

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: A41-00009B

Date Received: 3/14/1990

Receipt No: module 35

Received By: 73

APR 10 1990

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MAYA M. MUIR
Address: 26 TRAIL CK.
POCATELLO, ID 83204
208-233-5487

2. Date of Priority: MAY 17, 1880

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
10S	31E	33	NW	SE	SW		POWER

5. Description of diverting works:
15 HP PUMP IN CREEK WITH 6" BURIED MAINLINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.500		

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

8. Total consumptive use is 180.0 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
10S	31E	33	NE	SW		IRR	25.0
			NW	SW		IRR	3.0
			SW	SW		IRR	12.0

A41-00009B

Page 1

Date: 03/14/90

MICROFILMED

MAR 04 1993



Copies Of These Maps Can Be
At Bonneville Blue Print, Boise

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARD

BBP6
10s
311
33

Produced by the Geological Survey
in cooperation with the Soil Conservation Service

Orthophotograph prepared from 1:78 000-scale
aerial photographs taken August 20, 1976

Projection and 10,000-foot grid ticks: Idaho coordinate
system, east zone (transverse Mercator)
1000-meter Universal Transverse Mercator grid ticks,
zone 12, 1927 North American datum

Photomage transformed by scanning techniques
which may produce double or mismatched images;
use the mean of image positions for map point

MICROFILMED

MAR 04 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
10S	31E	33	SE SW		IRR	32.0
Section Acres						72.0
Total Acres						72.0

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:
YES

14. Remarks:

TRANS. 246.

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.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

HOUTZ

Decree Plaintiff

vs

ET AL.

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): X *Mayer Muir* Date: 3-14-90
_____ Date: _____

State of Idaho)
County of Power) SS.

Subscribed and sworn (or affirmed) before me this 14th day
of March 19 90

Anna Baumhoff
Notary Public

Seal

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

AJ0749NP
No. A41-000098

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

DATE: 09/08/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MAYA M MUIR C/O LEONARD MAY PO BOX 269 ROCKLAND ID 83271 (208) 548-2211	05/17/1880	IRRIGATION	03-15 11-15	0.500 CFS	
TOTAL DIVERSION:					0.500 CFS	
CONSUMPTIVE USE:						180.00 AFA

Water Source: ROCK CREEK, SOUTH FORK

Stage: DECREED

Point(s) of Diversion: T10S R31E S33

NWSESW

POWER County

Place of use Legal Description for: IRRIGATION

	NE	NW	SW	SE	
T R S	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: SUM
10S 31E 33	: :	: :	: 25 03 12 32	: :	: 72.0
TOTAL ACRES					72.0

POU County: POWER

Non-Irrigation Uses: NONE

Other Rights: YES

Remarks: GEN TRANS. 246.

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.

ADDRESS CHANGE BY CLAIMANT LETTER 9/8/99 SS.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 41

Field Inspection Flag:
Presumption Flag:

Department of Water Resources
Southern Region

OCT 06 1999

RECEIVED



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

RECEIVED

August 30, 1999

DIRK KEMPTHORNE
GOVERNOR

MAYA M MUIR
C/O LEONARD MAY
PO BOX ~~268~~ 269
ROCKLAND ID 83271

OCT 06 1999

Department of Water Resources
Southern Region

RECEIVED

KARL J. DREHER
DIRECTOR

SEP 07 1999

Department of Water Resources

RE: Snake River Basin Adjudication (SRBA)
Water Rights #41-10057, ~~A41-00009~~ A41-04011 & A41-07058
A41-00009B

Dear Water Right Holder:

Mail recently sent to you was returned to us by the Postal Service. They also advised us your address has changed to the above address. We have enclosed the returned mail.

Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, **list any other water rights you have**, and return this letter by September 17, 1999. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water right referenced above, please call this office toll-free at 1/800-451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Sally

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region
Enclosure:
Returned Mail

#####

The address is correct as shown above or as otherwise changed.

Leonard May
Claimant Signature

208-548-2211

Telephone No.

DATE: 10/22/99
PAGE: 1

Stage: DECREED

POWER County

MM

TOTAL ACRES

Other Rights: NONE (APPLICATION 41-07058)

Objection Filed Date:

Field Inspection Flag:
Presumption Flag:

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.

