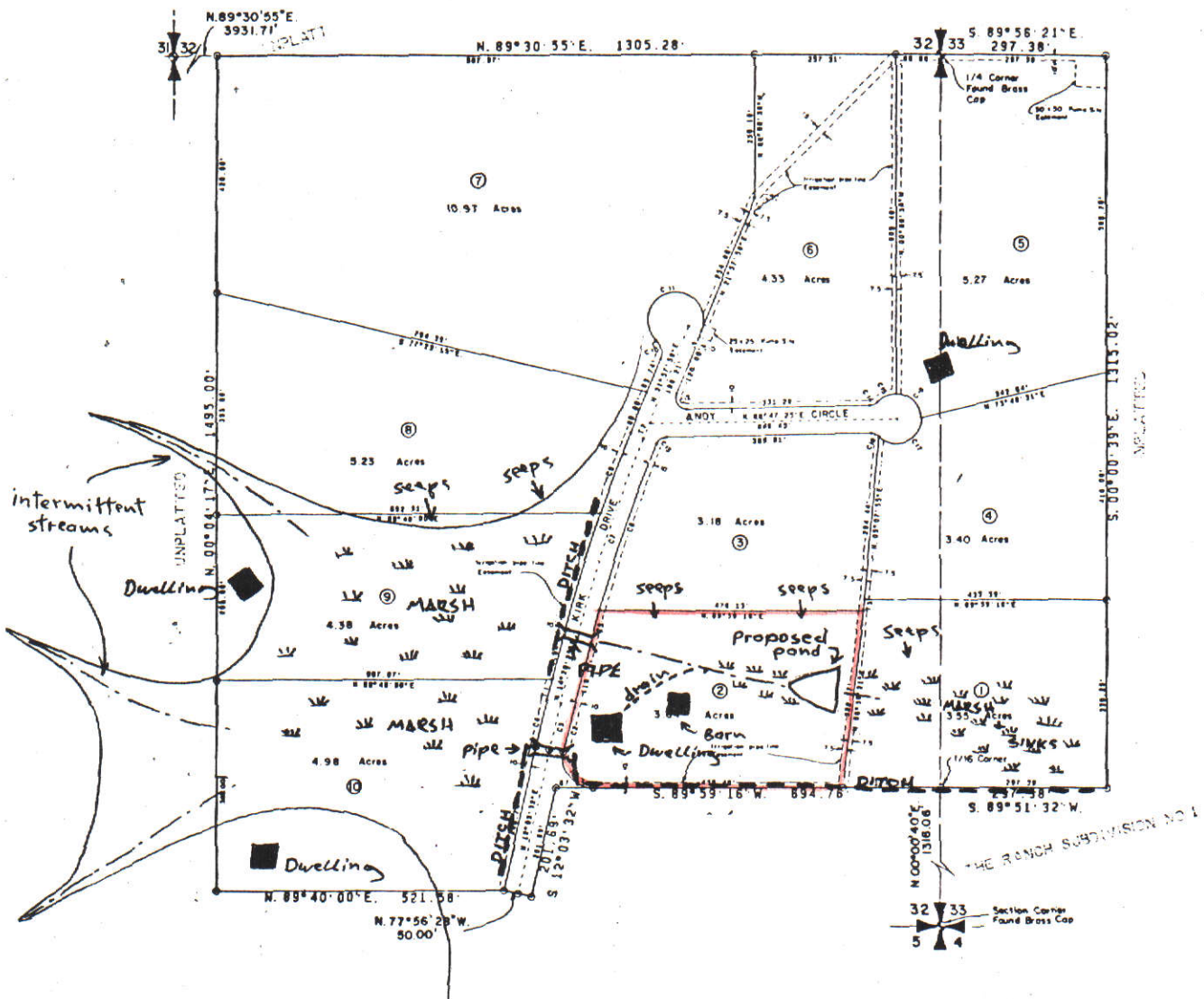


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

THE RANCH SUBDIVISION NO. 2

While this map is a photographic reproduction of that on file in either the recorder's or surveyor's office, the company assumes no liability for variation, if any, with another or re-survey.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Donall R. Brothman
(Applicant)

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

Permit No. 63-10021

A. GENERAL INFORMATION

1. Owner: DONNARD BROTHERS

Phone No. Bus 334-5938

Current Address: HC 33 Box 1176 BOISE, ID. 83706

2. Accompanied by: DONNARD BROTHERS

EXAM. DATE: 5-12-89

Address: SAME

Phone No. 344-3869

Relationship to Permit Holder: OWNER

3. Source: UNNAMED STREAM tributary to MOSES CREEK

B. OVERLAP REVIEW

1. Other water rights with same place of use: 63-7781 A DOMESTIC RIGHT IN SAME QQ

63-00318 IRRIG. RIGHT DIFF P/D

☐ Copies Attached

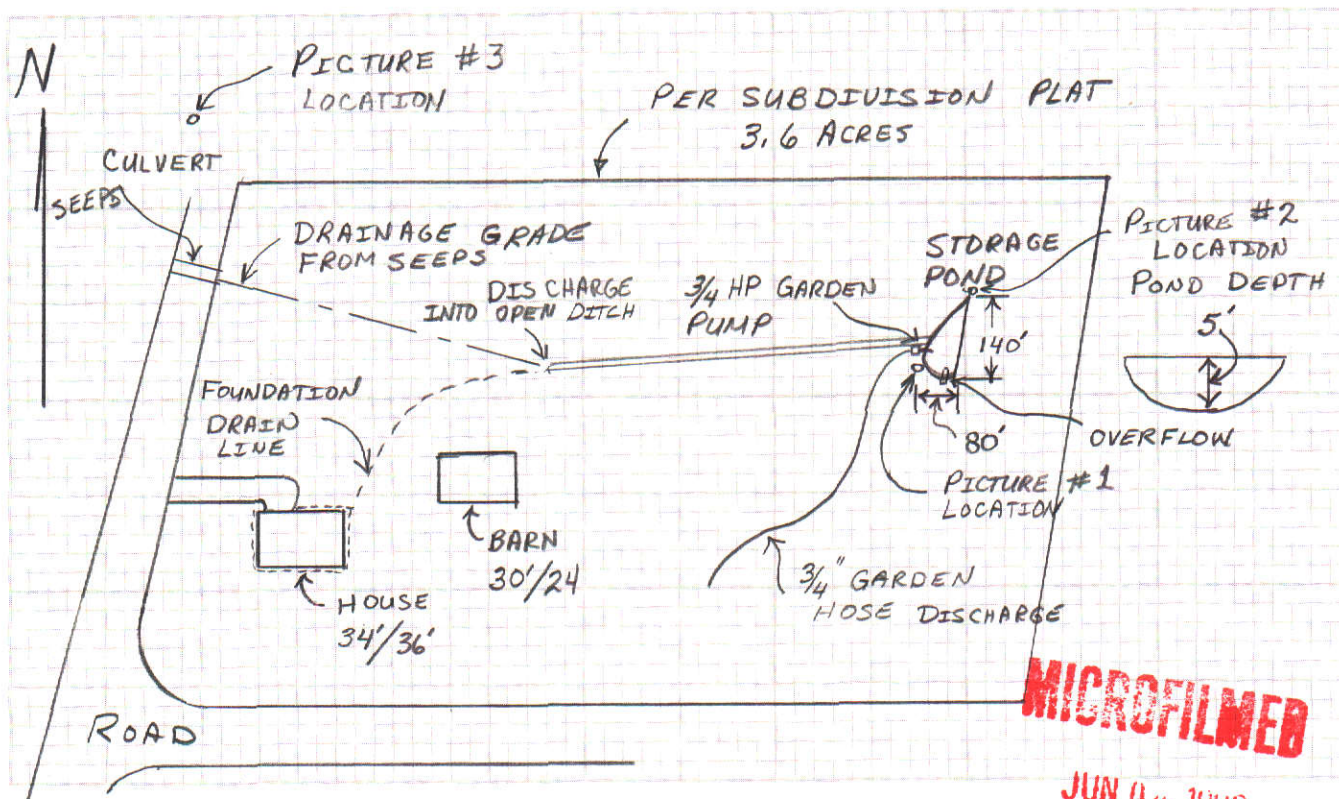
2. Other water rights with same point of diversion: NONE

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = NOT TO SCALE

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☐ Photo of Diversion and System Attached

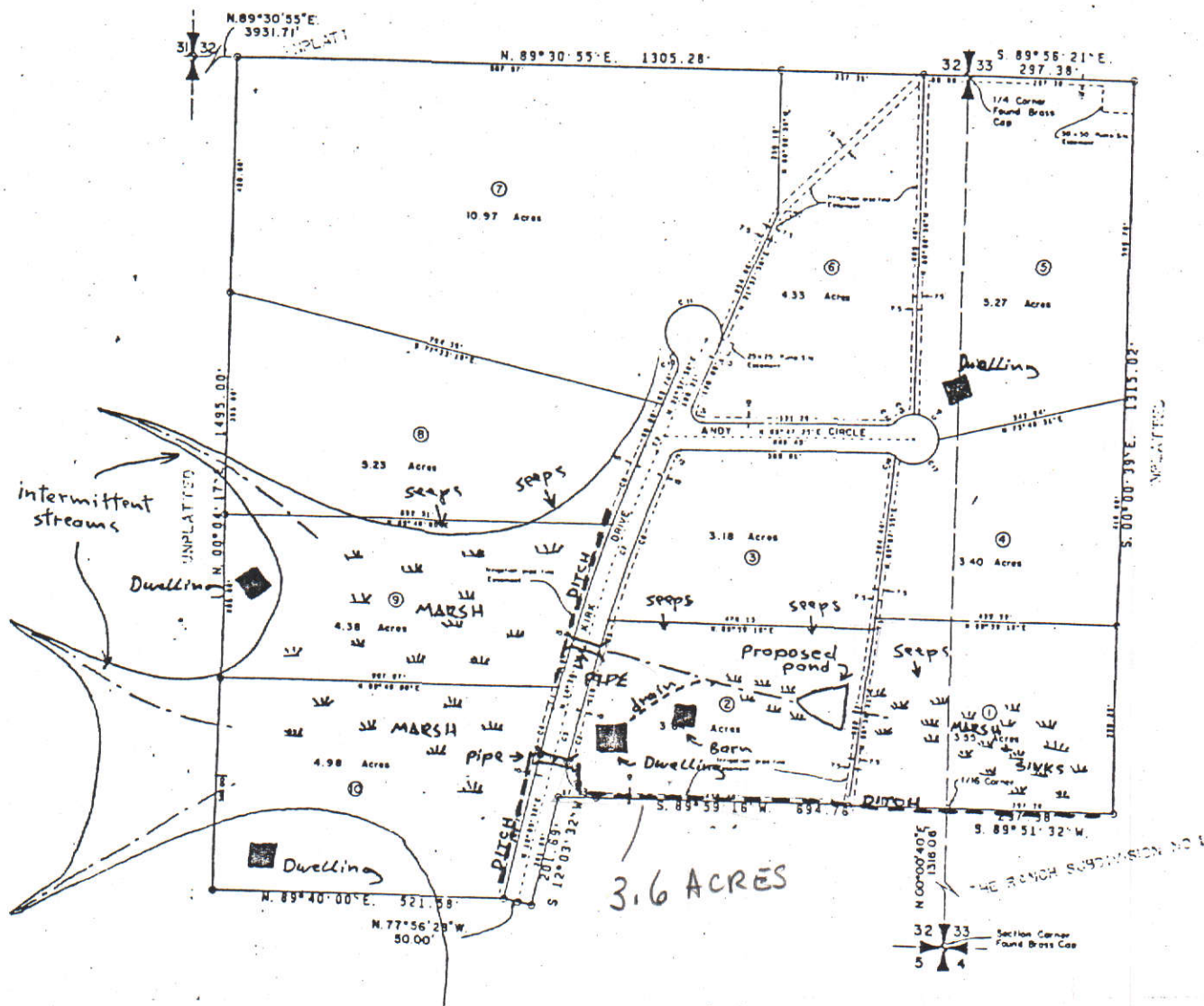
(required for all but single household domestic groundwater, and stockwater.

☐ Aerial Photo Attached

(required for irrigation of 10 acres or more).

THE RANCH SUBDIVISION NO. 2

While this map is a photographic reproduction of that on file in either the recorder's or surveyor's office, the company assumes no liability for variation, if any, with another or re-survey.



House 34' / 36'

BARN 30' / 24'

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JUN 04 1990

Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

PICTURE #1

P/D LOOKING NORTH NORTH EAST / N/E CORNER OF PROPERTY



BLACK DOTS ARE
TAD POLES

PICTURE #2

LOOKING SOUTH



PUMP

MICROFILMED
JUN 04 1980

Picture #3

P/U

PHOTO LOOKING, SOUTH EAST.



