hereto attached, was published in said newspaper once a week for consecutive weeks in the entire and regular issue of every number of said paper during the period and time of publication and was published in the newspaper and not a supplement; that said paper has been established and regularly and continuously published for more than seventy-eight weeks past previous to the first publication of this notice. Such notice was published in the issue beginning with

ing with the issue of 2/29....

19 84.

Subscribed and sworn to before

me this 5 day of March 84

...*K. H. H. H.*... VCS

The following claims have been filed on water rights created by diversion and beneficial use:

63-5293

BRASSEY, VERNON K. &/or ISABEL J.
3200 TREASURE DR., BOISE, ID 83703
Source: SPRING trib. to CANYON CREEK
Priority Date: 01/01/1947
Diversion Pt: SWNW NWSW Sec 28 T 07N R
04E

Use: DOMESTIC (0.08 CFS)
 SENW NESW Sec 28 T 07N R 04E
 63-5294

BRASSEY, VERNON K. &/or ISABEL J.
3200 TREASURE DR., BOISE, ID 83703
Source: BRASSEY SPRING trib. to CANYON
CREEK
Priority Date: 06/01/1922
Diversion Pt: NWNW Sec 28 T 07N R 04E
Use: IRRIGATION (0.24 CFS)
In: NENW Sec 28 T 07N R 04E
for 10 ACRES

63-5295 ✓ 38
BRASSEY, VERNON K. &/or ISABEL J.
3200 TREASURE DR., BOISE, ID 83703
Source: CANYON CREEK trib. to CLEAR
CREEK
Priority Date: 02/20/1940
Diversiion Pt: NWSW Sec 21 T 07N R 04E
Use: IRRIGATION (2.40 CFS)
MINING (6.00 CFS)
1/4: NENE NWNW SWNE SENE NENW SWNW
SENW NESW NESE NWSW Sec 21 T 07N R
04E SWNW Sec 22 T 07N R 04E NWSW SWSW
SESW SWSE SESE Sec 21 T 07N R 04E FOR
155 ACRES

63-5304
BRASSEY, VERNON K. &/or ISABEL J.
3200 TREASURE DR., BOISE, ID 83703
Source: FALL CREEK trib. to GRANITE
CREEK
Priority Date: 06/01/1908
Diversion Pt: SESW Sec 16 T 07N R 04E
Use: IRRIGATION (1.40 CFS)
MINING (3.00 CFS)
M: SESW SWSE Sec 16 T 07N R 04E NWNE
NESW Sec 21 T 07N R 04E FOR 70 ACRES

63-5309
GARDNER, CLINTON M.
P.O. BOX 23, IDAHO CITY, ID 83631
Source: SPRING trib. to CLEAR CREEK
Priority Date: 12/28/1907
Diversion Pt: NWNE Sec 32 T 05N R 04E
Use: IRRIGATION (0.02 CFS)
DOMESTIC (0.02 CFS)
in: NENW Sec 32 T 05N R 04E FOR 2 ACRES

63-5312
JOPLIN, STEVE R. & or BETTY J.
C/O IDAHO CITY STAGE, BOISE, ID 83707
Source: SPRINGS trib. to THORN CREEK
Priority Date: 04/01/1940
Diversion Pt: SWSE Sec 19 T 05N R 05E
Use: DOMESTIC (0.04 CFS)
Loc: SESW SWSE Sec 19 T 05N R 05E

Exceptions to a claim may be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720. (68)
KEND DUNN, Dir.
Published in the Idaho World in Idaho City, Idaho on February 22 and 29, 1984.

WRR100
63-5295

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 1
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01 WATER RIGHT NUMBER - 63-5295

02 OLD (D) NUMBER -

LAST NAME

03001 - BRASSEY
03002 - BRASSEY

FIRST NAME

04001 - VERNON K.
04002 - ISABEL J.

ORIG. OWNER

05001 - C
05002 - C

06 ADD LINE 1 - 3200 TREASURE DR.

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - BOISE

10 STATE - ID

11 ZIP - 83703

12 STAGE - S STATUTORY CLAIM

13 STATUS -

SOURCE

14001 - CANYON CREEK

TRIBUTARY OF

15001 - CLEAR CREEK

16 DIVERSION MEANS - DIVERSION DAM & DITCH

17 COUNTY - 15 BOISE

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - 8.400

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

TRACT	SEC	TWN	RNG	LOT	RFLG	S	T	R	E	A	M	I	N	D	E	X	F	I	E	L	D	S
22001 -	NWSW	23001 - 21	24001 - 07N	25001 - 04E	26001 -	27001 -																
				28001 -	0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0	0	0	0	0.0	