✓ COO
copy to S.O.
10/22/99
scw

(APPL. for
Permit)

1. Water Right No(s): 41-00009B, 41-04011, 4107058
Adjudication Claim No(s): AJ 5853NP-145, AJ 5853NP-22 AJ 5853NP-102
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: Maya M. Muir
26 Trail Cr.
4. New Owner/Claimant(s): Pocatello, Id 83204
Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
New Mailing Address: Leonard Marilyn May
City, State and ZIP Code: P.O. 269, Rockland, Id 83271
New Telephone Number: (208) 548-2211 ^{home} 548-2345 ^{work}
5. Date you acquired the property: July 9, 1992
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 _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ 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): Leonard May
(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..

no probate fee
in Power Co.
7-21-92 ml

WARRANTY DEED

For Value Received, MAYA MUIR, a widow, dealing with her
sole and separate property,

the Grantor, does hereby grant, bargain, sell, and convey unto

LEONARD A. MAY and MARILYN MAY,
husband and wife,

the Grantees, whose current address is:

P.O. Box 269, Rockland, ID 83271

the following described premises, to-wit:

The Southwest Quarter (SW $\frac{1}{4}$) and the Southwest Quarter of the
Northwest Quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$) of Section 33, Township 10 South,
Range 31 East, Boise Meridian, together with the water rights and
improvements thereon.

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 Grantees that she is the owner in fee simple of said
premises, that said premises are free from all encumbrances and
that she will warrant and defend the same from all lawful claims
whatsoever.

Dated this 7th day of July, 1992.

Maya Muir
MAYA MUIR

STATE OF IDAHO)
County of Bannock) ss.

✓AP
✓Plat
✓CS

✓SS D2211-00 out of office
✓Card

On this 7th day of July, 1992, before me, a notary public
in and for said state personally appeared MAYA MUIR, known to me

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: 41-00009B

MAYA M MUIR
26 TRAIL CK
POCATELLO ID 83204

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: June 29, 1999

SIGNATURE: _____

Please print your name: _____

Leonard May
Leonard May

IDAHO DEPT OF WATER RESOURCES

41-00009B



660 0 660 1320 Feet

T10S R31E SEC. 33

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

GIS PLACE OF USE PRESENTATION
1987 & FOR 1988 NAPP PHOTOGRAPHY

DATA ENTRY BY: STEVE CLELLAND
DATE: April 30, 1999

9-27-95

ACCO 2534 Maya Min Pump

R092720B rover

STEVE ISAAK

226-5742

220-1248 (m.)

Split check okay:

10/22/99
SC

(B)	.050	25"
(A)	.30	15"
	.80	40"

DATE: 04/30/99
PAGE: 1

4/1 10/31
Sum
6/11/99

03-15 11-15 0.50 CFS

TOTAL DIVERSION: 0.50 CFS

Stage: DECREED

POWER County

NE
NW

TOTAL ACRES

POU County: POWER

Other Rights: NONE (APPLICATION 41-07058)