House

NW
CORNER OF
PROPERTY

MICROFILMED

JUN-04 1990

S 89° 32' W.

39.85½

RETRACTED
S 89° 30' W

BLUE

N 8

3

39.40

2
14.30

WHITE BIRD

RATTLESNAKE
Survey

AGE
2658

BLUE BELL

17.56

RED BIRD

58.04

Sec. 32

4

42.04

S 0° 9' W Retraced

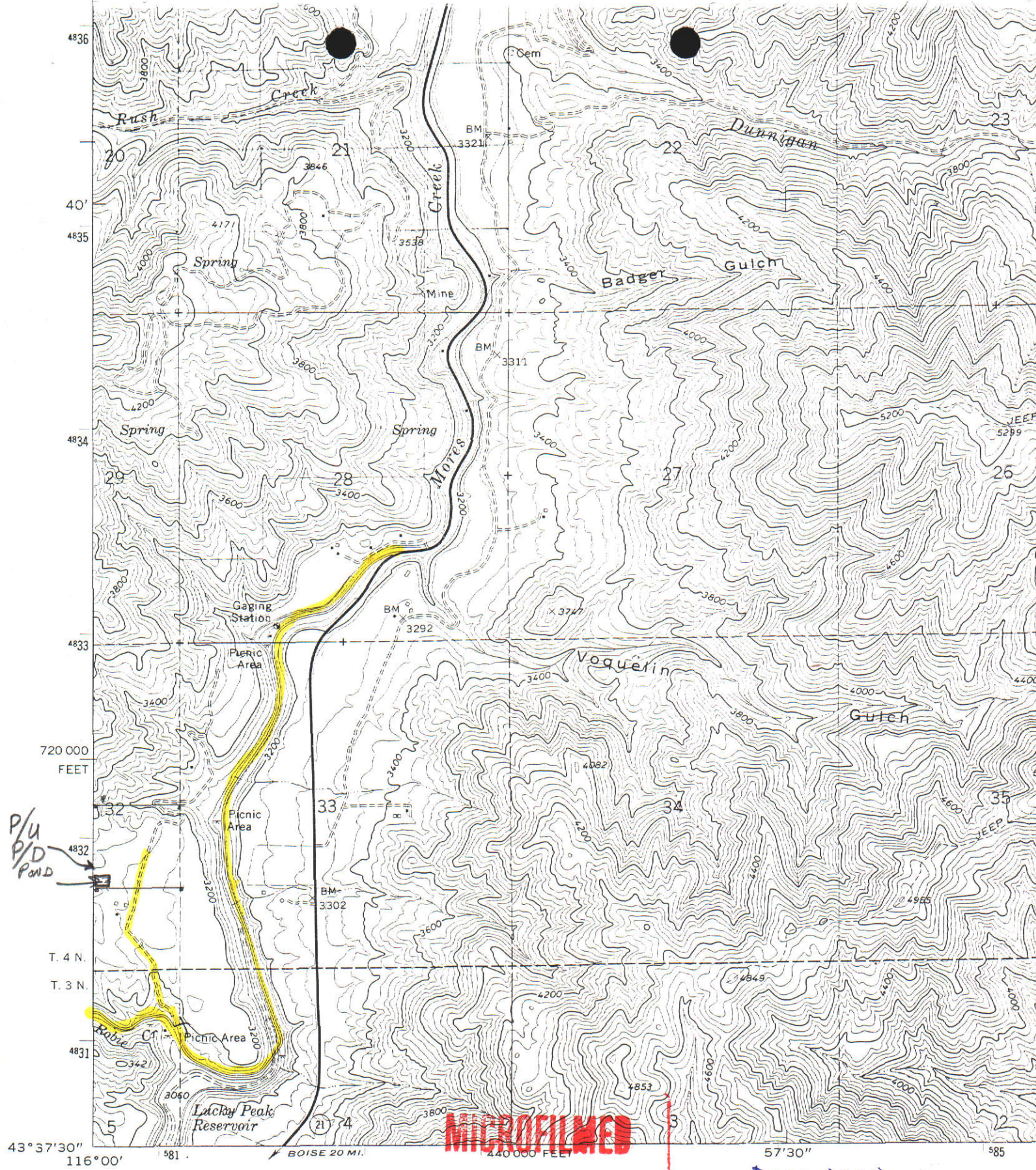
N 6° 0' W

S 89° 39' W

JUN 6 1950

MICROFILMED

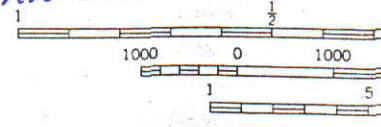
N 0° 4' W



Mapped by the U. S. Forest Service
 Edited and published by the Geological Survey
 Control by the USGS, USC&GS, and USFS
 Topography by photogrammetric methods from aerial
 photographs taken 1963. Field checked by USGS 1969
 Underwater contours by USCE
 Polyconic projection. 1927 North American datum
 10,000-foot grid based on Idaho coordinate system,
 west zone
 1000-meter Universal Transverse Mercator grid ticks

