

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: A41-07074
Date Received: 7/26/1990
Receipt No: CO18452
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STATE OF IDAHO 208-327-7900
Address: IDAHO WATER RESOURCE BOARD
STATEHOUSE
BOISE, ID 83720

2. Date of Priority: SEP 12, 1984

3. Source: ROCK CREEK, EAST FORK Trib. to: ROCK CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	31E	12		SW	SW		POWER
	32E	18		NW	NW	1	POWER

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
MINIMUM INSTREAM FLOW	01/01	12/31	11.000		

7. Total Quantity Appropriated is:
11.000 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	31E	12		SW	SW	MIF	
	32E	18		NW	NW	MIF	

A41-07074

Page 1

Date: 07/26/90

MICROFILMED
MAR 02 1993

11. Place of use in counties: POWER

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
41-7046

14. Remarks:

UPON THE FUTURE FINDING & ORDER OF THE DIRECTOR THAT GAGING STATIONS ARE REQUIRED TO MAINTAIN THE APPROVED MIN. FLOW ON E. FK. ROCK CR., SUCH DEVICES SHALL BE INSTALLED & MAINTAINED AS SPECIFIED BY THE DEPT. PROOF OF INSTREAM B/U OF THE MIN. STREAM FLOW SHALL BE SUBMITTED IN A MANNER APPROVED BY THE DEPT. WITHIN 5 YRS. AFTER THE PERMIT APPROVAL IS FINALLY EFFECTIVE AS HEREIN PROVIDED. THE PROOF SUBMITTED SHALL INCLUDE AT LEAST 3 YRS. OF FLOW DATA FOR THE WATER COURSE. THE PROPOSED FREQUENCY OF THE DATA ACCUMULATION MUST BE SUBMITTED TO THE DIRECTOR FOR REVIEW & APPROVAL. THE USE OF WATER UNDER THIS PERMIT IS SUBJECT TO ALL PRIOR RTS. PENDING A GENERAL ADJUDICATION OF THE ROCK CR. STREAM SYSTEM, THE USE OF WATER UNDER THIS PERMIT SHALL RECOGNIZE & ALLOW THE CONTINUED BENEFICIAL DIVERSION, BOTH WITHIN & UPSTREAM FROM THE MIN. FLOW REACH, OF WATER FOR IRRIGATION & OTHER PURPOSES UNDER ANY PRIOR EXISTING WATER RT. ESTABLISHED BY DIVERSION & APPLICATION TO A BENEFICIAL USE OR BY AN APPLICATION, PERMIT OR LICENSE ON FILE OR ISSUED BY THE DIRECTOR UNDER THE PROVISIONS OF CHAP. 2, TITLE 42, I.C., WITH A PRIORITY OF WATER RT. DATE EARLIER THAN THE 1/16/80 PRIORITY DATE OF THIS PERMIT. THE DIRECTOR RETAINS JURISDICTION TO REVIEW & AMEND ANY & ALL PARAMETERS OF THIS PERMIT & SUBSEQUENT LICENSE. PRIOR TO UNDERTAKING A REVIEW OF THE WATER RT., THE DIRECTOR SHALL IDENTIFY THE REASONS FOR EXERCISING RETAINED JURISDICTION UNDER THIS CONDITION, & GIVE NOTICE THEREOF TO THE PUBLIC GENERALLY & TO SPECIFIC PERSONS OR PARTIES KNOWN BY THE DIRECTOR TO BE INTERESTED. THE DIRECTOR SHALL THEREAFTER CONDUCT A HEARING FOR THE PURPOSE OF DETERMINING WHETHER THE MIN. STREAM FLOW SHOULD BE MODIFIED OR AMENDED IN THE PUBLIC INTEREST. THE BURDEN OF PROOF AT THE HEARING SHALL BE UPON THE PERSON OR PARTY SEEKING TO ESTABLISH THAT A PARTICULAR PARAMETER OF THE WATER RT. SHOULD BE MODIFIED OR AMENDED TO SATISFY THE PUBLIC INTEREST. REVIEW OF THE WATER RT. UNDER THIS CONDITION MAY NOT OCCUR PRIOR TO 15 YRS. AFTER ISSUANCE OF EITHER THE PERMIT OR THE LICENSE. THE APPLICATION HEREBY APPROVED BY THE DIRECTOR SHALL BE SUBMITTED TO THE IDAHO LEGISLATURE BY THE 5TH DAY OF THE NEXT REGULAR LEGISLATIVE SESSION & THE DIRECTOR'S APPROVAL SHALL NOT BECOME FINALLY EFFECTIVE UNTIL APPROVED BY THE LEGISLATURE PURSUANT TO THE PROCEDURE PROVIDED BY SECTION 42-1503, I.C.

15. Basis of Claim: PERMIT

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 _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am Chairman of
Title
Idaho Water Resource Board, that I have signed the foregoing
Organization
document in the space below as Chairman of
Title
Idaho Water Resource Board and that the statements contained in the
Organization
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent
Chairman Idaho Water Resource Board
Title and Organization

8/3/90
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 3 day
of August 19 90

[Signature]
Notary Public

Seal

Residing at Emmett
My Commission Expires 5/30/92

BEFORE THE WATER RESOURCE BOARD
OF THE STATE OF IDAHO

IN THE MATTER OF THE)
SNAKE RIVER BASIN WATER)
RIGHT ADJUDICATION)

A RESOLUTION TO FILE
ADJUDICATION CLAIMS AND
PAY FILING FEES

WHEREAS, the Snake River Basin Water Right Adjudication has been commenced by order of the Court dated November 19, 1987; and,

WHEREAS, under the provisions of Chapter 15, Title 42, Idaho Code, the Idaho Water Resource Board is the holder of certain instream water rights; and,

WHEREAS, the Idaho Water Resource Board desires to file claims in the Snake River Basin Adjudication for all water right permits held by the Board as provided by Section 42-1421, Idaho Code; and,

WHEREAS, all claims filed with the Director of the Idaho Department of Water Resources as a part of the adjudication must be accompanied by the appropriate filing fee as set out in Section 42-1414, Idaho Code; and,

WHEREAS, by Resolution of June 23, 1989 the Board directed that annual budget requests be made to the Legislature for an appropriation to pay adjudication claim fees for water rights held by the Board and that upon receipt of the necessary funds the Board will file the appropriate adjudication claims; and,

WHEREAS, the Legislature did appropriate \$74,200 to be used by the Board during fiscal year 1991 to pay the first installment of the filing fees for the claims listed below.

