

UNPROCESSED

T7N R4E 20

~~X~~
~~X~~
~~X~~

Received by Date 6-30-83 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by Date 6/24/83 claimant by: _____
\$30.00 fee received by Date 6-30-83 #31083
Published in State Field
Dates 8/24 & 8/31/83

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES



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 Jon Brassey
(Name of Claimant)

Box 2603 Boise, Idaho 83701 Telephone No. 343-6132
(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) 1863

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)
Trail & Peterson Creeks tributary to Granite to Grimes To 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: Irrigation and Stock Water

(cfs, af)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
		(Mo., Day)	(Mo., Day)
Quantity <u>.40</u>	Use <u>Irrigation</u>	Period of Use From <u>5/1</u>	To <u>9/31</u>
Quantity <u>.055</u>	Use <u>Stock</u>	Period of Use From <u>1/1</u>	To <u>12/31</u>
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____
Quantity _____	Use _____	Period of Use From _____	To _____

(4) .455 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. 26 Twp. 7N Rge. 4E B.M., County of Boise
Additional points of diversion: Three points in same 1/4

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. Dams and Ditches from the creeks.

(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.

T	R	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTAL
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
7N	4E	26									20								20

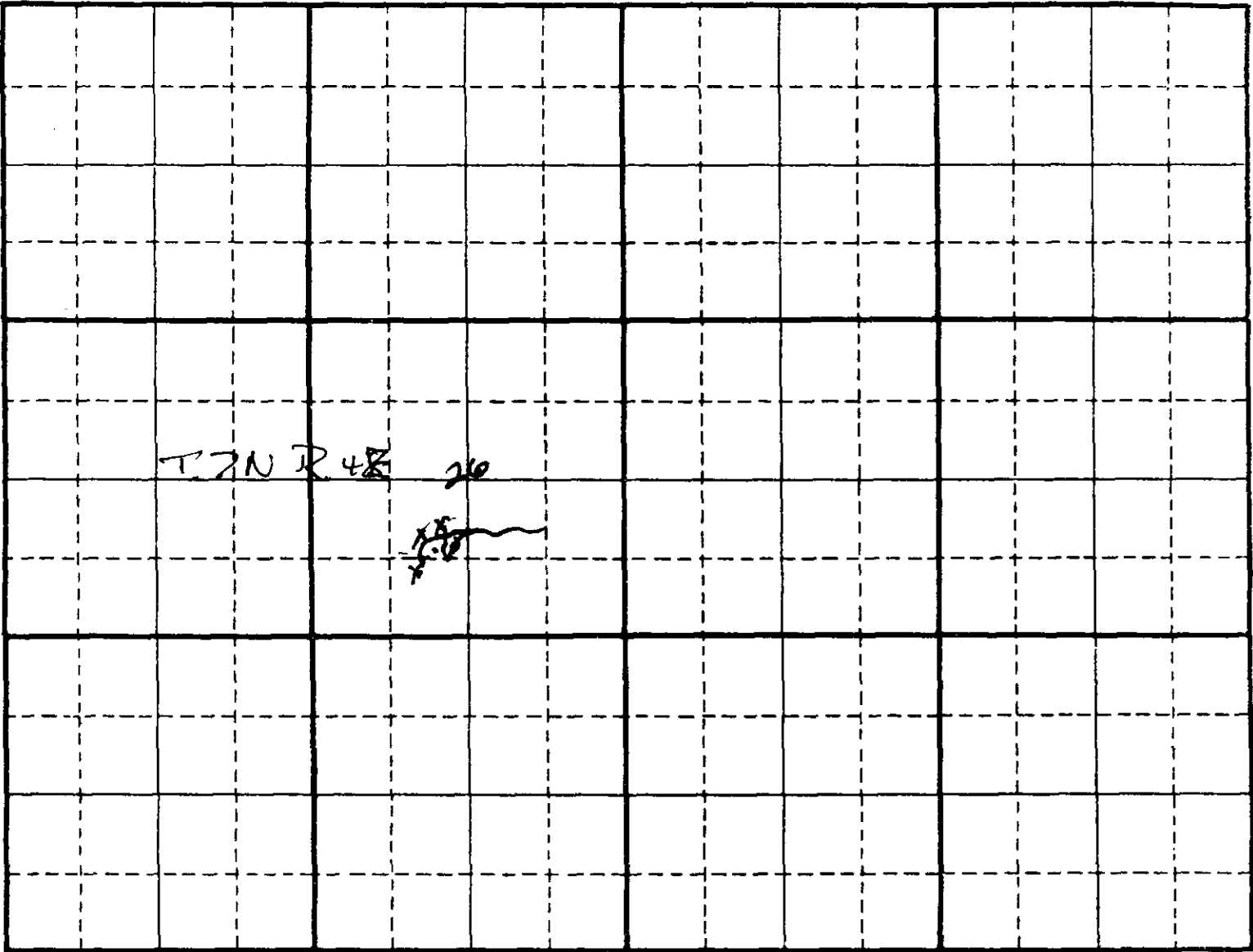
No. of acres 20

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered: 250 cattle, 6000 Sheep 20 Horses

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

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Ada) ss.

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.

Sworn to before me this 20 day of June, 19 83.