JUN 0 ± 1990

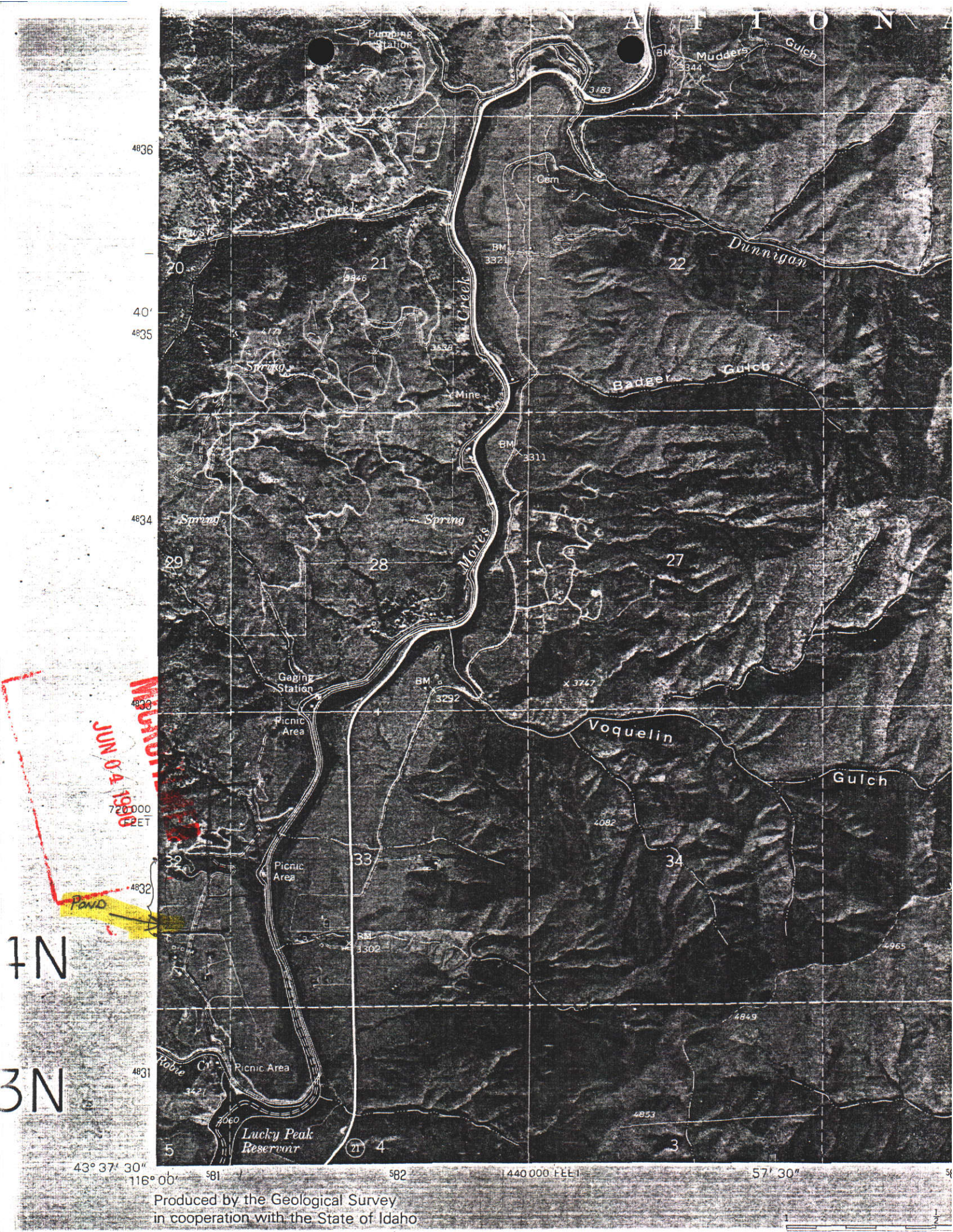
map DUNNIGAN

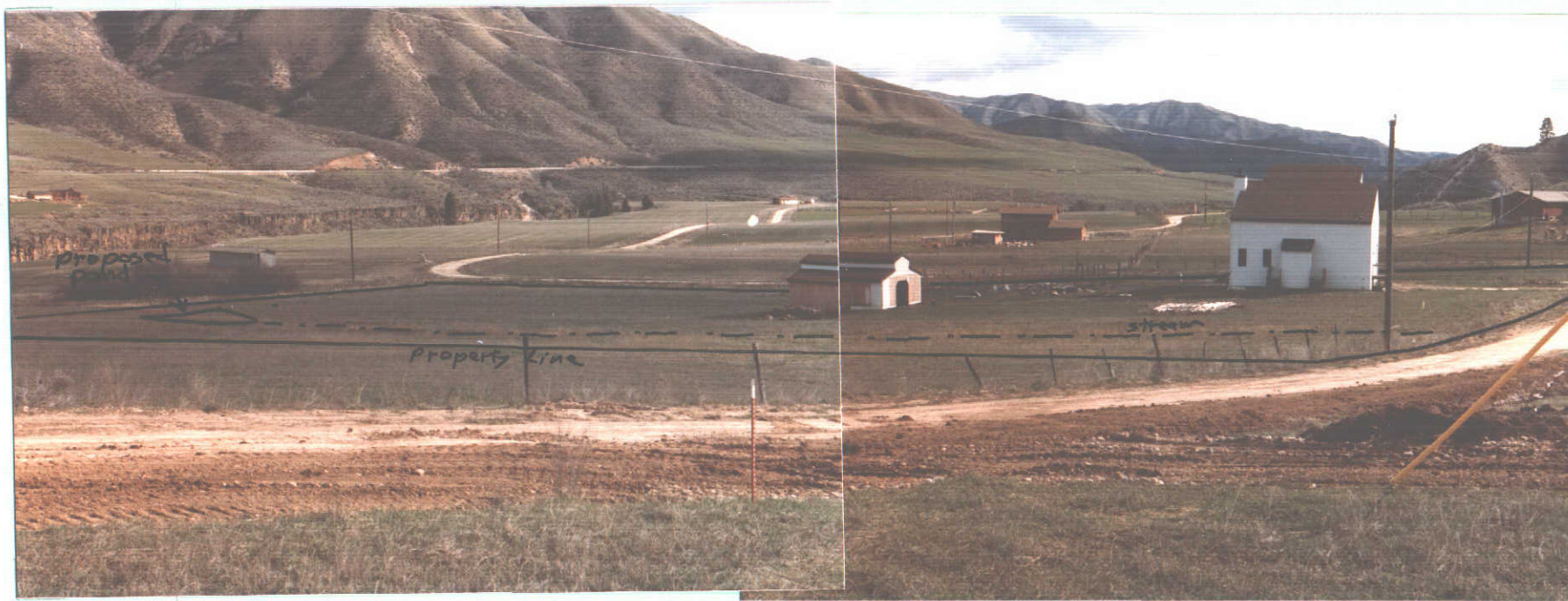


COI
D

USE 1:62 5000
 2771 II

UTM GRID AND 1969 MAGNETIC NORTH





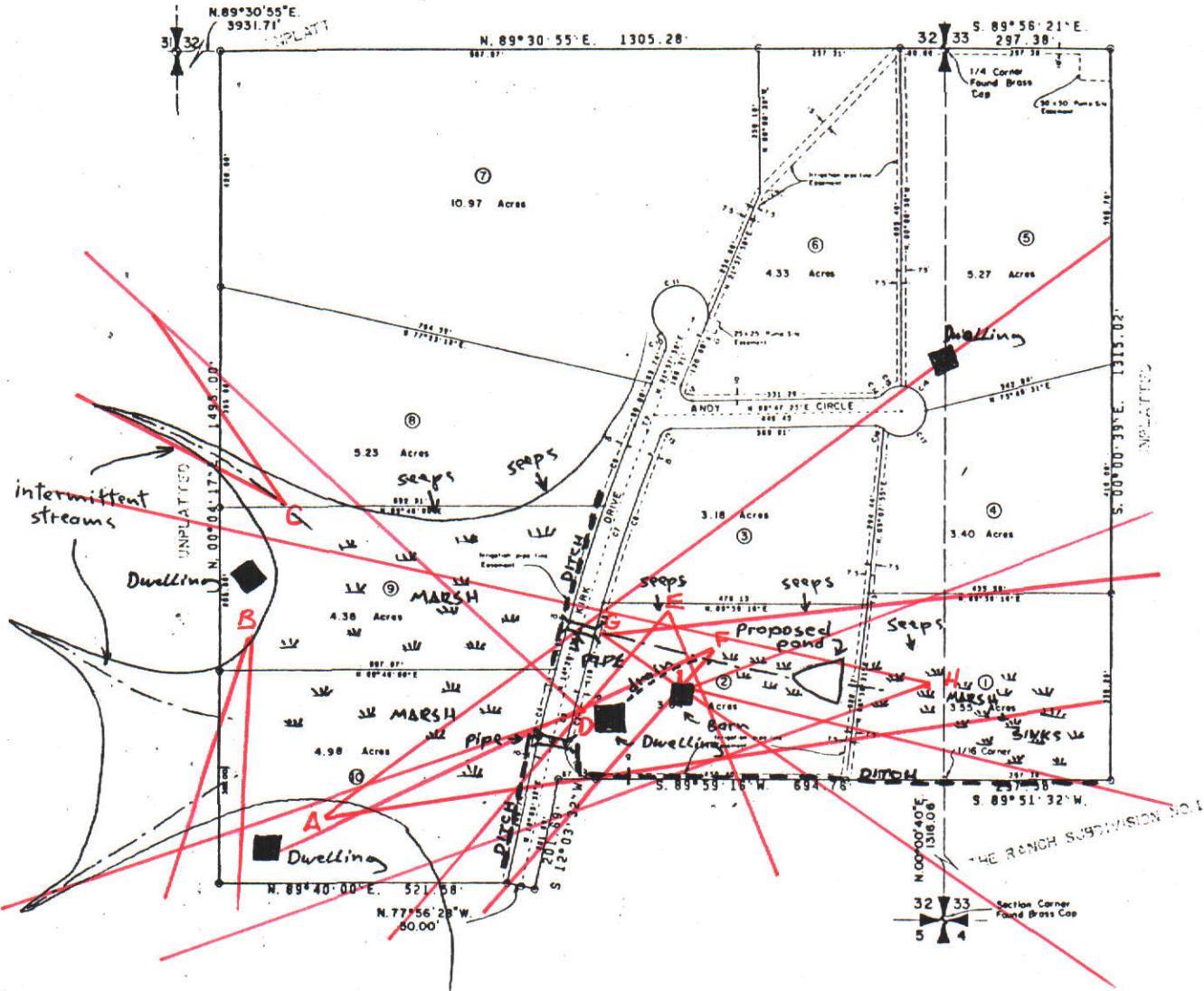
Lot 2 Ranch Subdivision No. 2; Subject lot for which water right is requested

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THE RANCH SUBDIVISION NO. 2



While this map is a photographic reproduction of that on file in either the recorder's or surveyor's office, the company assumes no liability for variation, if any, with another or re-survey.



Guide to supplemental photos depicting direction in which photos were taken.

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Figure A. View of subject lot from the west.



Figure B. View of marsh area west of subject lot.



Figure C. Main intermittent stream that drains watershed.



Figure D. Watershed and marsh area west of subject lot.



Figure E. Seep area and stream and perimeter drain location on subject lot.

Figure F. Perimeter drain location and outlet.





Figure G. View of subject lot from drain pipe, showing intermittent stream and proposed pond.



Figure H. Marsh and sink area below subject lot.

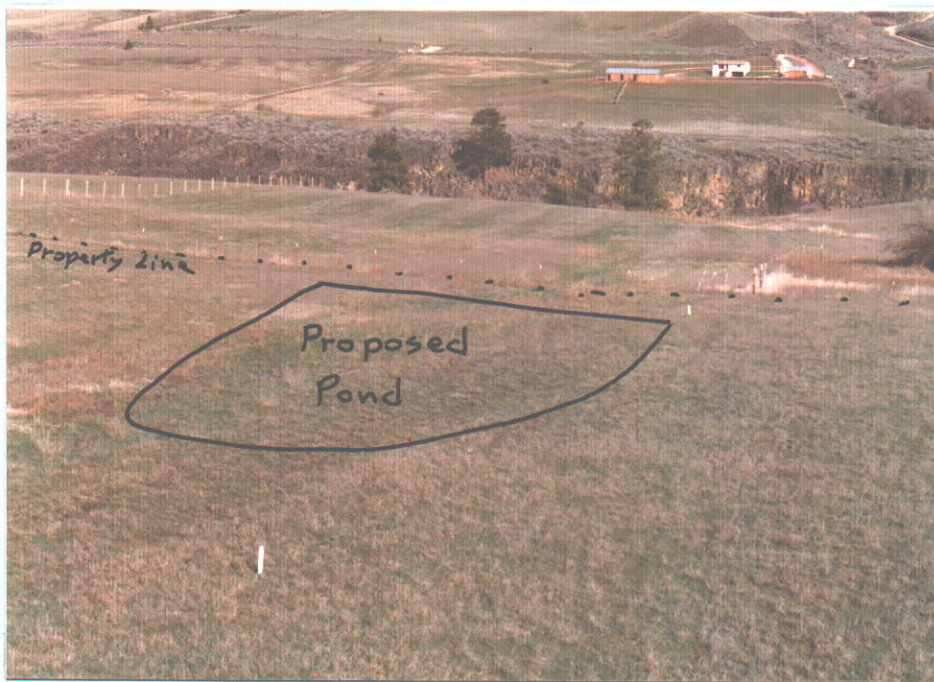


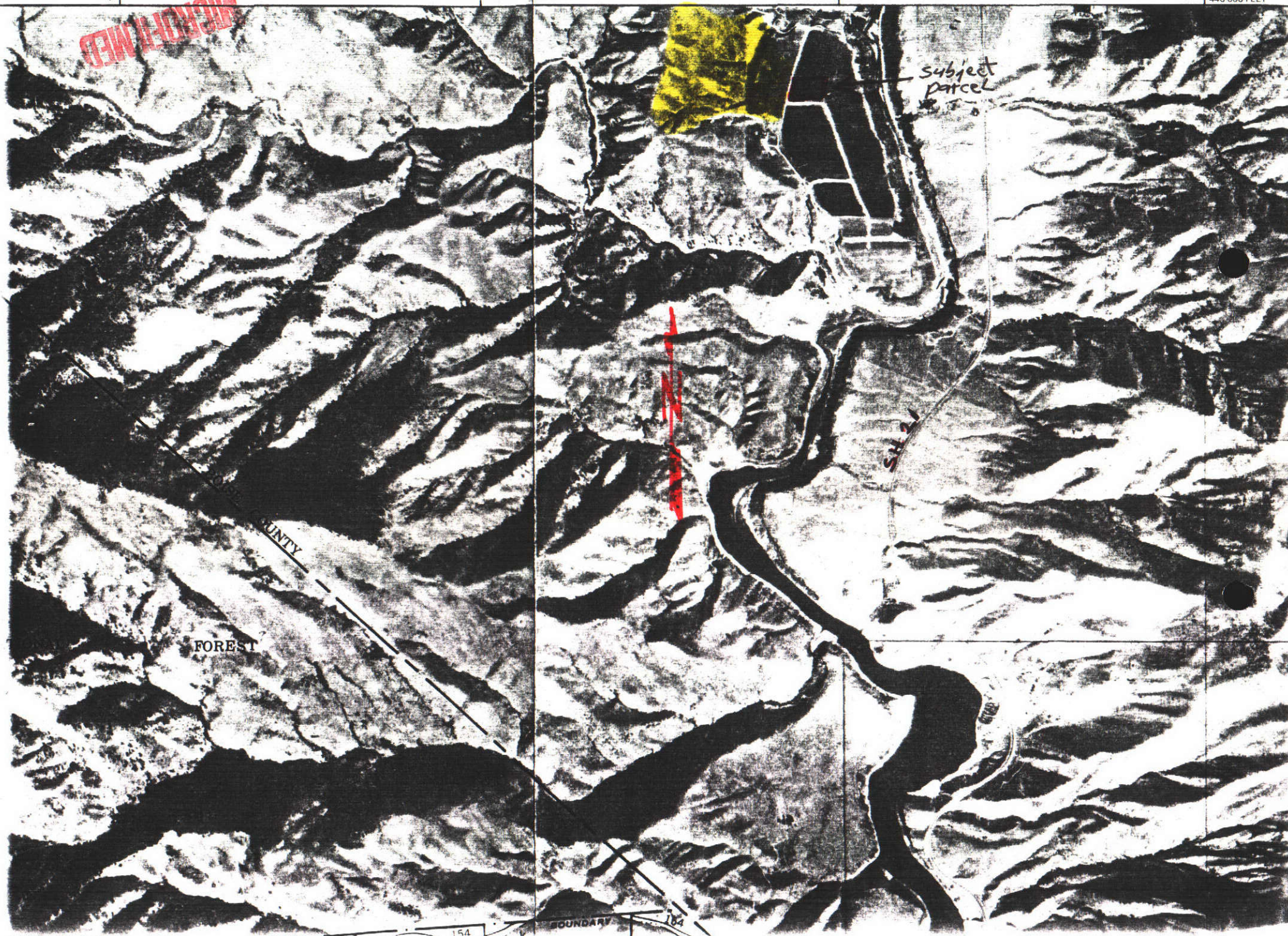
Figure 1. Proposed pond.

R.3E. | R.4E.

ADA COUNTY AREA, IDAHO — SHEET NUMBER 22

Watershed for Area

440,000 FEET



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10021

Priority: April 25, 1983

Maximum Storage Volume:

0.3 AF

This is to certify, that DONALD R. BROTHERS
JUDITH F. BROTHERS

HC 33 BOX 1176
BOISE, ID 83706

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated April 25, 1983; and
has submitted Proof of Beneficial Use on May 9, 1988. An examination indicates
that the works have a storage capacity of .300 af of water from:

UNNAMED STREAM

tributary to MORES CREEK

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION STORAGE	01/01 to 12/31		0.3 AF
IRRIGATION FROM STORAGE	04/15 to 10/15		0.3 AF
	Totals		0.3 AF

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 32, Township 04N, Range 04E
BOISE County

PLACE OF USE: IRRIGATION STORAGE

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	04E	32	NESE	3.1		3.1

Total number of acres irrigated: 3.1

PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION STORAGE use

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.0 afa per acre for the lands above.

MICROFILMED

JUN 04 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10021

CONDITIONS/REMARKS:

5. Use of water under this water right is subject to control by the watermaster of State Water District No. 63

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 4th day of MAY, 1990.

Acting for

R. Keith Higginson, Director

RECORDED

JUN 8 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Donald R. and/or Judith F. Brothers Phone H. 344-3869
W. 383-4424
- Post office address Idaho City Stage, Boise, Idaho 83706
2. Source of water supply unnamed intermittent stream
and groundwater which is a tributary of Mores Creek and sinks
3. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 32 Township 4 North
Range 4 East B.M. Boise County; additional points of diversion if any: none

4. Water will be used for the following purposes:

Amount 12 cfs for irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum) storage for

Amount 1.0 af for irrigation purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum) irrigation

Amount 1.0 af for from storage purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount for purposes from to (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. cubic feet per second and/or b. 1.0 acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 1.0 acre-foot capacity pond will be constructed on small unnamed intermittent stream to collect runoff, seepage, and water from perimeter and/or curtain drain. Water from pond will be pumped to sprinkler irrigation system.

b. Height of storage dam 5 feet, active reservoir capacity 1.0 acre-feet; total reservoir capacity 1.0 acre-feet, materials used in storage dam: earth with membrane

Period of year when water will be diverted to storage 1/1 to 12/31 inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is inches; proposed depth of well is feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial

use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: $\frac{1}{4}$ of $\frac{1}{4}$ of Section Township
Range B.M.

(2) Amount of power to be generated: horsepower under feet of head.

(3) List number of each kind of livestock to be watered

(4) Name of municipality to be served , or number of families to be supplied with domestic water .

