

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: **A41-00003**
Date Received: 3/13/1990
Receipt No: M006219
Received By: See

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

1. Name: FAROLD J NELSON 208-548-2261
Address: PO BOX 177
AMERICAN FALLS ID 83271

Name: LELA NELSON 208-548-2261
Address: PO BOX 177
AMERICAN FALLS ID 83271
2. Date of Priority: MAY 14, 1880
3. Source: ROCK CREEK, SOUTH FORK Trib. to: ROCK CREEK
LANDING CREEK ROCK CREEK, SOUTH FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11S	31E	4	NW	SW	SW		POWER
		22	SW	SE	NW		POWER
5. Description of diverting works:
HEADGATE OF MOSS/TAYSON DITCH TO FLOOD IRRIGATION
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	06/30	1.700		
IRRIGATION	09/01	11/15	1.700		
IRRIGATION	03/15	11/15	0.300		
7. Total Quantity Appropriated is:
2.000 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 300.0 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	31E	4	NE	NW		IRR	36.0
			NW	NW		IRR	6.0
			SW	NW		IRR	20.0
			SE	NW		IRR	38.0

Section Acres 100.0

Total Acres 100.0

11. Place of use in counties: POWER

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

13. Other Water Rights Used:
NONE

14. Remarks:

RT. IS FOR 1.7 CFS FROM SOUTH FORK & 0.3 CFS FROM LANDING CR.
AC. IRRIG. = 100.

ALSO SEE TAYSOM ET AL VS UDY ET AL DECREE, 11-6-1947.

THE SUPPORTING DOCUMENT IS NOT A DECREE BUT IS MERELY AN
ARBITRATOR'S FINDINGS AND CONCLUSIONS. THE ONLY PARTY
LISTED IN PLEADINGS IS H. P. HOUTZ.

ALSO SEE CLAIM A41-00004B FOR AN ADDITIONAL 0.30 CFS.

SEE ATTACHED COURT ORDER CASE # 7307 FOR 0.30 CFS CLAIMANT CLAIMS
AS A FULL SEASON WATER RIGHT.

|
ADDED LELA NELSON VIA WARRANTY DEED AS OWNER. 10/20/99 SCC.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

HOUTZ

Decree Plaintiff

ET AL.

vs

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

**STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES**

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: 41-00003
Adjudication Claim No(s).: AT5853 NP

2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant Farald J Nelson
Box 177
Rockland, T.D. 83271

4. New Owner/Claimant(s) Lela Nelson - 740 Ranches
Name Connector (Check one): [] and, [] or, [☒] and/or
New Mailing Address Box 177, Rockland
City, State and ZIP Code Rockland, T.D. 83271
New Telephone Number (208) 548-2261

5. Date you acquired the property _____

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

 Number of acres you irrigate 100 Number and type of stock Livestock
 Diversion rate in CFS 200 CFS Number of homes 1 Other uses _____
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) Lela Nelson Gene Nelson
 (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..
10/20/99 SCC - Added LELA NELSON to ownership per W-DEED.

WARRANTY DEED

For Value Received
Taysom, deceased

LUELLA TAYSON, personally and as surviving spouse of Arthur

the grantor . does hereby grant, bargain, sell and convey unto FAROLD JOSEPH NELSON and
LELA NELSON, husband and wife

whose current address is Rockland, Idaho 83271

the grantee & the following described premises, in Power County Idaho, to wit:

Lots Two (2), Three (3), and Four (4), South one-half of the North one-half (S $\frac{1}{2}$ N $\frac{1}{2}$) and the West one-half of the SouthEast Quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$), Section 4, Township 11 South, Range 31 E.B.M.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee s, that s he is the owner in fee simple of said premises; that they are free from all incumbrances except any and all easements, encumbrances, restrictions of record

and that s he will warrant and defend the same from all lawful claims whatever.

Dated: November 24, 1981

STATE OF IDAHO, COUNTY OF Power

On this 24th day of November, 1981,
before me, a notary public in and for said State, personally
appeared LUELLA TAYSON.

known to me as the person whose name is
subscribed to the within instrument, and acknowledged to
me that s he is the same.

Notary Public
Reading at
Comm. Expires

NOTARY PUBLIC

American F.A. & L.
By commission is for Loe

Instrument No. 125285
State of Idaho
County Power } 88

I hereby certify that this
instrument is filed for
record at the request of
LueLLa Taysom
Filed at 4:45
on Nov. 24 1981 and
recorded in Instrument
No. 125285 in Power
Idaho

Major H. L. Recorder

By [Signature]

Recorded in the American Union Title Co.

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

RECEIVED

APR 10 1990

Ident. Number: A41-00003
Date Received: 3/07/1990
Receipt No: M006219
Received By: A. W. H.

Department of Water Resources NOTICE OF CLAIM TO A WATER RIGHT
Southern Region Office ACQUIRED UNDER STATE LAW

1. Name: FAROLD J. NELSON 208-548-2261
Address: BOX 177
AMERICAN FALLS, ID 83271
2. Date of Priority: MAY 14, 1880
3. Source: ROCK CREEK, SOUTH FORK Trib. to: ROCK CREEK
LANDING CREEK ROCK CREEK, SOUTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
11S	31E	4	NW	SW	SW		POWER
		22	SW	SE	NW		POWER

5. Description of diverting works:
HEADGATE OF MOSS/TAYSON DITCH TO FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	06/30	1.700		
IRRIGATION	09/01	11/15	1.700		
IRRIGATION	03/15	11/15	0.300		

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

A.F.A.

