

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: **A41-00009A**
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
ROCKLAND ID 83271

Name: LELA NELSON 208-548-2261
Address: PO BOX 177
ROCKLAND ID 83271
2. Date of Priority: MAY 17, 1880
3. Source: LANDING CREEK Trib. to: ROCK CREEK, SOUTH FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
11S	31E	22	SW	SE	NW		POWER
5. Description of diverting works:
CHECK DAM & DITCH FROM LANDING CR.
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.300		
7. Total Quantity Appropriated is:
0.300 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 39.0 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	NW		NE		IRR	3.0
			SE		NE		IRR	6.0
			NE		NW		IRR	1.0
			SE		NW		IRR	3.0
							Section Acres	13.0
							Total Acres	13.0

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:

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.
THIS WATER RIGHT IS SPLIT:
A41-00004 ORIGINAL RIGHT. .3 CFS OUT OF A41-000003 IS EXCHANGE
OF USE. FOR A TOTAL OF .6 CFS.
DWR NOTESEE MEMO IN FILE***
CLAIM HAS BEEN RENUMBERED FROM A41-00004B TO A41-00009A TO
CORRECTLY IDENTIFY THE BASE DECREE RIGHT FOR THIS CLAIM.
SCC 3/13/1996.
|
ADDED LELA NELSON AS OWNER VIA WARRANTY DEED. 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): 41-00009A
 Adjudication Claim No(s): AJ 853NP
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 Farold J Nelson
P.O. Box 177
Rockland, Idaho 83271
4. New Owner/Claimant(s) Lela Nelson - 7400 Ranches
 Name Connector (Check one): [] and, [] or, [☒] and/or
P.O. Box 177
 City, State and ZIP Code Rockland, Idaho 83271
 New Telephone Number () 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 20.3 Number and type of stock Livestock Cattle Horses
 Diversion rate in CFS 0.3 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
Farold J 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 Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that she 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 she will warrant and defend the same from all lawful claims whatsoever.

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 well to be the person whose name is
subscribed to the within instrument, and acknowledged to
me that she executed the same.

[Signature]
Notary Public
Residing at _____, Idaho

Comm. Expires _____
NOTARY PUBLIC
Residing at _____
American F.A. 1000
My commission expires for life

Instrument No. 125285
State of Idaho
County Power
I hereby certify that this
instrument is a first for
record at _____
Filed at 4:45
day of Nov, 1981, and
recorded in _____
No. 125285 in _____
46

Notary Public
By [Signature]

Notary Public for the State of Idaho

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: **A41-00009A**
Date Received: 3/13/1990
Receipt No: M006219
Received By: R. # Sec

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

1. Name: FAROLD J NELSON 208-548-2261
Address: PO BOX 177
ROCKLAND ID 83271
2. Date of Priority: MAY 17, 1880
3. Source: LANDING CREEK Trib. to: ROCK CREEK, SOUTH FORK
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 11S | 31E | 22 | SW | SE | NW | | POWER |
5. Description of diverting works:
CHECK DAM & DITCH FROM LANDING CR.
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.300 | | |
7. Total Quantity Appropriated is:
0.300 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 39.0 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE
10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
11S	31E	4	NW	NE		IRR	3.0
			SE	NE		IRR	6.0
			NE	NW		IRR	1.0
			SE	NW		IRR	3.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	13.0
					Total Acres	13.0

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:

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.
THIS WATER RIGHT IS SPLIT:
A41-00004 ORIGINAL RIGHT. .3 CFS OUT OF A41-000003 IS EXCHANGE OF USE. FOR A TOTAL OF .6 CFS.
DWR NOTESEE MEMO IN FILE***
CLAIM HAS BEEN RENUMBERED FROM A41-00004B TO A41-00009A TO CORRECTLY IDENTIFY THE BASE DECREE RIGHT FOR THIS CLAIM.
SCC 3/13/1996.

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 _____

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.

RECEIVED

APR 10 1990

CIVIL CASE NUMBER: 39576

RENUMBERED

Ident. Number: A41-00004B-9A
Date Received: 2/20/1990
Receipt No: 11006219
Received By: AWH

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FAROLD J. NELSON
Address: P.O. BOX 177
ROCKLAND, ID

208-548-2261

83271

2. Date of Priority: MAY 17, 1880

3. Source: LANDING CREEK
SPLIT RIGHT

Trib. to: ROCK CREEK
ROCK CREEK, SOUTH FORK

4. Point of Diversion:

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

5. Description of diverting works:
CHECK DAM & DITCH FROM LANDING CR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.300		

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

A.F.A.

8. Total consumptive use is 39.0 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	NW	NE		IRR	3.0
			SE	NE		IRR	6.0

A41-00004B

Page 1

Date: 03/13/90

MICROFILMED
MAR 01 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
11S	31E	4	NE	NW		IRR	1.0
			SE	NW		IRR	✓ 3.0
Section Acres							13.0
Total Acres							13.0

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:

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.
THIS WATER RIGHT IS SPLIT:
A41-00004 ORIGINAL RIGHT. .3 CFS OUT OF A41-000003 IS EXCHANGE
OF USE. _FOR A TOTAL OF .6 CFS.

15. Basis of Claim: BENEFICIAL USE

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: 2

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): Harold Erickson 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

Anna Baumhoff
Notary Public

Seal

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

DEED TO WATER RIGHT

This indenture made the 23 day of November, 1981, between Dana Muir and Maya Muir of Pocatello, County of Bannock, State of Idaho, grantors, and Harold J. Nelson and Lela M. Nelson of Rockland, Power County, Idaho, grantees:

Witnesseth that the said grantors, for and in consideration of the sum of Ten Dollars and other good and sufficient consideration, lawful money of the United States of America, to them in hand paid by the said grantees, the receipt of which is hereby acknowledged, do by these presents demise, release and forever Quitclaim unto the said grantees and to their heirs and assigns the following described water right to-wit:

.3 cfs (15 miners inches) water right in Landing Ditch with a priority date of 17 May 1880 as decreed to Hyrum Frodsham in the case of H. P. Houtz et al for arbitration of Rock Creek, and now owned by Dana and Maya Muir through mesne conveyances from said Hyrum Frodsham. (This 15 inches is a part of the 40 inches decreed to Hyrum Frodsham.)