(5) If water is to be used for other purposes describe:

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IMPROVED

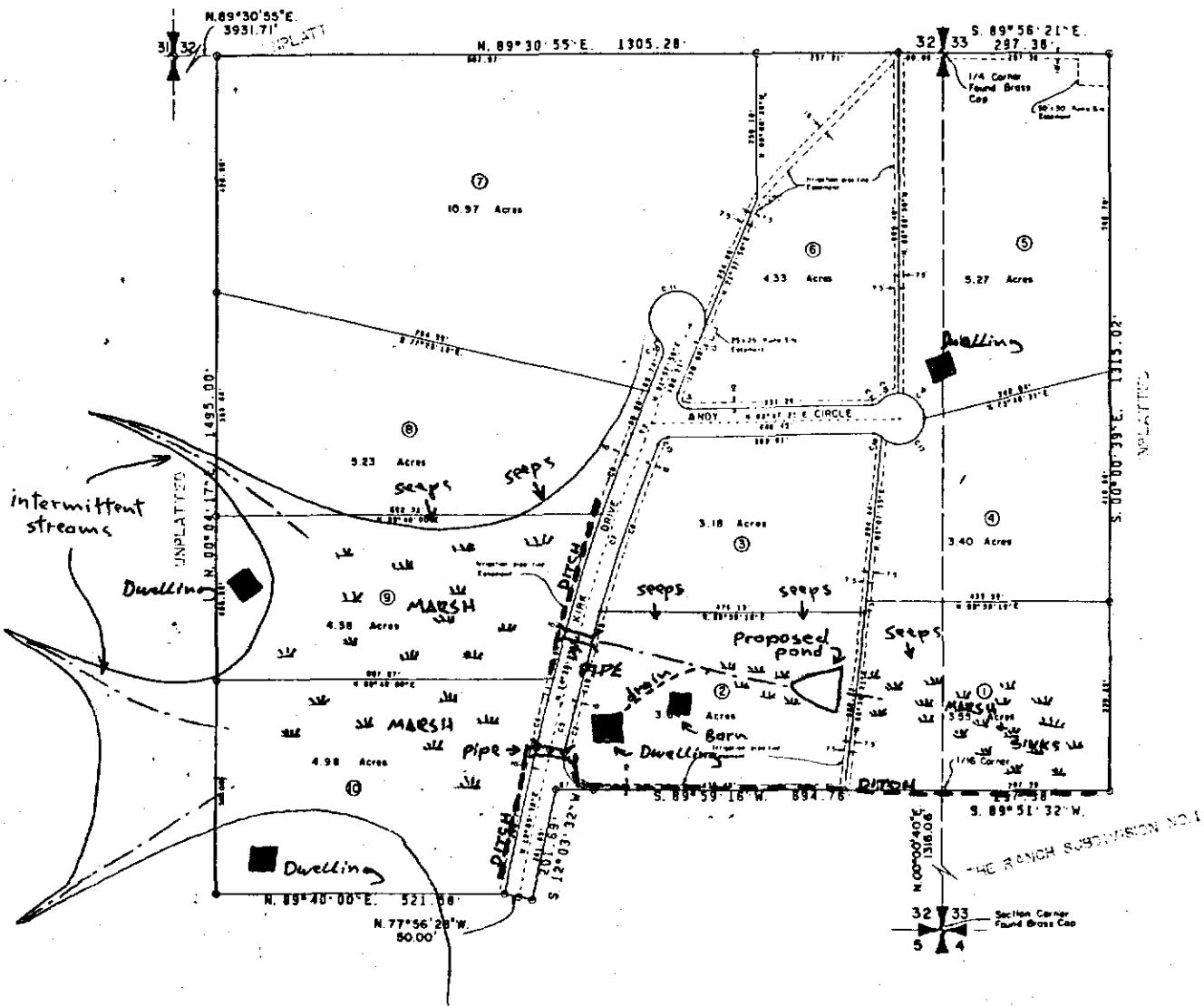
Total number of acres to be irrigated 4

-

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

THE RANCH SUBDIVISION NO. 2

While this map is a photographic reproduction of that on file in either the recorder's or surveyor's office, the company assumes no liability for variation, if any, with another or re-survey.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Donall R. Brothman
(Applicant)

MICROFILMED

Proposed Priority 4-25-83

Received by 6h5 Date 4/25/83 Time 8:15

Preliminary check by 6h5 Fee \$ 30.00/27952

Receipted by 18 Date 4/25/83

Publication prepared by jp Date 4/28/83

Published in The Idaho World

Publication dates 5/5 & 5/12/83

Publication approved 18 Date 5/20/83

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DBS RC

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-10021, and said application is hereby Approved.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 19 88.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other:
Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Witness my hand this 13th day of June, 1983

L. Glen Saylor
Chief, Operations Bureau

NOTICE OF APPLICATION

FOR WATER RIGHT

The following application has been filed to appropriate the public waters of the State of Idaho: 63-10021

BROTHERS, DONALD R. &/or JUDITH F.
IDAHO CITY STAGE, BOISE, ID 83706

Source: UNNAMED STREAM trib. to MORES CREEK GROUNDWATER

Date Filed: 04/25/1983

Diversion Pt: NESE Sec 32 T 04N R 04E

Use: IRRIGATION (0.12 CFS)

IRRIGATION STORAGE (1.0 AF)

IRRIGATION FROM STORAGE (1.0 AF)

In: NESE Sec 32 T 04N R 04E FOR 4 ACRES

The permit 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 MAY 23, 1983.

KEN DUNN, Dir.

Published in the Idaho World in Idaho City, Idaho on May 4 and 11, 1983.

STATE OF IDAHO, }

County of Boise }

Candace Tennyson 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 ... 2 ... 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

... 5-4 ... 1983. and ending

with the issue of 5-11

1983.

Subscribed and sworn to before

me this 17th day of May 1983.

Ken Hoffman

Residing at: Idaho City

My commission expires: 4/85



Department of Water Resources
Western Region

May 7, 1990

DONALD R. BROTHERS
JUDITH F. BROTHERS
HC 33 BOX 1176
BOISE, ID 83706

RE: PERMIT NO. 63-10021

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

JUN 04 1990

April 9, 1990

DONALD R. BROTHERS
JUDITH F. BROTHERS
HC 33 BOX 1176
BOISE, ID 83706

RE: PERMIT NO. 63-10021

Dear Permit Holder(s):

Enclosed is a draft copy of the license proposed to be issued on the above referenced water right.

This right is currently being reviewed by this office for licensing. The enclosed preliminary copy is subject to change upon further administrative review.

We ask that you review the proposed license and if you do not concur with the information, please let us know within 10 days.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

JUN 04 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

FEB 09 1990

A. GENERAL INFORMATION

Permit No. 63-10021

1. Owner: DONNARD BROTHERS

Phone No. Bus 334-5938

Current Address: HC 33 Box 1176 BOISE, ID. 83706

2. Accompanied by: DONNARD BROTHERS

EXAM. DATE: 5-12-89

Address: SAME

Phone No. 344-3869

Relationship to Permit Holder: OWNER

3. Source: UNNAMED STREAM tributary to MORES CREEK

B. OVERLAP REVIEW

1. Other water rights with same place of use: 63-7781A DOMESTIC RIGHT IN SAME QR

63-00318 IRRIG RIGHT DIFF P/D

☐ Copies Attached

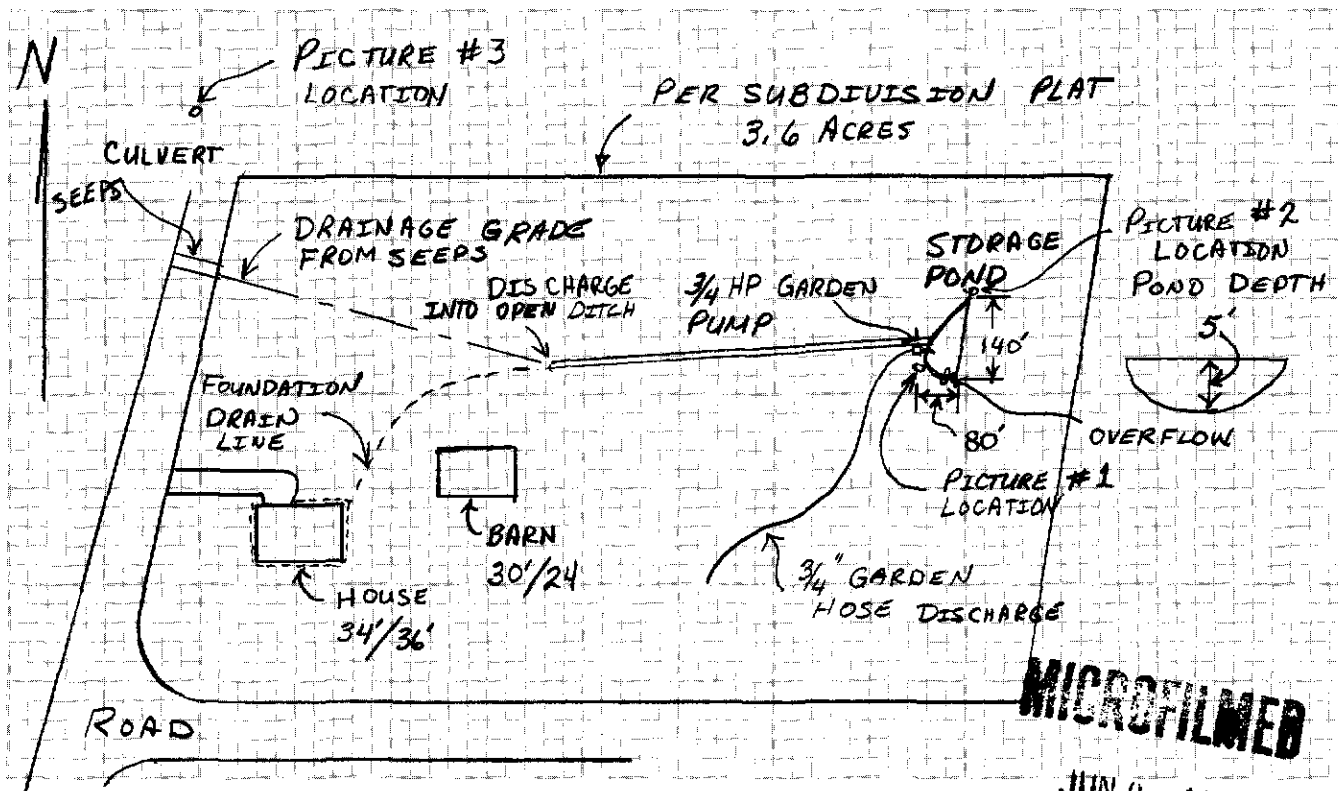
2. Other water rights with same point of diversion: NONE

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = NOT TO SCALE

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☐ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.

☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).

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JUN 04 1990

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

SYSTEM IS A TRIANGULAR POND WITH A 3/4 HP ELECT. MOTOR & PUMP DELIVERING WATER THROUGH A GARDEN HOSE TO THE P/U. THE ENTIRE 3.6 ACRES OWNED IS IRRIGATED EXCLUDING BUILDINGS & DRIVE WAY. BUILDINGS AND DRIVEWAY SQ FOOTAGE ESTIMATED AT 2178 SQ FT LEAVING 3.1 ACRES IRRIGATED.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	FRANKLIN ELECTRIC	3/4	11D3175403	FRANKLIN	1" dis.

*Code to correspond with No. on map and aerial photo

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SW	NE	SE	32	4N	4E	B DESE	ORTHO PHOTOGRAPHIC MAP

6. **Place(s) of Use:**

Indicate Method of Determination

MEASUREMENTS & SUBDIVISION PLAT.

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	
4N	4E	32													31				3.1

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JUN 04 1990

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
5GAL BUCKET						
STOP WATCH						

2. Measurements:

MEASURED OPEN DISCHARGE INTO A 5GAL BUCKET (FILLED TO 2GAL MARK)

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

MEASURED 2 gal - 15.5 SEC
2 gal - 15.7 SEC
 $\frac{2 \text{ GAL} \cdot 60 \text{ SEC}}{15.6 \text{ AVE}} \approx \underline{\underline{7.7 \text{ GPM}}}$

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

N/A

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

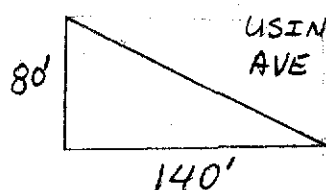
1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\underline{N/A}}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\underline{JUN 04 1999}}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$

2. Volume Calculations for Other Uses:
POND VOLUME ESTIMATION



USING 2.5 FE
AVE DEPTH.