8. Total consumptive use is 300.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A41-00003

Page 1

Date: 03/13/90

MICROFILMED

MAR 01 1993

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	31E	4	NE	NW		IRR	36.0
			NW	NW		IRR	6.0
			SW	NW		IRR	20.0
			SE	NW		IRR	38.0
						Section Acres	100.0
						Total Acres	100.0

11. Place of use in counties: POWER

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

13. Other Water Rights Used:
NONE

14. Remarks:

RT. IS FOR 1.7 CFS FROM SOUTH FORK & 0.3 CFS FROM LANDING CR.
AC. IRRIG. = 100.
ALSO SEE TAYSOM ET AL VS UDY ET AL DECREE, 11-6-1947.
THE SUPPORTING DOCUMENT IS NOT A DECREE BUT IS MERELY AN
ARBITRATOR'S FINDINGS AND CONCLUSIONS. THE ONLY PARTY
LISTED IN PLEADINGS IS H. P. HOUTZ.
ALSO SEE CLAIM A41-00004B FOR AN ADDITIONAL 0.30 CFS.
SEE ATTACHED COURT ORDER CASE # 7307 FOR 0.30 CFS CLAIMANT CLAIMS
AS A FULL SEASON WATER RIGHT.

15. Basis of Claim: DECREED

Case Number:
Court :
Decree date:

HOUTZ

Decree Plaintiff

VS

ET AL.

Decree Defendant

MICROFILMED
MAR 01 1993

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: 4 pages

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): [Signature] Date: 3/13/90
Date: _____

State of Idaho)
County of Power) SS.

Subscribed and sworn (or affirmed) before me this 13th day
of March 19 90
Notary Public [Signature]

Seal

Residing at Anna Baumhoff, Notary Public
Residing at Boise, Idaho
My Commission Expires December 7, 1994

Case No. 7307
Instrument No. 11
Filed July 25 19 89
Marjorie L. Glascock
Clerk
by Kristina Day
Deputy

JIM JONES
Attorney General

PHILLIP J. RASSIER
JOHN W. HOMAN
Deputy Attorneys General
Department of Water Resources
Statehouse
Boise, Idaho 83720
Telephone: (208) 327-7920

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF POWER

FAROLD J. NELSON,
Plaintiff,

vs.

JAMES ROBINSON, Watermaster of
Water District No. 41,
Defendant.

CASE NO. 7307
STIPULATION AND
ORDER OF DISMISSAL

COME NOW, the Plaintiff, Farold J. Nelson, by and through his attorney, Ben Cavaness, and the Defendant James Robinson, Watermaster, by and through his attorney, John W. Homan, Deputy Attorney General, Idaho Department of Water Resources, and stipulate and agree as follows:

1. The Plaintiff agrees to file a claim, after December 19, 1989, in the Snake River Basin adjudication to adjudicate

the legal extent of the water right at issue in this case.

2. The Idaho Department of Water Resources agrees to instruct the Defendant to deliver the Plaintiff's decreed water right as a full season right until final determination of the claim representing the water right in the Snake River Basin Adjudication, or until entry of the court's order of interim administration of water rights pursuant to Idaho Code § 42-1417.

3. The Idaho Department of Water Resources agrees not to commence any action, on its behalf, or on the behalf of the Watermaster, other than the pending Snake River Basin Adjudication, that could result in a legal determination that Plaintiff's decreed water right is less than a full season water right.

4. This stipulation shall not be construed as an admission of fact or law by either party. The parties expressly agree that this stipulation shall not constitute a waiver of any legal or factual claim or defense that either party may present in the Snake River Basin Adjudication, nor shall either party be estopped from advancing any legal theory or defense as a result of entering into this stipulation.

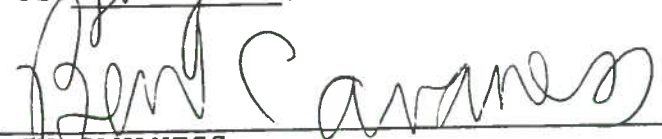
5. The Parties hereto, by and through their respective counsel, further agree and stipulate that Plaintiff's complaint in the above action be Dismissed Without Prejudice upon the grounds and for the reason that this litigation has been fully compromised and settled.

6. It is further stipulated that each Party shall bear their own costs and attorney fees.

DATED this 11th day of July, 1989.


JOHN W. HOMAN
Deputy Attorney General
Idaho Department of Water Resources

DATED this 19th day of July, 1989.


BEN CAVANESS
Attorney for Plaintiff

ORDER

Upon stipulation of counsel and good cause appearing, IT
IS HEREBY ORDERED that the above entitled action be dismissed
without Prejudice, each party to bear their own costs.


PETER D. MCDERMOTT
District Judge

Copies to:
John W. Homan
Ben Cavaness

es

Water Right Number - R41-00003

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + - - - - First Name - - - - + - - - - Address - - - - -

*** C - CURRENT OWNER ***
NELSON

FAROLD J

1 - PO BOX 177

2 -

3 -

City- AMERICAN FALLS State- ID Zip- 83271

Phone - 208-548-2261

+ - - - - Priority Date - - - + - - - - Region - - - - + - - - - Stage - - - + - - - - Status - - - - +
05/14/1880 17 SOUTHERN D - DECREED+ - - - - Source - - - - - Point of Diversion - - - - -
ROCK CREEK, SOUTH FORK (77) POWER TAYSON MEADOW DITCH
LANDING CREEK (77) POWER LANDING DITCH
ROCK CREEK
ROCK CREEK, SOUTH FORK

+ - - - - Rng Sec Tract Lot Rflg County

11S 31E 4 NW SW SW (77) POWER
22 SW SE NW (77) POWER

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

01 - IRRIGATION
01 - IRRIGATION04/01 06/30 2.000
09/01 10/31 2.000+ - - - - Total Div. Rate - - + - - Total Div. Volume - - + - - Total Consumptive Use - - + - - KW Usage - - +
2.000 0.0