Together with all grantors' rights to the ditch through which water is conveyed.

To have and to hold said water right unto said grantees and to their heirs and assigns forever.

In witness whereof the said grantors have hereunto set their hands and seals the day and year first above written.

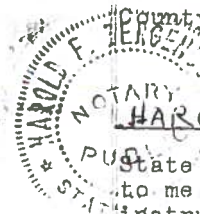
Dana Muir

Maya Muir

State of Idaho

ss.

County of Bannock



On this 23 day of November in the year 1981 before me, _____ a Notary Public in and for the State of Idaho, personally appeared Dana Muir and Maya Muir, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

In Witness whereof I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

SEAL

Harold F. Pergendice **MICROFILMED**

MAR 01 1993

Recorded as
Instrument # 125286

11/24/81

Dresses # 6

Power County

INTER-DEPARTMENT MEMO — 1

FROM Steve Clelland

DATE 3-26-90

TO A41-00004B

SUBJECT WRONG CORE #

This WR claim should be based on WR 41-0009,
not as a portion of 41-0004.

MICROFILMED

MAR 0 1 1993

See

SIGNATURE



310 000
FEET

4708

T. 10 S.

T 115

T. 11 S.

42° 30'

4706 000m N

4705

4704

4703

27' 30"

4702

All Dates 1800

File: H2ORIGHTS SFORK	Report: DECREE NUMBER	DECEASEE NUMB	DECEASED OWNER	PRESENT OWNER	DELIVERY DITCH	INCHES	PRIORITY	DAT	COMMENTS
1-001	H.P. HOUTZ	CHARLES, IVAN	PRIVATE PUMP	70	Apr 1 80				
1-001	H.P. HOUTZ	UDY BROS.	PRIVATE PUMP	20	Apr 1 80				
1-001	H.P. HOUTZ	CHARLES, IVAN	MEADOW PUMP	45	Apr 1 80				TILL JUNE 15
1-001	H.P. HOUTZ	NELSON, CLIFFORD		35	Apr 1 80				TILL JUNE 15
1-003	ANDREW ALLEN	7UD RANCHES	TAYSOM MEADOW	85	May 14 80				EXCEPT JULY AND AUG.
1-003	ANDREW ALLEN	7UD RANCHES	LANDING	15	May 14 80				EXCEPT JULY AND AUG.
1-004A	S.N. MORRIS	BLAINE MITCHELL	LANDING	99 50"	May 17 80				EXCEPT JULY&AUG. TRANS.3059
1-004C	S.N. MORRIS	STAN GROOM	LANDING DITCH	60 100"	May 17 80				TRANS.3509
1-005	JOSEPH BROWN	WESTON, ROSCOE	WESTON MEADOW	30	Apr 10 80				EXCEPT JULY AND AUG.
1-005-0050	JOSEPH BROWN	ROSCOE WESTON	BROWN-PARKER	47	May 6 83				
1-006	JOSEPH BROWN	ROSCOE WESTON		ALL					why different dates 41-00050
1-007	WILLIAM FURGESS	BOB SPILLET	BROWN-PARKER	30	May 6 83				
1-008B	CHARLES TAYSON	SPILLET, JUAN	ADSHEAD	26.67	Oct 1 79				
1-008D	CHARLES TAYSON,	WESTON, ROSCOE	ADSHEAD	26.67	Oct 1 79				
1-008E	CHARLES TAYSON	SPILETT, RAY	ADSHEAD	17.77	Oct 1 79				
1-008	CHARLES TAYSON	TAYSON, ORRIN	ADSHEAD	8.89	Oct 1 89				
1-008	DAVID TAYSON	TAYSON, ORRIN	ADSHEAD	9.44	Oct 1 89				
1-008	DAVID TAYSON	7UD RANCHES	ADSHEAD	30.56	Oct 1 79				
1-008	WILLIAM ADSHEAD	7UD RANCHES	ADSHEAD	40	Oct 1 79				
1-009B	HYRUM FRODSHAM	MUIR, DANA	PRIVATE PUMP	25	May 17 80				
1-009	HYRUM FRODSHAM	7UD RANCHES	LANDING	15	May 17 80				
1-010	JAMES HARTLEY	JOHN HAYES		30	Apr 1 84				
1-011	JOHN HARTLEY	JOHN HAYES		22	Apr 1 84				
1-012	HYRUM HARTLEY	UDY BROS.		48	May 8 84				EXCEPT JULY&AUG
1-012	HYRUM HARTLEY	UDY BROS.		18	May 8 84				JULY& AUG
1-013C	BRADLY JACKSON	RAY SPILLET	JACKSON	10	May 1 81				
1-013A	BRADLY JACKSON	ROSCOE WESTON	JACKSON	10	May 1 81				
1-013B	BRADLY JACKSON	ORRIN SPILLET	JACKSON	10	May 1 81				
1-014	E.T. OLNEY	RON KRESS	POND	20	Apr 1 89				
1-015	JAMES MONSON	UDY BROS.		ALL	May 1 83				
1-015	JOHN MANTIWITCH	JOHN HAYES		ALL	May 1 83				WEST OF HIGHWAY
1-015	V.I. STEWART	ROSCOE KRESS	POND	ALL	May 1 83				
1-016	JOSEPH FERKINS	UDY BROS.		15	Apr 1 86				BOOK 1 JUDGEMENTS P.64 FOWER CO.
1-017	I.L. STEWART	JOHN HAYES	RES.	ALL	Apr 1 86				
1-44-49	S.C. HATCH	MITCHELL, BLAINE	PRIVATE PUMP	40	May 17 80				TRANS 2953
1-045	GEORGE McDONALD			40	May 1 85				

