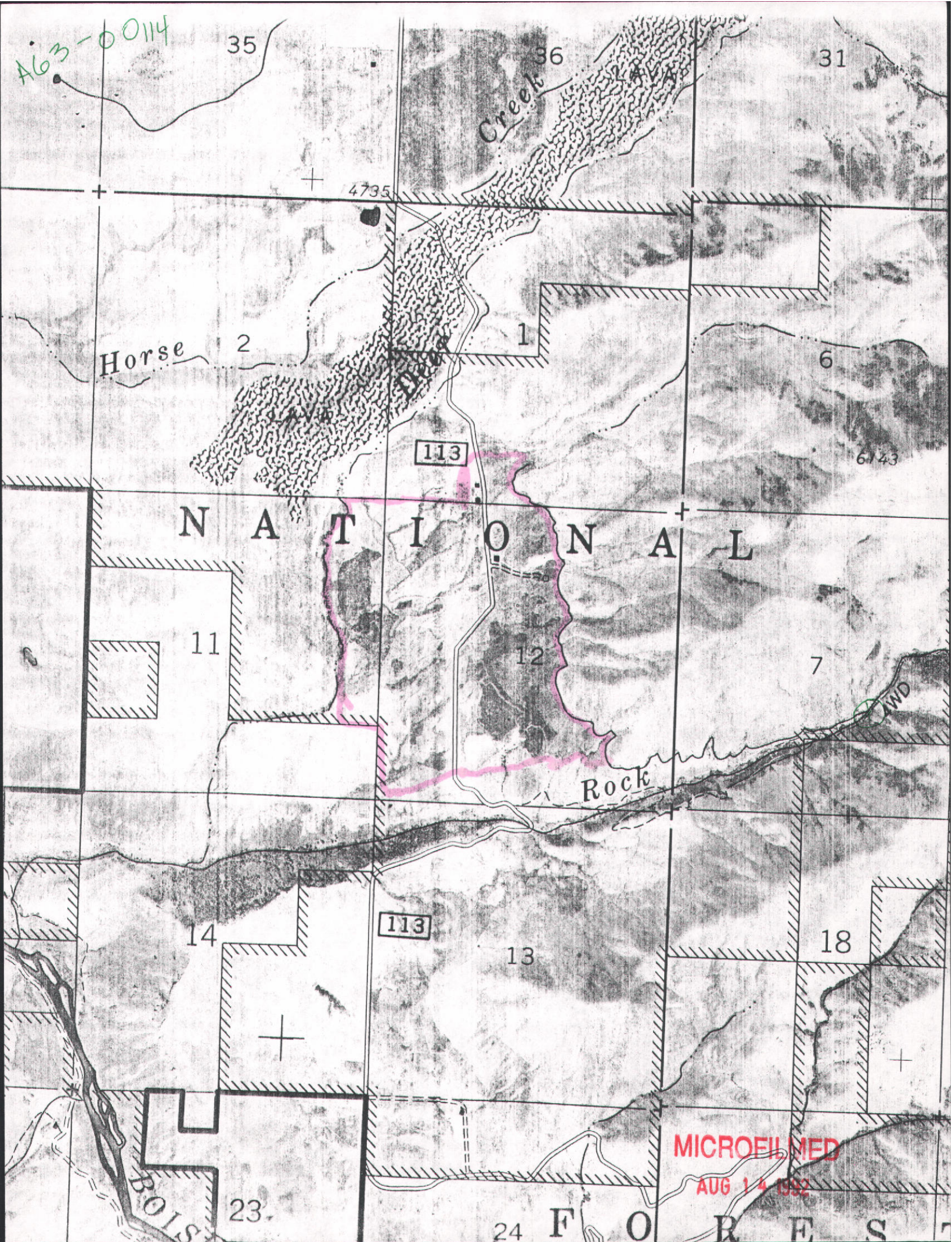


A63-00114



Horse

Creek

N A T I O N A L

Rock

BOLS

MICROFILMED
AUG 14 1982

F O R E S



Photo 1. FX Oct. 11, 2001. Photos by RDH. POD Rock Creek for 63-114. GPS location, T01N, R08E, S07, SENWSE.

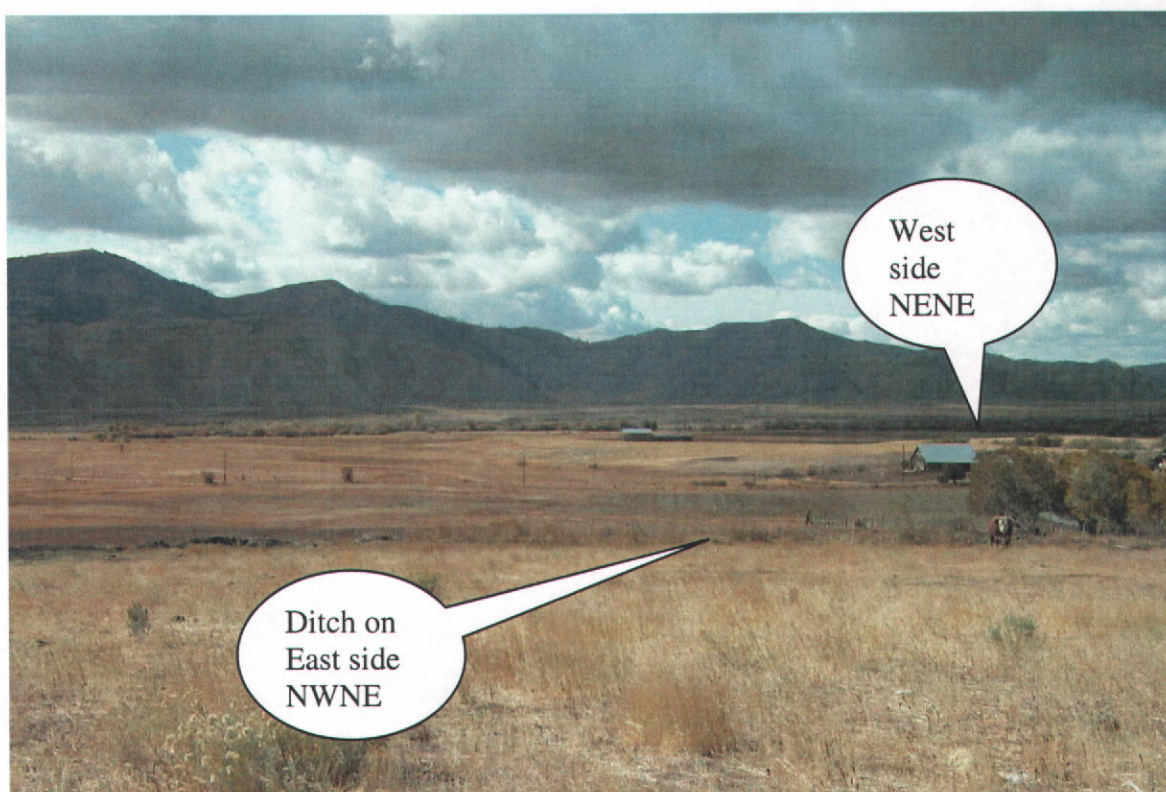


Photo 2: POU. View to West. View across North $\frac{1}{2}$ of T01N, R07E, S12.