$\frac{140 \times 80 \times 2.5}{2} = \underline{\underline{28000 \text{ FE}^3}}$
 $\frac{14000 \text{ FE}^3}{43560} =$

$\frac{0.32}{.64 \text{ ACRE FE.}} =$

H. REMARKS AND OVERLAP REVIEW ANALYSIS

THIS RIGHT SUPPLEMENTS WATER FROM 63-00318 AN IRRIGATION
RIGHT WITH DIFF P/D. 63-7781 IS A DOMESTIC USE RIGHT
WITH DIFF P/D

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
STORAGE FOR IRRIGATION	1-1	12-31	N/A	0.7 AFA .3
IRRIGATION FROM STORAGE	3-15	11-15	N/A	0.7 AFA .3
Totals:			N/A	0.7 AFA 1.3

2. Recommended Amendments

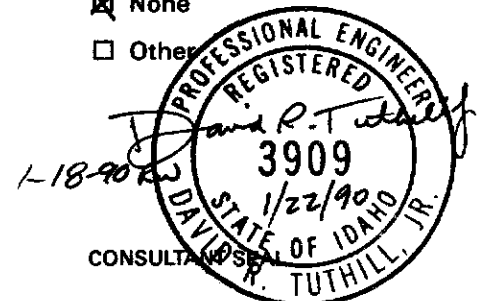
- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above

☒ None

☐ Other

J. AUTHENTICATION

Field Examiner's Name KELLY K. CHRISTENSEN
Signature Kelly K. Christensen
Certification Date _____
Field Report Preparation Date 5-12-89



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

MICROFILMED

JUN 04 1990

S 89° 32' W.

39.85½

RETRACTED
S. 89° 30' W

BLUE

N 8

3

39.40

2
14.30

WHITE BIRD

RED BIRD

RATTLESNAKE
SURVEY

BLUE BELL

ACE
2658

17.56

Sec. 32

4

42.04

58.04

S. 0° 9' W Retraced

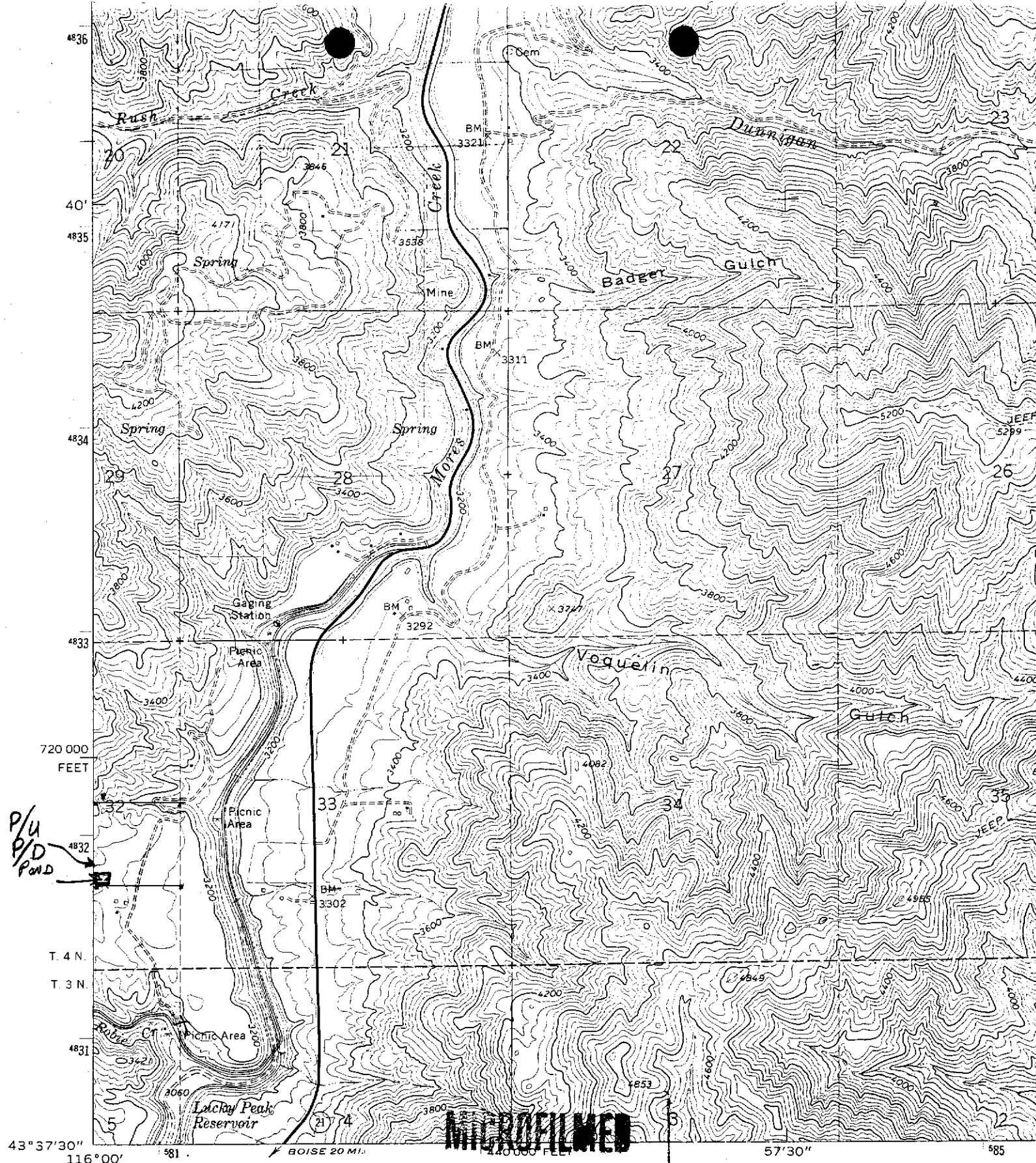
N. 0° 9' W

S. 89° 39' W

N. 0° 8' W

JUN 6 1960

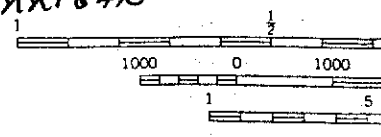
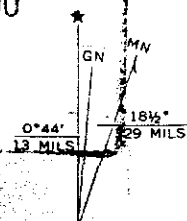
MICROFILMED



Mapped by the U. S. Forest Service
 Edited and published by the Geological Survey
 Control by the USGS, USC&GS, and USFS
 Topography by photogrammetric methods from aerial
 photographs taken 1963. Field checked by USGS 1969
 Underwater contours by USCE
 Polyconic projection. 1927 North American datum
 100-foot grid based on Idaho coordinate system,

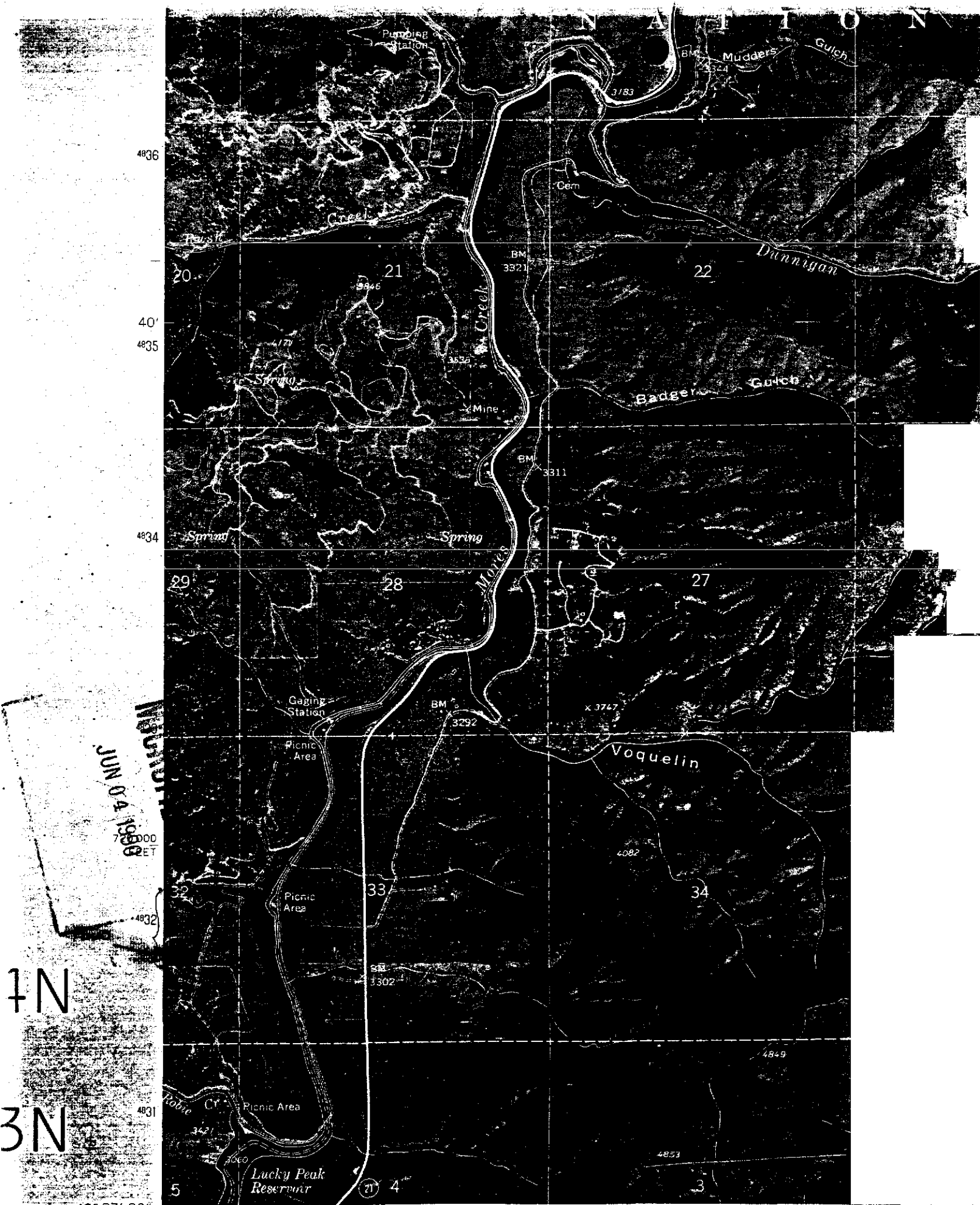
JUN 0 ± 1990

map DUNNIGAN



USE 1:62,500
 2771 II

COI



JUN 04 1969
7:00 AM
DET

7N
3N

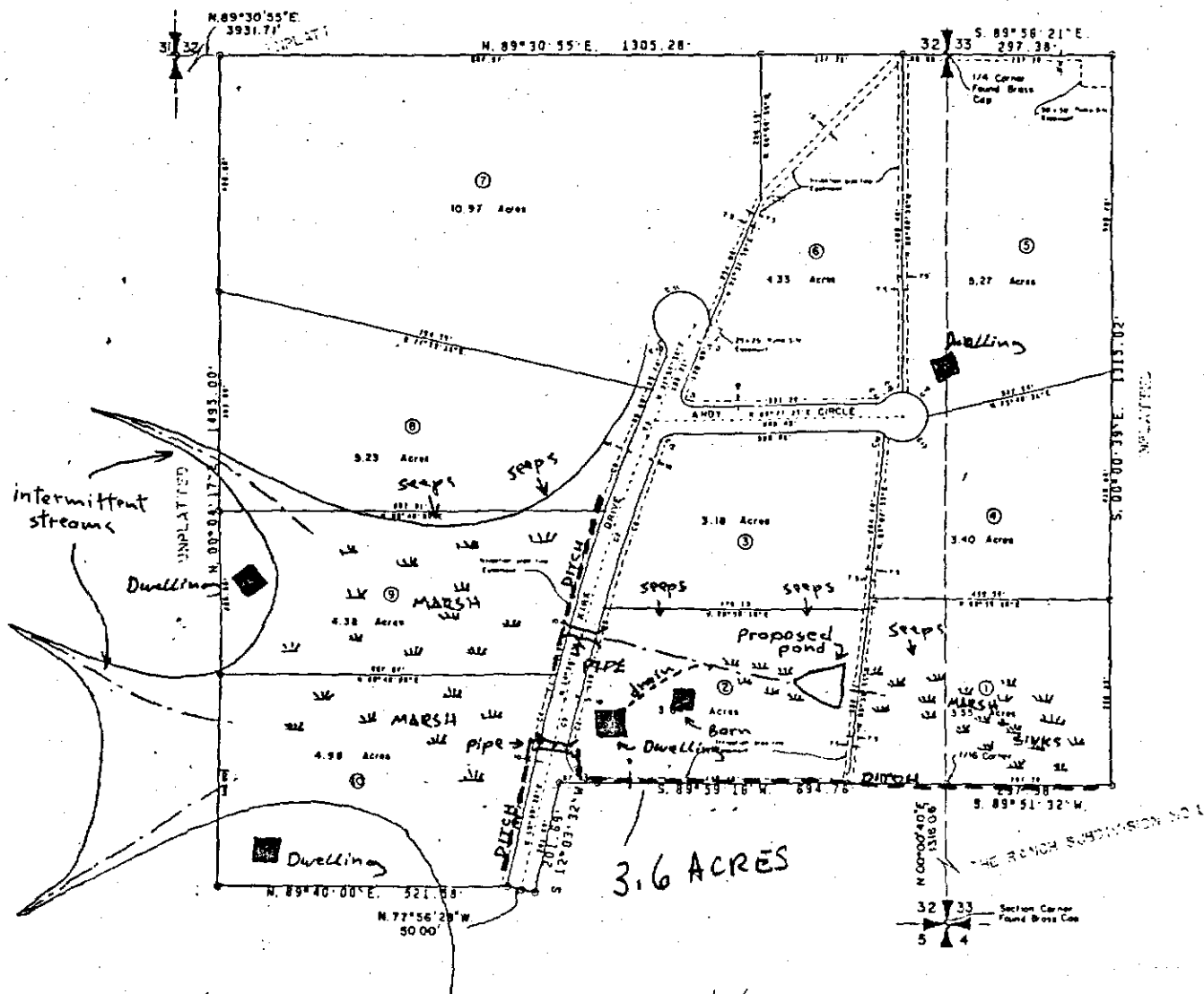
43° 37' 30" 116° 00' 581 582 1:440,000 FEE 57' 30"

THE RANCH SUBDIVISION NO. 2

N.