Dates: **Exam Made Date:** **06/21/1995**

Verified Date: 04/30/1999

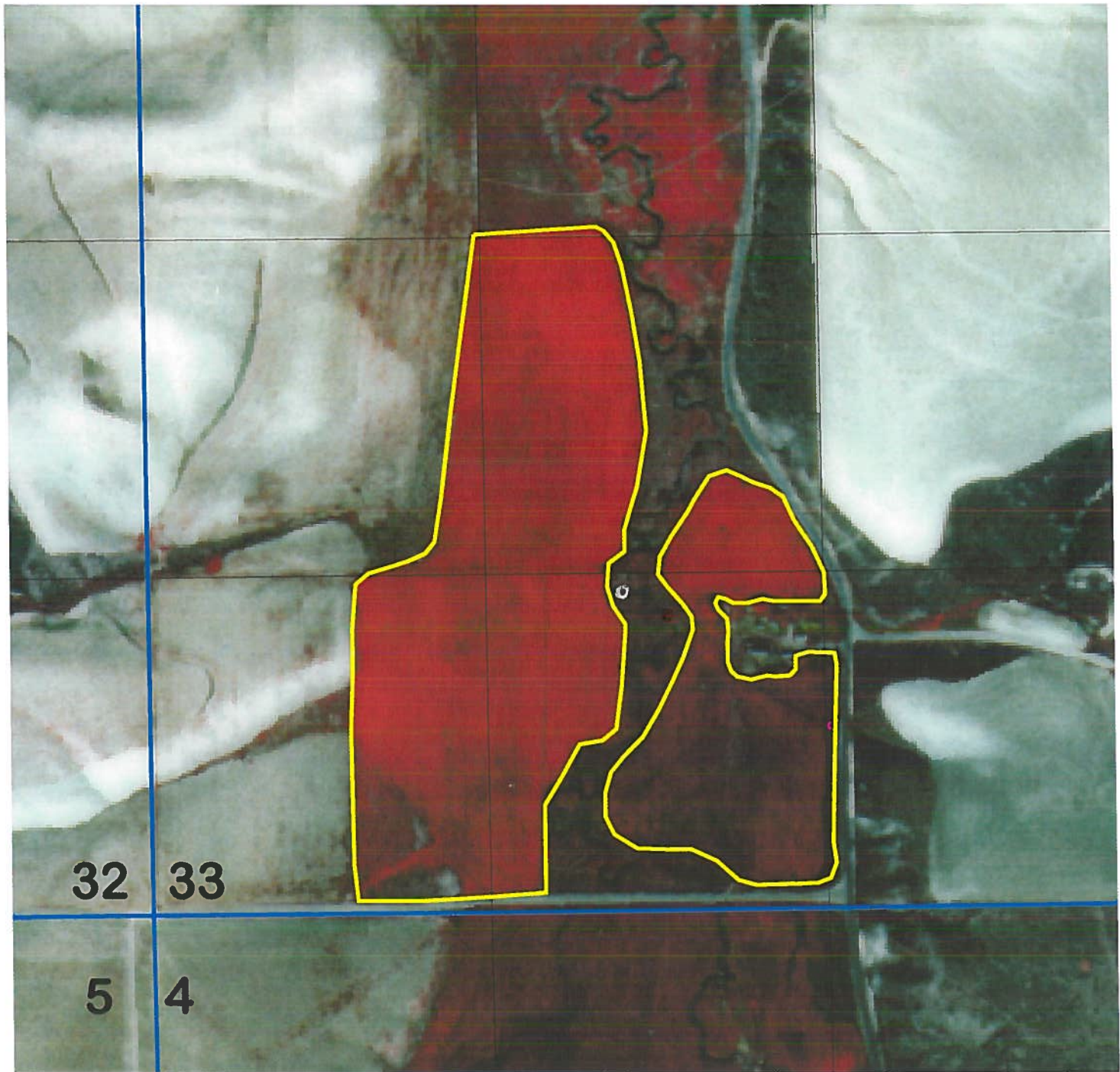
Objection Filed Date:

Misc: Water District Number: 41

Field Inspection Flag:
Presumption Flag:

IDAHO DEPT OF WATER RESOURCES

41-00009B



660 0 660 1320 Feet

T10S R31E SEC. 33



RECOMMENDED PLACE OF USE

● POINT OF DIVERSION

▬ SECTION LINES

□ 1/4 - 1/4 LINES

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

DATA ENTRY BY: STEVE CLELLAND
DATE: April 30, 1999

CLAIM NUMBER A41-00009B DATE 4/30/99
A41-04011 (disallowed) AGENT sa

TRANSFER NUMBER _____
 CLAIMED ACRE TOTAL 72
 GIS ACRE TOTAL 70

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
CLAIM	<u>10S</u>	<u>31E</u>	<u>33</u>									<u>25</u>	<u>3</u>	<u>12</u>	<u>32</u>			<u>—</u>	<u>72</u>
GIS												<u>22</u>	<u>3.8</u>	<u>15</u>	<u>27</u>			<u>0.7</u>	<u>68.</u>
RECOM												<u>23</u>	<u>4</u>	<u>15</u>	<u>28</u>			<u>*</u>	<u>70</u>
CLAIM																			
GIS																			
RECOM																			
CLAIM																			
GIS																			
RECOM																			