NOW, THEREFORE BE IT RESOLVED that the Idaho Water Resource Board, through its Chairman, files the following claims to water rights as part of the Snake River Basin Adjudication and directs the fees for those claims be taken from the money appropriated for that purpose to be paid to the Department of Water Resources.

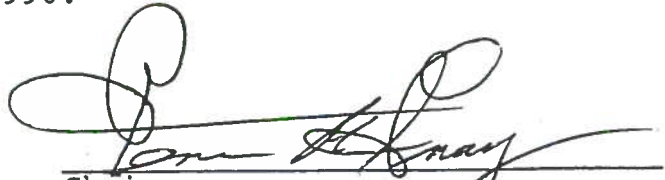
<u>Number</u>	<u>Instream Right</u>
21-07282	Henrys Fork
-36-07820	Blind Canyon Springs
73-07045	Pahsimeroi River
-41-07046	Rock Creek, East Fork
-37-07849	Silver Creek
-37-07919	Big Wood River
-37-07920	Malad River (Big Wood)
22-07370	Bitch Creek
21-07283	Warm River
-41-07074	Rock Creek, East Fork
21-07355	Warm River
65-12733	Payette River, SF & Main
-36-08307	Minnie Miller Springs

MICROFILMED
MAR 02 1993

- 36-08330
- 47-08073
- 36-08337
- 36-08374

Crystal Springs
Shoshone Creek
Box Canyon Springs
Crystal Springs

DATED this 3 day of August, 1990.


Chairman
Idaho Water Resource Board

ATTEST 
Secretary

MICROFILMED
MAR 02 1993

RECEIVED

AUG 05 1999

AJ5809NP

No. R41-07074

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORTDepartment of Water Resources
Southern Region

DATE: 07/28/99

PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STATE OF IDAHO	09/12/1984	MINIMUM STREAM FLOW	01-01 12-31	11.000 CFS	
TOTAL DIVERSION:					11.000 CFS	

Water Source: ROCK CREEK, EAST FORK

Tributary to: ROCK CREEK

Stage: LICENSE

Point(s) of Diversion: T10S R31E S12 SWSW
R32E S18 Lot01(NWNW)POWER County
POWER County

POU County:

Other Rights: 41-7046

Remarks: USE THE PURPOSE OF THIS MINIMUM STREAM FLOW IS TO MAINTAIN TROUT
HABITAT.GEN UPON THE FUTURE FINDING AND ORDER OF THE DIRECTOR THAT GAUGING
STATIONS ARE REQUIRED TO MAINTAIN THE APPROVED MINIMUM FLOW ON
THE EAST FORK OF ROCK CREEK, SUCH DEVICES SHALL BE INSTALLED AND
MAINTAINED AS SPECIFIED BY THE DEPARTMENT.THE DIRECTOR RETAINS JURISDICTION TO REVIEW AND AMEND ANY AND
ALL PARAMETERS OF THE WATER RIGHT. THE DIRECTOR SHALL IDENTIFY
THE REASONS FOR EXERCISING RETAINED JURISDICTION UNDER THIS
CONDITION AND GIVE NOTICE THEREOF TO THE PUBLIC GENERALLY AND TO
SPECIFIC PERSONS OR PARTIES KNOWN BY THE DIRECTOR TO BE
INTERESTED. THE DIRECTOR SHALL THEREAFTER CONDUCT A HEARING FOR
THE PURPOSE OF DETERMINING WHETHER THE MINIMUM STREAM FLOW SHOULD
BE AMENDED IN THE PUBLIC INTEREST. THE BURDEN OF PROOF AT THE
HEARING SHALL BE UPON THE PERSON OR PARTY SEEKING TO ESTABLISH
THAT A PARTICULAR PARAMETER OF THE WATER RIGHT SHOULD BE
MODIFIED OR AMENDED TO SATISFY THE PUBLIC INTEREST. REVIEW OF
THE WATER RIGHT UNDER THIS CONDITION MAY NOT OCCUR PRIOR TO
SEPTEMBER 15, 2010.EXP THIS MINIMUM STREAM FLOW BEGINS IN T10S, R32E, S18, LOT 1
(NWNW) AND ENDS AT THE USGS MEASURING STATION IN T10S, R31E, S12,
SWSW, WHICH IS THE LOCATION OF THE BEGINNING OF THE MINIMUM
STREAM FLOW FOR RIGHT 41-07046.

Dates: Exam Made Date: Verified Date: 07/27/1999 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 41-07074

Priority: September 12, 1984

Minimum Instream Flow:

11.00 CFS

This is to certify, that STATE OF IDAHO
IDAHO WATER RESOURCE BOARD
STATEHOUSE
BOISE ID 83720

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated September 12, 1984;
and has submitted Proof of Beneficial Use on April 28, 1992. A minimum stream
flow in

ROCK CREEK, EAST FORK

tributary to ROCK CREEK

has been established as follows:

BENEFICIAL USE

MINIMUM INSTREAM FLOW

PERIOD OF USE

01/01 to 12/31

RATE

11.00 CFS

LOCATION OF MINIMUM STREAM FLOW REACH:

Beginning of Stream Flow Reach Lot 1(NWNW), Sec. 18, Township 10S, Range 32E
End of Stream Flow Reach SWSW , Sec. 12, Township 10S, Range 31E
POWER County

CONDITIONS OF APPROVAL AND REMARKS

1. The use of water under this right is subject to all prior water rights.
2. Use of water under this right shall be non-consumptive.
3. Pending a general adjudication of the Rock Creek stream system, the use of water under this right shall recognize and allow the continued beneficial diversion, both within and upstream from the minimum flow reach, of water for irrigation and other purposes under any prior existing water right established by diversion and application to a beneficial use or by an application, permit or license on file or issued by the Director under the provisions of Chapter 2, Title 42, Idaho Code, with a priority of water right date earlier than 9/12/1984.
4. Upon the future finding and order of the Director that gauging stations are required to maintain the approved minimum flow on Rock Creek, East Fork, such devices shall be installed and maintained as specified by the Department.

RECORDED

OCT 04 1995

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 41-07074

CONDITIONS OF APPROVAL AND REMARKS

GEP 5.

The Director retains jurisdiction to review and amend any and all parameters of the water right. The Director shall identify the reasons for exercising retained jurisdiction under this condition and give notice thereof to the public generally and to specific persons or parties known by the Director to be interested. The Director shall thereafter conduct a hearing for the purpose of determining whether the minimum stream flow should be amended in the public interest. The burden of proof at the hearing shall be upon the person or party seeking to establish that a particular parameter of the water right should be modified or amended to satisfy the public interest. Review of the water right under this condition may not occur prior to 15 years after issuance of the license.

