

Competing claims for water rights 1-191 & 1-192

Date: 6/30/2005
To: File
From: mholliday
RE: Peoples, Wearyrick, and Watson Claims

Held a meeting today in my office to discuss the recommendations for the canal companies mentioned above. Meeting attendees included Alan Stander representing the Wearyrick, Merlin Morgan and Karl Williams representing the Watson Slough, Steve Murdock and Cliff Merrill representing the Peoples Canal, and Michael Holliday representing IDWR.

We talked briefly about the need for each company to get their map work completed. Then I showed them the spreadsheet I prepared comparing the claims with the water rights database. We also looked at the Water District 1 delivery records for these rights. The 1976 watermaster book has some notation regarding transfers from the Watson to the Peoples and to the Wearyrick, but records regarding these transfers are sketchy. The purpose of the meeting was to acquire additional data that might shed light on these unrecorded transfers and to come to a consensus about how the companies' claims should be recommended.

Merlin Morgan provided minutes from some of the old Watson Slough meetings and copies of a ledger showing stock shares which had been transferred to the Peoples Canal. Contained in the minutes were the names of several individuals who transferred water to the Peoples Canal, and W. W. Parson, who transferred 160 shares to the Wearyrick. The meeting attendees believed that the transfers described in the minutes were the owners of at least some of the unrecorded transfers. After a brief discussion of the evidence presented, all of the meeting attendees agreed that the recommendations should be made consistent with the Water District 1 delivery records.

mwh

#01-0191

RECEIVED

INTER-DEPARTMENT MEMO — 1

FROM *Erne*

APR 5 1982

DATE *April 2, 1982.*

Department of Water Resources

TO *Roberta L.*

SUBJECT

Attached is some correspondence I ran across in the records for W.D. #1. From what I have been able to determine the Dept has no record of the transfer of 160 acres ~~from~~ with a March 6, 1885 priority from the Watson Slough to the Weyersick Ditch Co. This transfer has been carried on the W.D. records since around 1938. ~~You~~ Would you please see that this info is included in the file for #01-0191 and the transfer appropriately numbered

Thanks

SIGNATURE



BARZILLA W. CLARK, GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
R. W. FARIS, COMMISSIONER
BOISE

PAUL L. HENRY
DEPUTY COMMISSIONER

March 25, 1938

LYNN CRANDALL
Idaho Falls, Idaho

Dear Mr. Crandall:

I have your letter of March 22, in which you request a copy of an affidavit of change of point of diversion by W. W. PARSONS, changing the point of diversion from the Watson Slough Ditch to the Wearyrick Ditch.

In accordance with this request, I am herewith enclosing a copy of the affidavit of change of point of diversion, a letter from W. A. Beakley, of Blackfoot, Idaho, and a copy of the map accompanying this affidavit.

I trust that this information is that which you requested.

Yours very truly,

Paul H. Berg
Paul H. Berg
Deputy Commissioner

PHE/c1
Encs. 3

RECEIVED
MARCH 27 1938

W. A. BEAKLEY
Lawyer
Blackfoot, Idaho.

C
O
P
Y

April 29, 1915.

C
O
P
Y

State Engineer

Boise, Idaho

Dear Sir,-

Enclosed you should find application for change point of diversion of water. I state in this application that I am sending you permission of the ditch companies interested, but it occurred to me that you might not care anything about these papers, so am not enclosing them. I have drawn the diagrams as represented to me, and your approval is desired in order that the transfer may be made.

If there is no objections on your part to this transfer, please so indicate to me in a letter and I will present it to the ditch companies and the change will be made.

Trusting that I may hear from you soon, I remain,

Very truly yours,

/s./ W. A. BEAKLEY

Received
Office of State Engineer
May 1, 1915

COPY

COPY

MICROFILMED

STATE OF IDAHO)
 : ss.
County of Bingham)

W. W. PARSONS, being first duly sworn, upon his oath deposes and says:

That he is the owner of a decreed water right appurtenant to the following described land, to-wit:

Southeast Quarter of Section 5, Township 3 South,
Range 34 East, B. M.,

as evidenced by the decree dated sixteenth day of December, 1910, in the cause entitled Rexburg Irrigation Company, et al, plaintiff, vs. Teton Irrigation Canal Company, et al, Defendant, brought in the District Court of the Sixth Judicial District of the State of Idaho;

That he intends to change the point of diversion, as described in said decree to the following described point:

About 1/2 mile south of the Railroad bridge across Snake River on the Salmon River Branch of the O. S. L. Ry., said point starts in Section 32, Township 2 South, Range 35 East, B. M. At the present time the point of diversion is about a mile further down the river.

That such change will be made for the following reasons, to-wit: My land lies north of the Wearyrick Canal, and at present I have to flume under this canal; if this change is made, I will not have to flume or cyphon under any canal, and my lateral will be about two miles shorter to maintain from the main ditch, and I have the consent, as will be seen by the papers filed herewith, of all parties interested in the change, both of the ditch from which I change and of the ditch to which the change is to be made.

That no one will be injured by such change and the deponent will make such change at his own risk.

And further deponent saith not.

/s/ W. W. PARSONS

Subscribed and sworn to before me this 24th day of April, 1915.