+ - - - - TwN Rng Sec Tract Lot Acres Code Description County

11S 31E 4 NW NE 2 4.8 01 IRRIGATION (77) POWER
11S 31E 4 SW NE 5.3 01 IRRIGATION (77) POWER
11S 31E 4 NE NW 3 34.0 01 IRRIGATION (77) POWER
11S 31E 4 NW NW 4 8.9 01 IRRIGATION (77) POWER
11S 31E 4 SW NW 22.0 01 IRRIGATION (77) POWER
11S 31E 4 SE NW 35.0 01 IRRIGATION (77) POWER

Total Acres: 110.0

+ - - - - Diversion Means - HEADGATES OF MOSS/TAYSON & LANDING DITCHES TO FLOOD IRRIGATION

+ - - - - Non-Irrigation Use -

+ - - - - Other Rights for Same Use - 41-10267, 41-00009A, 41-10268

+ - - - - POU1 USE OF THIS RIGHT WITH RIGHT NOS. 41-00009A, 41-10267 & Remarks - - - - -

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

AJ0743NP
(OD-124)

Prefix Translation: RESEARCH

Water right number - R41-00003

..... Remarks

41-10268 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 110 ACRES IN A SINGLE IRRIGATION SEASON.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 100 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

..... Old Water Right Numbers +

No Old Water Right Numbers Found

..... Conditions of Approval +

No Conditions of Approval found.

+ - - - Decree Plaintiff - - +
 HOUTZ
 + - - - Decree Defendant - - +
 ET AL.
 + - Decree Date - +
 00/00/0000

+ +

Date: 06/14/1999 User Id: SCLELLAN Subject: COPIED FROM REMARKS
RT. IS FOR 1.7 CFS FROM SOUTH FORK & 0.3 CFS FROM LANDING CR.
ALSO SEE TAYSON ET AL VS UDY ET AL DECREE, 11-6-1947.
ARBITRATOR'S FINDINGS AND CONCLUSIONS. THE ONLY PARTY
ALSO SEE CLAIM A41-000048 FOR AN ADDITIONAL 0.30 CFS.
AC. IRRIG. = 100.
THE SUPPORTING DOCUMENT IS NOT A DECREE BUT IS MERELY AN
LISTED IS PLEADINGS IS H. P. HOUTZ.
SEE ATTACHED COURT ORDER CASE # 7307 FOR 0.30 CFS CLAIMANT CLAIMS

AS A FULL SEASON WATER RIGHT.

AS A FULL SENIOR WATER ENGINEER
Date: 10/21/1999 User Id: JONES Subject: RECOMMENDATION
PRELIMINARY RECOMMENDATION AMENDED TO REFLECT PERMISSIBLE PLACE
OF USE IN CONJUNCTION WITH 41-00009A AND HIGH WATER CLAIMS
41-10267 AND 41-10288.

+ - - Audit Fields - - +
10/21/99 DJONES

Adjudication Rights Dates and Flags Area

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	-
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 10/21/1999	Old Judicial District	-
Claim Received Date	- 03/13/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- M006219	Water District	- 41
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

October 14, 1999

GENE NELSON
PO BOX 177
ROCKLAND ID 83271

RE: High Water Claims to be Filed & Change of Ownership on Claims A41-00003, A41-00008F, A41-00009A & A41-00040A

Dear Mr. Nelson,

If you still would like to file the high water claims we discussed earlier in Rockland, **you need to arrange to come see me at my office in Twin Falls.** Your Notice of Error requests more acres than you have originally claimed. I have tried to contact you by phone but have been unsuccessful so I am writing this letter as notice. We are in the final stages of preparing the Basin 41 Report and in order to get the claims amended and filed timely I am asking you to come to my office to resolve the questions surrounding your claims.

Also, did you send or give to me the paperwork to change the ownership of these rights into your mother's name? If so do you still have copies? We need the change of ownership form, and it may be necessary for your mother to sign the claims unless you have Power of Attorney to sign for her.

Please call me for an appointment as soon as possible.

Sincerely,

A handwritten signature in black ink, appearing to read 'Steve Clelland', with a long horizontal line extending from the end.

STEVE CLELLAND
Sr. Water Resource Agent

June 11, 1999

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.
YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: July 9, 1999

Water right number: 41-00003

FAROLD J NELSON
PO BOX 177
AMERICAN FALLS ID 83271

needs o/c

Daytime Telephone Number:

Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ **I AGREE with this proposed recommendation; no changes need to be made.**

DATE: 6-30-99 SIGNATURE: *Gene Nelson*
Please print your name: Gene Nelson

AJ0749NP
No. R41-00003

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

DATE: 06/14/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FAROLD J NELSON BOX 177 AMERICAN FALLS ID 83271 (208) 548-2261	05/14/1880	IRRIGATION	04-01 06-30 09-01 10-31	2.00 CFS 2.00 CFS	
TOTAL DIVERSION:					2.00 CFS	

Water Source: ROCK CREEK, SOUTH FORK
LANDING CREEK
Tributary to: ROCK CREEK
ROCK CREEK, SOUTH FORK
Stage: DECREED

Point(s) of Diversion: T11S R31E S04 S22
MWSM
SSENM
POWER County
POWER County

Place of use Legal Description for: IRRIGATION											
NE			NW			SW			SE		
T	R	S	: Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt
11S	31E	4	:						:		
			:	34		09		22		35	:
TOTAL ACRES											SUM
										100.0	
										100.0	

POU County: POWER
Other Rights: NONE

Remarks: POU1
USE OF THIS RIGHT WITH RIGHT NO. 41-00009A IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 110.1 ACRES IN A SINGLE
IRRIGATION SEASON.