While this map is a photographic reproduction of that on file in either the recorder's or surveyor's office, the company assumes no liability for variation, if any, with another or re-survey.



3.6 ACRES

House 34' 31'

BARN 30' 04'

MICROFILMED

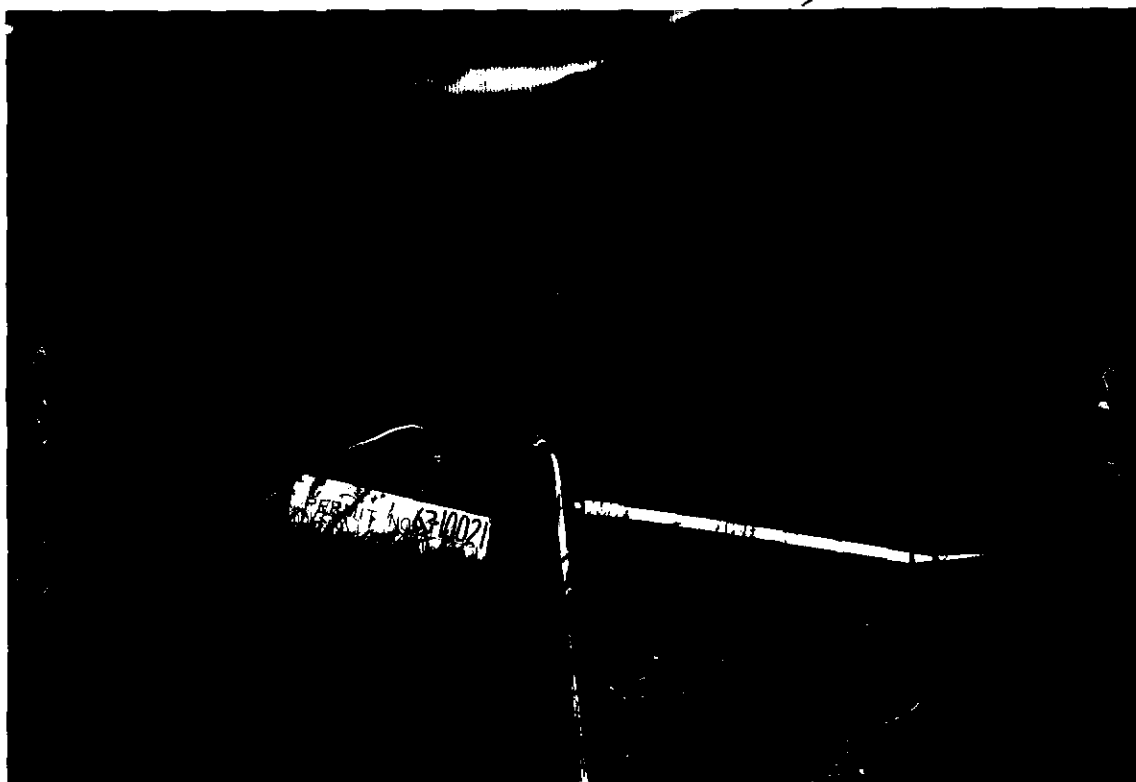
JUN 04 1990

Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

PICTURE #1

P/D LOOKING NORTH NORTH EAST / N/E CORNER OF PROPERTY



BLACK DOTS ARE
TAD POLES

PICTURE #2

LOOKING SOUTH



- PUMP

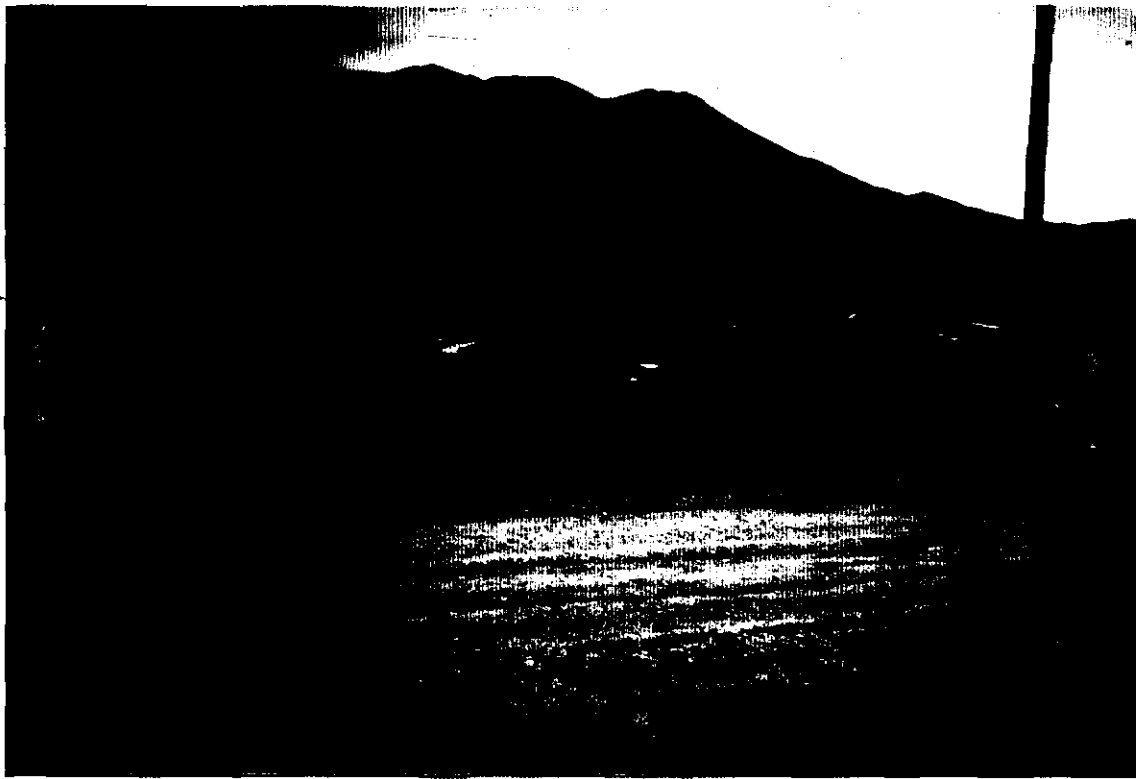
MICROFILMED

JUN 0 1960

Picture #3

P/U

PHOTO LOOKING, SOUTH EAST.



STORAGE
POND

House

NW
CORNER OF
PROPERTY

MICROFILMED

JUN 04 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

Permit No. 63-10021

Name(s) of Permit Holder(s): Donald R. & Judith F. Brotherts

Post Office Address: HC 33 Box 1176, Idaho City, Idaho,
Boise, ID 83706 Tel. No. 344-3869

☒ I hereby certify that construction of diversion works for the above referenced permit began on OCTOBER 21, 1983 (date) and that I must

continue to develop the water system with due diligence to maintain a valid permit.

☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

*Note: A financing difficulty is not an acceptable reason.

March 3, 1984
Date

Donald R. Brotherts
Signature of Permit Holder

Judith F. Brotherts

Donald K. Judith F. Brothers

HC 33 Box 1176

Boise City Stamp

Boise, ID 83706

PLACE
STAMP

RECEIVED
MAR 5 1984

MICROFILMED

JUN 04 1990



Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 63-10021

Date: 5-2-1988

General Considerations:

Y Name same as permit
Y Signature the same as permit holder
Y Address change _____ If yes, prepare a data entry
Y Proof received timely _____
_____ Reinstated

Source of Water:

Y Surface water
Y Groundwater
_____ 1. well log in file
N/A 2. drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

Y Rate of diversion appropriate for uses
Y Is rate or volume and fee appropriate?
Y Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

N/A Is a measuring device or access port required?
N/A Has one been installed?
N/A Waiver or modification of measuring device requested

Remarks:

Proof acceptable

N/A Priority Calculation:
Date proof received _____

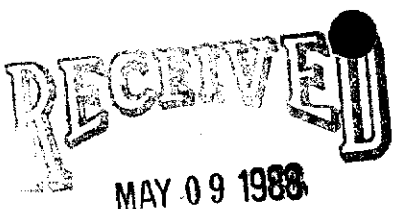
Date proof due _____ + _____

No. of days late _____ = _____

Priority date _____ + _____

NEW PRIORITY DATE _____ = _____

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM



STATE OF IDAHO

no fee
Department of Water Resources

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

For Office Use Only
Fee Received _____
Date _____
Receipt # _____
Receipt by _____
Reviewed by _____
Sent to region _____

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 63-10021

Name(s) of Permit Holder: Donald R. & Judith F. Brothers

Post Office Address: HC 33, Box 1176, Boise, ID 83706

Telephone No. 344-3869

Source of Water: unnamed intermittent stream and groundwater

Extent of Use:

Domestic _____ (number of households) Stockwater _____ (number and type of stock)

Irrigation 1 acre (acres) Other/Remark _____

Total rate and/or volume for which proof is submitted _____ cfs 1 acre-feet

Show the date water was first diverted and beneficially used under this permit: July 1985

Measuring Device: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No

Fee enclosed \$ no fee
(See License Examination Fee Schedule)

Flow Measurement Port: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No

Person to contact to accompany the Department representative during the field examination:

Donald R. Brothers work - 334-5938
(Name) (Telephone Number)

HC 33, Box 1176, Boise, ID 83706
(Address)

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

RECEIVED

AUG 05 1988

5/6/88
Date

Donald R. Brothers
Signature of Permit Holder (and title, if appropriate)

138443
CERTIFIED MAIL
March 31, 1988

BROTHERS, DONALD R. & JUDITH F.
IDAHO CITY STAGE
BOISE, ID 83706

PROOF DUE NOTICE

RE: Permit No. 63-10021

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before June 1, 1988. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a completed field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this Department on or before the above described proof due date, or the permit will no longer be of any force nor effect.

Sincerely,

RITA FLECK
Secretary/Records Manager

Enclosures

RECEIVED
AUG 05 1988

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

BROTHERS, DONALD R. & JUDITH F.
IDAHO CITY STAGE
BOISE, ID 83706

JUNE 21, 1983

RE: PERMIT NO. 63-10021

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

THE 1982 IDAHO LEGISLATURE ADDED A REQUIREMENT THAT AS A PERMIT HOLDER YOU MUST COMMENCE THE EXCAVATION OR CONSTRUCTION OF DIVERTING WORKS WITHIN ONE YEAR OF THE DATE THE PERMIT WAS ISSUED, AND YOU MUST PROCEED DILIGENTLY UNTIL THE PROJECT IS COMPLETED. THE ENCLOSED BLUE CARD MUST BE COMPLETED AND RETURNED TO THIS OFFICE AS SOON AS YOU COMMENCE CONSTRUCTION, NO LATER THAN ONE YEAR FROM THE DATE THE PERMIT WAS APPROVED.