EPA 6.

This minimum stream flow begins in Lot 1 (NWNW), S18, T10S, R32E, and ends at the USGS measuring station in the SWSW, S12, T10S, R31E, which is the location of the beginning of minimum stream flow Right No. 41-07046.

USE 7.

The purpose of this minimum stream flow is to maintain trout habitat.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 15TH day of SEPTEMBER, 1995.

Acting for

KARL J. DREHER, Director

RECORDED
OCT 04 1995

AJ5853NP
149

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: June 11, 1999
PAGE: 1

RIGHT NUMBER: 41-07074

NAME AND ADDRESS: STATE OF IDAHO
IDAHO WATER RESOURCE BOARD
STATEHOUSE
BOISE ID 83720

SOURCE: ROCK CREEK, EAST FORK TRIBUTARY: ROCK CREEK

QUANTITY: 11.00 CFS

PRIORITY-DATE: 09/12/1984

POINT OF DIVERSION T10S R31E S12 SWSW Within POWER County
R32E S18 LOT 1 (NWNW)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	MINIMUM INSTREAM FLOW	01-01 12-31	11.00 CFS

THE WATER USE(S) FOR THIS RIGHT HAVE NO ANNUAL VOLUME OF CONSUMPTIVE USE.

PLACE OF USE: MINIMUM INSTREAM FLOW Within POWER County
T10S R31E S12 SWSW
R32E S18 LOT 1 (NWNW)

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

UPON THE FUTURE FINDING & ORDER OF THE DIRECTOR THAT GAGING STATIONS ARE REQUIRED TO MAINTAIN THE APPROVED MIN. FLOW ON E. FK. ROCK CR., SUCH DEVICES SHALL BE INSTALLED & MAINTAINED AS SPECIFIED BY THE DEPT. [PROOF OF INSTREAM B/U OF THE MIN. STREAM FLOW SHALL BE SUBMITTED IN A MANNER APPROVED BY THE DEPT. WITHIN 5 YRS. AFTER THE PERMIT APPROVAL IS FINALLY EFFECTIVE AS HEREIN PROVIDED. THE PROOF SUBMITTED SHALL INCLUDE AT LEAST 3 YRS. OF FLOW DATA FOR THE WATER COURSE. THE PROPOSED FREQUENCY OF THE DATA ACCUMULATION MUST BE SUBMITTED TO THE DIRECTOR FOR REVIEW & APPROVAL. THE USE OF WATER UNDER THIS PERMIT IS SUBJECT TO ALL PRIOR RTS.] PENDING A GENERAL ADJUDICATION OF THE ROCK CR. STREAM SYSTEM, THE USE OF WATER UNDER THIS PERMIT SHALL RECOGNIZE & ALLOW THE CONTINUED BENEFICIAL DIVERSION, BOTH WITHIN & UPSTREAM FROM THE MIN. FLOW REACH, OF WATER FOR IRRIGATION & OTHER PURPOSES UNDER ANY PRIOR EXISTING WATER RT. ESTABLISHED BY DIVERSION & APPLICATION TO A BENEFICIAL USE OR BY AN APPLICATION, PERMIT OR LICENSE ON FILE OR ISSUED BY THE DIRECTOR UNDER THE PROVISIONS OF CHAP. 2, TITLE 42, I.C., WITH A PRIORITY OF WATER RT. DATE EARLIER THAN THE 1/16/80 PRIORITY DATE OF THIS PERMIT. THE DIRECTOR RETAINS JURISDICTION TO REVIEW & AMEND ANY & ALL PARAMETERS OF THIS PERMIT & SUBSEQUENT LICENSE. PRIOR TO UNDERTAKING A REVIEW OF THE WATER RT., THE DIRECTOR SHALL IDENTIFY THE REASONS FOR EXERCISING RETAINED JURISDICTION UNDER THIS CONDITION, & GIVE NOTICE THEREOF TO THE PUBLIC GENERALLY &

RE-DO
PER
SUGGESTIONS
ON
REC #
41-7046

41-07074 CONTINUED

TO SPECIFIC PERSONS OR PARTIES KNOWN BY THE DIRECTOR TO BE INTERESTED. THE DIRECTOR SHALL THEREAFTER CONDUCT A HEARING FOR THE PURPOSE OF DETERMINING WHETHER THE MIN. STREAM FLOW SHOULD BE MODIFIED OR AMENDED IN THE PUBLIC INTEREST. THE BURDEN OF PROOF AT THE HEARING SHALL BE UPON THE PERSON OR PARTY SEEKING TO ESTABLISH THAT A PARTICULAR PARAMETER OF THE WATER RT. SHOULD BE MODIFIED OR AMENDED TO SATISFY THE PUBLIC INTEREST. REVIEW OF THE WATER RT. UNDER THIS CONDITION MAY NOT OCCUR PRIOR TO 15 YRS. AFTER ISSUANCE OF EITHER THE PERMIT OR THE LICENSE. [THE APPLICATION HEREBY APPROVED BY THE DIRECTOR SHALL BE SUBMITTED TO THE IDAHO LEGISLATURE BY THE 5TH DAY OF THE NEXT REGULAR LEGISLATIVE SESSION & THE DIRECTOR'S APPROVAL SHALL NOT BECOME FINALLY EFFECTIVE UNTIL APPROVED BY THE LEGISLATURE PURSUANT TO THE PROCEDURE PROVIDED BY SECTION 42-1503, I.C.]

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

AJ5809NP
No. R41-07074

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/11/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STATE OF IDAHO IDAHO WATER RESOURCE BOARD STATEHOUSE BOISE ID 83720 (208) 327-7900	09/12/1984	MINIMUM INSTREAM FLOW	01-01 12-31	11.00 CFS	
					TOTAL DIVERSION:	11.00 CFS

Water Source: ROCK CREEK, EAST FORK

Tributary to: ROCK CREEK

Stage: LICENSE

Point(s) of Diversion: T10S R31E S12 SWSW
R32E S18 Lot01(NWNW)

POWER County
POWER County

Place of use Legal Description for: MINIMUM INSTREAM FLOW

NE								NW								SW								SE																																							
NENE				NWNE				SWNE				SENE				NENW				NWNW				SWNW				SENW				NESW				NWSW				SWSW				SESW				NESE				NWSE				SWSE				SESE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:																		

10S 31E 12 :																																																															
10S 32E 18 :																																																															

POU County: POWER

Other Rights: 41-7046

Conditions of Approval:

- H01 - THE WATER USE(S) FOR THIS RIGHT HAVE NO ANNUAL VOLUME OF
- CONSUMPTIVE USE.