Dr. Brassy (Claimant)

Nancy M. Northway
Notary Public
Residing at Boise

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by <u>mm</u>	Date <u>6-30-83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>mm</u>	Date <u>6/24/83</u>		claimant by:	
\$30.00 fee received by <u>mm</u>	Date <u>6-30-83 #31083</u>			
Published in <u>Idaho J. T. L.</u>				
Dates <u>8/24 & 8/31/83</u>				

STATE OF IDAHO,
County of Boise

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

8-24 19 8-31 and ending with the issue of 8-31

19 8-31

Subscribed and sworn to before me this 21st day of Sept. 1983

Kris Heyman

NOTICE OF CLAIMS TO WATER RIGHTS
The following claims have been filed on water right created by diversion and beneficial use:

63-5108
CHAPMAN, HORACE &/or EARL
C/O IDAHO CITY STAGE, BOISE, ID 83706
Source: STAR GULCH CREEK trib. to MORES CREEK SPRING trib. to STAR GULCH CREEK
Priority Date: 02/26/1887
Diversion Pt: SWNE Sec 11 T 04N R 04E
Use: IRRIGATION (0.02 CFS)
STOCKWATER (0.02 CFS)
DOMESTIC (0.04 CFS)
In: NWNE Sec 11 T 04N R 04E FOR 10 ACRES

63-5109
CHAPMAN, HORACE &/or EARL
MARCUS, BARRY &/or CRAIG
787 NORTH 7TH ST., BOISE, ID 83702
Source: THORN CREEK trib. to MORES CREEK
Priority Date: 4/26/1889
Diversion Pt: NENE Sec 30 T 05N R 05E
Use: IRRIGATION (1.50 CFS)
STOCKWATER (1.50 CFS)
In: NENE Sec 30 T 05N R 05E NWNE Sec 30 T 05N R 05E FOR 35 ACRES

63-5122
U.S. DEPT. OF AGRI.
FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., OGDEN, UT 84401
Source: SILVER SAGE SPRING trib. to ROBIE CREEK NORTH FORK
Priority Date: 07/01/1960
Diversion Pt: SENW Sec 10 T 04N R 03E
Use: DOMESTIC (0.01 CFS)
In: SENW Sec 10 T 04N R 03E

63-5123
U.S. DEPT. OF AGRI.
FOREST SERVICE, FEDERAL BLDG., 324 25TH ST., OGDEN, UT 84401
Source: GROUNDWATER
Priority Date: 07/01/1955
Diversion Pt: NWNW Sec 33 T 04N R 06E
Use: DOMESTIC (0.01 CFS)
In: NWNW Sec 33 T 04N R 06E