MICROFILMED

MAR 0 1 1993

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

AJ0743NP
(00-124)

Water Right Number - R41-00009A

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
NELSON

FAROLD J

1 - PO BOX 177

2 -

3 -

State- ID Zip- 83271

City- ROCKLAND
Phone - 208-548-2261

*** O - ORIGINAL OWNER ***
GROOM

STAN

1 - STAR ROUTE BOX 20

2 -

3 -

State- ID Zip- 83271

City- ROCKLAND
Phone - 208-000-0000

GROOM

MARGIE

1 - STAR ROUTE BOX 20

2 -

3 -

State- ID Zip- 83271

City- ROCKLAND
Phone - 208-000-0000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
05/17/1880 17 SOUTHERN D - DECREED

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
LANDING CREEK ROCK CREEK, SOUTH FORK

+ - - - - - - - - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot Rflg County

LANDING DITCH

(77) POWER

SW SE NW

11S

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

0.300

10/31

04/01

+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Consumptive Use - + + - - KW Usage - +
0.300 0.0

+ - - - - - - - - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County

(77) POWER
(77) POWER
(77) POWER
(77) POWER

01 IRRIGATION
01 IRRIGATION
01 IRRIGATION
01 IRRIGATION

4.8
5.3
8.4
1.8

NW NE
SW NE
NE NW
SE NW

31E
31E
31E
31E

11S
11S
11S
11S

Total Acres: 20.3

+ - - - - Diversion Means - CHECK DAM & DITCH FROM LANDING CR.

+ - - - - Non-Irrigation Use -

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

AJ0743NP
(00-124)

Prefix Translation: RESEARCH

Water right number - R41-00009A

+ - - Other Rights for Same Use - 41-10268, 41-00003, 41-10267

[illegible]

POU1 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 13 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NOS. 41-00003, 41-10267 & 41-10268 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 110 ACRES IN A SINGLE IRRIGATION SEASON.

Old Water Right Numbers

4100009
A4100004B

+ - - - - Conditions of Approval - - - - +
No Conditions of Approval found.

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

| Date: | 06/14/1999 | User Id: | SCELLAN | Subject: | COPIED FROM REMARKS | -Comments- |
|---|------------|----------|---------|----------|---------------------|------------|
| <p>THE SUPPORTING DOCUMENT IS NOT A DECREE BUT IS MERELY AN
 LISTED IN PLEADINGS IS H. P. HOJUTZ.</p> | | | | | | |
| <p>A41-00004 ORIGINAL RIGHT. .3 CFS OUT OF A41-000003 IS EXCHANGE
 OF USE. FOR A TOTAL OF .6 CFS.</p> | | | | | | |
| <p>***DNR NOTE***SEE MEMO IN FILE***</p> | | | | | | |
| <p>ARBITRATOR'S FINDINGS AND CONCLUSIONS. THE ONLY PARTY
 THIS WATER RIGHT IS SPLIT:
 CLAIM HAS BEEN RENUMBERED FROM A41-00004B TO A41-00009A TO
 SECURELY IDENTIFY THE RASE DECREE RIGHT FOR THIS CLAIM.</p> | | | | | | |
| <p>CC 3/13/1996.</p> | | | | | | |

+ - - Audit Fields - - +
10/21/99 D.JONES

[illegible]

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: 41-00009A

FAROLD J NELSON
PO BOX 177
ROCKLAND ID 83271

*needs O/C
(father - FAROLD - deceased)
* (may want it in mother's
name & 7 U S Ranch)*

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

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,

STEVE CLELLAND
Sr. Water Resource Agent

AJ0749NP
No. R41-00009A

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
PO BOX 177
ROCKLAND ID 83271
(208) 548-2261 | 05/17/1980 | IRRIGATION | 04-01 10-31 | 0.30 CFS | |
| TOTAL DIVERSION: | | | | | 0.30 CFS | |

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

Point(s) of Diversion: T11S R31E S22 SWSEW POWER County

Place of use Legal Description for: IRRIGATION

| NE | | NW | | SW | | SE | | | | | | | | | | | | |
|-------------|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|------|------|
| T | R | S | Ac | Lt | Ac | Lt | Ac | Ac | SE | Ac | Lt | Ac | Ac | SE | Ac | Lt | Ac | SUM |
| 11S | 31E | 4 | : | 04 | : | 05 | : | 08 | : | 01 | : | : | : | : | : | : | : | 20.3 |
| TOTAL ACRES | | | | | | | | | | | | | | | | | 20.3 | |

POU County: POWER
Other Rights: NONE

Remarks: POU1 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 13 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NO. 41-00003 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

A41-00009A

DATE

4/27/99

AGENT

[Signature]

TRANSFER NUMBER

HOMESTEAD ENTRY NO.

CLAIMED ACRE TOTAL

13

GEOGRAPHIC INFO ACRES

20.3

| | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | |
|-------|-----|-----|-----|----|-----|-----|-----|-----|----|----|-----|----|----|----|----|----|----|----|----|------|
| | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| CLAIM | 115 | 31E | 4 | | 3 | | 6 | 1 | | | 3 | | | | | | | | | 13 |
| GIS | | | | | 4.8 | 5.3 | 5.3 | 8.4 | | | 1.8 | | | | | | | | | 20.3 |
| RECOM | | | | | | | | | | | | | | | | | | | | |
| CLAIM | | | | | | | | | | | | | | | | | | | | |
| GIS | | | | | | | | | | | | | | | | | | | | |
| RECOM | | | | | | | | | | | | | | | | | | | | |
| CLAIM | | | | | | | | | | | | | | | | | | | | |
| GIS | | | | | | | | | | | | | | | | | | | | |
| RECOM | | | | | | | | | | | | | | | | | | | | |
| CLAIM | | | | | | | | | | | | | | | | | | | | |
| GIS | | | | | | | | | | | | | | | | | | | | |
| RECOM | | | | | | | | | | | | | | | | | | | | |

B41-POU.SHP

SHAPE NOS.