B41-POU.SHP _____
 SHAPE NOS. 9 (West Pou)
10 (East Pou)
 * may be due to rectification of image
 (Rounding in NESW to 23 ac)

B41-POD.SHP POD legal = NW SESW
 NOS. DESCRIPTION 12 (pump in R.C.)
 Theor. Calc.

$$0.60 \text{ cfs} = \frac{(8.8)(15)(.7)}{15 + (60 \times 231)} = \frac{92.4}{153.6}$$

DBF TABLES UPDATED _____
 B41-DBPOU.DBF ✓ 5/1/00
 B41-DBPOD.DBF _____
 JPEG LAYOUT ✓ 41-00009B.jpg

TIME LINE REVIEW OF SRBA CLAIM

A41-04011

1961...

CLAIMED PRIORITY: AUGUST 01, 1961

-USE IS REPRESENTED AS SUPPLEMENTAL TO THE EXISTING DECREED RIGHT FOR THE SAME POU, A41-00009B.

1976...

-8/20 OPQ PHOTO FOR MAP BB86.

1978...

-USE IS MOVED TO PIVOT CENTERED ON S1/4 CORNER OF S.33 (132 AC.).

1980...

-PERMIT FILED FOR SAME LANDS UNDER 41-07058 FOR MORE WATER.

1981...

-STATUTORY CLAIM FILED 41-04011. (66.0 AC.)
-PROTEST FILED BY UDY BROTHERS ON USE OF WELL.

1982...

-POU CHANGED TO LANDS SOUTH OF THE PIVOT AND EAST AS SHOWN IN CLAIM A41-04011 (108 AC.).

1987...

-ASCS/ASSESSOR'S PHOTO-MAPS TAKEN.
-7/31 NAPP PHOTO.

1990...

-SRBA CLAIM FILED, REMARKS OUTLINE HISTORY OF USES.
-LANDS UNDER APPL. 41-07058 ARE IN CRP SET ASIDE.

1994...

-DRIVE BY OBSERVATIONS BY SCC OF IDWR.
-7/20 VISIT W/ LEONARD MAY.

1995...

-6/14 GPS SITE OF WELL; A0002534.
-6/21 EXAM TO REVIEW POU/POD.

PREPARED BY STEVE CLELLAND
FILE: (CVR:MAYA.DOC)

DATE: June 22, 1995
REVISED:



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

~~KEITH ANDRUS~~
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

A41-00009B

6-21-95

MAYA Muir

A0002534

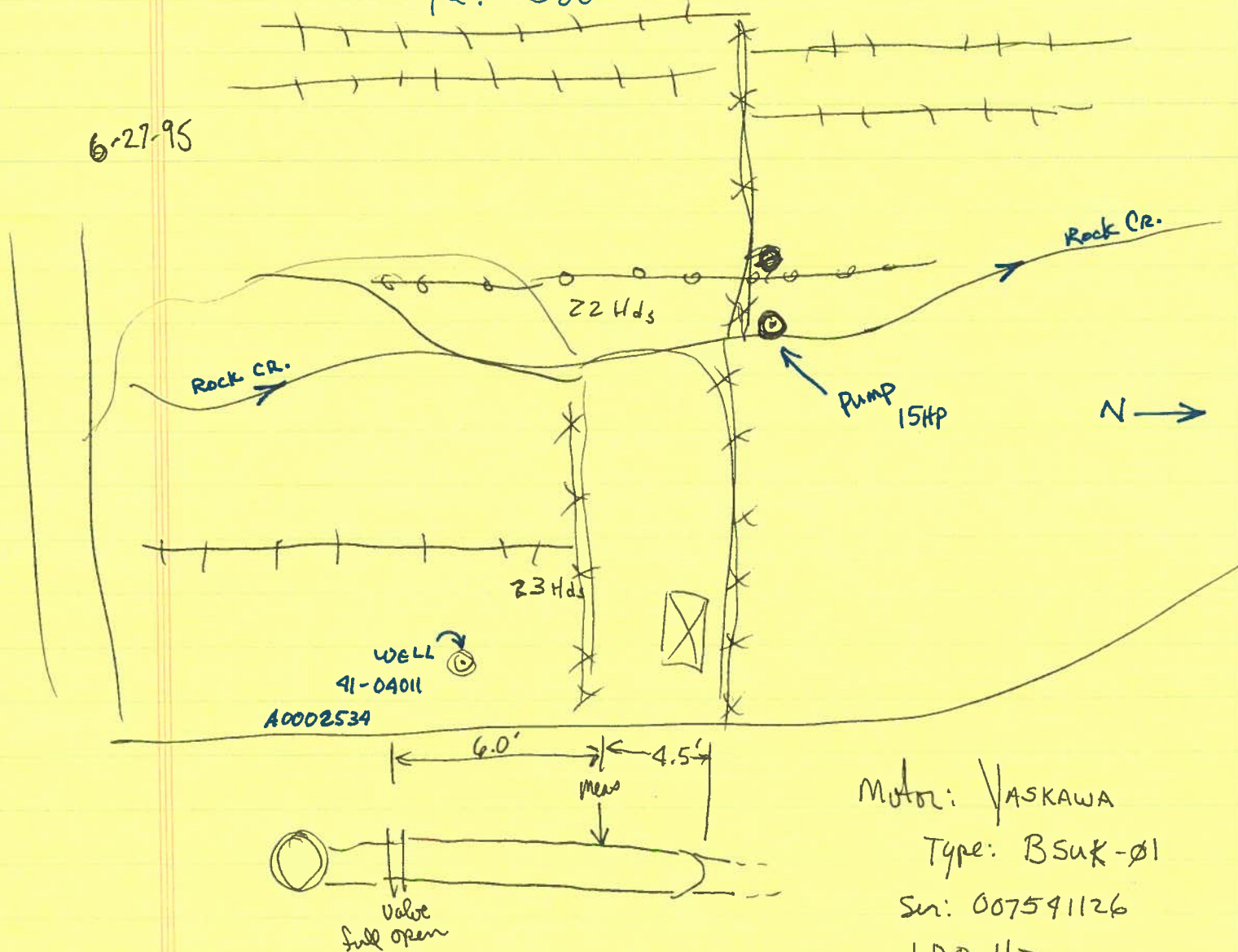
Napp: 384-5

7-31-87

(same as current pos)

opq: BB86 SW

6-27-95



Motor: VASKAWA
Type: BSK-Ø1
Ser: 007591126
100 HP
Fr: BSK-404TP
1775 Rpm

6-27-95

Conditions @ Meas.

Electronic Meter

45498 kwh

72.84 max kw

Johnston Pump



Steve

FYI

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

PHILIP E. BATT
Governor

KARL J. DREHER
Director

March 18, 1996

Maya Muir
26 Trail Creek Rd
Pocatello, ID 83201

RE: Application for Transfer #2614 in the name of Dana Muir

Dear Mrs. Muir:

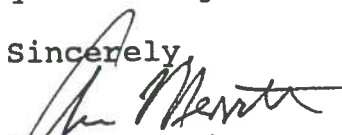
Our office has recently been reviewing old files where there has been little or no action taken by the department or the applicants to resolve pending issues.

As you may recall, your late husband filed transfer application #2614 back in 1981. It was protested by Udy Brothers and has been held without final action by the department since then. The transfer requested change of place of use of 15", being a portion of water right 41-00009. It is my understanding of current records that the change has been accomplished even though the transfer was never formally approved. I find that Farold Nelson, under claim A41-00009A, has claimed this water as the pending transfer proposed. The change of this water right is based on §42-1425 of the Idaho Code which allows accomplished changes prior to 1987.

In light of the current status of use and ownership of this water it appears appropriate that the pending transfer application be withdrawn by you to clear our files. Any particular matter of protest or approval of the change will be dealt with in the SRBA process.

