

General Comments

This right and A25-00003 are based on the same decree, which generally describes the current places of use and adds the comment "the plaintiff and the defendant herein shall divide the waters actually flowing in said creek equally, and shall have an equal right to the use of said waters and in equal amounts." A note pencilled on the copy says "Do we add to SRBA rec.?" This is probably a question for legal staff, but it looks to me that recommending equal quantities and equal priority accomplishes this precisely.

The field notes for this right are included with the field notes for A25-00002.

Ownership

A recent change of ownership has been done but the address did not get updated. See the change of ownership form in the file.

POD

There are two PODs. The lower is called "the divide in Clark Creek" and is located at waypoint A252-2, GPS location 708,845E 231,920N IDTM. It is a culvert that can be opened or closed to send water down the creek or into the ditch. The ditch runs down the center of a sloping field that is flat side-to-side and the water runs both ways. I've marked the layout approximately but rely on the GPS.

The upper is called "upper cut" and is at waypoint A252-3, 708,227E 232,356N. This diversion is operated by using a tractor to cut the stream bank and let the water run into a ditch. The photo does not show it well but it is a legitimate POD.

POU

The claimant's map appears to be correct.

Overlap

None.

Conflict

None noted. This claimant and the claimant for A25-00002 acknowledge their equal Q and priority dates.

Priority

Per decree, 6/15/1885.

Quantity

Per decree 4.0 cfs. This is a little more than 0.02 cfs but justified by the wild flood practice. If necessary I propose requesting a Hubble analysis in order to recommend the decreed Q. In any case it is important to maintain an equal Q with A25-00002.

Water Use

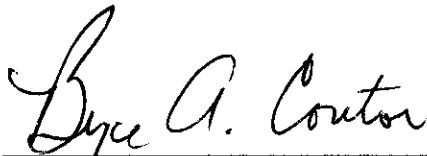
Irrigation as claimed.

List of Photos

A25-00003_1.jpg Lower POD (divide in Clark Creek)

A25-00003_2.jpg Looking down ditch at POU from lower POD.

A25-00003_3.jpg Upper POD.



Bryce A. Contor

15 Nov 2003
Date