99

(West pou)

100

(East pou)

15" at the decree duty of 1"/Ac is valid on 15 Acres
 13 Acres (as claimed) in 20.3 AC ppu.

Change in duty of water may be based on Accomplished Tra

B41-POD.SHP

NOS. DESCRIPTION

55

LANDING DITCH: T1P5 R31 S22, SWSE NE

DBF TABLES UPDATED

B41-DBPOU.DBF

B41-DBPOD.DBF

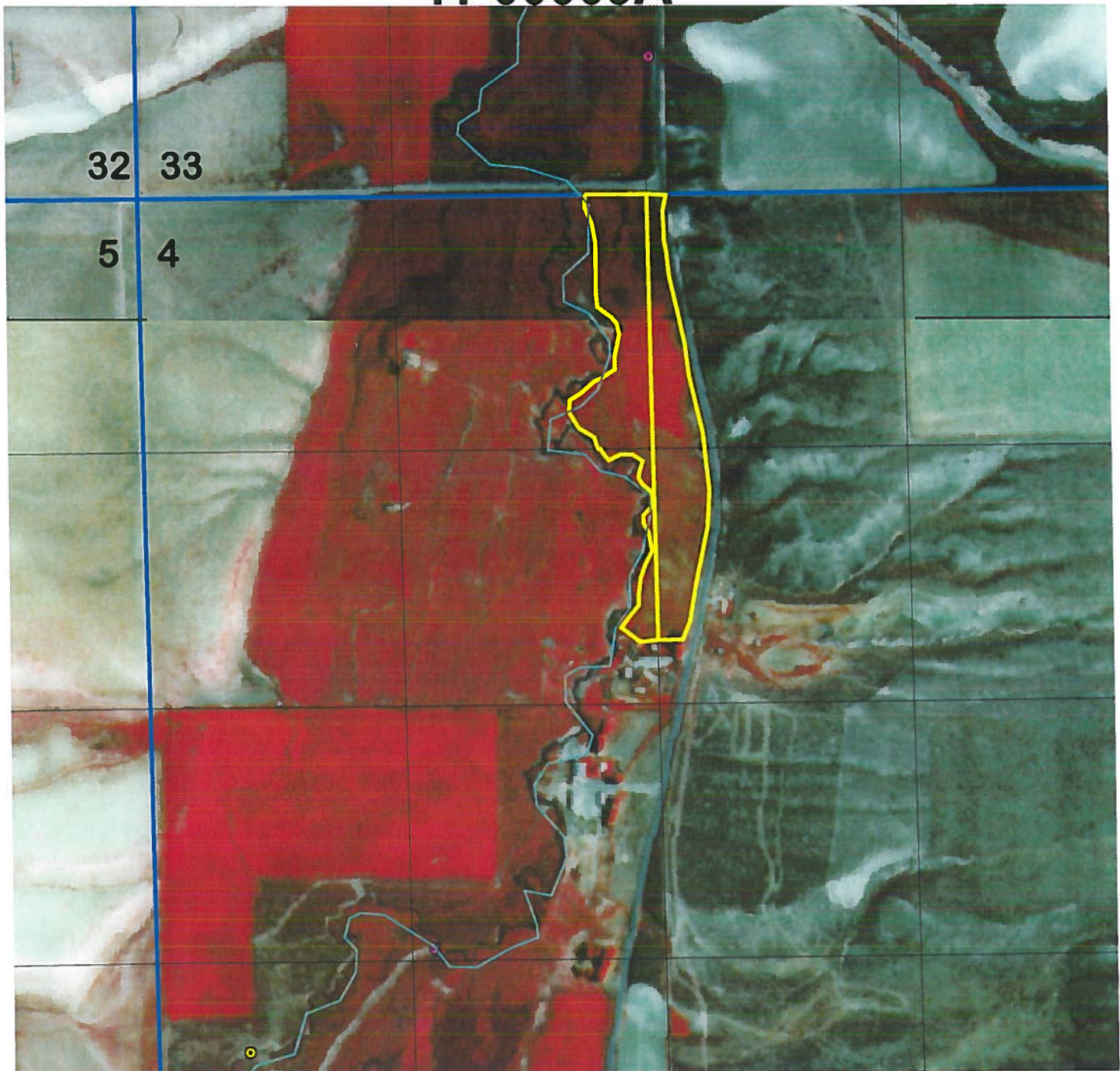
JPEG LAYOUT

PRELIMINARY DATA

Revised
 6/10/99

IDAHO DEPT OF WATER RESOURCES

41-00009A



660 0 660 1320 Feet

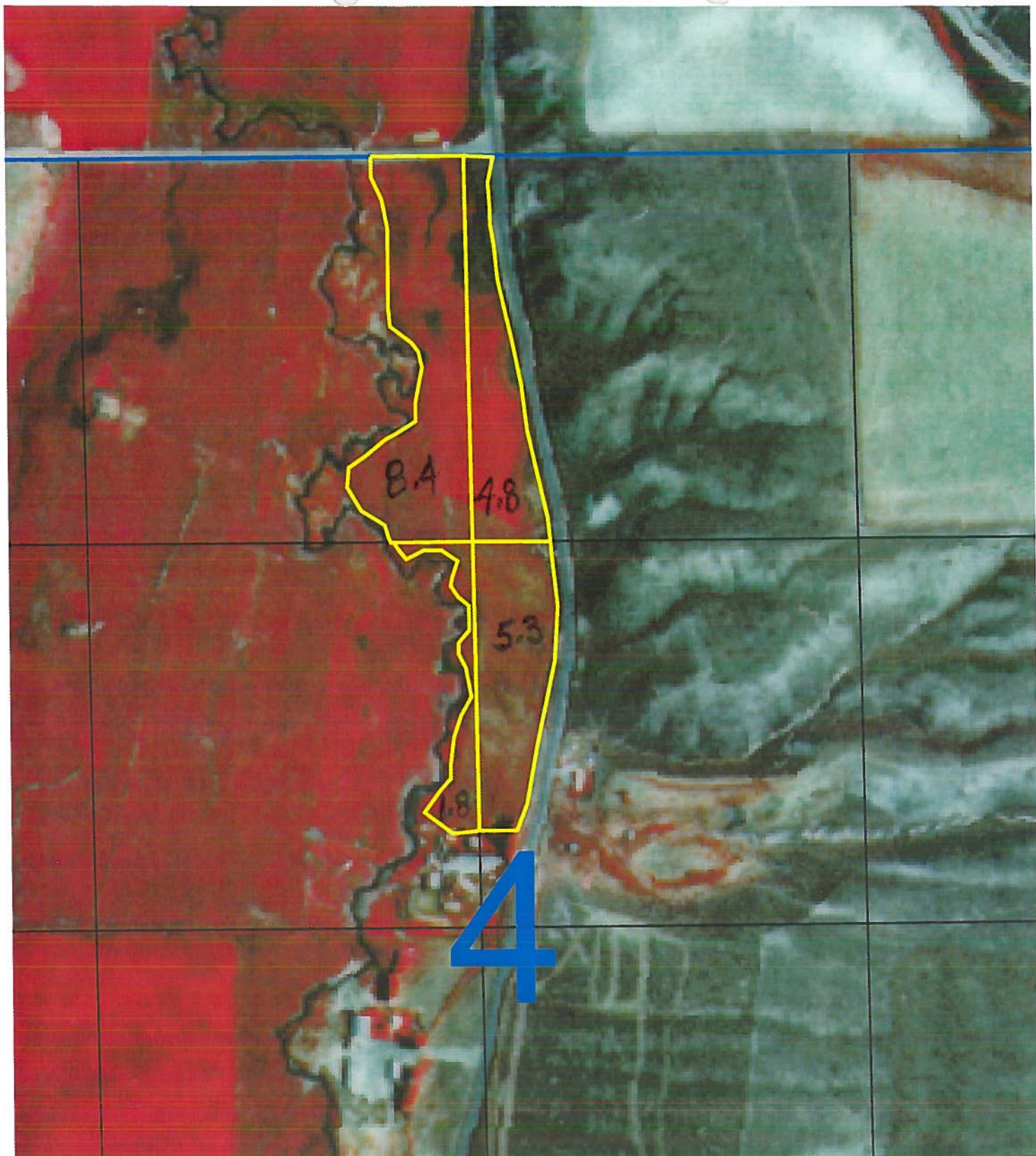


T11S R31E SEC. 4

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

A41-00009A
Field Copy

T11S R31E





660 0 660 1320 Feet

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

A41-00009A
Field Copy

T11S R31E





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

March 13, 1996

PHILIP E. BATT
Governor

KARL J. DREHER
Director

FAROLD NELSON
PO BOX 177
ROCKLAND ID 83271

RE: RENUMBERING OF SRBA CLAIM A41-00004B TO A41-00009A.

DEAR MR. NELSON,

Enclosed is a copy of the above referenced claim. It has been renumbered to more accurately reflect the basis of your claimed water right. No other changes were made to the claim.