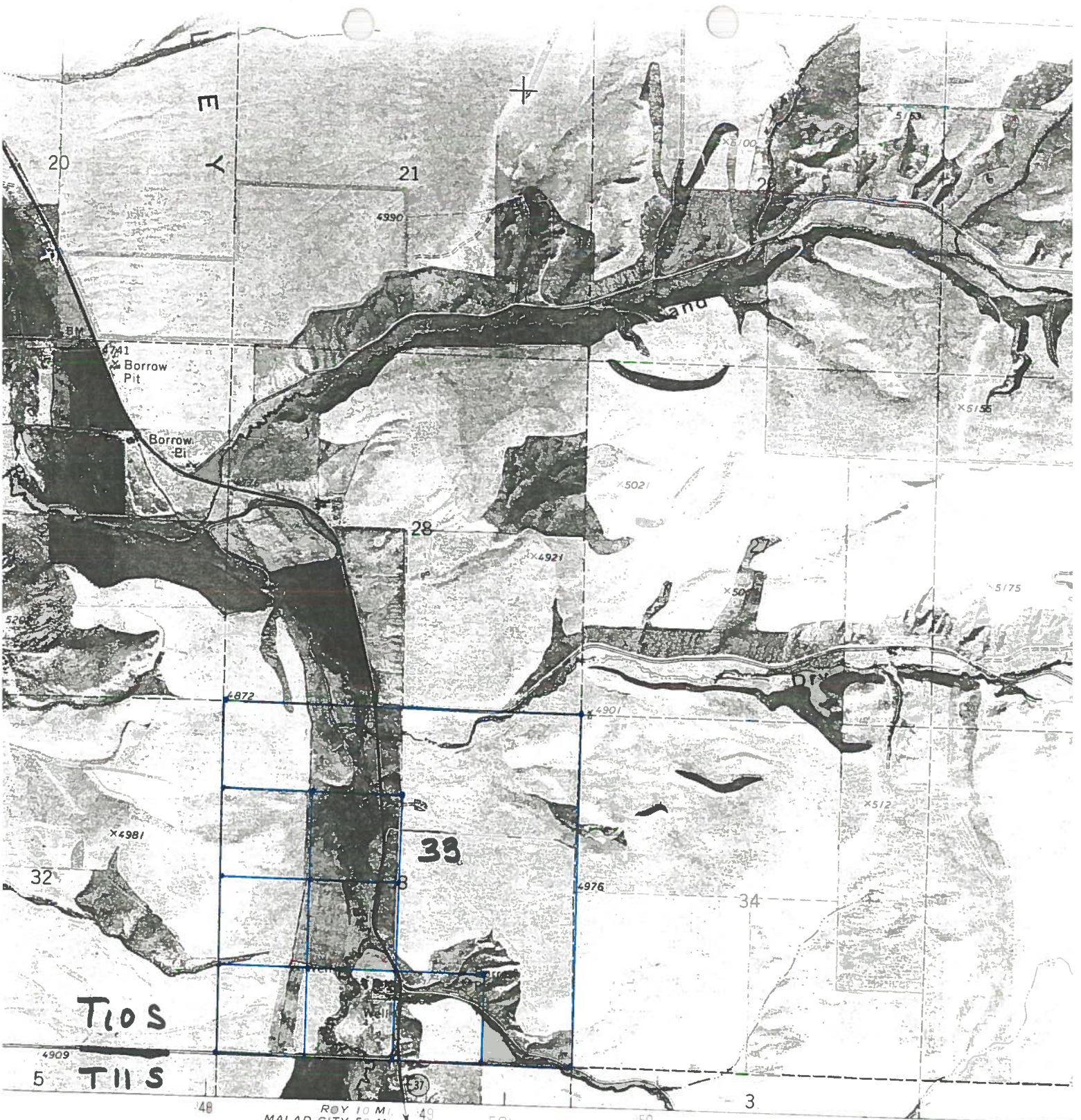
Please find enclosed a withdrawal form for your use. Please sign it before a notary and return it to our office. If you have any questions please feel free to contact our office.

Sincerely,


Allen Merritt, PE
Southern Region Manager

CC: Steve Clelland - IDWR
Glen Saxton - IDWR

A41-00009B



Key
Service

Scale
6

Coordinate

Grid ticks

Techniques
Images
Point

BB86
8-20-1976

T
10
S

R31E

SCALE 1:24,000

Copies Of These Maps Can Be
At Bonneville Blue Print, Boise

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U. S. GEOLOGICAL SURVEY, MENLO PARK, CALIF.