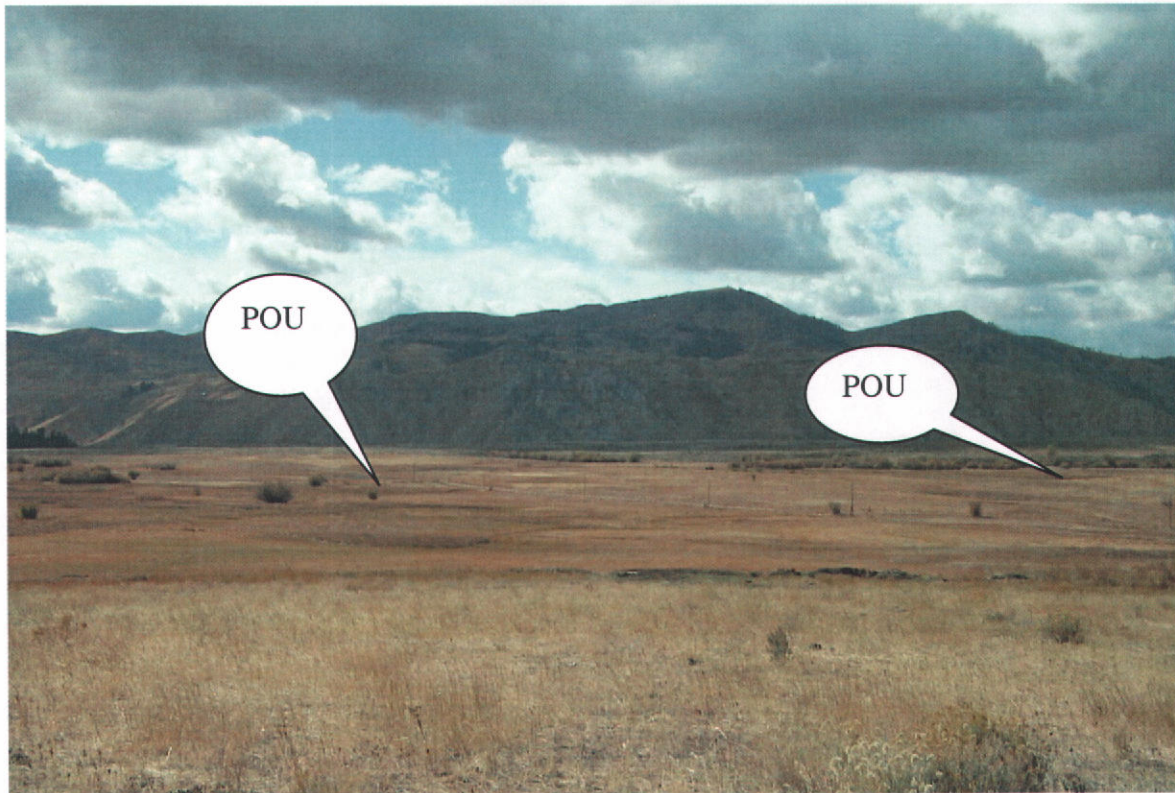


Photo 3: POU View is to West. Overlook is South and left of photo 2. Section 12.



Photo 4: POU View is Southwest. Overlook is South and left of photo 3.



Photo 5: POU View is to the South. Overlook is South and left of photo 4.

NWSE

63-114

ROCK CREEK

POD SENWSE

T1N, R8E, S07

NORTH DITCH

800

SESW

63-2237 & 30132

ROCK-CREEK

POD NESESW

T1N, R8E, S07

SOUTH DITCH

SEC 01

T I O N A L

F O R E S T

T01N, R07E

SEC 12

SEC 11

T01N, R08E

SEC 07

Y-14 TOPO

Creek

Deer

DITCH

4600

5000

5400

5800

6200

6600

7000

7400

7800

8200

8600

9000

9400

9800

10200

10600

11000

11400

11800

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71800

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72600

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75400

75800

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77800

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79400

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86600

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91800

92200

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94200

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95800

96200

96600

97000

97400

97800

98200

98600

99000

99400

99800

100000

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111000

111200

111400

111600

111800

112000

112200

112400

112600

112800

113000

113200

113400

113600

113800

114000

114200

114400

114600

114800

115000

Idaho Department of Water Resources

Place of use

POD

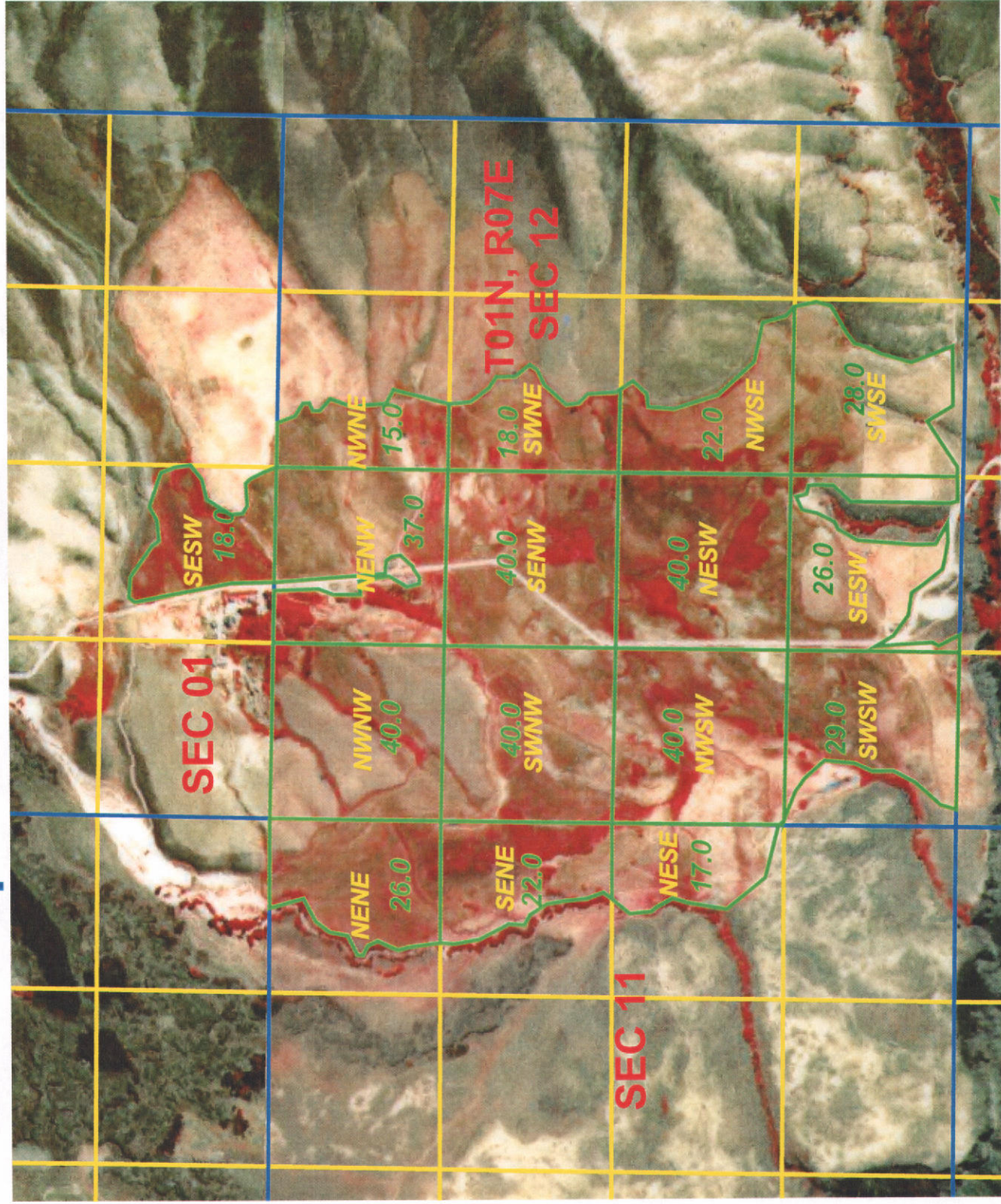
SECTION

 $\frac{1}{4} \frac{1}{4}$

458 Acres



1987 NAPP



1.25 Miles

→

0.75

50

0.25

C

Idaho Department of Water Resources

**T01N R07E
S01, S11 &
S12**

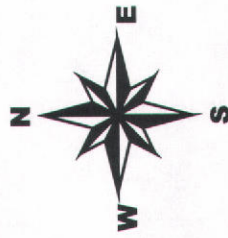
**Claim: 63-00114
Updated: 2 Nov 01
By: Ron Howerton**