I have also enclosed a documentation of my conversation with watermaster James Robinson from earlier this day. It is for your information and involves a transfer on the water you purchased from Dana Muir. No action is required of you at this time for this transfer.

If you have any questions please contact me at our office. Please refer to the new number **A41-00009A** for any future correspondence.

Sincerely,

STEVE CLELLAND
Water Resource Agent

ENC:

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A41-00003 &

(A41-00004B) A41-00009A

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Steve Clelland

March 13, 1996 9:00am

NAME:
JAMES ROBINSON

CALLIN/BACK

RE:
TRANSFER ON 41-00009

HE RETURNED MY CALL; I ASKED ABOUT THE MOSS-TAYSOM DITCH AND HE DID NOT KNOW WHICH DITCH THIS WAS. I SUGGESTED MY MAPS INDICATED IT WAS A DITCH ON THE WEST SIDE OF ROCK CREEK AND HE REFERRED TO THAT DITCH AS THE TAYSOM MEADOW DITCH FOR 85"; NOW OWNED BY NELSON.

HE STATES HE DELIVERS 90" IN THE LANDING DITCH. THIS INCLUDES 15" OF THE TAYSON/NELSON MEADOW RIGHT - SHUT OFF ON JULY 1ST, AND 15" OF THE MUIR/NELSON RIGHT PURCHASED AND SUPPOSEDLY TRANSFERRED BY #2614 - DELIVERED TO THE END OF THE SEASON. THIS IS CONFIRMED BY THE NOTES IN THE TRANSFER FILE REFERRING TO THE ALLEN RIGHT OF 41-00003 AS BEING OFF IN JULY-AUGUST LEAVING THIS TRANSFERRED PORTION AS THE ONLY RIGHT IN JULY AND AUGUST.