Dates: Exam Made Date: Verified Date: 06/14/1999
Objection Filed Date:

Misc: Water District Number: 41
Field Inspection Flag:
Presumption Flag:

CLAIM NUMBERS

A41-00003

DATE

4/22/99

AGENT

TRANSFER NUMBER

HOMESTEAD ENTRY NO.

CLAIMED ACRE TOTAL

100

GEOGRAPHIC INFO ACRES

100

				NE				NW				SW				SE				
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
CLAIM	115	31E	4					36	6	20	38									100
GIS					4.8	5.3		34.0	8.9	22	35									99.9
RECOM								34	9	22	35									100
CLAIM																				
GIS																				
RECOM																				
CLAIM																				
GIS																				
RECOM																				
CLAIM	115	31E	4					36	6	20	38									100
GIS					4.8	5.3		34	8.9	22	35									110
RECOM					4.8	5.3		34	8.9	22	35									116
CLAIM																				
GIS																				
RECOM																				

Not included on
claim, not included
in total

See A41-00003A
-10268
-10267

B41-POU.SHP

SHAPE NOS.

98 (west pou)

99 (east pou)

P/D's tentatively placed on B41-pod-working
Pod Confirmed by exam w/ Water Master & Sec 1994.

*Season excludes - July & August

B41-POD.SHP

NOS. DESCRIPTION

73

Taysom Meadow Ditch:

T11s R31E S4 NWSWSW

55

Landing Ditch:

Pod = 100 ac w/ 110 PPD 10/21/99

DBF TABLES UPDATED

B41-DBPOU.DBF

B41-DBPOD.DBF

JPEG LAYOUT

PRELIMINARY Data

41-00003.jpg

Revised
Sec 6/10/99

IDAHO DEPT OF WATER RESOURCES

41-00003



660 0 660 1320 Feet

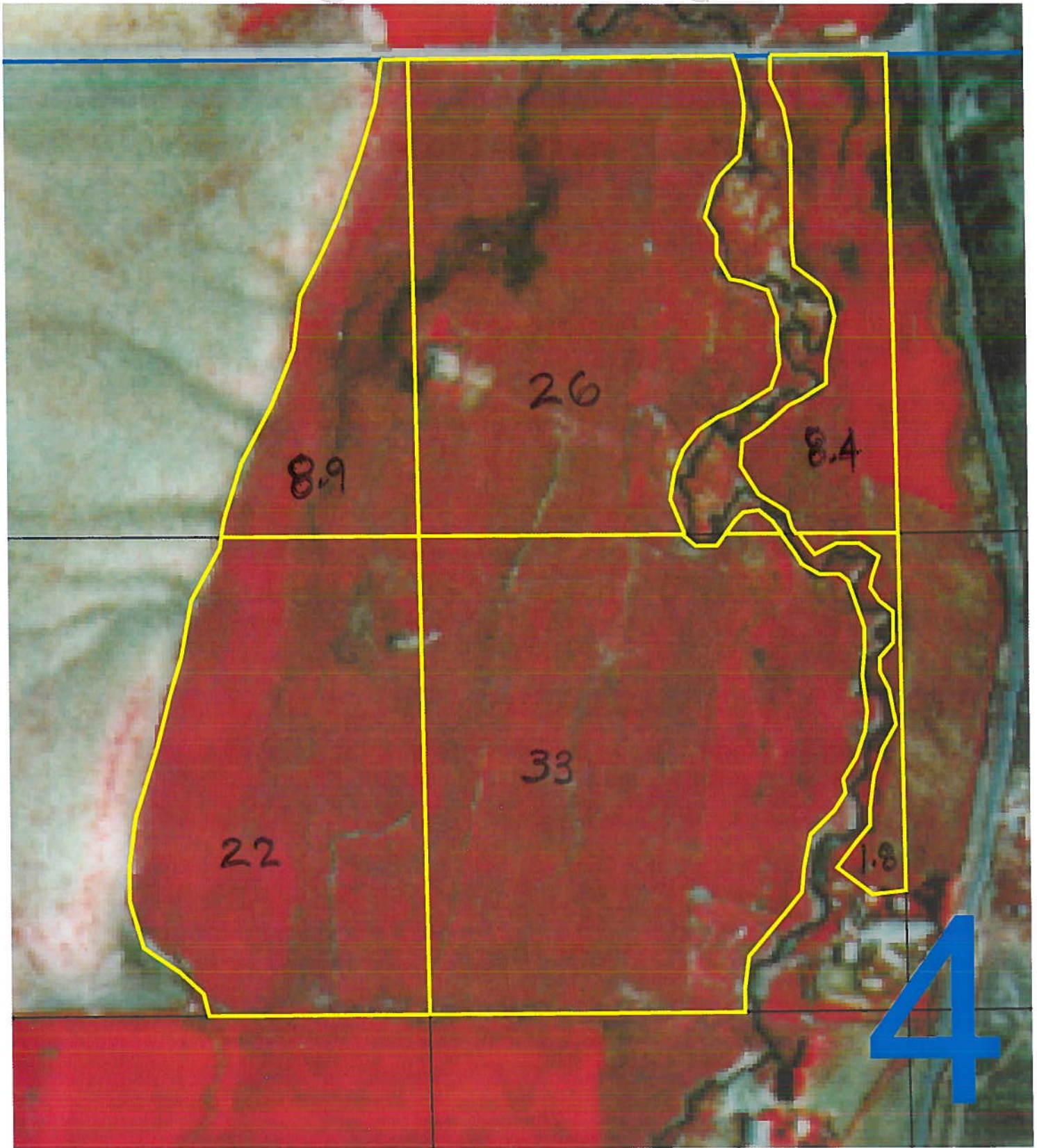


T11S R31E SEC. 4

GIS PLACE OF USE PRESENTATION
1987 &/OR 1988 NAPP PHOTOGRAPHY

DATA ENTRY BY: STEVE CLELLAND
DATE: June 10, 1999

- RECOMMENDED PLACE OF USE
- POINT OF DIVERSION
- SECTION LINES
- 1/4 - 1/4 LINES



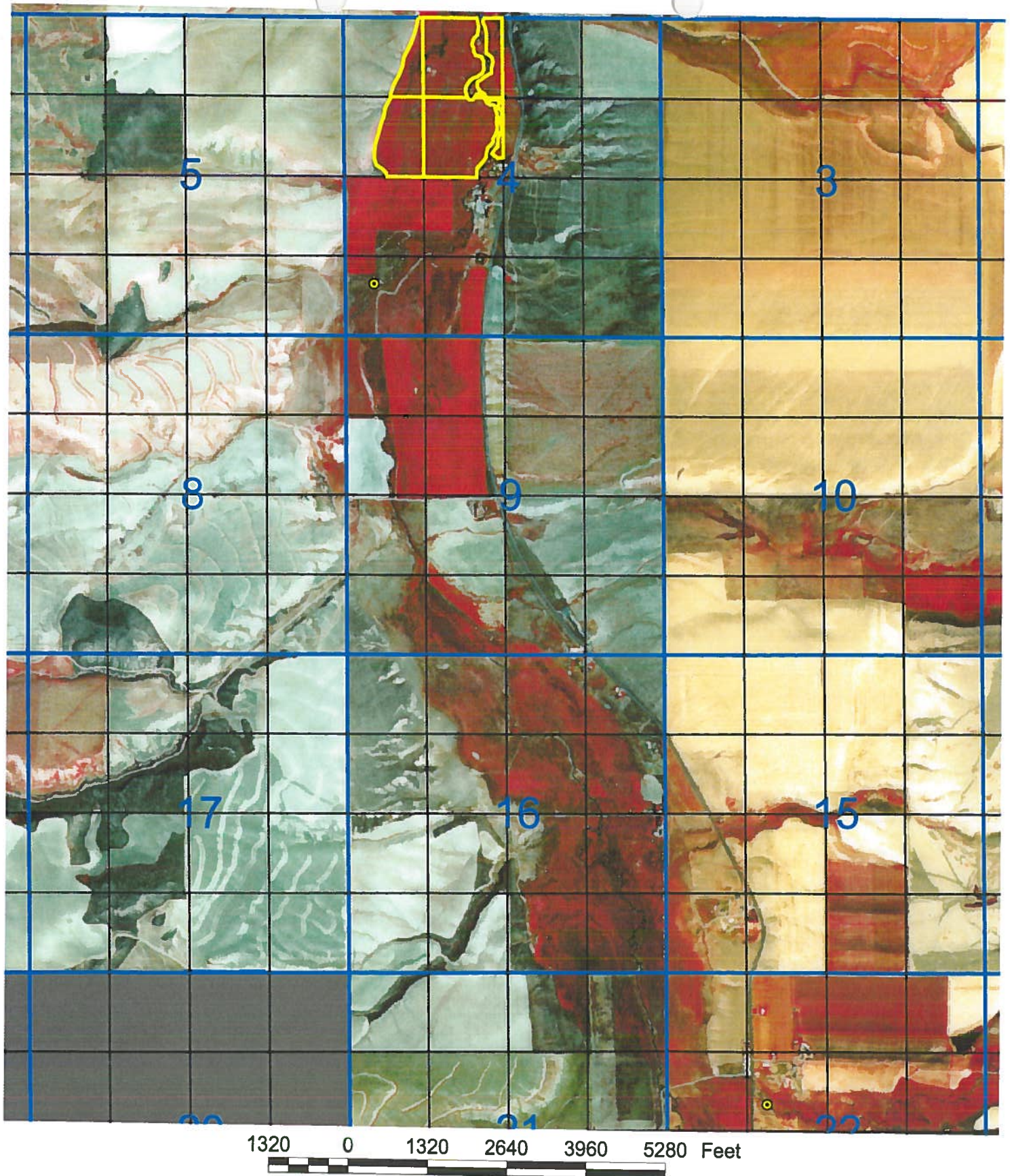
660 0 660 1320 Feet

-  Property of Interest
-  Point(s) of Diversion
-  Section Lines
-  Quarter/Quarter Lines

A41-00003
Field Copy

T11S R31E





-  Property of Interest
-  Point(s) of Diversion
-  Section Lines
-  Quarter/Quarter Lines

A41-00003
Field Copy

T11S R31E





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

REGULATORY AFFAIRS

Governor PHILIP E. BATT

R. KEITH HIGGINSON

Director

February 10, 1995

Dear Wateruser:

In response to the Bench Ditch Irrigation Company's letter to IDWR dated January 25, 1995, this letter is being sent to all waterusers of record in the Basin 41 Water District.

As you may know, the arbitration for delivery of water that has operated in the Rockland valley for over 100 years has been very effective in allowing the delivery of water rights by the local watermaster. The box method described in the arbitration has worked to divide the waters fairly, but recent studies of the boxes have determined the actual flow rates that have been delivered for years are different than the rates listed in the arbitration. This is largely due to the fact that the box method, as applied in the valley, is not a standard measuring device.

It is IDWR's position that:

Rights recommended in the ongoing Snake River Basin Adjudication, will be based on the historical beneficial use and historical diversion rate represented by use of the box method.

Conversion to an approved, standard measuring device is encouraged but should not result in a increase in the amount of water diverted. IDWR requests, before any old diversion structure is removed or destroyed, to view and measure the historical diversion rate as delivered by the box described in the arbitration.

Any change in measuring devices or structures that results in an increase of diversion rates above the historical beneficial use will result in injury to junior right holders within the Rock Creek system.