 Place of use

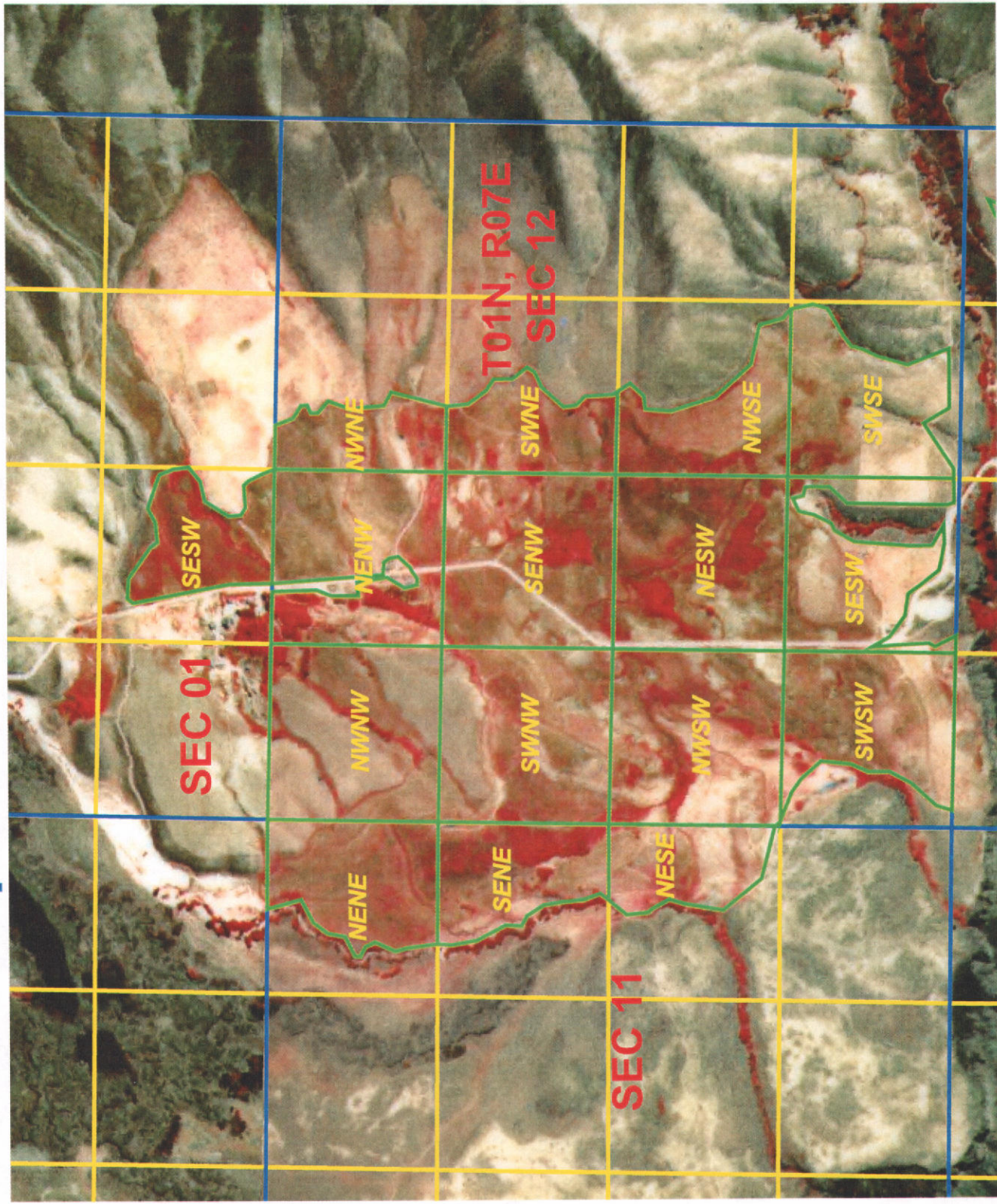
 POD

 SECTION

 1/4 1/4



1987 NAPP



0 0.25 0.5 0.75 1 1.25 Miles

63 0113 2. That the plaintiff Ellis M. Kent be and he is hereby awarded a perpetual right, dating from April 12, 1909, to the use of 3.2 cubic feet per second of the waters of Rock Creek in the County of Elmore, and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point about $\frac{1}{2}$ of a mile above N.E. Cor. of Sec. 13, T. 1 N. R. 7 E. B.M., and conducted to and upon 160 acres, as follows: 5 acres in NW $\frac{1}{4}$ of NE $\frac{1}{4}$, 25 acres in SW $\frac{1}{4}$ of NE $\frac{1}{4}$, 40 acres in SE $\frac{1}{4}$ of NW $\frac{1}{4}$ and 30 acres in SW $\frac{1}{4}$ of NW $\frac{1}{4}$, all in Sec. 13; 20 acres in SE $\frac{1}{4}$ of SE $\frac{1}{4}$, 20 acres in NE $\frac{1}{4}$ of SE $\frac{1}{4}$, 10 acres in NW $\frac{1}{4}$ of SE $\frac{1}{4}$ and 10 acres in SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 14, all in T. 1 N. R. 7 E. B.M. for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho, applicable to a license for the use of the waters of the state, and subject, also to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

63 0114 3. That the defendants, Warren Simmons and David #2 Simmons have the perpetual right dating from October 12, 1906 to the use of 8.9 cubic feet per second of time of the waters of Rock Creek in the County of Elmore, State of Idaho, for the irrigation of their lands in Elmore County, Idaho, described as follows:

The southeast quarter of the southwest quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of section one (1); and the west half of the northeast quarter (W $\frac{1}{2}$ NE $\frac{1}{4}$) and the east half of the Northwest quarter (E $\frac{1}{2}$ NW $\frac{1}{4}$) and the west half

of the Northwest quarter ($W\frac{1}{2} NW\frac{1}{4}$) and the west half of the southwest quarter ($W\frac{1}{2} SW\frac{1}{4}$) and the East Half of the Southwest quarter ($E\frac{1}{2} SW\frac{1}{4}$) and the West Half of the Southeast quarter ($W\frac{1}{2} SE\frac{1}{4}$) of section twelve (12); and the East Half of the Northeast quarter ($E\frac{1}{2} NE\frac{1}{4}$) and the Northeast quarter of the Southeast quarter ($NE\frac{1}{4} SE\frac{1}{4}$) of section eleven (11); all in Township One (1) North, Range Seven (7) East, S.M.

41 63 1115 4. That the defendant W. B. Barnes be and he is hereby awarded the perpetual right to the use of one cubic foot of water per second of time of the waters of Rock Creek in the County of Elmore, State of Idaho, for the irrigation of Lots 1, 4 and 5 of section fifteen (15) Township One (1) North, Range Seven (7) East of the Boise Meridian, Elmore County, Idaho, being the water right hereinbefore appropriated by Mary C. Joy through what is known as the "Joy Ditches" diverting water from said Rock Creek on both sides thereof and heading on Rock Creek below the mouth of Deer Creek, the joint water right diverted by said ditches aggregating one cubic foot of water per second of time; and that said water right is superior to the rights herein awarded to any other party to this suit.

5. That the defendants, Clarence W. Joy, The Union Central Life Insurance Company, a corporation, W. B. Drake, Gerelda Drake and Minerva M. Barnes, and each of them, have no right, title or interest in or to the use of any waters of said creek.

6. That all of said water hereinbefore awarded to the respective parties hereto shall be measured at the point or points of diversion thereof from the channel of said stream.

Dated August 14, 1920.