Remarks: GEN UPON THE FUTURE FINDING & ORDER OF THE DIRECTOR THAT GAGING STATIONS ARE REQUIRED TO MAINTAIN THE APPROVED MIN. FLOW ON E. FK. ROCK CR., SUCH DEVICES SHALL BE INSTALLED & MAINTAINED AS SPECIFIED BY THE DEPT. PROOF OF INSTREAM B/U OF THE MIN. STREAM FLOW SHALL BE SUBMITTED IN A MANNER APPROVED BY THE DEPT. WITHIN 5 YRS. AFTER THE PERMIT APPROVAL IS FINALLY EFFECTIVE AS HEREIN PROVIDED. THE PROOF SUBMITTED SHALL INCLUDE AT LEAST 3 YRS. OF FLOW DATA FOR THE WATER COURSE. THE PROPOSED FREQUENCY OF THE DATA ACCUMULATION MUST BE SUBMITTED TO THE DIRECTOR FOR REVIEW & APPROVAL. THE USE OF WATER UNDER THIS PERMIT IS SUBJECT TO ALL PRIOR RTS. PENDING A GENERAL ADJUDICATION OF THE ROCK CR. STREAM SYSTEM, THE USE OF WATER UNDER THIS PERMIT SHALL RECOGNIZE & ALLOW THE CONTINUED BENEFICIAL DIVERSION, BOTH WITHIN & UPSTREAM FROM THE MIN. FLOW REACH, OF WATER FOR IRRIGATION & OTHER PURPOSES UNDER ANY PRIOR EXISTING WATER RT. ESTABLISHED BY DIVERSION & APPLICATION TO A BENEFICIAL USE OR BY AN APPLICATION, PERMIT OR LICENSE ON FILE OR ISSUED BY THE DIRECTOR UNDER THE PROVISIONS OF CHAP. 2, TITLE 42, I.C., WITH A PRIORITY OF WATER RT. DATE EARLIER THAN THE 1/16/80 PRIORITY DATE OF THIS PERMIT. THE DIRECTOR

AJ5809NP
No. R41-07074

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/11/99
PAGE: 2

Remarks: RETAINS JURISDICTION TO REVIEW & AMEND ANY & ALL PARAMETERS OF THIS PERMIT & SUBSEQUENT LICENSE. PRIOR TO UNDERTAKING A REVIEW OF THE WATER RT., THE DIRECTOR SHALL IDENTIFY THE REASONS FOR EXERCISING RETAINED JURISDICTION UNDER THIS CONDITION, & GIVE NOTICE THEREOF TO THE PUBLIC GENERALLY & TO SPECIFIC PERSONS OR PARTIES KNOWN BY THE DIRECTOR TO BE INTERESTED. THE DIRECTOR SHALL THEREAFTER CONDUCT A HEARING FOR THE PURPOSE OF DETERMINING WHETHER THE MIN. STREAM FLOW SHOULD BE MODIFIED OR AMENDED IN THE PUBLIC INTEREST. THE BURDEN OF PROOF AT THE HEARING SHALL BE UPON THE PERSON OR PARTY SEEKING TO ESTABLISH THAT A PARTICULAR PARAMETER OF THE WATER RT. SHOULD BE MODIFIED OR AMENDED TO SATISFY THE PUBLIC INTEREST. REVIEW OF THE WATER RT. UNDER THIS CONDITION MAY NOT OCCUR PRIOR TO 15 YRS. AFTER ISSUANCE OF EITHER THE PERMIT OR THE LICENSE. THE APPLICATION HEREBY APPROVED BY THE DIRECTOR SHALL BE SUBMITTED TO THE IDAHO LEGISLATURE BY THE 5TH DAY OF THE NEXT REGULAR LEGISLATIVE SESSION & THE DIRECTOR'S APPROVAL SHALL NOT BECOME FINALLY EFFECTIVE UNTIL APPROVED BY THE LEGISLATURE PURSUANT TO THE PROCEDURE PROVIDED BY SECTION 42-1503, I.C.

Dates: Exam Made Date: Verified Date: 06/10/1999 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/18/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	STATE OF IDAHO IDAHO WATER RESOURCE BOARD STATEHOUSE BOISE ID 83720 (208) 327-7900	09/12/1984	MINIMUM ~~INST~~ STREAM FLOW	01-01 12-31	11.00 CFS	
TOTAL DIVERSION:					11.00 CFS	

Water Source:	ROCK CREEK, EAST FORK	Tributary to:	ROCK CREEK	Stage:	~~PERMIT~~
Point(s) of Diversion:	T10S R31E S12 R32E S18 Lot01 (NW/4)	SW/4 NW/4		POWER County POWER County	

Place of use legal Description for: MINIMUM INSTREAM FLOW

		NE				NW				SW				SE			
		MENE	MNNE	SMNE	SENE	NENW	NWNW	SNW	SEW	NESW	NWSW	SSW	SESW	NESE	NWE	SWE	SESE
T	R S	lt	Ac	lt	Ac	lt	Ac	lt	Ac	lt	Ac	lt	Ac	lt	Ac	lt	Ac
10S	31E	12	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
10S	32E	18	:	:	:	:	01-M	:	:	:	:	M	:	:	:	:	:

POU County: POWER

Other Rights: 41-7046

Conditions of Approval:

- AD1 - THIS RIGHT IS CONDITIONED UPON COMPLETION OF THE APPROPRIATION IN ACCORDANCE WITH THE STATUTORY PROCEDURE FOR APPROPRIATION OF WATER RIGHTS. THIS RIGHT REMAINS SUBJECT TO ALL CONDITIONS SET FORTH IN THE PERMIT UPON WHICH THIS RIGHT IS BASED, AND WILL BE SUBJECT TO ALL CONDITIONS SET FORTH IN THE LICENSE ISSUED BY IDWR UPON COMPLETION OF THE STATUTORY APPROPRIATION PROCESS.