WE HAVE ENCLOSED INSTRUCTIONS ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

PLEASE BE ADVISED THAT NUMEROUS PRIOR APPLICATIONS FOR PERMIT HAVE BEEN FILED TO APPROPRIATE WATER FROM YOUR SOURCE, TO BE USED ON DESERT LAND ENTRY AND/OR CAREY ACT LANDS. DEVELOPMENT OF THESE WATER RIGHTS IS CURRENTLY PREVENTED BY THE U.S. BUREAU OF LAND MANAGEMENT. HOWEVER, IF THE LANDS ARE RELEASED FOR DEVELOPMENT, THE ASSOCIATED WATER RIGHTS WILL RECEIVE WATER PRIOR TO YOUR WATER RIGHT ENCLOSED. THEREFORE BE SURE TO ANALYZE THE FUTURE IMPACT OF THESE RIGHTS BEFORE MAKING A MAJOR INVESTMENT IN A WATER SUPPLY SYSTEM.

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RE: PERMIT 63-10021

PAGE 01

JUNE

21, 1983

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: 625 APPLICATION NUMBER: 63-10021

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☒ Yes ☐ No Field check required.
☒ Yes ☐ No Critical groundwater area.
☒ Yes ☐ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____
Date: _____
Comments: _____

See attached memo

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☐ Other _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☒ Yes ☒ No Other rights on same place of use. 63-0318 - 63-2036
☒ Yes ☐ No* In form for advertising.
Final date for protests: 5/23/83 ✓
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 5/20/83 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application. 301
☒ Publication dates and paper, recorded on application. 5/5 & 5/12/83
☒ Protests, dates, withdrawal, etc., recorded on application. the Idaho World
☒ Recommendation & initial, recorded on application.
☒ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☒ Yes ☐ No Will water be delivered by watermaster? If yes, what district? 63
✓ 4/25/83 Date of priority recommended.
Special conditions of approval or cover letter. I. P. letter

By: DBS Date: 5/26/83
STATE OFFICE REVIEW: return receipt
SLW/LIT, LI 26
☐ See attached sheet for more information.
By: Kolyn Date: 6/7/83

RECEIVED
JUN 1 1983
Department of Water Resources

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv. REACH
lot (R)

IDAHO STREAM CODE INDEX

DATE 5/26/83FILE 63-10021NAME OF PARTY Donald BrothersEMPLOYEE Lee Sisco

RE: Mr. Brothers was in to discuss his application 63-10021, I explained that his application would not be approved because of the .12cfs for irrigation ~~to be used~~ due to the existing rights covering his land. Mr. Brothers indicated that the sources of water listed on the app. would only supply enough to fill his storage pond and no live flow water would be diverted during the irrigation season. He would continue to exercise his Mores Creek water rights for live flow. He wishes to drop the live flow from the application and apply for storage only.

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Supplemental information for water rights request by
Donald R. Brothers; Lot 2, Ranch Subdivision No. 2 in
NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 32, T4N-R4E

MICROFILMED

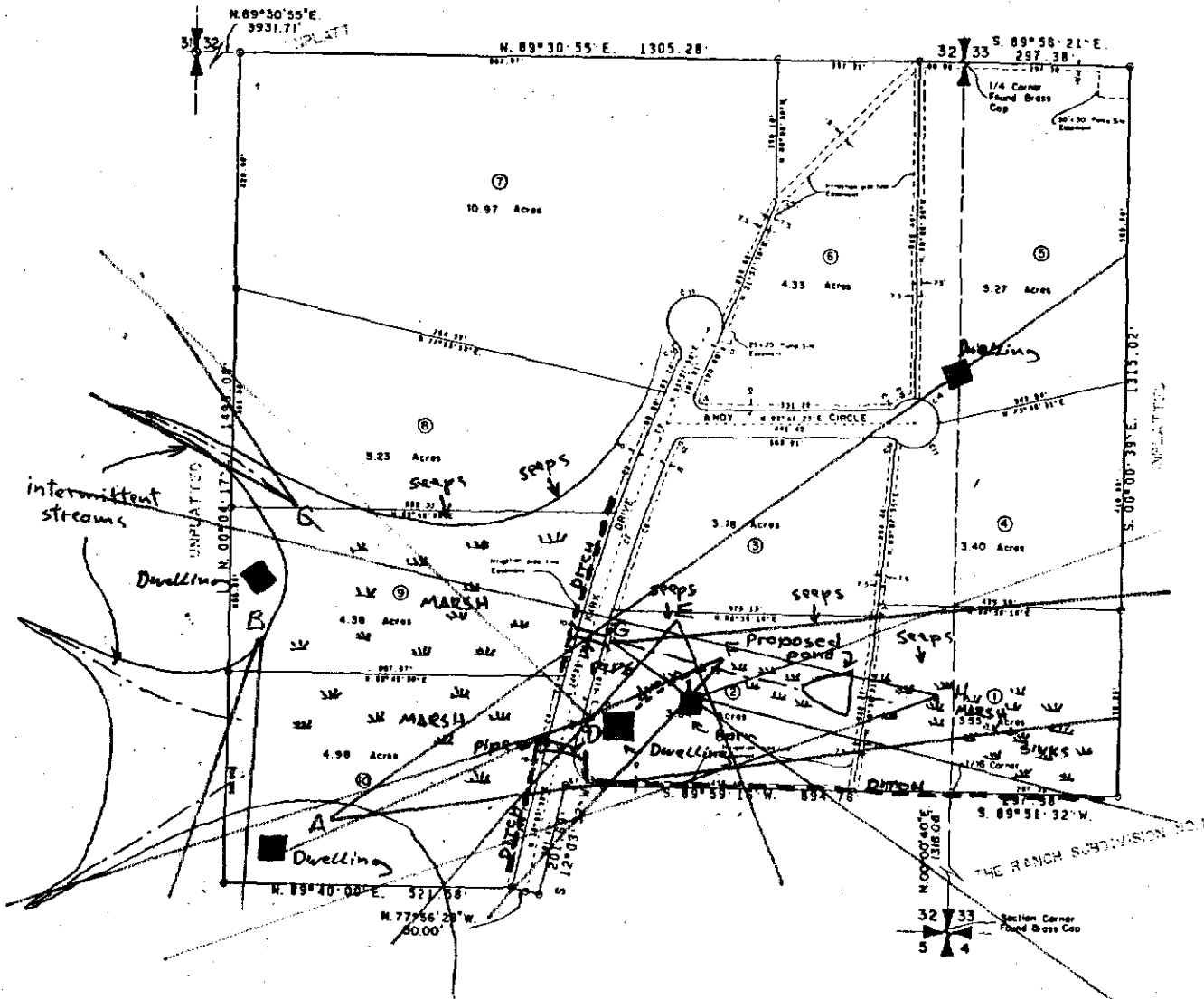


Lot 2 Ranch Subdivision No. 2; Subject lot for which water right is requested

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THE RANCH SUBDIVISION NO. 2

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Guide to supplemental photos depicting direction in which photos were taken.

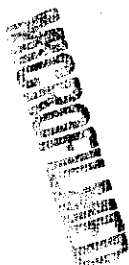




Figure A. View of subject lot from the west.



Figure B. View of marsh area west of subject lot.



Figure C. Main intermittent stream that drains watershed.

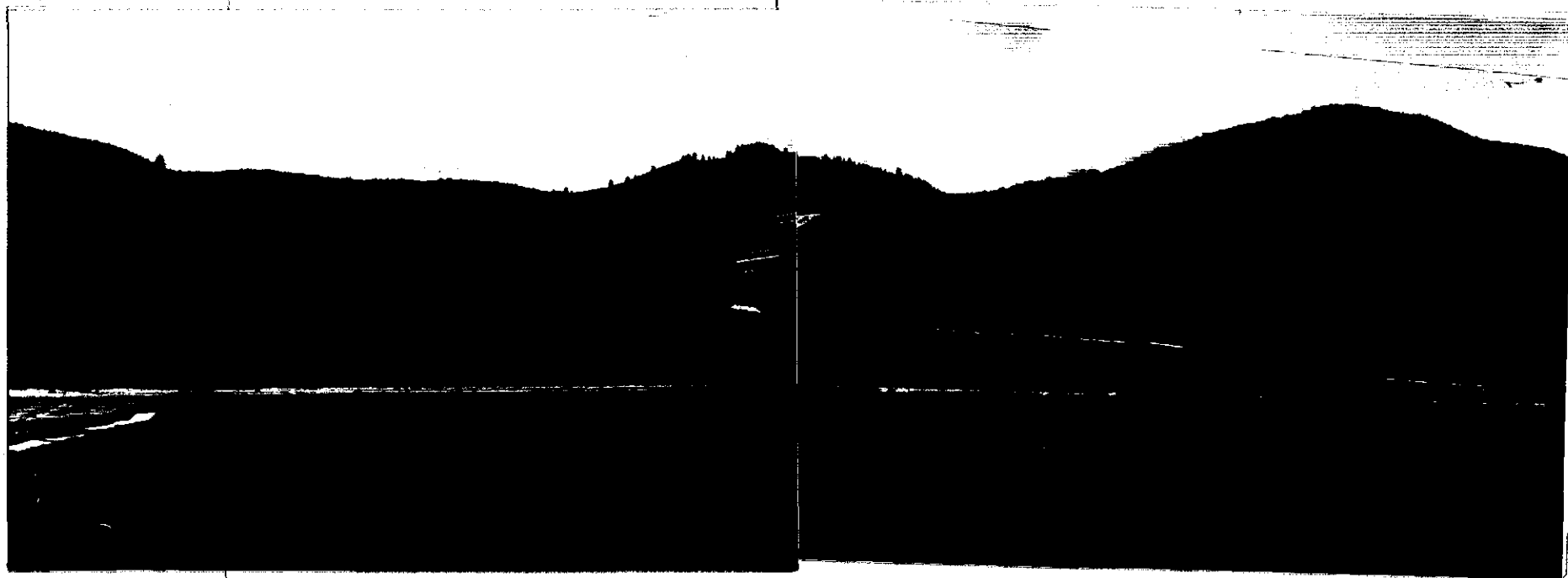


Figure D. Watershed and marsh area west of subject lot.

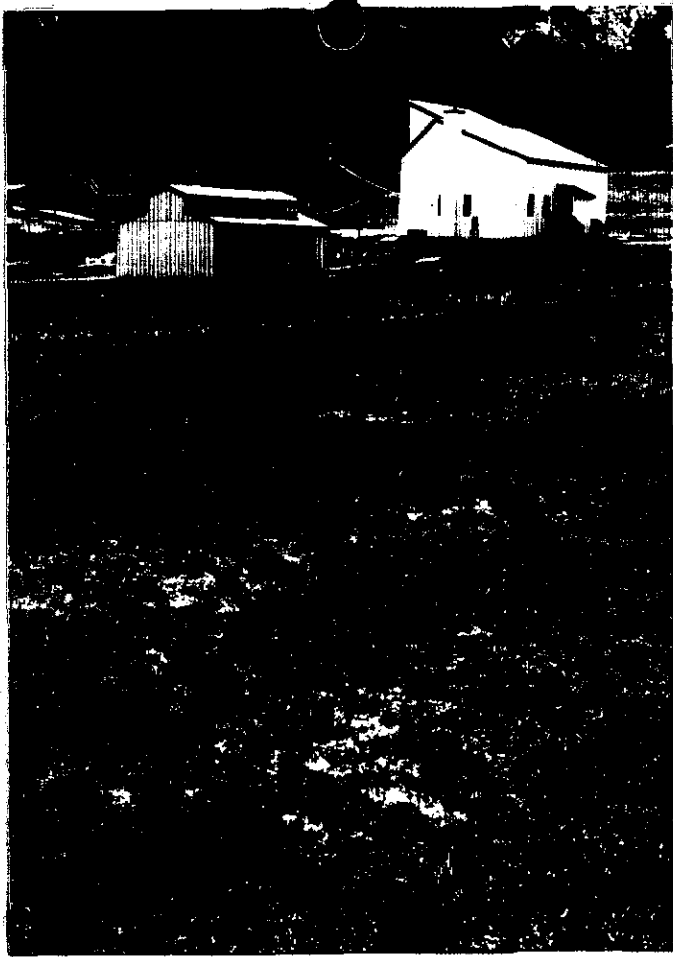
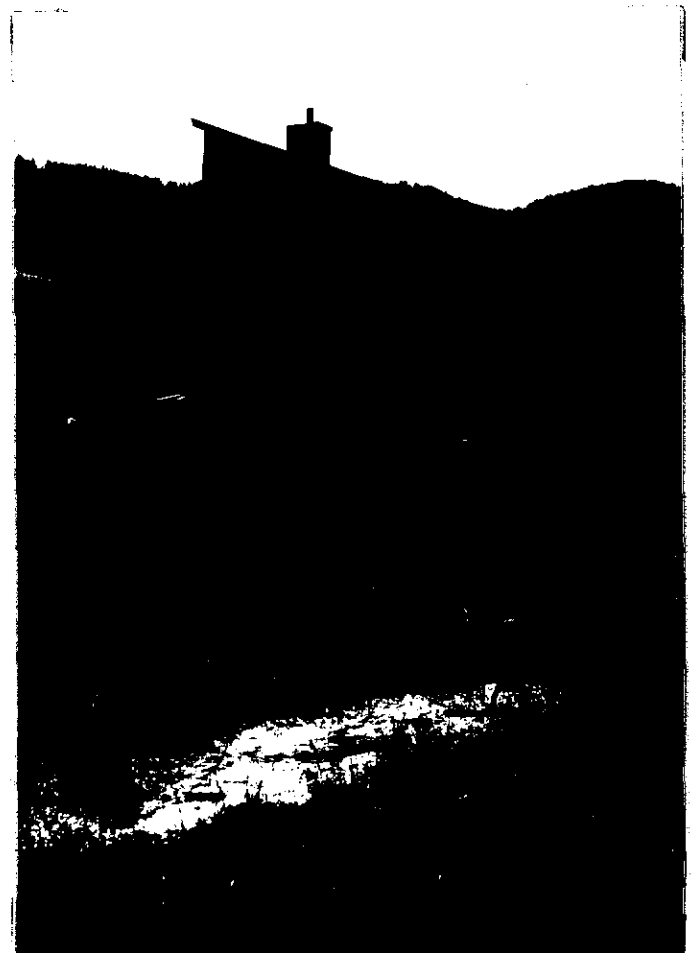


Figure E. Seep area and stream and perimeter drain location on subject lot.