H. F. Ensign
District Judge.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 63-114
Date Received: 12/4/1989
Receipt No: C013184
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

L G DAVISON & SONS INC Phone: (208)868-3243
1969 PRAIRIE RD
PRAIRIE ID USA 83647-9803

2. Date of Priority: 10/12/1906

3. Source: ROCK CREEK Trib. to: BOISE RIVER SOUTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	08E	7	NE NW SE	ELMORE	

5. Description of diverting works:

WOODEN HEADGATE, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	8.9	
STOCKWATER	1/01	12/31	0.23	

7. Total Quantity Appropriated is:
8.9 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
01N	07E	1	SE	SW		IRRIGATION	20
						Section Acres	20
01N	07E	11	SE	NE		IRRIGATION	25
			NE	SE		IRRIGATION	20
			NE	NE		IRRIGATION	25
						Section Acres	70
01N	07E	12	NW	NE		IRRIGATION	14
			SW	NE		IRRIGATION	18
			NE	NW		IRRIGATION	40
			NW	NW		IRRIGATION	40
			SW	NW		IRRIGATION	40
			NW	SW		IRRIGATION	40
			SW	SW		IRRIGATION	32
			SE	SW		IRRIGATION	21
			NW	SE		IRRIGATION	23
			SW	SE		IRRIGATION	20
			SE	NW		IRRIGATION	40
			NE	SW		IRRIGATION	40
						Section Acres	368
						Total Acres	458

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

ADDRESS CHANGED BY RDH ON 12/14/01.

15. Basis of Claim: Decreed

**SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM**

Claim Number(s): 63-97, 63-101, 63-102, 63-103, 63-104, 63-105, 63-106, 63-114
63-2237, 63-2598, 63-2916, 63-3611, 63-4881, 63-7059, 63-19768
63-2477

Previous Mailing Address:

L. G. Dawson & Sons, Inc.
c/o Prairie stage
MTN. Home, Id

63-19769
63-19770
63-19771
63-19772
63-30132

New Mailing Address:

L. G. Dawson & Sons, Inc.
1969 Prairie Rd.
Prairie, Id. 83647-9803

Telephone Number:

(208) 868-3243

Signature of Claimant(s):

L. G. Dawson

Please return this completed form to:

Adjudication Bureau
Idaho Dept. of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237
Ph. 1/800/451-4129 or
FAX 208/327-5400

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653 or
FAX 208/525-7177

NOTE: THIS WAS
A POST-
OFFICE CHANGE
IN ADDRESSING
THE ADDRESS OF
LOCATION —
HASN'T
MOVED ...
RCH

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-00114
Date Received: ~~11/21/1989~~ 12/4/89
Receipt No: 0013184
Received By: RLT

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: L. G. DAVISON & SONS, INC. 208-868-3243
Address: C/O PRAIRIE STAGE
MOUNTAIN HOME, ID 83647
 2. Date of Priority: OCT 12, 1906
 3. Source: ROCK CREEK Trib. to: BOISE RIVER, SOUTH FORK
 4. Point of Diversion:
- | | | | | | | | |
|----------|-------|---------|--------|--------|-----|-----|--------|
| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
| 01N | 08E | 7 | NE | NW | SE | | ELMORE |
5. Description of diverting works:
WOODEN HEADGATE, DITCH
 6. Water is used for the following purposes:
- | | | | | | |
|------------|-------|-------|--------|------|--------|
| Purpose | From | To | C.F.S. | (or) | A.F.A. |
| IRRIGATION | 04/01 | 11/01 | 8.900 | | |
| STOCKWATER | 01/01 | 12/31 | 0.230 | | |
7. Total Quantity Appropriated is:
8.900 C.F.S. (and/or) A.F.A.
 8. Total consumptive use is 1145.0 Acre Feet Per Annum.
 9. Non-irrigation uses:
STOCKWATER FOR USE TO 1000 HEAD OF CATTLE
 10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	07E	1	SE	SW		IRR	~~30.0~~ 20.0 P.D.
Section Acres							30.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	07E	11	NE	NE		IRR	25.0
			SE	NE		IRR	25.0
			NE	SE		IRR	20.0
			Section Acres				70.0
		12	NW	NE		IRR	14.0
			SW	NE		IRR	18.0
			NE	NW		IRR	40.0
			NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	32.0
			SE	SW		IRR	21.0
			NW	SE		IRR	23.0
			SW	SE		IRR	20.0
			Section Acres				368.0
			Total Acres				~~468.0~~ 458.0

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

ALICE RUDGE

Decree Plaintiff

vs

DAVID SIMMONS

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Organizations:

I do solemnly swear or affirm that I am Asst. Sec. of
Title

L. G. Davison & Sons, INC, that I have signed the foregoing
Organization
document in the space below as Asst. Sec of
Title

L. G. Davison & Sons, INC and that the statements contained in the
Organization
foregoing document are true and correct.

R. E. Davison
Signature of Authorized Agent

Asst. Sec. L. G. Davison & Sons, INC
Title and Organization

11-21-89
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 21st day
of November 1989

Helen Harrington
Notary Public

Seal

Residing at Helen Harrington, Notary Public
Residing at Boise, Idaho
My Commission Expires December 1, 1994

A63-00114

35

6

31

4735

Horse

2

1

113

N A T I O N A L

11

7

Rock

113

14

13

18

MICROFILMED

AUG 14

23

24

F O R E S

IDAHO DEPARTMENT OF WATER RESOURCES 12/21/2001
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

NAME AND ADDRESS: L G DAVISON & SONS INC
1969 PRAIRIE RD
PRAIRIE ID 83647-9803

SOURCE: ROCK CREEK TRIBUTARY: SOUTH FORK BOISE RIVER

QUANTITY: 8.90 CFS

PRIORITY DATE: 10/12/1906

POINT OF DIVERSION:
T01N R08E S7 SENWSE Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	8.900 CFS

PLACE OF USE: IRRIGATION Within ELMORE County

T01N R07E S11	NENE	26.0	T01N R07E S11	SENE	22.0
T01N R07E S11	NESE	17.0	T01N R07E S01	SESW	18.0
T01N R07E S12	NWNE	15.0	T01N R07E S12	SWNE	18.0
T01N R07E S12	NENW	37.0	T01N R07E S12	NWNW	40.0
T01N R07E S12	SNNW	40.0	T01N R07E S12	SENW	40.0
T01N R07E S12	NESW	40.0	T01N R07E S12	NWSW	40.0
T01N R07E S12	SWSW	29.0	T01N R07E S12	SESW	26.0
T01N R07E S12	NWSE	22.0	T01N R07E S12	SWSE	28.0

458 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: Decreed

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)

CLAIM NO(s). 63-114

1. ☒ No Change NAME IS SAME
☐ NEW OWNER: _____
☐ No Change ADDRESS
☐ NEW ADDRESS: _____

2. ☒ No Change - DATE OF PRIORITY: Completed evidence submitted
☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: _____
(If the priority date, based on your exam, seems questionable, explain below.)

3. ☒ No Change — SAME SOURCE
☐ Source is different than that claimed:

Source found: _____

4. ☒ No Change — POINT OF DIVERSION GPS
☐ Point of diversion is different than the claim and/or new P/D's: CLAIMED TO THE 10 ACRE TRACT

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS
☐ Incomplete description, list below:

6. ☐ No Change - WATER USES

☒ Different uses, (list uses found): ONLY IRRIGATION PER DECREE - NO Stock

Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____

7. ☐ No Change - TOTAL VOLUME

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

8. ☐ No Change - NON-IRRIGATION USES:

☒ Changes Exam found:

Domestic # of homes: _____ Stock # _____ List types: _____

Additional comments: NO Stock CAN BE RECOMMENDED - NOT IN DECREE
ONLY SPECIFIED IRRIGATION

9. ☒ No Change — PLACE OF USE: (If changed, list below.)