Remarks:

UPON THE FUTURE FINDING & ORDER OF THE DIRECTOR THAT GAGING STATIONS ARE REQUIRED TO MAINTAIN THE APPROVED MIN. FLOW ON E. FK. ROCK CR., SUCH DEVICES SHALL BE INSTALLED & MAINTAINED AS SPECIFIED BY THE DEPT. PROOF OF INSTREAM B/U OF THE MIN. STREAM FLOW SHALL BE SUBMITTED IN A MANNER APPROVED BY THE DEPT. WITHIN 5 YRS. AFTER THE PERMIT APPROVAL IS FINALLY EFFECTIVE AS HEREIN PROVIDED. THE PROOF SUBMITTED SHALL INCLUDE AT LEAST 3 YRS. OF FLOW DATA FOR THE WATER COURSE. THE PROPOSED FREQUENCY OF THE DATA ACCUMULATION MUST BE SUBMITTED TO THE DIRECTOR FOR REVIEW & APPROVAL. THE USE OF WATER UNDER THIS PERMIT IS SUBJECT TO ALL PRIOR RTS. PENDING A GENERAL ADJUDICATION OF THE ROCK CR. STREAM SYSTEM, THE USE OF WATER UNDER THIS PERMIT SHALL RECOGNIZE & ALLOW THE CONTINUED BENEFICIAL DIVERSION, BOTH WITHIN & UPSTREAM FROM THE MIN. FLOW REACH, OF WATER FOR IRRIGATION & OTHER PURPOSES UNDER ANY PRIOR EXISTING WATER RT. ESTABLISHED BY DIVERSION & APPLICATION TO A BENEFICIAL

1910

6-10-99

Remarks:

USE OR BY AN APPLICATION, PERMIT OR LICENSE ON FILE OR ISSUED BY THE DIRECTOR UNDER THE PROVISIONS OF CHAP. 2, TITLE 42, I.C., WITH A PRIORITY OF WATER RT. DATE EARLIER THAN THE 1/16/80 PRIORITY DATE OF THIS PERMIT. THE DIRECTOR RETAINS JURISDICTION TO REVIEW & AMEND ANY & ALL PARAMETERS OF THIS PERMIT & SUBSEQUENT LICENSE. PRIOR TO UNDERTAKING A REVIEW OF THE WATER RT., THE DIRECTOR SHALL IDENTIFY THE REASONS FOR EXERCISING RETAINED JURISDICTION UNDER THIS CONDITION, & GIVE NOTICE THEREOF TO THE PUBLIC GENERALLY & TO SPECIFIC PERSONS OR PARTIES KNOWN BY THE DIRECTOR TO BE INTERESTED. THE DIRECTOR SHALL THEREAFTER CONDUCT A HEARING FOR THE PURPOSE OF DETERMINING WHETHER THE MIN. STREAM FLOW SHOULD BE MODIFIED OR AMENDED IN THE PUBLIC INTEREST. THE BURDEN OF PROOF AT THE HEARING SHALL BE UPON THE PERSON OR PARTY SEEKING TO ESTABLISH THAT A PARTICULAR PARAMETER OF THE WATER RT. SHOULD BE MODIFIED OR AMENDED TO SATISFY THE PUBLIC INTEREST. REVIEW OF THE WATER RT. UNDER THIS CONDITION MAY NOT OCCUR PRIOR TO 15 YRS. AFTER ISSUANCE OF EITHER THE PERMIT OR THE LICENSE. THE APPLICATION HEREBY APPROVED BY THE DIRECTOR SHALL BE SUBMITTED TO THE IDAHO LEGISLATURE BY THE 5TH DAY OF THE NEXT REGULAR LEGISLATIVE SESSION & THE DIRECTOR'S APPROVAL SHALL NOT BECOME FINALLY EFFECTIVE UNTIL APPROVED BY THE LEGISLATURE PURSUANT TO THE PROCEDURE PROVIDED BY SECTION 42-1503, I.C.

Dates:

Exam Made Date: Verified Date: 07/18/1995

Misc:

Water District Number: Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. R41-07074

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/18/95
PAGE: 3

Comments: Date: 07/18/1995 User-ID: SCELLELAN Subject: COPIED FROM REMARKS

UPON THE FUTURE FINDING & ORDER OF THE DIRECTOR THAT
GAGING STATIONS ARE REQUIRED TO MAINTAIN THE APPROVED MIN.
FLOW ON E. FK. ROCK CR., SUCH DEVICES SHALL BE INSTALLED &
MAINTAINED AS SPECIFIED BY THE DEPT. PROOF OF INSTREAM B/U
OF THE MIN. STREAM FLOW SHALL BE SUBMITTED IN A MANNER
APPROVED BY THE DEPT. WITHIN 5 YRS. AFTER THE PERMIT
APPROVAL IS FINALLY EFFECTIVE AS HEREIN PROVIDED. THE PROOF

AJ0749NP
No. R41-07074

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/18/95
PAGE: 4

Comments: Date: 07/18/1995 User-ID: SCIELLAN Subject: COPIED FROM REMARKS

SUBMITTED SHALL INCLUDE AT LEAST 3 YRS. OF FLOW DATA FOR THE
WATER COURSE. THE PROPOSED FREQUENCY OF THE DATA
ACCUMULATION MUST BE SUBMITTED TO THE DIRECTOR FOR REVIEW &
APPROVAL. THE USE OF WATER UNDER THIS PERMIT IS SUBJECT TO
ALL PRIOR RTS. PENDING A GENERAL ADJUDICATION OF THE ROCK
CR. STREAM SYSTEM, THE USE OF WATER UNDER THIS PERMIT SHALL
RECOGNIZE & ALLOW THE CONTINUED BENEFICIAL DIVERSION, BOTH

AJ0749NP
No. R41-07074

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/18/95
PAGE: 5

Comments:

Date: 07/18/1995 User-ID: SCELLELAN Subject: COPIED FROM REMARKS
WITHIN & UPSTREAM FROM THE MIN. FLOW REACH, OF WATER FOR
IRRIGATION & OTHER PURPOSES UNDER ANY PRIOR EXISTING WATER
RT. ESTABLISHED BY DIVERSION & APPLICATION TO A BENEFICIAL
USE OR BY AN APPLICATION, PERMIT OR LICENSE ON FILE OR
ISSUED BY THE DIRECTOR UNDER THE PROVISIONS OF CHAP. 2,
TITLE 42, I.C., WITH A PRIORITY OF WATER RT. DATE EARLIER
THAN THE 1/16/80 PRIORITY DATE OF THIS PERMIT. THE DIRECTOR

Comments: Date: 07/18/1995 User-ID: SCLELLAN Subject: COPIED FROM REMARKS

RETAINS JURISDICTION TO REVIEW & AMEND ANY & ALL PARAMETERS
OF THIS PERMIT & SUBSEQUENT LICENSE. PRIOR TO UNDERTAKING A
REVIEW OF THE WATER RT., THE DIRECTOR SHALL IDENTIFY THE
REASONS FOR EXERCISING RETAINED JURISDICTION UNDER THIS
CONDITION, & GIVE NOTICE THEREOF TO THE PUBLIC GENERALLY &
TO SPECIFIC PERSONS OR PARTIES KNOWN BY THE DIRECTOR TO BE
INTERESTED. THE DIRECTOR SHALL THEREAFTER CONDUCT A HEARING