We look forward to working with all waterusers in the district. SRBA examinations will resume in the spring of 1995 and IDWR will measure and evaluate all of the structures diverting from Rock Creek and the East Fork of Rock Creek. If you have questions please contact me at my office in Twin Falls.

Sincerely,

STEVE CLELLAND
Water Resource Agent

A41-00003

F. Nelson

COMMUNICATION DOCUMENTATION

IDWR Employee/Agent Steve Clelland

THIS INFORMATION WAS DISCUSSED BETWEEN JAMES AND ME AND WILL REQUIRE FURTHER REVIEW BY IDWR STAFF TO DETERMINE CURRENT STANDING.

***** IDWR MEMO SUPPLEMENT *****

15" MUIR/NELSON RIGHT A41-00004A NELSON
-SHOULD BE FILED AS A41-00009A INSTEAD.
-CLAIM TO BE RE-NUMBERED BY IDWR.
-DEED SHOWING SALE OF THE WATER FROM MUIR TO NELSON
IS INCLUDED WITH CLAIM FILE.

85" TAYSOM MEADOW RIGHT A41-00003

15" TAYSOM/NELSON RIGHT A41-00003
-CLAIMED AS SEASON LONG USE RIGHT.
-ARBITRATION EXCLUDES JULY-AUGUST.

reside upon said tract of land and has never disposed of any part thereof

that at the time of his location only about three claimants lived on south fork from which he claims water; that in April, 1880, he made a ditch from rock Creek to and upon his said lands 4 feet in width and one foot deep and during that season irrigated about 30 acres of meadow land, bro-

oke up and cultivated about 6 acres in wheat and one acre in garden; that acreage broken and sown in grain and grasses was extended by him every year down to the present untill now about 90 acres of said land is growing lucerne and about 80 acres in meadow land, growing natural grasses and timothy, that is, 170 acres of said land are under a high state of cultivation and require water to produce profitable crops that the meadow land referred to will produce a good and valuable crop if well irrigated up to the 15th., day of June.

We find that the said Henry P. Houtz is entitled to the flow of 170 inches of the waters of the south fork of Rock Creek, at all times from the beginning of the irrigating season in the early spring up to the 15th day of June of each year, and from the 15th., day of June of each year and during the remainder thereof, he is entitled to a flow at all times of 90 inches of the waters of said south fork, said water to be measured under a 4 inch pressure, his right to the use thereof to date from the 1st., day of April 1880 and to be taken from ditches now built and through he takes said water on both sides of said channel of said south fork creek.

We further find that in the spring of 1886, said Henry P. Houtz diverted water from the east fork through what is known as the H.C. Wood ditch and appropriated the same for the irrigation of about 7 acres of lucern grown upon the above described lands and has continued to use said water for irrigating said lucern every year since and that for irrigating said 7 acres, he is entitled at all times to a flow of 10 inches of the waters of said east fork to be taken through said H.C. Wood's ditch under a 4 inch pressure; his right to date from the 1st., day of May, 1886.

Andrew Allen, on Oct., 27th., 1879 made settlement upon the following described tract of land, to wit: N.W. 1/4 of sec., 4, Tp., 11, S.R., 31, E., containing 159.68 acres; homestead patent for same dated March 29th. 1889 that all of said land was fenced by him during the year 1880; that on May 14th., 1880 he completed a ditch from the south fork of Rock Creek, about 40 rods long on the west side of said creek about 2 feet wide and 2 feet deep by means of which he irrigated 7 acres of grain and about 45 acres of meadow; that since said time he has increased the area of said land cultivated untill he now has about 100 acres of said land under cultivation, all being meadow land and has used the water each year since the appropriation; that about the year 1883, he and others constructed a ditch about 4 miles in length from what is known as Landen creek the same being a tributary of south fork of Rock Creek to and upon his said land and has used the same each and every year since for the purpose of irrigating the above described tract of land; that said land and the crop grown thereon require to be irrigated in order to produce a valuable crop up to the 1st., of July of every season.

That the said Andrew Allen is entitled to the flow of 100 inches of the waters of said south fork creek at all times from the beginning of the irrigating season of each year except from the 1st., day of July to the 1st day of September of each year upon said land for the purpose of irrigating the said land; said water to be taken from the ditch on the west side of the stream above mentioned and the ditch leading from Landen creek above mentioned; but in case both ditches are used at the one and the same time, they shall not convey to the said A. Allen in the aggregate more than the aforesaid 100 inches, said water to be measured under a 4 inch pressure, and the right to the use thereof to date from the 14th., day of May 1880.

In 1879, John Gibbs made settlement on S.W. 1/4, Sec., 4, tp., 11, S.R. 31 E., containing 160 acres; that on the 17th., day of May 1880 Gibbs with other parties made a ditch from the west side of south fork of Rock Creek to and upon said lands and irrigated a crop thereon; said ditch was 2 1/2 feet wide by 10 inches deep; that in the early spring of 1881 S.N. Morris purchased the right of Gibbs to said land and water right; in 1881 said Morris cultivated and irrigated on said land 8 acres of grain and about 40 acres of hay land; in 1882 and each and every year subsequent thereto the said Morris has increased his acreage in grain, lucerne and natural meadow until now he has in cultivation thereon about 100 acres; that said

A41-00003

41-0001

41-0002

41-0003

5-14-80

See
3-13-96

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

11:11:48
04/19/91

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A41-00003

MR 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							
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES	Y							
PERIOD OF USE	Y							
BASIS OF CLAIM								
REMARKS	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.

Water Right Number - A41-00003

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

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

+ - First Name - - +

+ - - - - Address - - - - +

*** C - CURRENT OWNER ***
NELSON

FAROLD J.