ONLY CLARIFIED ACRES
IN TRACTS PER GIS

Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____

Remarks: (Comments pertinent to field examination) See additional attachment

DECREE DID NOT LIST # OF ACRES FOR THIS RIGHT NOR Stock AS
PURPOSE. RECOMMEND ONLY IRRIG WITH # OF ACRES
FOUND - OK. SAME FOR AS TRACTS DECREEED.
SEE PHOTOS AND FIELD EXAM NOTES FOR MORE INFO.

☒ SYSTEM DIAGRAM INCLUDED ☐ NA

☐ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: OCT 11, 2001

FIELD EXAMINER:

RON HOWERTON

Print Name

Ron Howerton

Signature

C18

DECLINE DID NOT LIST SOME
RECOMMENDATIONS
DATE: 11/02/01
PAGE: 1

AJ5809NP
No. A63-00114

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT**

**OWNER
CODE**

NAME & ADDRESS

PRIORITY
DATE

WATER USE

~~USE PERIOD TO FROM~~

DIVERSION
RATE

DIVERSION
VOLUME

C L G DAVISON & SONS INC
PRAIRIE STAGE
MOUNTAIN HOME ID 83647
(208) 868-3243

Water Source: ROCK CREEK

Water Source: ROCK CREEK

Point(s) of Diversion: T01N R08E S07

Tributary: SE. → ADENHUSE

Tributary to: BOISE RIVER, SOUTH FORK

Stage: DECEASED

~~TOTAL DIVERSION:~~
~~CONSUMPTIVE USE:~~

STOCK NOT LISTED
1445-00-AFA AS DOMESTIC
ONLY INVING.
LISTED

Place of use Legal Description for: IRRIGATION

Legal Description for: IRRIGATION
NE NW SW

NE

MS
FIN

5

[illegible]

~~Place of use location for STOCKWATER is the same location as described for: IRRIGATION.~~

POU County: ELMORE

~~Non-Irrigation Uses: STOCKWATER FOR USE TO 1000 HEAD OF CATTLE~~

Other Rights: NONE

Dates: _____ **Exam Made Date:** _____

Verified Date:

Objection Filed Date:

Misc: Water District Number: 63

Field Inspection Flag:
Presumption Flag:

DEGREE DID NOT
LIST STOCKHOLDERS
AS WE USE DOMESTIC WHICH
NORMALLY MEANT
STOCK.

22

ACRES

NO-FOUND
OF ENLARGEMENT
DECREASED ACRES
LIST # of ACRES
No SPECIFIC
No SPECIFIC
No SPECIFIC

ACRES & CFS OK
CLAIMED

458 Acres

11
Total

$$\frac{\text{Duty of water}}{(450)(0.02)} = 9.11$$

8.9 OK-As Decrease
less than 1 inch per
acre decrease did
not list # of
Acres.
0.0194/Acre.

WR5809NP
No. 63-00114

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/21/01
PAGE: 3

OWNER	NAME & ADDRESS	PRIORITY	DATE	WATER USE	USE PERIOD	DIVERSION	DIVERSION
CODE					FROM TO	RATE	VOLUME
C	WARREN SIMMONS	10/12/1906	IRRIGATION		00/00 00/00	8.900 CFS	
C	DAVID SIMMONS						
TOTAL DIVERSION:						8.900 CFS	

Water Source: ROCK CREEK Tributary to: S. FORK BOISE RIVER Stage: DECREED

Place of use Legal Description for: IRRIGATION

		NE		NW		SW		SE							
NENE NUNE SUNE SENE		NENW NUNW SNWV SENW		NESW NNSW SWSW SESW		NESE NWSE SWSE SESE									
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
01N 07E 1	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
01N 07E 11	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
01N 07E 12	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:

Pou County: ELMORE

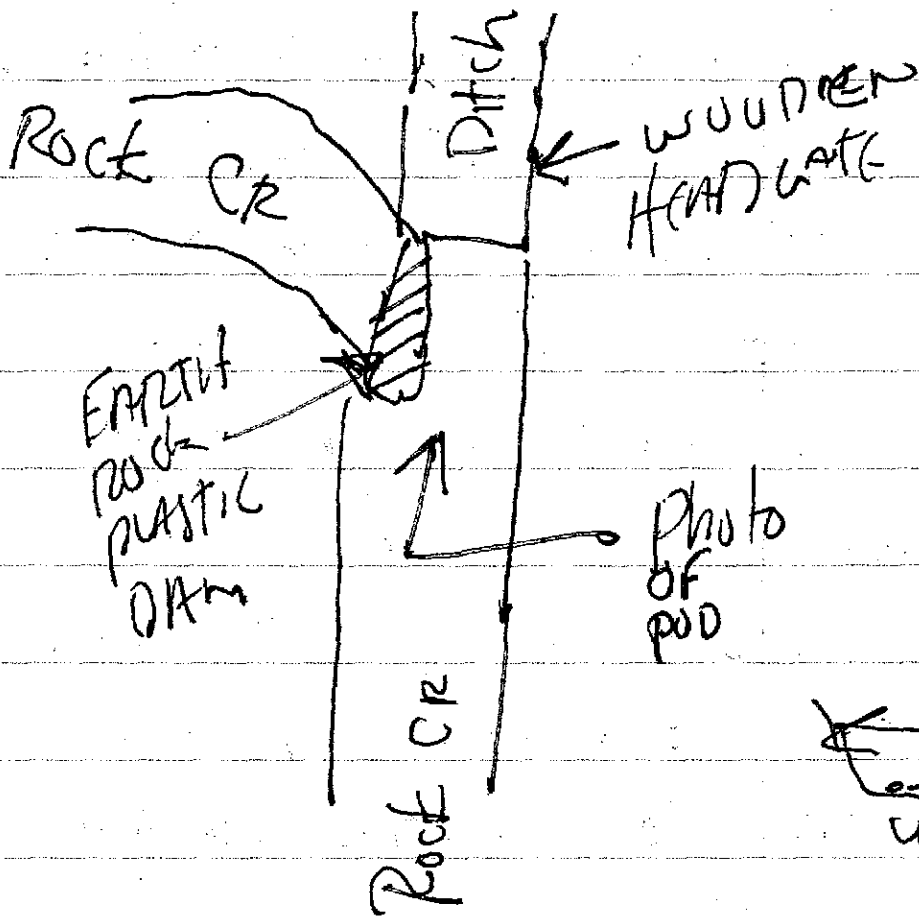
Dates:	App. Received:	Priority Date:
	Proof Due Date:	10/12/1906
	Exam Made Date:	
	Licensed Date:	

Misc: Water District Number: 63 Field Exam Fee:

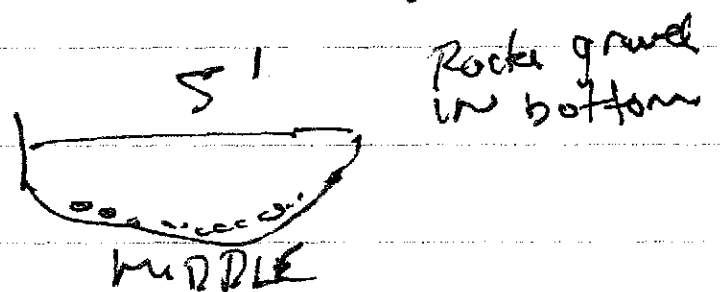
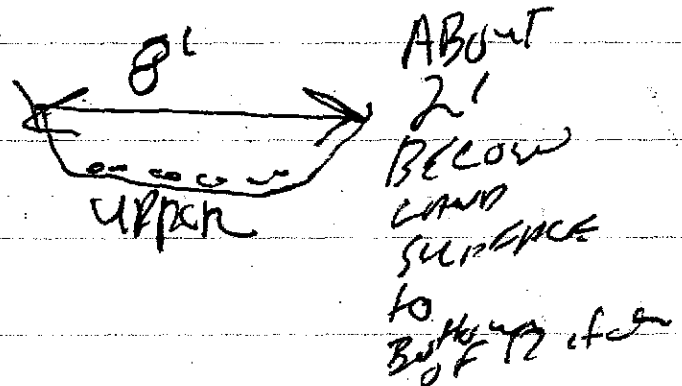
Audit: 06/18/85 05/01/88 CONVERT

FX 63-114 WITH ROW DRAINAGE
Rock Cr. POD CAN BE SEEN ON TUPO
10/11/01

Photo Shows WOODEN HEADGATE
WOOD, PLASTIC, ROCK DAM GPS NAME:
RC114 (POD)



Ditch Measurements



1. System consists of many feeder ditches
once the main ditch enters the SE SW
OF SEC 01.

The general flow that gravity takes is
toward DEER CR LOCATED ON THE EXTREME
WEST SIDE OF FIELD. WATER GENERALLY
flows to the South from gravity ditches.