AJ0749NP
No. R41-07074

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/18/95
PAGE: 7

Comments: Date: 07/18/1995 User-ID: SCLLELAN Subject: COPIED FROM REMARKS

FOR THE PURPOSE OF DETERMINING WHETHER THE MIN. STREAM FLOW
SHOULD BE MODIFIED OR AMENDED IN THE PUBLIC INTEREST. THE
BURDEN OF PROOF AT THE HEARING SHALL BE UPON THE PERSON OR
PARTY SEEKING TO ESTABLISH THAT A PARTICULAR PARAMETER OF
THE WATER RT. SHOULD BE MODIFIED OR AMENDED TO SATISFY THE
PUBLIC INTEREST. REVIEW OF THE WATER RT. UNDER THIS
CONDITION MAY NOT OCCUR PRIOR TO 15 YRS. AFTER ISSUANCE OF

AJ0749NP
No. R41-07074

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 07/18/95
PAGE: 8

Comments: Date: 07/18/1995 User-ID: SCLELLAN Subject: COPIED FROM REMARKS

EITHER THE PERMIT OR THE LICENSE. THE APPLICATION HEREBY
APPROVED BY THE DIRECTOR SHALL BE SUBMITTED TO THE IDAHO
LEGISLATURE BY THE 5TH DAY OF THE NEXT REGULAR LEGISLATIVE
SESSION & THE DIRECTOR'S APPROVAL SHALL NOT BECOME FINALLY
EFFECTIVE UNTIL APPROVED BY THE LEGISLATURE PURSUANT TO THE
PROCEDURE PROVIDED BY SECTION 42-1503, I.C.

Date: 07/18/1995 User-ID: SCLELLAN Subject: RECOMMENDATION - A01 PERMIT
RECOMMENDATION - A01 PERMIT

Audit: 07/18/95 SCLELLAN

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y			Forfeit				See 7-18-95
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE	-							
PURPOSES								
PERIOD OF USE								
BASIS OF CLAIM				Y				
REMARKS	Y			A41				Y

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 NAPP PHOTOS = 4
 FIELD EXAM = 5
 OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

A41
 No CUR Review
 See 7-18-95

Water Right Number - A41-07074

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***
STATE OF IDAHO1 - IDAHO WATER RESOURCE BOARD
2 - STATEHOUSE
3 -

State- ID Zip- 83720

City- BOISE
Phone - 208-327-7900*** K - ALSO KNOWN AS ***
WATER1 -
2 -
3 -
City- X
Phone - 208-000-0000
State- ID Zip- 0+ - - Priority Date - - +
09/12/1984+ - - - - Region - - - +
17 SOUTHERN+ - - - - Stage - - - +
P - PERMIT

+ - - - - Status - - - +

+ - - - - Source - - - - - +
ROCK CREEK, EAST FORK+ - - - - Tributary - - - - - +
ROCK CREEK+ - - - - Point of Diversion - - - - - +
Stream Index (Blank if no Index Code)Twn Rng Sec Tract Lot RFlg County
10S 31E 12 SW SW (77) POWER
10S 32E 18 NW NW 1 (77) POWER+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

34 - MINIMUM INSTREAM FLOW

01/01 12/31

11.000

+ - Total Div. Rate - + - Total Div. Volume - + - Total Div. Capacity - + - Total Consumptive Use - + - KW Usage - +
11.000+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
10S 31E 12 SW SW 34 MINIMUM INSTREAM FLOW (77) POWER
10S 32E 18 NW NW 1 34 MINIMUM INSTREAM FLOW (77) POWER

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 41-7046

+ - - - - Remarks - - - - - +
UPON THE FUTURE FINDING & ORDER OF THE DIRECTOR THAT
GAGING STATIONS ARE REQUIRED TO MAINTAIN THE APPROVED MIN.
FLOW ON E. FK. ROCK CR., SUCH DEVICES SHALL BE INSTALLED &
MAINTAINED AS SPECIFIED BY THE DEPT. PROOF OF INSTREAM B/U
OF THE MIN. STREAM FLOW SHALL BE SUBMITTED IN A MANNER

Water right number - A41-07074

Prefix Translation: ADJUDICATION CLAIM

Remarks

APPROVED BY THE DEPT. WITHIN 5 YRS. AFTER THE PERMIT APPROVAL IS FINALLY EFFECTIVE AS HEREIN PROVIDED. THE PROOF SUBMITTED SHALL INCLUDE AT LEAST 3 YRS. OF FLOW DATA FOR THE WATER COURSE. THE PROPOSED FREQUENCY OF THE DATA ACCUMULATION MUST BE SUBMITTED TO THE DIRECTOR FOR REVIEW & APPROVAL. THE USE OF WATER UNDER THIS PERMIT IS SUBJECT TO ALL PRIOR RTS. PENDING A GENERAL ADJUDICATION OF THE ROCK CR. STREAM SYSTEM, THE USE OF WATER UNDER THIS PERMIT SHALL RECOGNIZE & ALLOW THE CONTINUED BENEFICIAL DIVERSION, BOTH WITHIN & UPSTREAM FROM THE MIN. FLOW REACH, OF WATER FOR IRRIGATION & OTHER PURPOSES UNDER ANY PRIOR EXISTING WATER RT. ESTABLISHED BY DIVERSION & APPLICATION TO A BENEFICIAL USE OR BY AN APPLICATION, PERMIT OR LICENSE ON FILE OR ISSUED BY THE DIRECTOR UNDER THE PROVISIONS OF CHAP. 2, TITLE 42, I.C., WITH A PRIORITY OF WATER RT. DATE EARLIER THAN THE 1/16/80 PRIORITY DATE OF THIS PERMIT. THE DIRECTOR RETAINS JURISDICTION TO REVIEW & AMEND ANY & ALL PARAMETERS OF THIS PERMIT & SUBSEQUENT LICENSE. PRIOR TO UNDERTAKING A REVIEW OF THE WATER RT., THE DIRECTOR SHALL IDENTIFY THE REASONS FOR EXERCISING RETAINED JURISDICTION UNDER THIS CONDITION, & GIVE NOTICE THEREOF TO THE PUBLIC GENERALLY & TO SPECIFIC PERSONS OR PARTIES KNOWN BY THE DIRECTOR TO BE INTERESTED. THE DIRECTOR SHALL THEREAFTER CONDUCT A HEARING FOR THE PURPOSE OF DETERMINING WHETHER THE MIN. STREAM FLOW SHOULD BE MODIFIED OR AMENDED IN THE PUBLIC INTEREST. THE BURDEN OF PROOF AT THE HEARING SHALL BE UPON THE PERSON OR PARTY SEEKING TO ESTABLISH THAT A PARTICULAR PARAMETER OF THE WATER RT. SHOULD BE MODIFIED OR AMENDED TO SATISFY THE PUBLIC INTEREST. REVIEW OF THE WATER RT. UNDER THIS CONDITION MAY NOT OCCUR PRIOR TO 15 YRS. AFTER ISSUANCE OF EITHER THE PERMIT OR THE LICENSE. THE APPLICATION HEREBY APPROVED BY THE DIRECTOR SHALL BE SUBMITTED TO THE IDAHO LEGISLATURE BY THE 5TH DAY OF THE NEXT REGULAR LEGISLATIVE SESSION & THE DIRECTOR'S APPROVAL SHALL NOT BECOME FINALLY EFFECTIVE UNTIL APPROVED BY THE LEGISLATURE PURSUANT TO THE PROCEDURE PROVIDED BY SECTION 42-1503, I.C.