Figure F. Perimeter drain location and outlet.



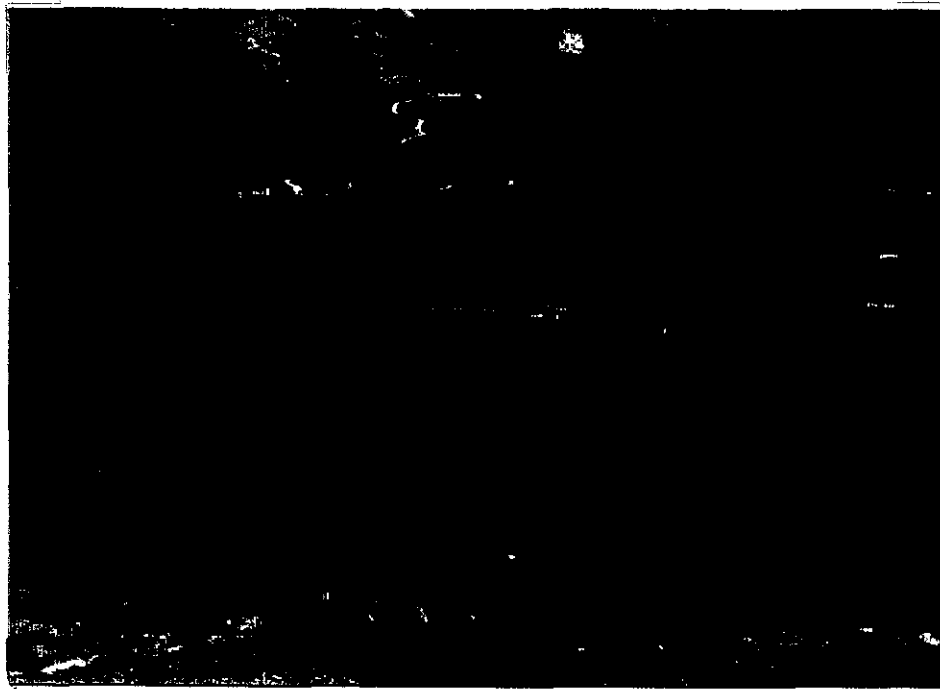


Figure G. View of subject lot from drain pipe, showing intermittent stream and proposed pond.

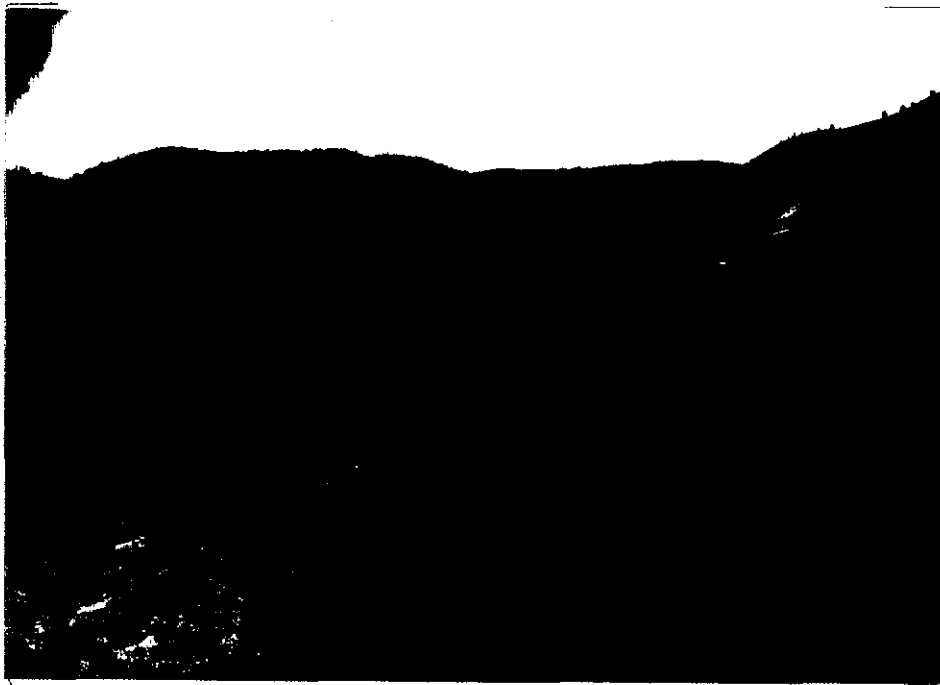


Figure H. Marsh and sink area below subject lot.

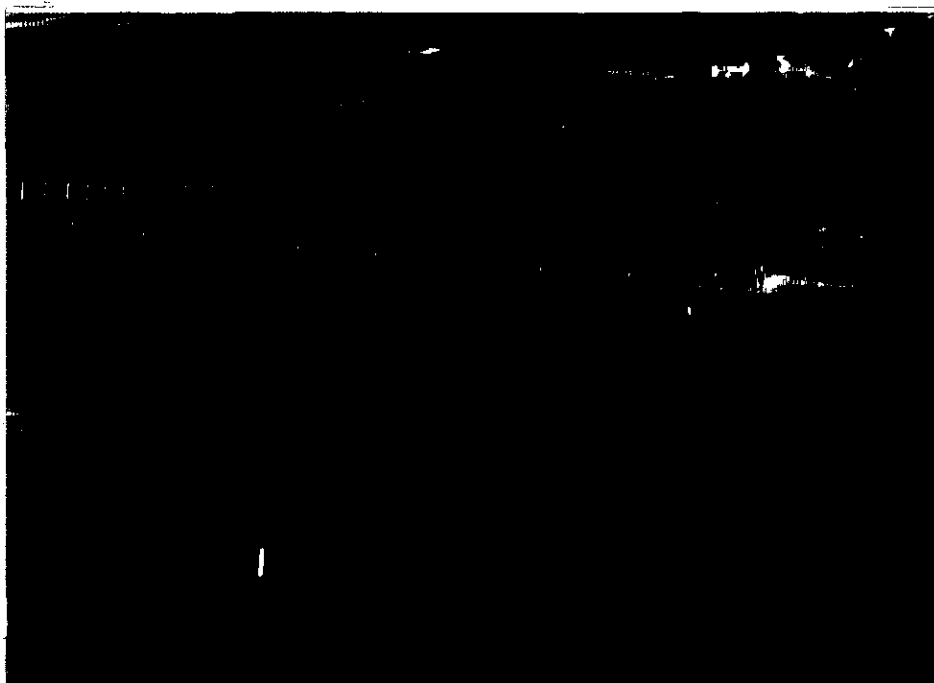
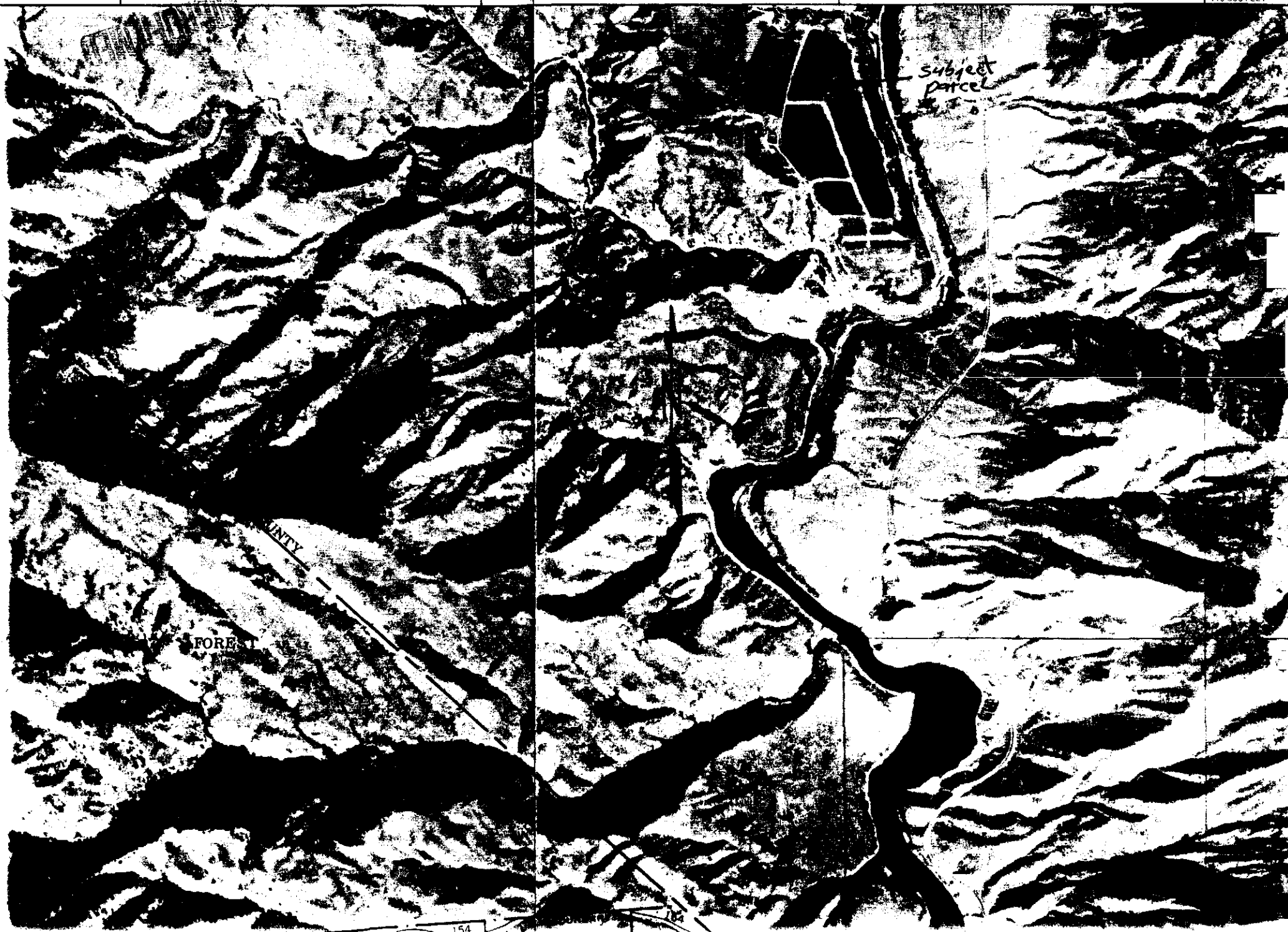


Figure I. Proposed pond.



63-10021

BROTHERS, DONALD R. &/or JUDITH F.

IDAHO CITY STAGE, BOISE, ID 83706

Source: UNNAMED STREAM trib. to MORES CREEK
GROUNDWATER

Date Filed: 04/25/1983

Diversion Pt: NESE Sec 32 T 04N R 04E

Use: IRRIGATION	(0.12 CFS)
IRRIGATION STORAGE	(1.0 AF)
IRRIGATION FROM STORAGE	(1.0 AF)

In: NESE Sec 32 T 04N R 04E FOR 4 ACRES

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