

General Comments

This is a claim for irrigation south and west of Outlet Creek, south of claim A25-04156. Both are owned by the same claimant, Mr. Frome. I did not find any evidence of irrigation. Field notes, correspondence, and a contact log for A25-04306 and A25-042156 are filed in paper file A25-04156.

There are three claimed sources. The first is Brockman Creek. An old ditch does travel toward the claimed POU along the south side of the creek. I could see from the road several places where it had collapsed into the creek. Neighboring water user (and also a user of Brockman Creek) Mr. Claude Storer told me that he and Mr. Frome had once planned to restore and use that ditch but that a survey found it went uphill in some places, indicating it has never been used.

The second source is Outlet Creek, which at the POU is incised about 4 or 5 feet. A long ditch would be needed, and I would have to have crossed the ditch on the path I took driving around the POU. The claimed priority would likely have predated any pump usage, and even so I did not see any pumps.

The third source is an unnamed stream which theoretically could serve a small parcel of land east of that stream and Outlet Creek. I drove across that creek and parallel to that potential place of use and did not see any irrigation.

I did not see any ditches, dikes, corrugates, sprinklers, or any other evidence of irrigation. The affidavit in A25-04156 is generic enough in its description that it potentially could apply to these lands also, if irrigation had been found.

Unless the claimant produces solid documentation of recent use, I propose recommending only the stockwater portion of the claim, with a 1924 priority date.

Ownership

(See note to Michael 11/20/03 in A25-04156)

Appears to be correct.

POD

Not found.

POU

None found. Much of what is claimed is potentially irrigable. If the claimant provides convincing documentation, the claimant's map and a USGS topo map could allow estimation of what could have been irrigated.

Overlap

None.

Conflict

See write-up to A25-04115

Priority

Affidavit in A25-04156 could be interpreted to include these lands, supporting a 1924 priority. If the claimant to A25-04115 produces the documentation for a 1902 priority for that right it is likely to be generic enough to also apply to this right.

Quantity

I propose 0.02 cfs/acre for any ^{irrigation} use recommended. It may be well to also consider some additional early-spring diversion rate, parallel to whatever decision is made for A25-04115 and A25-04156.

Water Use

Stockwater found.

List of Photos

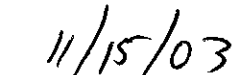
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|-----------------|--|
| A25-04156_1.jpg | The lands beyond the red willows are mostly in the area claimed under A25-04306. |
| A25-04306_1.jpg | Looking east at waypoint 61 (see map in A25-04156). This location is close to the center of the claimed POU. |
| A25-04306_2.jpg | Looking SE at waypoint 61. |
| A25-04306_3.jpg | Looking SW at waypoint 61. |
| A25-04306_4.jpg | Looking W (WNW?) at waypoint 61. |

A25-04306_5.jpg Looking N at waypoint 61.

A25-04306_6.jpg Looking NE at waypoint 61.

A25-04306_7.jpg Looking NE at waypoint 63. Only the lands on the near side of the creek are part of this claim; east of the creek is A25-04156.


Bryce A. Contor


Date

A25-04030 10/23/03

Please see A25-04156 for field notes and
evidence of proximity.