63-5141
BRASSEY, JON
P.O. BOX 2603, BOISE, ID 83701
Source: TRAIL CREEK trib. to BOISE RIVER
PETERSON CREEK trib. to BOISE RIVER
Priority Date: 01/01/1863
Diversion Pt: NWSW Sec 26 T 07N R 04E
Use: IRRIGATION (0.40 CFS)
STOCKWATER (0.0550 CFS)
In: NWSW Sec 26 T 07N R 04E FOR 20 ACRES
Exceptions to a claim may be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720.
KEN DUNN, Dir.
Published in the Idaho World in Idaho City, Idaho on August 24 and 31, 1983.

59

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

01 WATER RIGHT NUMBER - 63-5141

02 OLD (D) NUMBER -

04001 - JON ✓ FIRST NAME

ORIG. OWNER
05001 - C

06 ADD LINE 1 - P.O. BOX 2603 ✓

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - BOISE

10 STATE - ID 11 ZIP - 83701

12 STAGE - S STATUTORY CLAIM

13 STATUS -

SOURCE
14001 - TRAIL CREEK ✓
14002 - PETERSON CREEK ✓

15001 - BOISE RIVER

16 DIVERSION MEANS - DAMS & DITCHES ✓

17 COUNTY - 15 BDISE

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - .455 ✓

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT -

[illegible]

29 NON-IRRIGATION USE - S/250 RANGE, 6000 SHEEP & 20 HORSES ✓

USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LOT
30001 - 01 IRRIGATION ✓	31001 - 07N ✓	32001 - 04E ✓	33001 - 26 ✓	34001 - NWSW ✓	35001 - 20 ✓	36001 -
						TOTAL ACRES: 20

PERIOD FROM	PERIOD TO	USE CODE / USE	WATER USE	DIVERSION RATE	DIVERSION VOLUME
37001 - 0501 ✓	38001 - 0931 ✓	39001 - 01 IRRIGATION ✓	40001 -	0.400 ✓	41001 - 0.00
37002 - 0101 ✓	38002 - 1231 ✓	39002 - 04 STOCKWATER ✓	40002 -	0.055 ✓	41002 - 0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

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 - 1-JAN-1863	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 -		

WRR100
63-5141

IOAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

PAGE 2
20-NOV-1985 13:28:05

----- D A T E S ----- D A T E S ----- F L A G S -----

53	VERIFIED	-	61	DATE_1	-
54	LAST UPDATE	- 29-AUG-1983	62	DATE_2	-

11/28/86
VERIFIED JKN

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: [Signature]

Right Number 63-5141 Applicant BRASSEY

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. 9/6/83
- ☒ Claim published correctly. Idaho World 301 31023
- ☒ Exceptions processed. 8-25/9-1

By DBS Date 11/27/83

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By AC Date 11-30-83

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

SEPTEMBER 3, 1983

JON BRASSEY
P.O. BOX 2603
BOISE

ID 83701

RE: Claim No. 63-5141

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

AUGUST 18, 1983

The Idaho World
Box 220
Idaho City, ID 83631

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before SEPTEMBER 12, 1983.

Yours truly,

JUDY PENSE
Secretary

Encl.

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720 on or before SEPTEMBER 12, 1983.

KEN DUNN, Dir.

Published 08/25 & 09/01/83.

63-5141-

BRASSEY, JON

P.O. BOX 2603, BOISE, ID 83701

Source: TRAIL CREEK trib. to BOISE RIVER
PETERSON CREEK trib. to BOISE RIVER

Priority Date: 01/01/1863

Diversion Pt: NWSW Sec 26 T 07N R 04E

Use: IRRIGATION	(0.40 CFS)
STOCKWATER	(0.0550 CFS)

In: NWSW Sec 26 T 07N R 04E FOR 20 ACRES