29 NON-IRRIGATION USE -

USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LOT
30001 - 01 IRRIGATION	31001 - 07N	32001 - 04E	33001 - 21	34001 - NENE	35001 - 05	36001 -
30002 - 01 IRRIGATION	31002 - 07N	32002 - 04E	33002 - 21	34002 - NWNE	35002 - 05	36002 -
30003 - 01 IRRIGATION	31003 - 07N	32003 - 04E	33003 - 21	34003 - SWNE	35003 - 40	36003 -
30004 - 01 IRRIGATION	31004 - 07N	32004 - 04E	33004 - 21	34004 - SENE	35004 - 40	36004 -
30005 - 01 IRRIGATION	31005 - 07N	32005 - 04E	33005 - 21	34005 - NENW	35005 - 05	36005 -
30006 - 01 IRRIGATION	31006 - 07N	32006 - 04E	33006 - 21	34006 - SWNW	35006 - 05	36006 -
30007 - 01 IRRIGATION	31007 - 07N	32007 - 04E	33007 - 21	34007 - SENW	35007 - 40	36007 -
30008 - 01 IRRIGATION	31008 - 07N	32008 - 04E	33008 - 21	34008 - NESW	35008 - 05	36008 -
30009 - 01 IRRIGATION	31009 - 07N	32009 - 04E	33009 - 21	34009 - NESE	35009 - 05	36009 -
30010 - 01 IRRIGATION	31010 - 07N	32010 - 04E	33010 - 22	34010 - SWNW	35010 - 05	36010 -
30011 - 13 MINING	31011 - 07N	32011 - 04E	33011 - 21	34011 - NWSW	35011 -	36011 -
30012 - 13 MINING	31012 - 07N	32012 - 04E	33012 - 21	34012 - SWSW	35012 -	36012 -
30013 - 13 MINING	31013 - 07N	32013 - 04E	33013 - 21	34013 - SESW	35013 -	36013 -
30014 - 13 MINING	31014 - 07N	32014 - 04E	33014 - 21	34014 - SWSE	35014 -	36014 -
30015 - 13 MINING	31015 - 07N	32015 - 04E	33015 - 21	34015 - SESE	35015 -	36015 -
30016 - 01 IRRIGATION	31016 - 07N	32016 - 04E	33016 - 21	34016 - NWSE	35016 - 05	36016 -

TOTAL ACRES: 160

PERIOD FROM	PERIOD TO	USE CODE / USE	WATER USE	DIVERSION RATE	DIVERSION VOLUME
37001 - 0515	38001 - 0901	39001 - 01 IRRIGATION	40001 -	2.400	41001 - 0.00
37002 - 0220	38002 - 1115	39002 - 13 MINING	40002 -	6.000	41002 - 0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

WRR100
63-5295

IDaho DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

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REMARKS

44001 -

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE -

- - - - - D A T E S - - - - -		- - - - - D A T E S - - - - -		- - - - - F L A G S - - - - -	
47	PRIORITY - 20-FEB-1940	55	LICENSE -	63	TRANSFER/AMENDED -
48	PROOF DUE -	56	APPL RECEIVED -	64	DLE/CAREY ACT -
49	PROOF MADE -	57	FIELD EXAM MADE -	65	FLAG_1 -
50	APPROVE/DENIED -	58	DECREE -	66	FLAG_2 -
51	PROTESTED -	59	START WORK -	67	FLAG_3 -
52	HEARING -	60	ORDER SHOW CAUSE -		
53	VERIFIED -	61	DATE_1 -		
54	LAST UPDATE - 7-FEB-1986	62	DATE_2 -		

WY1 634277

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: Jan Glover

Right Number 63-5295 Applicant Brassy

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. 3/9/84
- ☒ Claim published correctly. Idaho World
- ☒ Exceptions processed. 2/22 + 2/29/84 26910

By DBS Date 4/8/84

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By SC Date 4/17/84

MICROFILMED

RECEIVED
APR 17 1984

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

MARCH 14, 1984

VERNON K. BRASSEY
ISABEL J. BRASSEY
3200 TREASURE DR.
BOISE

ID 83703

RE: Claim No. 63-5295

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

DAVID B. SHAW
Western Region Supervisor

Enclosure

RECORDED
INDEXED

63-5295-

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Priority Date: 02/20/1940

Diversion Pt: NWSW Sec 21 T 07N R 04E

Use: IRRIGATION	(2.40 CFS)
MINING	(6.00 CFS)

In: NENE NWNE SWNE SENE NENW SWNW SENW NESW NESE NWSE Sec 21 T 07N R 04E SWNW
Sec 22 T 07N R 04E NWSW SWSW SESW SWSE SESE Sec 21 T 07N R 04E
FOR 155 ACRES

RECORDED

1

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]