ROUGH CALCULATIONS BY THE AUTHOR OF THE NOTES IN THE TRANSFER ESTIMATE THAT EVEN THE OVERLAP OF THE RIGHTS DURING THE EARLY PART OF THE SEASON, TAKING INTO ACCOUNT CONVEYANCE LOSSES, WOULD STILL NOT EXCEED 1"/ACRE. {NOTE: I BELIEVE THE AUTHOR TO BE LOREN HOLMES, PREVIOUS REGIONAL MANAGER AT IDWR SOUTHERN REGION.}

JAMES INDICATES PAST PRACTICE MAY SHOW THE RIGHTS HAVE BEEN USED AS STACKED RIGHTS. SINCE THE TIME OF THIS TRANSFER DISPUTE, THE LANDING DITCH HAS BEEN LOW ON WATER AND THIS ISSUE HASN'T BEEN RAISED. DURING THE 1988 SEASON JAMES STATED HE SHUT OFF THE 15" OF THE TAYSOM/NELSON WATER (AKA MEADOW WATER), ALLOWING THE NELSON'S TO RECEIVE THE MUIR 15" RIGHT. BY THAT EVENING HE HAD RECEIVED A COURT ORDER TO RESTORE THE TAYSOM/NELSON RIGHT FOR 15".

THIS MATTER WENT TO A JUDICIAL COURT HEARING WITH PHIL RASSIER
FROM IDWR. CASE NO. 7307.

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.

MEMO

TO: Allen Merritt
FROM: Steve Clelland *SC*
DATE: March 12, 1996

RE: Transfer # 2614 - Portion of 41-00009

=====

In response to your previous questions:

>> Has the transfer already occurred?

Yes.

>> Does Muir need to claim the water?

>> Has someone other... claimed?

Water right has been claimed by Farold Nelson under the SRBA claim **A41-00004B**. Memo of 1/31/1980 from Jim Johnson to Jim Stanton describes the confusion between -004 and -009 (probably due to the same priority dates).

I recall conversations with watermaster, James Robinson, about this POU and the effects of this transfer to these acres.

All parties involved appear to have accepted the transfer as proposed by the Department's decision on 7/27/1982.

MEMORANDUM

To: File 41-0009
From: L. Glen Saxton *LS*
RE: STATUS OF TRANSFER 2614 OF RIGHT 41-0009A
Date: September 20, 1990

Loren Holmes
RECEIVED
SEP 25 1990
Department of Water Resources
Southern Region

As a result of receiving the letter dated September 18, 1990, from Maya Muir, I reviewed file 41-0009 in more detail as described in the following paragraphs.

Water right no 41-0009 was decreed to Hiram Frodsham authorizing the diversion of 0.8 cubic feet per second (cfs) of water from the South Fork of Rock Creek with a priority date of May 17, 1880. The place of use was described as the SW1/4 Section 33, T 11S, R31E, BM.

In May of 1958, W. S. Muir submitted Application for Transfer No. 246 to the department. The application proposed to change the point of diversion of 0.5 cfs of the 0.8 cfs from the heading of the Moss-Tayson Ditch located in the SWSW Section 4, T11S, R31E, BM to a point in the SESW Section 33, T10S, R31E, BM. The proposed change was protested but was ultimately approved by the department on September 16, 1958.

On November 23, 1981, Dana Muir submitted Application for Transfer No. 2614 to the department. This application proposed to change the place of use of the remaining 0.3 cfs of the original 0.8 cfs from 12 acres in the E1/2SW Section 33, T10S, R31E, BM to 12 acres within the W1/2NE and E1/2NW Section 4, T11S, R31E, BM. The application also stated that the place of use originally described in the decree incorrectly was shown as T10S rather than T11S.

The application was advertised and was protested by other water users in the area. In July 1982, the department conducted a conference at which the parties agreed to allow the department to issue a proposed decision based on the information provided at the conference.

I called Loren Holmes and asked that he review the matter when he could in order that the department can issue a proposed decision. He said he would.

Ms. Muir has filed an adjudication claim on 41-0009B as

stated in her letter but not on 41-0009A. If the a part of the right has been used, it will need to be claimed or it will be found to be of no force nor effect.

SD-0607-2 Prefix: A Basin: 41 Starting Water Right: 00004

STATE

| Water
Right No. | Name
Last, First | <u>(efs)</u>
O
W
N | Priority
Date | Stg/
Sts | Source | Use
Code | Desc |
|--------------------|---------------------|-----------------------------|------------------|-------------|------------------|-------------|------|
| A41-00004 | SPLIT RIGHT, | <u>3.0</u> | C 05/17/1880 | /Z | ROCK CREEK, SOUT | 01 | IRR |
| | | | | | LANDING CREEK | 01 | IRR |
| | | | | | SPLIT RIGHT | | |
| A41-00004A | MITCHELL, BLAINE | 1.0 | C 05/17/1880 | D/ | ROCK CREEK, SOUT | 01 | IRR |
| | MITCHELL, SHIRLEY | 0.30 | C | | | | |
| A41-00004B | NELSON, FAROLD J | | C 05/17/1880 | D/ | LANDING CREEK | 01 | IRR |
| A41-00004C | GROOM, STAN | 2.0 | C 05/17/1880 | D/ | ROCK CREEK, SOUT | 01 | IRR |
| | GROOM, MARGE | | C | | LANDING CREEK | 01 | IRR |
| A41-00005 | WESTON, R SCOTT | | C 04/10/1880 | D/ | ROCK CREEK, SOUT | 01 | IRR |
| | WESTON, HERBERT R | | C | | | 01 | IRR |
| A41-00006 | WESTON, R SCOTT | | C 05/17/1880 | D/ | WARM SPRINGS | 01 | IRR |
| | WESTON, HERBERT R | | C | | | | |
| A41-00007 | SPILLET, ROBERT R | | C 05/06/1883 | D/ | ROCK CREEK, SOUT | 01 | IRR |
| | SPILLET, RAE | | C | | | | |
| A41-00008A | SPLIT RIGHT, | | C 10/01/1879 | /Z | ROCK CREEK, SOUT | 01 | IRR |
| | | | | | SPLIT RIGHT | | |

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

3/12/96 SCC

Review of A41-00009 splits —

Due to previous confusion of -00004 & -00009 in a transfer #246, Nelson incorrectly claimed a part of -004. Should be based on 41-00009B instead.