/s/ WILLIAM A. BEAKLEY
Notary Public

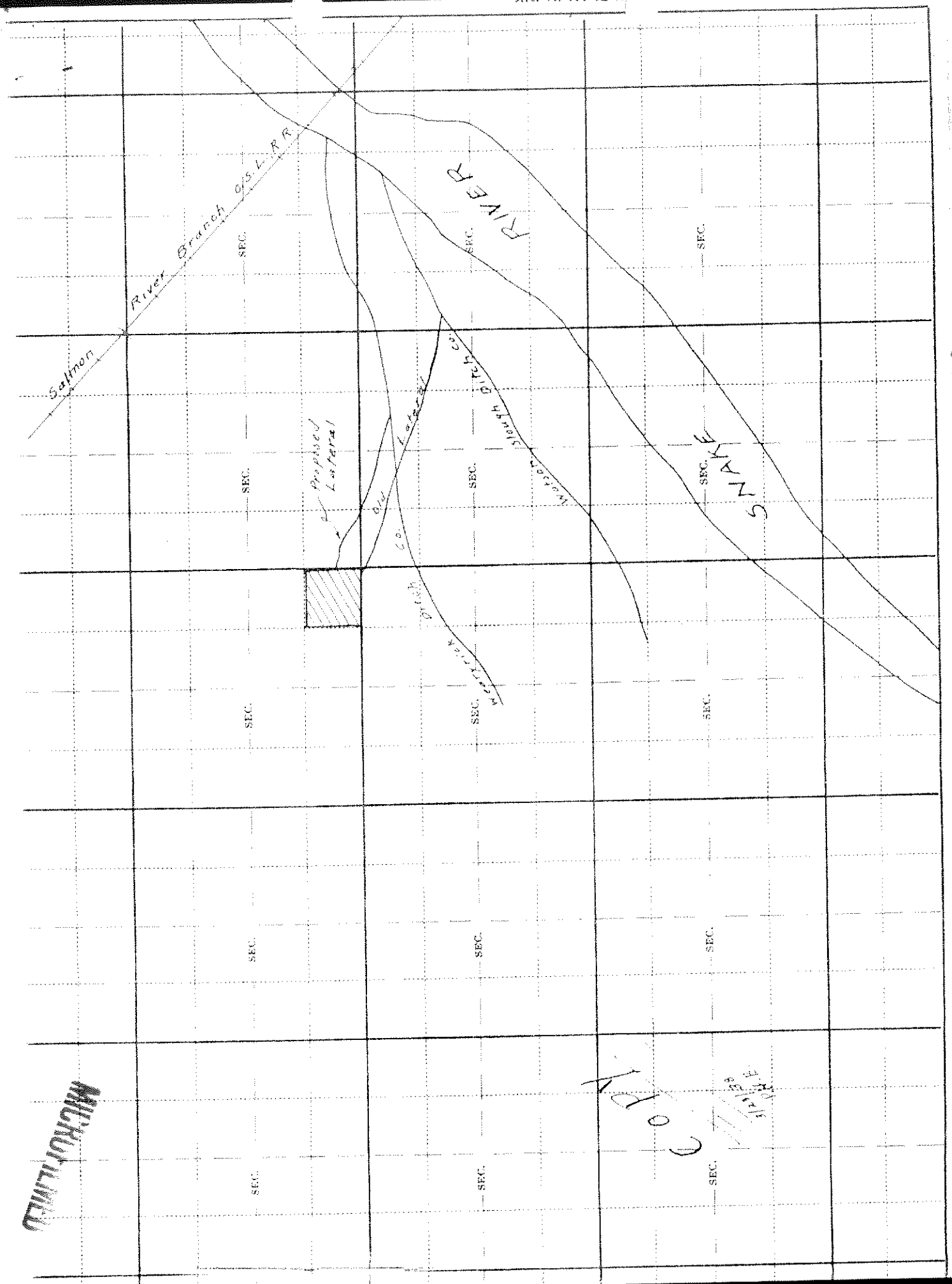
(SEAL)

My commission expires February 11, 1917.

RECORDED

MICROFILMED

COPIES
1/12/51



Blackfoot Idaho
Route #2 March 24, 1938
Mr Lynn Crandall
Watermaster Dist #36
Idaho Falls Idaho

Dear Sir

I have yours of March 22 and will say I have never seen a Certificate of Transfer of the 160 inches of Water that was transferred from the Watson Slough Ditch Co. to the Wearyick Ditch Co. early in the season of 1915, but have seen copies of Quit Claim Deeds from the Board of Directors of the Watson Slough Ditch Co with the Record Date of March 6, 1885, the reason Mr Wm W. or sometimes known as W. W. Parsons transferred his water from the Watson Slough Ditch Co. was because he was using a Lateral of and with his neighbors from the Wearyick Ditch Co and was causing disputes and was just a change in point of diversion over

RECEIVED
MAR 25 1938

from the River into to the
Wearyick Ditch Co; which is
about 1/2 mile North of the point
of diversion from the River
of Watson Slough. This 160 inches
is Not in the Corporation of the
Wearyick Ditch Co as at present
has only an Easement or rightaway
in the Wearyick Ditch Co and
as President I am trying to get
this Record corrected. I and will
call at your office sometime
During the season, and thank
you for your interest in looking
up and writing Boise for copy
of the Transfer,

Yours Truly -
John Murphy
R 7 W #2

President
Wearyick Ditch Co,

Blackfoot
Idaho

MICROFILMED