DROVE OVER FIELDS ON THE WEST
AND EAST SIDES OF MAIN COUNTY ROAD.
OBSERVING MANY FEEDER DITCHES. Some
irrigation ditches flow back to the North
West but still have a general flow toward
DEER CR ON WEST SIDE OF LARGE POOL.

OVERLOOK Photos were taken from
the NW NE OF S12 ABOVE Ditch looking
to the South $\frac{1}{2}$ WEST.



Photo 1. FX Oct. 11, 2001. Photos by RDH. POD Rock Creek for 63-114. GPS location, T01N, R08E, S07, SENWSE.

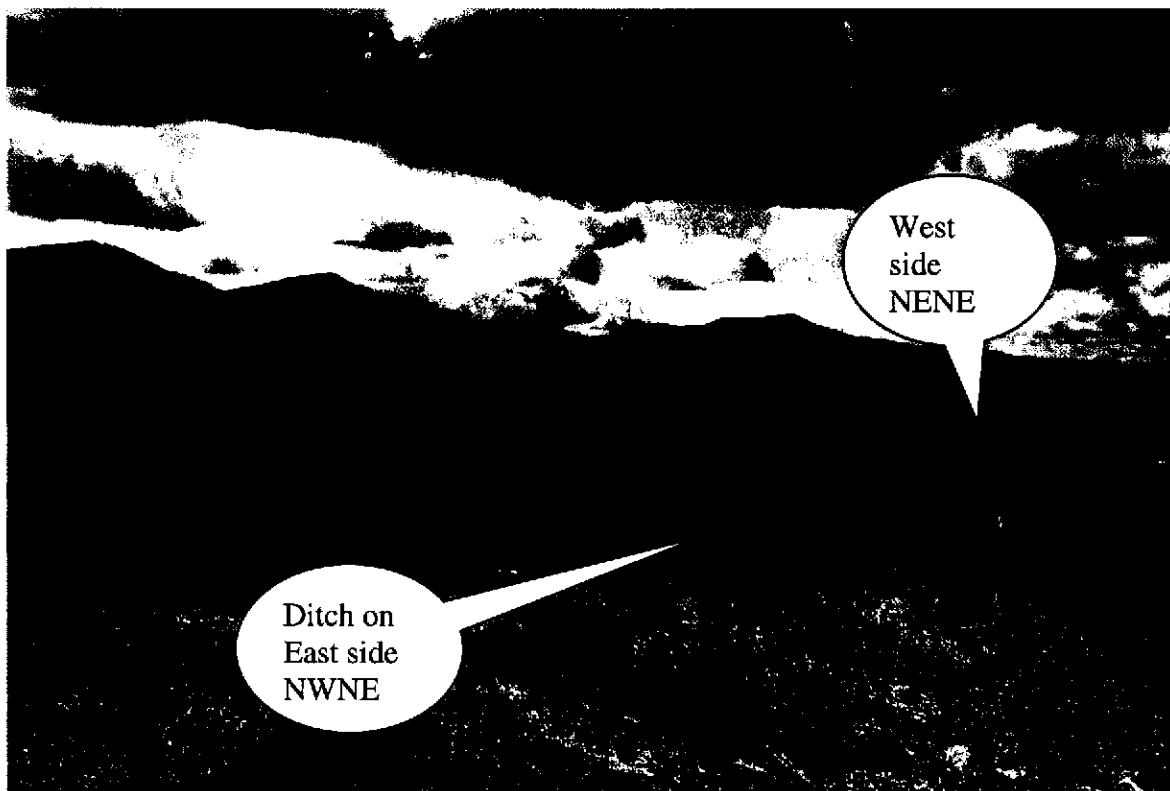


Photo 2: POU. View to West. View across North 1/2 of T01N, R07E, S12.

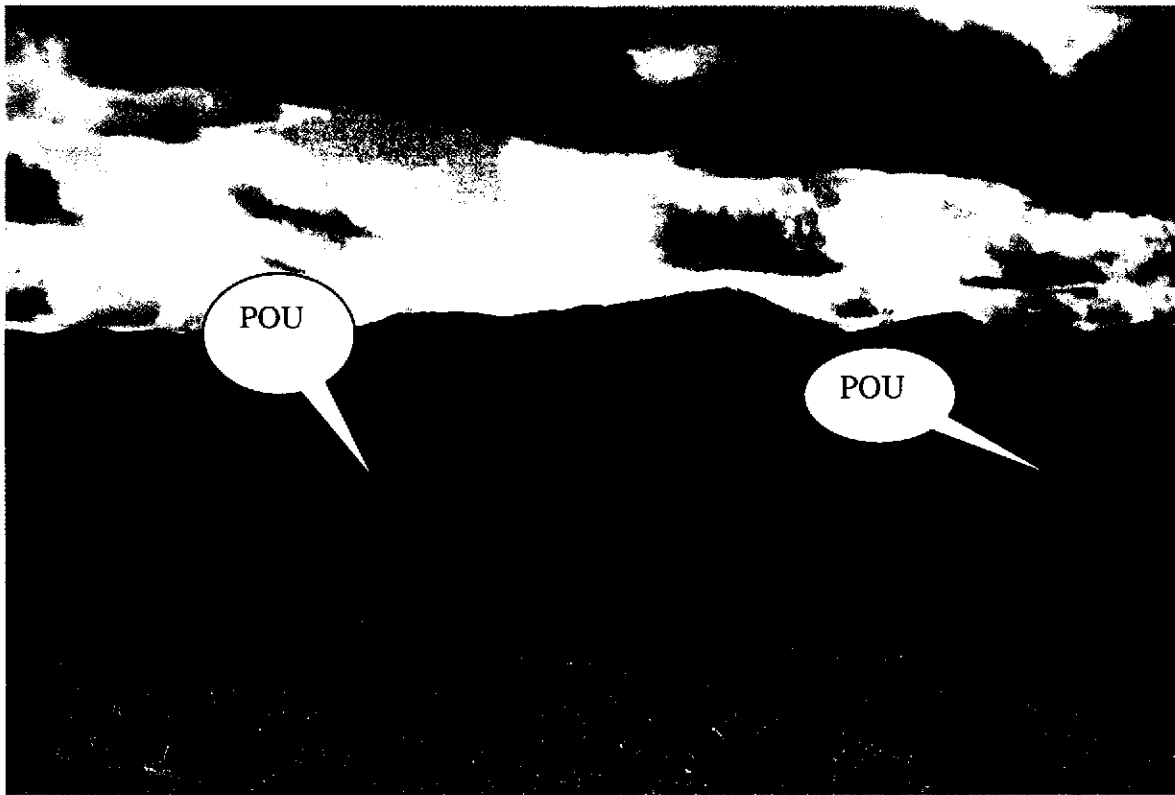


Photo 3: POU View is to West. Overlook is South and left of photo 2. Section 12.