1 - BOX 177
2 -
3 -City- AMERICAN FALLS
Phone - 208-548-2261

State- ID Zip- 83271

*** O - ORIGINAL OWNER ***
ALLEN

ANDREW

1 -
2 -
3 -City- NA
Phone - 208-000-0000

State- ID Zip- 00000

TAYSOM

ARTHUR

1 -
2 -
3 -City- NA
Phone - 208-000-0000

State- ID Zip- 00000

+ - - Priority Date - - +
05/14/1980+ - - Region - - - +
17 SOUTHERN+ - - Stage - - - +
D - DECREED

+ - - Status - - - +

+ - - Source - - - - +
ROCK CREEK, SOUTH FORK
LANDING CREEK+ - - Tributary - - - - +
ROCK CREEK
ROCK CREEK, SOUTH FORK+ - - - - Point of Diversion - - - - +
Twn Rng Sec Tract Lot Rflg County Stream Index (Blank if no Index Code)11S 31E 4 NW SW SW
11S 31E 22 SW SE NW (77) POWER
(77) POWER

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

01 - IRRIGATION 03/15 06/30 1.700
01 - IRRIGATION 09/01 11/15 1.700
D1 - IRRIGATION 03/15 11/15 0.300+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KM Usage - +
2.000 300.0+ - - - - Place of Use - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
11S 31E 4 NE NW 01 IRRIGATION (77) POWER
11S 31E 4 NW NW 01 IRRIGATION (77) POWER
11S 31E 4 SW NW 01 IRRIGATION (77) POWER
11S 31E 4 SE NW 01 IRRIGATION (77) POWER

Total Acres: 100.0

Water right number - A41-00003

Prefix Translation: ADJUDICATION CLAIM

+ - - Diversion Means - HEADGATE OF MOSS/TAYSON DITCH TO FLOOD IRRIGATION

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - NONE

RT. IS FOR 1.7 CFS FROM SOUTH FORK & 0.3 CFS FROM LANDING CR.
AC. IRRIG. = 100.
ALSO SEE TAYSON ET AL VS UDY ET AL DECREE, 11-6-1947.
THE SUPPORTING DOCUMENT IS NOT A DECREE BUT IS MERELY AN
ARBITRATOR'S FINDINGS AND CONCLUSIONS. THE ONLY PARTY
LISTED IS PLEADINGS IS H. P. HOUTZ.
ALSO SEE CLAIM A41-000048 FOR AN ADDITIONAL 0.30 CFS.
SEE ATTACHED COURT ORDER CASE # 7307 FOR 0.30 CFS CLAIMANT CLAIMS
AS A FULL SEASON WATER RIGHT.

RT. IS FOR 1.7 CFS FROM SOUTH FORK & 0.3 CFS FROM LANDING CR.
AC. IRRIG. = 100.
ALSO SEE TAYSON ET AL VS UDY ET AL DECREE, 11-6-1947.
THE SUPPORTING DOCUMENT IS NOT A DECREE BUT IS MERELY AN
ARBITRATOR'S FINDINGS AND CONCLUSIONS. THE ONLY PARTY
LISTED IS PLEADINGS IS H. P. HOUTZ.
ALSO SEE CLAIM A41-000048 FOR AN ADDITIONAL 0.30 CFS.
SEE ATTACHED COURT ORDER CASE # 7307 FOR 0.30 CFS CLAIMANT CLAIMS
AS A FULL SEASON WATER RIGHT.

Old Water Right Numbers
No Old Water Right Numbers found.

Conditions of Approval
No Conditions of Approval found.

+ - - Decree Plaintiff - - +
HOUTZ

ET AL.

+ - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - Audit Fields - 03/13/90 HAUMANN

- Comments -
No Comments Found

+ - - Adjudication Rights Dates and Flags Area

Court 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	- 03/13/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	- 41
Licensed Date	- 00/00/0000	Receipt Number	- M006219	Federal/State Indicator	- S
Claims Tape Error Flag	-	POU Ownership Flag	- Y	Presumption Flag	-
Fee Exempt Flag	-	Name Connector	-		

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A41-00003

LAST: ALLEN
ADDRESS: NA
CITY: NA
PHONE NUMBER: 208-000-0000
OWNER CODE: 0
FIRST: ANDREW
STATE: ID ZIP: 00000

LAST: TAYSON
ADDRESS: NA
CITY: NA
PHONE NUMBER: 208-000-0000
OWNER CODE: 0
FIRST: ARTHUR
STATE: ID ZIP: 00000

LAST: NELSON
ADDRESS: BOX 177
CITY: AMERICAN FALLS
PHONE NUMBER: 208-548-2261
OWNER CODE: C
FIRST: FAROLD J.
STATE: ID ZIP: 83271

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

CLAIM REMARKS: RT. IS FOR 1.7 CFS FROM SOUTH FORK & 0.3 CFS FROM LANDING CR.
AC. IRRIG. = 100.
ALSO SEE TAYSON ET AL VS UDY ET AL DECREE, 11-6-1947.
THE SUPPORTING DOCUMENT IS NOT A DECREE BUT IS MERELY AN
ARBITRATOR'S FINDINGS AND CONCLUSIONS. THE ONLY PARTY
LISTED IS PLEADINGS IS H. P. HOUTZ.
ALSO SEE CLAIM A41-000048 FOR AN ADDITIONAL 0.30 CFS.
SEE ATTACHED COURT ORDER CASE # 7307 FOR 0.30 CFS CLAIMANT CLAIMS
AS A FULL SEASON WATER RIGHT.

