

Idaho Dept. of Water Resources
1301 N. Orchard Boise, ID
January 25, 2006

To: 75-2004A, 75-4168, 75-4314
From: Roxanne Brown
Subject: SRBA recommendations

The claimant is currently Richard Miner. Mr. Miner owns property (~3.8 acres) on the north side of Tower Creek on the old Rose Ranch.

Mr. Rose obtained a license with a priority date of February 19, 1907 (75-2004). There were apparently two ditches used on the ranch at that time, one on the north side of Tower Creek and one on the south side. It is believed the original ditch on the north side irrigates a small portion of Mr. Miner's land and he has claimed a portion of 75-2004.

At some time in the past, an additional ditch on the north side was constructed. Mr. Miner had submitted two statutory claims on this ditch, but referred to the source as "springs", not Tower Creek. (75-4168 and 75-4314). It is unknown why he submitted two claims for apparently the same use. He has claimed these records in the SRBA, changing the source to "Tower Creek".

Many claims to portions of 75-2004 were submitted, and 75-2004F,G and L are being recommended for use from this additional ditch as an accomplished transfer pursuant to §42-1425, Idaho Code. All of these claims are within the boundary of the original ranch and it is assumed the ditch was built to more efficiently deliver water from Tower Creek.

Bob Foster conducted a field exam of these claims on June 10, 2005, and found Mr. Miner to be irrigating from both the original ditch and the newer ditch. During review, it became obvious the land irrigated is part of the original ranch and the appropriate water right is a portion of 75-2004, with a change in point of diversion recognized as an accomplished transfer.

The land claimed under 75-4168 and 75-4314 will be recommended as 75-2004A, with a proportionate share of the original rate of flow.

#	claimed cfs
75-2004A	0.01
75-4168	0.07
75-4314	0.15
	0.23