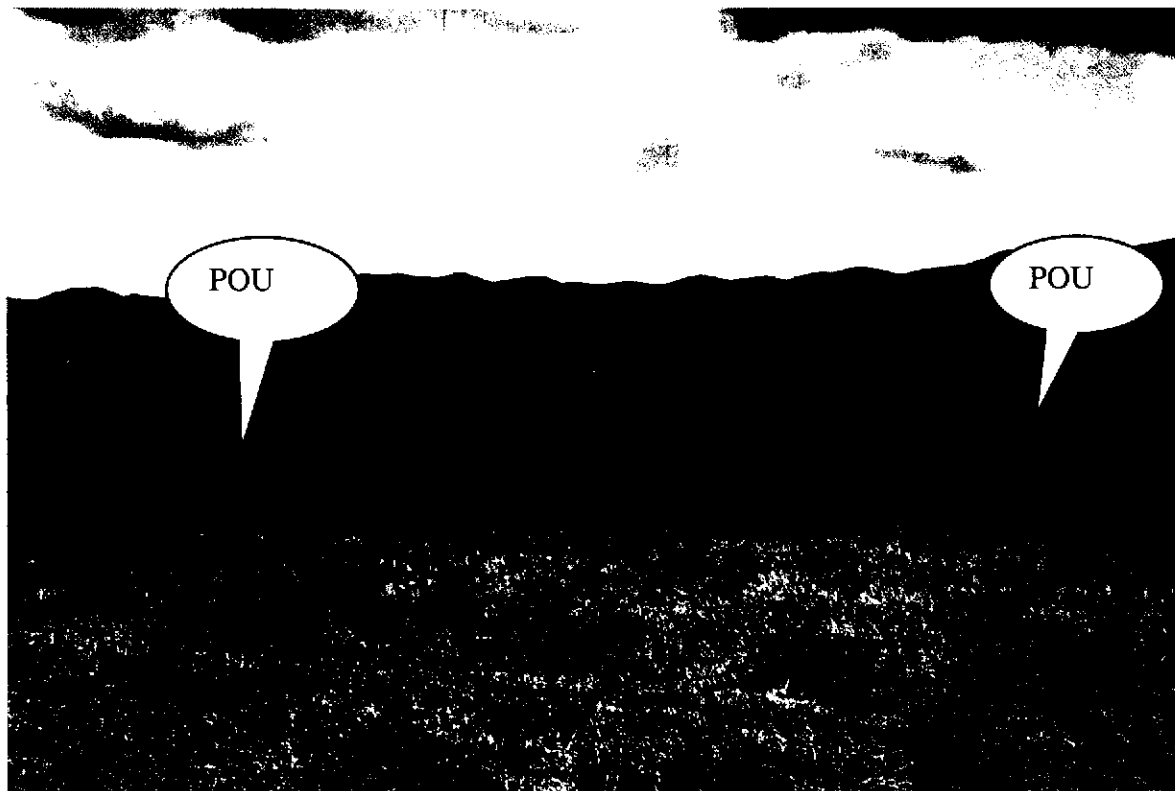


Photo 4: POU View is Southwest. Overlook is South and left of photo 3.



Photo 5: POU View is to the South. Overlook is South and left of photo 4.