U.S. Department of Water Resources pursuant to
the National Flood Insurance Act of 1968, and the
National Flood Insurance Administration, as amended, and no legal

Old (D) Number -

1 - 26 TRAIL CK-

M. S.

Phone - 208-233-5487

HYRUM

Phone - 208-000-0000

D - DECREED

ROCK CREEK

(77) POWER

31E 33

72.0

+ - - Non-Irrigation Use - NONE

Prefix Translation: ADJUDICATION CLAIM

+ - - Other Rights for Same Use - YES

..... Remarks

TRANS. 246.
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.

No Old Water Right Numbers found.

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

Decree Defendant - - +
ET AL.

+ - - Audit Fields - 03/14/90 BAUMHOFF

- - -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	-	35976
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	-	03/14/1990	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	-	M006235	Federal/State Indicator	-	S
Claims Tape Error Flag	-		POU Ownership Flag	-	Y	Presumption Flag	-	
Fee Exempt Flag	-		Name Connector	-			-	

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	6-21-95 for A41-000098	6-21-95 for					
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE	-							
PURPOSES								
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.

LAST: MUJR
ADDRESS: ROCKLAND
CITY: ROCKLAND
PHONE NUMBER: 208-000-0000
OWNER CODE: 0

LAST: MUJR
ADDRESS: 26 TRAIL CK.
CITY: POCATELLO
PHONE NUMBER: 208-233-5487
OWNER CODE: C

LAST: FRODSHAM
ADDRESS: XXXXXXXX
CITY: XXXXXXXX
PHONE NUMBER: 208-000-0000
OWNER CODE: 0

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: TRANS. 246.
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.

FIELD EXAMINATION INFORMATION

CLAIM NUMBER: A41-00009B

CONTACT PERSON: 2

PHONE NUMBER: () - -

DATE OF FIELD EXAM: 6/21/95

APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () - -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

(See Notes in file 41-04011)

A. AJ CLAIM: # A41-000098 PRIORITY DATE: 05-17-1880

STAGE: D

B. WR RECORD: # 41-000098 PRIORITY DATE: 05-17-1880

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:

05-17-1880

REVIEWED BY

DATE

dy
See
4/30/99

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A41-000098	10S	31E	33	NW	SE	SW		POWER

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT

41-04011
41-07058

SOURCE: ROCK CREEK, SOUTH FORK

TRIB: ROCK CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
41-000098	10S	31E	33		SE	SW		POWER

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT

A PREFIX R PREFIX

41-04011
41-07058A41-04011
A41-07058

NONE

SOURCE: ROCK CREEK, SOUTH FORK

TRIB: ROCK CREEK

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)
DUE TO SOURCE DISCREPANCY? (Y/N)Y
N

DATABASE

FIELD
EXAMINERY
N
N

REMARKS:

OK as claimed

confirmed by Exam & Maps

See 4/30/99

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

— — — — —

SOURCE: ROCK CREEK, SOUTH FORK TRIB: ROCK CREEK

REVIEWED BY: DATE:

A. ROOT WATER RIGHT NUMBERS: A41-000098

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
10S	31E	33	NE	SW		MUIR, MAYA M. MUIR, DANA	A41-000098 /25.0	41-000098 / 41-04011 /25.0			27.0
10S	31E	33	SE	SW		MUIR, MAYA M. MUIR, MAYA MUIR, MAYA MUIR, DANA	A41-000098 /32.0 A41-10057 / R41-10057 / 41-04011 /27.0	41-000098 / - / - / 41-04011 /27.0			28.0
10S	31E	33	NW	SW		MUIR, MAYA M. MUIR, MAYA M. MUIR, MAYA M. FRODSHAM, HYRUM	A41-000098 / 3.0 A41-04011 /20.0 A41-07058 /36.0 41-00009A /	- / 41-04011 / 4.0 41-07058 /36.0 41-00009A /			33.0
10S	31E	33	SW	SW		MUIR, MAYA M. MUIR, MAYA M. MUIR, MAYA M. FRODSHAM, HYRUM	A41-000098 /12.0 A41-04011 /30.0 A41-07058 /30.0 41-00009A /	- / 41-04011 /10.0 41-07058 /30.0 41-00009A /			30.0
TOTAL ACRES							A41-000098	72.00			118.00

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:

See GIS Review

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

DATE:

A. AJ CLAIMED USES:

PURPOSES
A41-000098 IRRIGATION

TOTAL DIVERSION RATE/VOLUME CLAIMED

MONTH/DAY
FROM 03-15 TO 11-15DIVERSION QUANTITY
.500 CFS

.500 CFS

OK

B. WR RECORDED USES:

PURPOSES
41-000098 IRRIGATION

TOTAL DIVERSION RATE/VOLUME CLAIMED

MONTH/DAY
FROM TODIVERSION QUANTITY
.500 CFS

.500 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	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:
MR ROOT RIGHT TOTAL DIVERSION RATE:0.500 CFS
0.500 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.

then calc (see Sys sheet)
= 0.60 cfs

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

OTHER RIGHTS LISTED IN CLAIM: YES

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A41-000098	ROCK CREEK, SOUTH FORK	MUIR, MAYA M.	0.500	0.006		
A41-04011	GROUNDWATER	MUIR, MAYA M.	2.220	0.020		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A41-10057	DOMESTIC	MUIR, MAYA	FROM 01-01 TO 12-31	.030 CFS	
A41-10057	STOCKWATER	MUIR, MAYA	FROM 01-01 TO 12-31	.030 CFS	
R41-10057	DOMESTIC	MUIR, MAYA	FROM 01-01 TO 12-31	.030 CFS	
R41-10057	STOCKWATER	MUIR, MAYA	FROM 01-01 TO 12-31	.030 CFS	

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES 70 x 0.02 CFS/ACRE = 1.4 CFS
(Taken from p/u review)

1b. CALCULATIONS

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

$$\frac{.5}{70} = 0.007 \text{ cfs/ac.}$$

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 180.0 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.)

**Additional water developed in 1981 when application was filed. no current water rights for extra flows. 4/30/99 gce*

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD		REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
	FROM	TO			
IRRIGATION	03-15	11-15	DATABASE EXAMINER 0.500	DATABASE EXAMINER	DATABASE EXAMINER 180.0
TOTAL FOR THIS RIGHT			0.500		180.0

REVIEWED BY: See

DATE: 4/30/99

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____ACCEPTED
AS CLAIMED
(X) (X)
NEEDS
REVIEW
(X) (X)

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 41-00009

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
0.800

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A41-00009B	0.500	-	-	41-00009B	0.500
-	-	-	-	-	41-00009	-
-	-	-	-	-	41-00009A	0.300

TOTAL CFS

0.500

0.800

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
N
FIELD
EXAMINER

REMARKS:

Split occurred before SR&T - OK

AUTHENTICATION:

SIGNATURE:

DATE:

4/30/99

NAME OF FIELD EXAMINER:

TITLE:

Photo: RA1-20
My Sec
6-14-95



Pou e maya min

AA1-04011
AA1-0009B

Water Right Number - 41-00009B

Prefix Translation:

WATER RIGHT

Old (D) Number -

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

+ - First Name - - - +

+ - - - - Address - - - - +

*** C - CURRENT OWNER ***
MUIR

W. S.

1 -

2 -

3 -

City- ROCKLAND
Phone -

State- ID Zip- 83271

*** O - ORIGINAL OWNER ***
FRODSHAM

HYRUM

1 -

2 -

3 -

City-
Phone -

State- Zip-

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

+ - - Status - - - +

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

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

Twn Rng Sec Tract Lot Rflg County
10S 31E 33 SE SW (77) POWER

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

01 - IRRIGATION

0.500

+ - - Total Div. Rate - - + + - Total Div. Volume - - + + - Total Div. Capacity - - +
0.500

+ - - - - Place of Use - - - - - Description County

Twn Rng Sec Tract Lot Acres Code Description County
10S 31E 33 NE SW 01 IRRIGATION (77) POWER
10S 31E 33 SE SW 01 IRRIGATION (77) POWER

+ - - Diversion Means - PUMP

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - -

TRANS. 246.
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.

Water right number - 41-000098

Prefix Translation: WATER RIGHT

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

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

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

+ - - - - - Decree Plaintiff - - - + + - - - Decree Date - +
HOUTZ ET AL. 06/06/1903

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

+ - - Audit fields - 01/27/87 05/28/88 CONVERT

+ - - - - - 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	- P
Decree Date	- 06/06/1903	Presumption Flag	-		