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: # A41-00003 PRIORITY DATE: 05-14-1880 STAGE: D
B. WR RECORD: # 41-00003 PRIORITY DATE: 05-14-1880 STAGE: D

C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE N FIELD EXAMINER

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

REMARKS:

RECOMMENDED PRIORITY DATE:
05-14-1880

REVIEWED BY _____ DATE _____

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A41-00003	11S	31E	4	NW	SW	SW		POWER
A41-00003	11S	31E	22	SW	SE	NW		POWER

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX
A41-00004B NONE
A41-00004C

WR RECORDS IN SAME 40 ACRE TRACT

41-00004
41-04015

SOURCE: ROCK CREEK, SOUTH FORK
LANDING CREEK

TRIB: ROCK CREEK
ROCK CREEK, SOUTH FORK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
41-00003	11S	31E	4	SW	SW	SW		POWER
41-00003	11S	31E	22	SE	NW			POWER

OTHER WR RECORDS WITH SAME WR POD

41-00004
41-04015

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

A41-00004B NONE
A41-00004C

SOURCE: ROCK CREEK, SOUTH FORK
LANDING CREEK

TRIB: ROCK CREEK
ROCK CREEK, SOUTH FORK

C. FIELD EXAM REQUIRED?

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

REMARKS:

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

SOURCE: ROCK CREEK, SOUTH FORK TRIB: ROCK CREEK

REVIEWED BY: _____ DATE: _____

A. ROOT WATER RIGHT NUMBERS: A41-00003

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	MR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
11S	31E	4	NE	NW		NELSON, FAROLD J.	A41-00003 / 36.0	41-00003 /			
			NE	NW		NELSON, FAROLD J.	A41-000048 / 1.0	- /			
			NE	NW		NELSON, FAROLD J.		41-04015 / 3.0			
11S	31E	4	NW	NW		NELSON, FAROLD J.	A41-00003 / 6.0	41-00003 /			
11S	31E	4	SW	NW		NELSON, FAROLD J.	A41-00003 / 20.0	41-00003 /		31.0	
11S	31E	4	SE	NW		NELSON, FAROLD J.	A41-00003 / 38.0	41-00003 /		37.0	
			SE	NW		NELSON, FAROLD J.	A41-000048 / 3.0	- /			
			SE	NW		NELSON, FAROLD J.		41-04015 / 2.0			
TOTAL ACRES							A41-00003	100.00		68.00	

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
A41-00003 IRRIGATION	FROM 03-15 TO 06-30	1.700 CFS
A41-00003 IRRIGATION	FROM 09-01 TO 11-15	1.700 CFS
A41-00003 IRRIGATION	FROM 03-15 TO 11-15	.300 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

2.000 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
41-00003 IRRIGATION	FROM 03-15 TO 06-30	2.000 CFS
41-00003 IRRIGATION	FROM 09-01 TO 11-15	2.000 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

2.000 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

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

REMARKS:

Abandonment (Deemed) during July & Aug. clearly states this water is not valid during July & Aug.

See 6/10/99

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

AJ TOTAL CLAIMED DIVERSION RATE: 2.000 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 2.000 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: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A41-00003	ROCK CREEK, SOUTH FORK	NELSON, FAROLD J.	2.000	0.020		
A41-00004B	LANDING CREEK	NELSON, FAROLD J.	0.300	0.023		
	SPLIT RIGHT					

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 = 300.0 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.)

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED ()
NEEDS REVIEW ()
()
()
()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 41-00003

TOTAL DIVERSION RATE OF WR SPLITS DATABASE 2.000 EXAMINER CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A41-00003	2.000	-	-	41-00003	2.000

TOTAL CFS 2.000

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 - 41-00003

Prefix Translation:

WATER RIGHT

Old (D) Number -

Last Name - First Name - Address -

*** C - CURRENT OWNER ***
TAYSON

ARTHUR

1 -
2 -
3 -
City-
Phone -

State- Zip-

*** O - ORIGINAL OWNER ***
ALLEN

ANDREW

1 -
2 -
3 -
City-
Phone -

State- Zip-

Priority Date - 05/14/1880
Region - 17 SOUTHERN

D - DECREED
Stage -

Status -

Source -
ROCK CREEK, SOUTH FORK
LANDING CREEK

Tributary -
ROCK CREEK
ROCK CREEK, SOUTH FORK

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

Tran Rng Sec Tract Lot Rflg County
11S 31E 4 SW SW (77) POWER
11S 31E 22 SE NW (77) POWER

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		03/15	06/30		2.000	
01 - IRRIGATION		09/01	11/15		2.000	

Total Div. Rate - 2.000
Total Div. Volume -
Total Div. Capacity -

Tran	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
11S	31E	4	NE NW			01 IRRIGATION	(77) POWER	
11S	31E	4	NW NW			01 IRRIGATION	(77) POWER	
11S	31E	4	SW NW			01 IRRIGATION	(77) POWER	
11S	31E	4	SE NW			01 IRRIGATION	(77) POWER	

- - - Diversion Means -
- - - Non-Irrigation Use -
- - - Other Rights for Same Use -

Water right number - 41-00003

Prefix Translation:

WATER RIGHT

Remarks
RT. IS FOR 1.7 CFS FROM SOUTH FORK & 0.3 CFS FROM LANDING CR.
AC. IRRIG. = 100.
ALSO SEE TAYSON ET AL VS UDY ET AL DECREE, 11-6-1947.
THE SUPPORTING DOCUMENT IS NOT A DECREE BUT IS MERELY AN
ARBITRATOR'S FINDINGS AND CONCLUSIONS. THE ONLY PARTY
LISTED IS PLEADINGS IS H. P. HOUTZ.

Old Water Right Numbers
No Old Water Right Numbers found.

Conditions of Approval
No Conditions of Approval found.

Decree Plaintiff - - +
HOUTZ

Decree Defendant - - - +
ET AL.

Decree Date - +
06/06/1903

Comments
No Comments Found

Audit Fields - 01/27/87 05/28/88 CONVERT 09/25/89 CURTIS

Water Rights Dates and Flags Area

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Exam to S.O. Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 41
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 06/06/1903	Presumption Flag	-		