Remaining parts A & C of A41-00004 now add up to the complete whole of the original right.

| 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 | | | | | | | |
| SOURCE | Y | | | | | | | |
| PLACE OF USE | Y | | | | | | | |
| DIV. AMOUNT
CFS/VOLUME | Y | | | | | | | |
| CONSUMPTIVE USE | - | | | | | | | |
| PURPOSES | Y | | | | | | | |
| PERIOD OF USE | Y | | | | | | | |
| BASIS OF CLAIM | Y | | | | | | | |
| 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 - A41-000048

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

*** C - CURRENT OWNER ***
NELSON

FAROLD J.

1 - P.O. BOX 177
2 -
3 -
City- ROCKLAND
Phone - 208-548-2261

State- ID Zip- 83271

*** O - ORIGINAL OWNER ***
MORRIS

S. N.

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

State- ID Zip- 0

ANDERSON

N. P.

1 -
2 -
3 -
City- X
Phone - 208-000-0000
1 - STAR ROUTE, BOX 20

State- ID Zip- 0

GROOM

STAN

2 -
3 -
City- ROCKLAND
Phone - 208-000-0000
1 - STAR ROUTE, BOX 20

State- ID Zip- 83271

GROOM

MARGIE

MITCHELL

BLAINE

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

State- ID Zip- 83271

MITCHELL

SHIRLEY

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

State- ID Zip- 0

+ - - Priority Date - - +
05/17/1880+ - - Region - - - +
17 SOUTHERN+ - - Stage - - - +
J - BENEFICIAL USE

Bece

+ - - Status - - - +

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

Aor 11/25/51

Water right number - A41-00004B

Prefix Translation: ADJUDICATION CLAIM

| Code | Description | Period From | Period To | Water Use | Diversion Rate | Diversion Volume |
|-----------------|-------------|-------------|-----------|-----------|----------------|------------------|
| 01 - IRRIGATION | | 03/15 | 11/15 | | 0.300 | |

+ - Total Div. Rate - + - Total Div. Volume - + - Total Div. Capacity - + - Total Consumptive Use - + - KW Usage - +
0.300

| Twn | Rng | Sec | Tract | Lot | Acres | Place of Use | Code | Description | County |
|-----|-----|-----|-------|-----|-------|--------------|------|-------------|--------------|
| 11S | 31E | 4 | NW NE | | 3.0 | | 01 | IRRIGATION | (777) POWER |
| 11S | 31E | 4 | SE NE | | 6.0 | | 01 | IRRIGATION | (777) POWER |
| 11S | 31E | 4 | NE NW | | 1.0 | | 01 | IRRIGATION | (777) POWER |
| 11S | 31E | 4 | SE NW | | 3.0 | | 01 | IRRIGATION | (777) POWER |

Total Acres: 13.0

+ - - Diversion Means - CHECK DAM & DITCH FROM LANDING CR.

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - NONE

Remarks
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.
THIS WATER RIGHT IS SPLIT:
A41-00004 ORIGINAL RIGHT. .3 CFS OUT OF A41-000003 IS EXCHANGE
OF USE. FOR A TOTAL OF .6 CFS.
DWR NOTESEE MEMO IN FILE***

+ - - - - - Old Water Right Numbers - - - - -
A4100009

Conditions of Approval
01E - A measuring device and lockable controlling works of a type
- acceptable to the Department shall be permanently installed and
- maintained as part of the diverting works.
005 - Use of water under this right is subject to control by the
- watermaster of State Water District No. 80181RICT.

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

+ - - Audit Fields - 03/13/90 HAUMANN 03/26/90 CLELLAND

+ - - - - - Comments - - - - -
No Comments Found

Water right number - A41-000048

Prefix Translation: ADJUDICATION CLAIM

| + - - - - - 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 | - | 00/00/0000 | 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 | - | | Notice of Error Flag | - | | |

LAST: MORRIS
ADDRESS: X
CITY: X
PHONE NUMBER: 208-000-0000
OWNER CODE: 0
FIRST: S. N.
STATE: ID ZIP: 0

LAST: ANDERSON
ADDRESS: X
CITY: X
PHONE NUMBER: 208-000-0000
OWNER CODE: 0
FIRST: N. P.
STATE: ID ZIP: 0

LAST: GROOM
ADDRESS: STAR ROUTE, BOX 20
CITY: ROCKLAND
PHONE NUMBER: 208-000-0000
OWNER CODE: 0
FIRST: STAN
STATE: ID ZIP: 83271

LAST: GROOM
ADDRESS: STAR ROUTE, BOX 20
CITY: ROCKLAND
PHONE NUMBER: 208-000-0000
OWNER CODE: 0
FIRST: MARGIE
STATE: ID ZIP: 83271

LAST: MITCHELL
ADDRESS: X
CITY: X
PHONE NUMBER: 208-000-0000
OWNER CODE: 0
FIRST: BLAINE
STATE: ID ZIP: 0

LAST: MITCHELL
ADDRESS: X
CITY: X
PHONE NUMBER: 208-000-0000
OWNER CODE: 0
FIRST: SHIRLEY
STATE: ID ZIP: 0

OWNER CODE: 0

LAST: NELSON
ADDRESS: P.O. BOX 177
CITY: ROCKLAND
PHONE NUMBER: 208-548-2261
STATE: ID ZIP: 83271

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: 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.
THIS WATER RIGHT IS SPLIT:
A41-00004 ORIGINAL RIGHT. .3 CFS OUT OF A41-000003 IS EXCHANGE
OF USE. FOR A TOTAL OF .6 CFS.
DMR NOTE**SEE MEMO IN FILE

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: # A41-000048 PRIORITY DATE: 05-17-1880 STAGE: J

