

given to MVB by Rob Harris
during settlement conference
4/27/2009

SUNSET HEIGHTS, JACKSON, AND HYDE CREEK RANCH WATER RIGHTS

Parent Right No.	Water Right No.	Name on Water Right	Priority Date	Source	Beneficial Use	Diversion Rate Limitation (cfs)	Volume Limitation (AFA)	Place of Use	Point of Diversion
	75-4173	Cecil and Judith Jackson	July 1, 1932	Unnamed Stream (Eli Creek)	Stockwater	0.02		Jackson Property	Beginning and End of Eli Creek on the Jackson Property
This claim was originally for storage water and stock water, but was disallowed by IDWR. This claim was objected to by the Sunset Heights Water District because it claimed water for storage. Also, the disallowal of the water right was objected to by the Jacksons because at least stock water should have been allowed. At the initial hearing, the parties agreed that an amended recommendation could be issued for stockwater, and this amended recommendation is set forth above.									
	75-4393	Michael Joseph Tyacke	April 1, 1878	Hyde Creek	Irrigation from Storage, Stockwater	2	3 AFA for Irr. From Storage	Hyde Creek Ranch	SWNE, Sec. 5, 20N, 22E SESW, Sec. 32, 21N, 22E
The place of use for this water right is below the Sunset Heights Subdivision. Water is provided through the pond, which then flows down to the Hyde Creek Ranch.									
	75-4394	Althea and George Hyde	April 15, 1931	Pope Ditch	Irrigation	3		Hyde Creek Ranch	NWSW, Sec. 32, 21N, 22E
The place of use for this water right is below the Sunset Heights Subdivision. Water is provided through the pond, which then flows down to the Hyde Creek Ranch.									
	75-4395	Althea and George Hyde	March 15, 1872	Severnile Ck. NE Fork	Irrigation	2		Hyde Creek Ranch	NENE, Sec. 17, 20N, 22E (North Fork of Severnile Creek)
The place of use for this water right is below the Sunset Heights Subdivision. Water is provided through the pond, which then flows down to the Hyde Creek Ranch.									
	75-7032	Sunset Heights Water Dist.	Aug. 29, 1972	Springs	Municipal	0.4		Sunset Heights	NENENE, Sec. 17, 20N, 22E
This is the water right pursuant to which municipal water is supplied to the Sunset Heights Water District. When the license for this right was originally applied for, it was protested by George and Althea Hyde. To resolve the protest, the parties entered into an agreement in 1972 wherein Ralston and Rachel Adams (the former owners of the Jackson property) agreed to deliver water from the South Fork of Seven Mile Creek (Water Right No. 75-14179 and 75-14180) in exchange for the spring water under 75-7032 in an amount up to .4 cfs.									
	75-7177	Sunset Heights Rec. Ass'n	July 8, 1960	Hyde Creek	Diversion to Storage Recreation Storage	0.2	12.4	Sunset Heights Pond	
This is the water right for the pond on the Recreation Association Property.									
	75-14179	Cecil and Judith Jackson	June 6, 1895	South Fork Severnile Ck.	Irrigation and Stockwater	1.19 Total (1.17 Irrigation and .02 stockwater)	None	Jackson Property	NENW, Sec. 20, 20N, 22E (South Fork of Severnile Creek)

This water right was unobjected to. It is the water right that is used for irrigation of the Jackson property (42 acres), and is diverted from the South Fork of Sevenmile Creek.

Sunset Heights
Trade Wind Ranch (South Fork of Sevenmile Creek)
NENW, Sec. 20, 20N, 22E

Sevenmile Creek water across BLM property is Cecil Jackson.

Sunset Heights	NENW, Sec. 20, 20N, 22E (South Fork of Sevenmile Creek)
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It therefore appears that this water right should be disallowed.