Old Water Right Numbers
No Old Water Right Numbers found.

Conditions of Approval
027 - Use of water under this permit shall be non-consumptive.
016 - See remarks for additional conditions of approval.

Decree Plaintiff
Decree Defendant
Decree Date

Audit Fields - 09/27/90 SHAFF

00/00/0000

Prefix Translation: ADJUDICATION CLAIM

Comments

No Comments Found

Count Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 09/27/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- C018452	Federal/State Indicator	- S
Claims Tape Error Flag	-	POU Ownership Flag	- N	Presumption Flag	-
Fee Exempt Flag	-	Name Connector	- OR		

LAST: STATE OF IDAHO
ADDRESS: IDAHO WATER RESOURCE BOARD
STATEHOUSE
CITY: BOISE
PHONE NUMBER: 208-327-7900
STATE: ID ZIP: 83720
OWNER CODE: C

LAST: WATER
ADDRESS:
CITY: X
PHONE NUMBER: 208-000-0000
STATE: ID ZIP: 0

OWNER CODE: K

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
DATABASE Y
FIELD EXAMINER

CLAIM REMARKS: UPON THE FUTURE FINDING & ORDER OF THE DIRECTOR THAT GAGING STATIONS ARE REQUIRED TO MAINTAIN THE APPROVED MIN. FLOW ON E. FK. ROCK CR., SUCH DEVICES SHALL BE INSTALLED & MAINTAINED AS SPECIFIED BY THE DEPT. PROOF OF INSTREAM B/U OF THE MIN. STREAM FLOW SHALL BE SUBMITTED IN A MANNER APPROVED BY THE DEPT. WITHIN 5 YRS. AFTER THE PERMIT APPROVAL IS FINALLY EFFECTIVE AS HEREIN PROVIDED. THE PROOF SUBMITTED SHALL INCLUDE AT LEAST 3 YRS. OF FLOW DATA FOR THE WATER COURSE. THE PROPOSED FREQUENCY OF THE DATA ACCUMULATION MUST BE SUBMITTED TO THE DIRECTOR FOR REVIEW & APPROVAL. THE USE OF WATER UNDER THIS PERMIT IS SUBJECT TO ALL PRIOR RTS. PENDING A GENERAL ADJUDICATION OF THE ROCK CR. STREAM SYSTEM, THE USE OF WATER UNDER THIS PERMIT SHALL RECOGNIZE & ALLOW THE CONTINUED BENEFICIAL DIVERSION, BOTH WITHIN & UPSTREAM FROM THE MIN. FLOW REACH, OF WATER FOR IRRIGATION & OTHER PURPOSES UNDER ANY PRIOR EXISTING WATER RT. ESTABLISHED BY DIVERSION & APPLICATION TO A BENEFICIAL USE OR BY AN APPLICATION, PERMIT OR LICENSE ON FILE OR ISSUED BY THE DIRECTOR UNDER THE PROVISIONS OF CHAP. 2, TITLE 42, I.C., WITH A PRIORITY OF WATER RT. DATE EARLIER THAN THE 1/16/80 PRIORITY DATE OF THIS PERMIT. THE DIRECTOR RETAINS JURISDICTION TO REVIEW & AMEND ANY & ALL PARAMETERS OF THIS PERMIT & SUBSEQUENT LICENSE. PRIOR TO UNDERTAKING A REVIEW OF THE WATER RT., THE DIRECTOR SHALL IDENTIFY THE REASONS FOR EXERCISING RETAINED JURISDICTION UNDER THIS CONDITION, & GIVE NOTICE THEREOF TO THE PUBLIC GENERALLY & TO SPECIFIC PERSONS OR PARTIES KNOWN BY THE DIRECTOR TO BE

FOR THE PURPOSE OF DETERMINING WHETHER THE MIN. STREAM FLOW SHOULD BE MODIFIED OR AMENDED IN THE PUBLIC INTEREST. THE BURDEN OF PROOF AT THE HEARING SHALL BE UPON THE PERSON OR PARTY SEEKING TO ESTABLISH THAT A PARTICULAR PARAMETER OF THE WATER RT. SHOULD BE MODIFIED OR AMENDED TO SATISFY THE PUBLIC INTEREST. REVIEW OF THE WATER RT. UNDER THIS CONDITION MAY NOT OCCUR PRIOR TO 15 YRS. AFTER ISSUANCE OF EITHER THE PERMIT OR THE LICENSE. THE APPLICATION HEREBY APPROVED BY THE DIRECTOR SHALL BE SUBMITTED TO THE IDAHO LEGISLATURE BY THE 5TH DAY OF THE NEXT REGULAR LEGISLATIVE SESSION & THE DIRECTOR'S APPROVAL SHALL NOT BECOME FINALLY EFFECTIVE UNTIL APPROVED BY THE LEGISLATURE PURSUANT TO THE PROCEDURE PROVIDED BY SECTION 42-1503, I.C.

FIELD EXAMINATION INFORMATION

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

A. AJ CLAIM: # A41-07074

PRIORITY DATE: 09-12-1984

STAGE: P

B. WR RECORD: # 41-07074

PRIORITY DATE: 09-12-1984

STAGE: P

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

N

FIELD EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN.