NWSE

63-114

ROCK CREEK

POD SENWSE

11N, R8E, S7

NORTH DITCH

1800

63-227-8-30432

ROCK CREEK

POD NESEW

11N, R8E, S7

SOUTH DITCH

SESW

4-14 TOP

SEC 01

T I O N A L

F O R E S T

T01N, R07E

SEC 12

SEC 11

T01N, R08E

SEC 07

Y-14 TOPO

Creek

Deer

4600

4800

DUTCH

x 5540

5400

5700

5500

5200

5000

5000

400

5000

5000

5000

x 5440

5200

5000

5000

5000

5000

5000

Idaho Department of Water Resources

T01N R07E
S01, S11 &
S12

Claim: 63-00114
Updated: 2 Nov 01
By: Ron Howerton

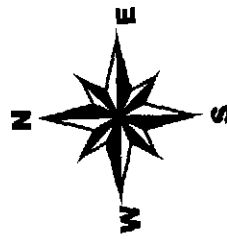
 Place of use

 POD

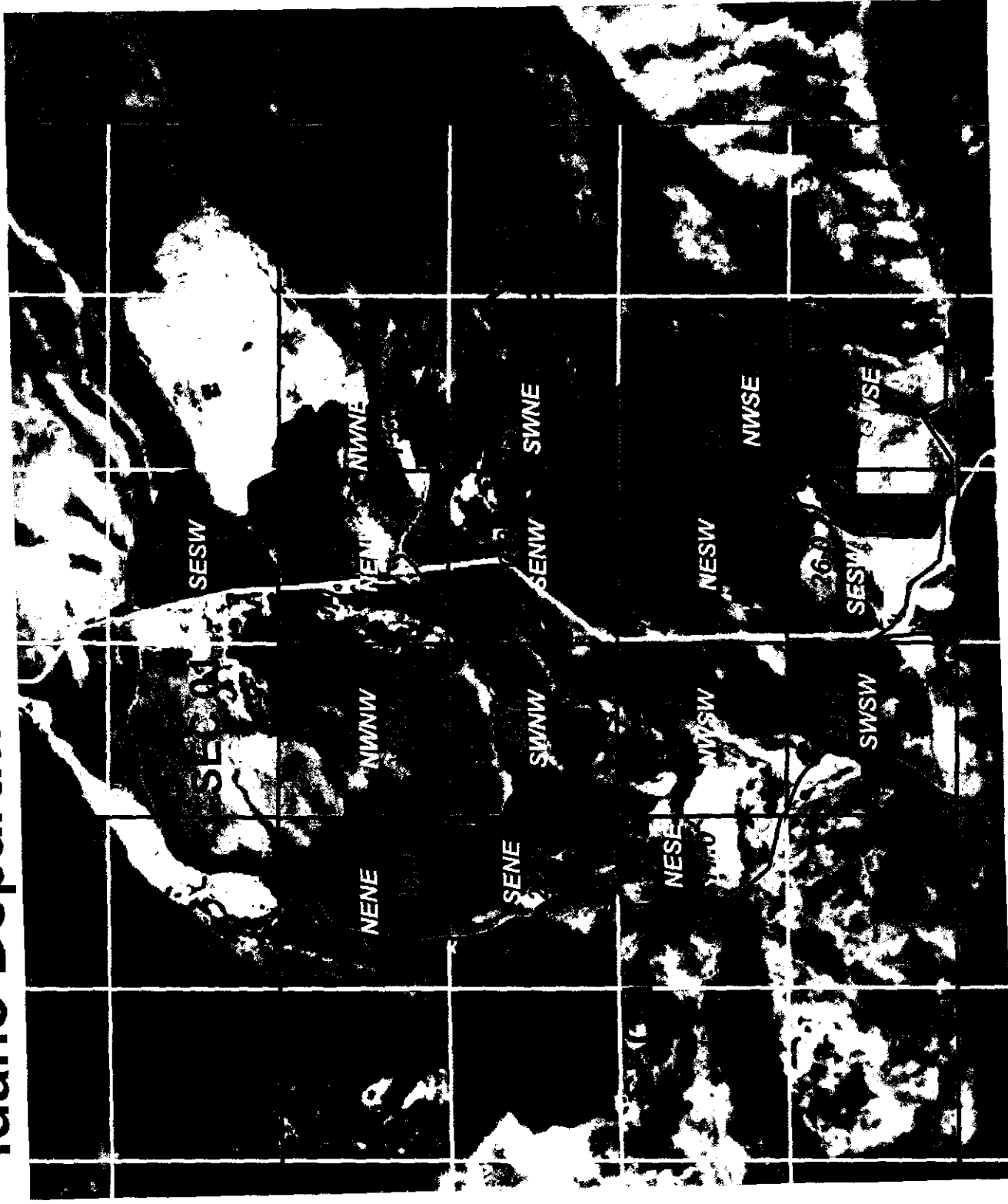
 SECTION

1/4 1/4

458 Acres



1987 NAPP



Idaho Department of Water Resources

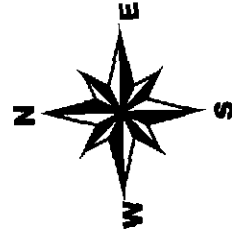
Idaho Department of Water Resources

Place of use

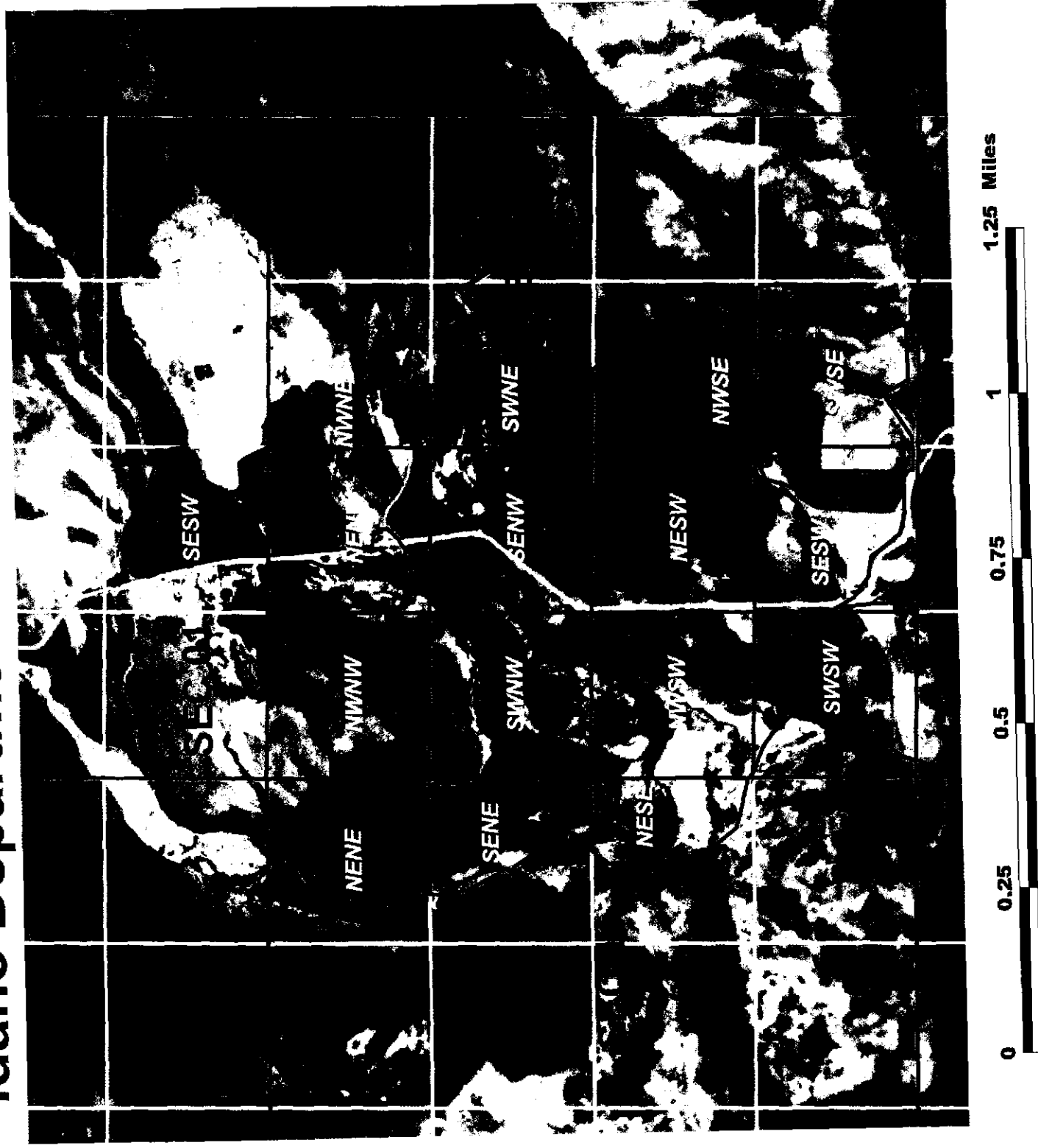
© **POD**

SECTION

1/4 1/4



1987 NAPP



awarded a perpetual right, dating from April 12, 1909, to the use of 3.2 cubic feet per second of the waters of Rock Creek in the county of Elmore, and state of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point about $\frac{1}{4}$ of a mile above N.E. Cor. of Sec. 13, T. 1 N. R. 7 E. B.M., and conducted to and upon 160 acres, as follows: 5 acres in NW $\frac{1}{4}$ of NE $\frac{1}{4}$, 25 acres in SW $\frac{1}{4}$ of NE $\frac{1}{4}$, 40 acres in SE $\frac{1}{4}$ of NW $\frac{1}{4}$ and 30 acres in SW $\frac{1}{4}$ of NW $\frac{1}{4}$, all in Sec. 13; 20 acres in SE $\frac{1}{4}$ of SE $\frac{1}{4}$, 20 acres in NE $\frac{1}{4}$ of SE $\frac{1}{4}$, 10 acres in NW $\frac{1}{4}$ of SE $\frac{1}{4}$ and 10 acres in SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 14, all in T. 1 N. R. 7 E. B.M. for the purpose of irrigation and domestic use, subject, however, to the laws of the state of Idaho, applicable to a license for the use of the waters of the state, and subject, also to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

63 0114 3. That the defendants, ~~_____~~ and ~~_____~~ have the perpetual right dating from October 12, 1906 to the use of 8.9 cubic feet per second of time of the waters of Rock Creek in the county of Elmore, state of Idaho, for the irrigation of their lands in Elmore County, Idaho, described as follows:

The southeast quarter of the southwest quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$) of section one (1); and the west half of the northeast quarter (W $\frac{1}{2}$ NE $\frac{1}{4}$) and the east half of the northwest quarter (E $\frac{1}{2}$ NW $\frac{1}{4}$) and the west half

of the Northwest quarter ($W\frac{1}{2} N\frac{1}{2}$) and the West Half of the Southwest quarter ($W\frac{1}{2} SW\frac{1}{2}$) and the East Half of the Southwest quarter ($E\frac{1}{2} SW\frac{1}{2}$) and the West Half of the Southeast quarter ($W\frac{1}{2} SE\frac{1}{2}$) of section twelve (12); and the East Half of the Northeast quarter ($E\frac{1}{2} NE\frac{1}{2}$) and the Northeast quarter of the Southeast quarter ($NE\frac{1}{2} SE\frac{1}{2}$) of section eleven (11); all in Township One (1) North, Range Seven (7) East, S.M.

41 633 11115
4. That the defendant ~~James P. Barnes~~ be and he is hereby awarded the perpetual right to the use of one cubic foot of water per second of time of the waters of Rock Creek in the County of Elmore, State of Idaho, for the irrigation of Lots 1, 4 and 5 of Section fifteen (15) Township One (1) North, Range Seven (7) East of the Boise meridian, Elmore County, Idaho, being the water right hereinbefore appropriated by Mary C. Joy through what is known as the "Joy Ditches" diverting water from said Rock Creek on both sides thereof and heading on Rock Creek below the mouth of Deer Creek, the joint water right diverted by said ditches aggregating one cubic foot of water per second of time; and that said water right is superior to the rights herein awarded to any other party to this suit.

5. That the defendants, ~~James P. Barnes, Mary C. Joy, The Union Central Life Insurance Company, a corporation, J. H. Drake, J. H. Drake and Myrva E. Barnes~~, and each of them, have no right, title or interest in or to the use of any waters of said creek.

6. That all of said water hereinbefore awarded to the respective parties hereto shall be measured at the point or points of diversion thereof from the channel of said stream.

Dated August 14, 1920.

H. F. Unsign
District Judge.