B. WR RECORD: # 41-00004 PRIORITY DATE: 05-17-1880 STAGE: D

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE FIELD EXAMINER
N

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

REMARKS:

RECOMMENDED PRIORITY DATE:
05-17-1880

REVIEWED BY

DATE

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

| RIGHT | TWP. | RGE. | SEC. | 1/4 | 1/4 | 1/4 | LOT | CNTY |
|------------|------|------|------|-----|-----|-----|-----|-------|
| A41-00004B | 11S | 31E | 22 | SW | SE | NW | | POWER |

OTHER AJ CLAIMS WITH SAME AJ POD

WR RECORDS IN SAME 40 ACRE TRACT

| A PREFIX | R PREFIX | |
|------------|----------|----------|
| A41-00003 | NONE | 41-00003 |
| A41-00004C | | 41-04015 |

SOURCE: LANDING CREEK
SPLIT RIGHTTRIB: 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 |
|----------|------|------|------|-----|-----|-----|-----|-------|
| 41-00004 | 11S | 31E | 22 | | SE | NW | | POWER |
| 41-00004 | 11S | 31E | 9 | | NW | SW | | POWER |

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

| 41-00003 | A41-00003 | NONE |
|----------|------------|------|
| 41-04015 | A41-00004C | |

SOURCE: ROCK CREEK, SOUTH FORK
LANDING CREEKTRIB: ROCK CREEK
ROCK CREEK, SOUTH FORK

C. FIELD EXAM REQUIRED?

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

REMARKS:

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

SOURCE: _____ TRIB: _____

REVIEWED BY: _____ DATE: _____

A. ROOT WATER RIGHT NUMBERS:

A41-00004A
A41-00004B

A41-00004C

B. POU LISTING

| TWP | RNG | SEC | 1/4 | 1/4 | LOT | NAME | AJ
#/ACRES | WR
#/ACRES | LANDSAT
DATA | FIELD
EXAM. | RECOMM.
ACRES |
|-------------|-----|-----|-----|-----|-----|-------------------|------------------|----------------|-----------------|----------------|------------------|
| 11S | 31E | 4 | NW | NE | | NELSON, FAROLD J. | A41-00004B / 3.0 | 41-04015 / 4.0 | | | |
| | | | NW | NE | | NELSON, FAROLD J. | | | | | |
| 11S | 31E | 4 | SE | NE | | NELSON, FAROLD J. | A41-00004B / 6.0 | - / | | | |
| 11S | 31E | 4 | NE | NW | | NELSON, FAROLD J. | A41-00004B / 1.0 | - / | | | |
| | | | NE | NW | | NELSON, FAROLD J. | A41-00003 / 36.0 | 41-00003 / | | | |
| | | | NE | NW | | NELSON, FAROLD J. | | 41-04015 / 3.0 | | | |
| 11S | 31E | 4 | SE | NW | | NELSON, FAROLD J. | A41-00004B / 3.0 | - / | | | 37.0 |
| | | | SE | NW | | NELSON, FAROLD J. | A41-00003 / 38.0 | 41-00003 / | | | |
| | | | SE | NW | | NELSON, FAROLD J. | | 41-04015 / 2.0 | | | |
| TOTAL ACRES | | | | | | A41-00004B | 13.00 | | | | 37.00 |

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
A41-00004B IRRIGATIONMONTH/DAY
FROM 03-15 TO 11-15DIVERSSION QUANTITY
.300 CFS

TOTAL DIVERSSION RATE/VOLUME CLAIMED

.300 CFS

B. WR RECORDED USES:

PURPOSES
41-00004 IRRIGATION
41-00004 IRRIGATIONMONTH/DAY
FROM 09-01 TO 06-30
FROM 07-01 TO 08-31DIVERSSION QUANTITY
3.000 CFS
1.200 CFS

TOTAL DIVERSSION RATE/VOLUME CLAIMED

3.000 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

| | FIELD EXAMINER |
|---|----------------|
| DUE TO WATER-USE DISCREPANCY? (Y/N) | Y |
| DUE TO DIVERSSION 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:

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

AJ TOTAL CLAIMED DIVERSION RATE: 0.300 CFS
 MR ROOT RIGHT TOTAL DIVERSION RATE: 3.000 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?

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

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 |
|------------|------------------------|--------------------|-----------|----------------|-----------|----------------|
| A41-00004B | LANDING CREEK | NELSON , FAROLD J. | 0.300 | 0.023 | | |
| | SPLIT RIGHT | | | | | |
| A41-00003 | ROCK CREEK, SOUTH FORK | NELSON , FAROLD J. | 2.000 | 0.020 | | |
| | LANDING CREEK | | | | | |

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 = 39.0 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 | ACCEPTED
AS CLAIMED | NEEDS
REVIEW |
|------------------------|------------------------|-----------------|
| FORFEIT/ABANDON | () | () |
| ADDITIONAL DIV. AMOUNT | () | () |

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 41-00004

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE

0.860

EXAMINER

CFS

SPLITS:

| OLD RIGHT
NUMBERS | CURRENT
CLAIM NUMBERS | DIVERSION
RATE | CURRENT "R"
CLAIM NUM. | "R" DIV.
RATE | WR RIGHT
NUMBERS | DIVERSION
RATE |
|----------------------|--------------------------|-------------------|---------------------------|------------------|---------------------|-------------------|
| A41-00004 | A41-00004A | 1.000 | - | | 41-00004 | 3.000 |
| A41-00009 | A41-00004B | 0.300 | - | | 41-00009 | |
| A41-02020 | A41-00004C | 2.000 | - | | 41-02020 | 0.860 |

TOTAL CFS

3.300

0.860

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)

DATABASE

N

FIELD
EXAMINER

REMARKS:

AUTHENTICATION:

SIGNATURE: _____

DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____