REMARKS:

RECOMMENDED PRIORITY DATE:
09-12-1984

REVIEWED BY

DATE

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A41-07074	10S	31E	12		SW	SW		POWER
A41-07074	10S	32E	18		NW	NW	1	POWER

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT

NONE

SOURCE: ROCK CREEK, EAST FORK

TRIB: ROCK CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
41-07074	10S	31E	12		SW	SW		POWER
41-07074	10S	32E	18		NW	NW	1	POWER

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

NONE

NONE

SOURCE: ROCK CREEK, EAST FORK

TRIB: ROCK CREEK

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY?	(Y/N)	DATABASE	FIELD EXAMINER
DUE TO SOURCE DISCREPANCY?	(Y/N)	Y	_____
		N	_____

REMARKS:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
TWP. RGE. SEC. 1/4 1/4 1/4 LOT COUNTY

SOURCE: ROCK CREEK, EAST FORK TRIB: ROCK CREEK

REVIEWED BY: _____ DATE: _____

A. ROOT WATER RIGHT NUMBERS: A41-07074

B. POU LISTING

TWP RNG SEC 1/4 1/4 LOT NAME

AJ #/ACRES MR #/ACRES LANDSAT DATA FIELD EXAM. RECOMM. ACRES

TOS 31E 12 SW SW STATE OF IDAHO A41-07074 / 41-07074 / 31.0

TOS 32E 18 NW NW 1 STATE OF IDAHO A41-07074 / 41-07074 /

TOTAL ACRES A41-07074 31.00

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y () N ()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE Y FIELD EXAMINER

PRESUMPTION FLAG:

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES: _____

REVIEWED BY: _____ DATE: _____

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A41-07074 MINIMUM INSTREAM FLOW	FROM 01-01 TO 12-31	11,000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		11,000 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
41-07074 MINIMUM INSTREAM FLOW	FROM 01-01 TO 12-31	11,000 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		11,000 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	N

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?
RECOMMEND TO WR STANDARDS OR OTHER?

Y() N()
Y() N() Explain in remarks, below.

REMARKS:

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y() N()

AJ TOTAL CLAIMED DIVERSION RATE: 11.000 CFS
 WR ROOT RIGHT TOTAL DIVERSION RATE: 11.000 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
 ** If an amount smaller than the original diversion rate is **
 ** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) Y FIELD DATABASE EXAMINER

B. FLOW MEASUREMENT

MEASUREMENT METHOD , SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y() N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: 41-7046

NO CLAIMS FOUND WITH SAME POU AND IRRIGATION USAGE

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from p/u review)

1b. CALCULATIONS

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
MINIMUM INSTREAM FLOW	01-01 12-31	DATABASE EXAMINER 11.000	DATABASE EXAMINER	DATABASE EXAMINER 0.0
TOTAL FOR THIS RIGHT		11.000		0.0

REVIEWED BY: _____

DATE: _____

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP	ACCEPTED	NEEDS
FORFEIT/ABANDON	AS CLAIMED	REVIEW
ADDITIONAL DIV. AMOUNT	()	()
	()	()
	()	()
	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 41-07074
DATABASE 11.000
EXAMINER
TOTAL DIVERSION RATE OF WR SPLITS CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A41-07074	11.000	-		41-07074	11.000
TOTAL CFS		11.000				11.000

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
If NO, is the written review sheet attached? (Y/N)

DATABASE Y
FIELD EXAMINER

REMARKS:

AUTHENTICATION:
SIGNATURE: _____ DATE: _____
NAME OF FIELD EXAMINER: _____ TITLE: _____

Water Right Number - 41-07074

Prefix Translation:

WATER RIGHT

Old (D) Number -

*** C - CURRENT OWNER ***
STATE OF IDAHO

1 - IDAHO WATER RESOURCE BOARD
2 - STATEHOUSE
3 -
City - BOISE
State- ID Zip- 83720
Phone -

Priority Date - 09/12/1984

Region - 17 SOUTHERN

Stage - P - PERMIT

Status -

Source - ROCK CREEK, EAST FORK

Tributary - ROCK CREEK

Point of Diversion - Stream Index (Blank if no Index Code)

Twn Rng Sec Tract Lot Rflg County
10S 31E 12 SW SW (77) POWER
10S 32E 18 NW NW (77) POWER

Code Description Period From Period To Water Use Diversion Rate Diversion Volume

34 - MINIMUM INSTREAM FLOW

01/01

12/31

11.000

Total Div. Rate - 11.000

Total Div. Volume -

Total Div. Capacity -

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
10S	31E	12	SW SW			34	MINIMUM INSTREAM FLOW	(77) POWER
10S	32E	18	NW NW	1		34	MINIMUM INSTREAM FLOW	(77) POWER

Diversion Means -

Non-Irrigation Use -

Other Rights for Same Use - 41-7046

Remarks -

UPON THE FUTURE FINDING & ORDER OF THE DIRECTOR THAT GAGING STATIONS ARE REQUIRED TO MAINTAIN THE APPROVED MIN. FLOW ON E. FK. ROCK CR., SUCH DEVICES SHALL BE INSTALLED & MAINTAINED AS SPECIFIED BY THE DEPT. PROOF OF INSTREAM B/U OF THE MIN. STREAM FLOW SHALL BE SUBMITTED IN A MANNER APPROVED BY THE DEPT. WITHIN 5 YRS. AFTER THE PERMIT APPROVAL IS FINALLY EFFECTIVE AS HEREIN PROVIDED. THE PROOF SUBMITTED SHALL INCLUDE AT LEAST 3 YRS. OF FLOW DATA FOR THE WATER COURSE. THE PROPOSED FREQUENCY OF THE DATA ACCUMULATION MUST BE SUBMITTED TO THE DIRECTOR FOR REVIEW & APPROVAL. THE USE OF WATER UNDER THIS PERMIT IS SUBJECT TO

WATER RIGHT

- - Old Water Right Numbers - -
 No Old Water Right Numbers found.

Decree Date:
00/00/0000

- - -Comments- -
No Comments Found

Water Rights Dates and Flags Area

Proof Due Date	- 02/01/1993	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 04/09/1987	Protested Date	- 00/00/0000	Swan Falls	- 1
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P

Water right number - 41-07D74

Prefix Translation: WATER RIGHT

+ - - - - - Water Rights Dates and Flags Area - - - - - +
Exam to S.O. Date - 00/00/0000 Verified Date - 00/00/0000 DLE/Carey Act -
Order Show Cause - 00/00/0000 Receipt Number - 00/00/0000 Water District -
Licensed Date - 00/00/0000 Appl Received - 00/00/0000 Transfer/Amended -
Decree Date - 00/00/0000 Presumption Flag -