

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: A41-00022
Date Received: 4/ 5/1990
Receipt No: S011826
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JEFF ALLEN 208-548-2603
Address: P.O. BOX 311
ROCKLAND ID 83271

AND

Name: MARY K. MUNK TRUST 208-548-2240
Address: C/O MARTIN MUNK
P.O. BOX 112
ROCKLAND ID 83271

AND

Name: MELVIN R. MUNK 208-548-2240
Address: C/O MARTIN MUNK
P.O. BOX 112
ROCKLAND ID 83271

2. Date of Priority: OCT 1, 1885

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

4. Point of Diversion:

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

5. Description of diverting works:
VIA DANIELSON DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.200		

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

8. Total consumptive use is 230.0 Acre Feet Per Annum.

A41-00022

Page 1

Date: 09/17/91

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9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	31E	3	SW	SW		IRR	10.0
					Section Acres		10.0
		10	NW	NE		IRR	7.0
			SW	NE		IRR	20.0
			NE	NW		IRR	25.0
			NW	NW		IRR	25.0
			SE	NW		IRR	5.0
					Section Acres		82.0
					Total Acres		92.0

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:
A41-00021

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.

|
CHANGE IN P/U OCCURRED BY UN-RECORDED TRANSFER; THE P/U LISTED
IN DECREE HAS NEVER BEEN IRRIGATED.

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): _____ 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.

CIVIL CASE NUMBER: 39576

Ident. Number: A41-00022
Date Received: 2/15/1990
Receipt No: 5011826
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JEFF ALLEN 208-548-2603
Address: P.O. BOX 311
ROCKLAND, ID 83271

2. Date of Priority: OCT 01, 1885

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

4. Point of Diversion:

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

5. Description of diverting works:
VIA DANIELSON DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.200		

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

8. Total consumptive use is 230.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	31E	3	SW	SW		IRR	10.0

Section Acres 10.0

A41-00022

Page 1

Date: 04/05/90

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	31E	10	NW	NE		IRR	7.0
			SW	NE		IRR	20.0
			NE	NW		IRR	25.0
			NW	NW		IRR	25.0
			SE	NW		IRR	5.0
						Section Acres	82.0
						Total Acres	92.0

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:
A41-00021

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.

CHANGE IN P/U OCCURRED BY UN-RECORDED TRANSFER; THE P/U LISTED
IN DECREE HAS NEVER BEEN IRRIGATED.

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): Jeff D Allen Date: April 13, 1990

Date: _____

State of Idaho)
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 13th day
of April 19 90
Steve Call
Notary Public

Seal

Residing at Twin Falls, Idaho

My Commission Expires December 7, 1994

T. 9S.

T. 10S.

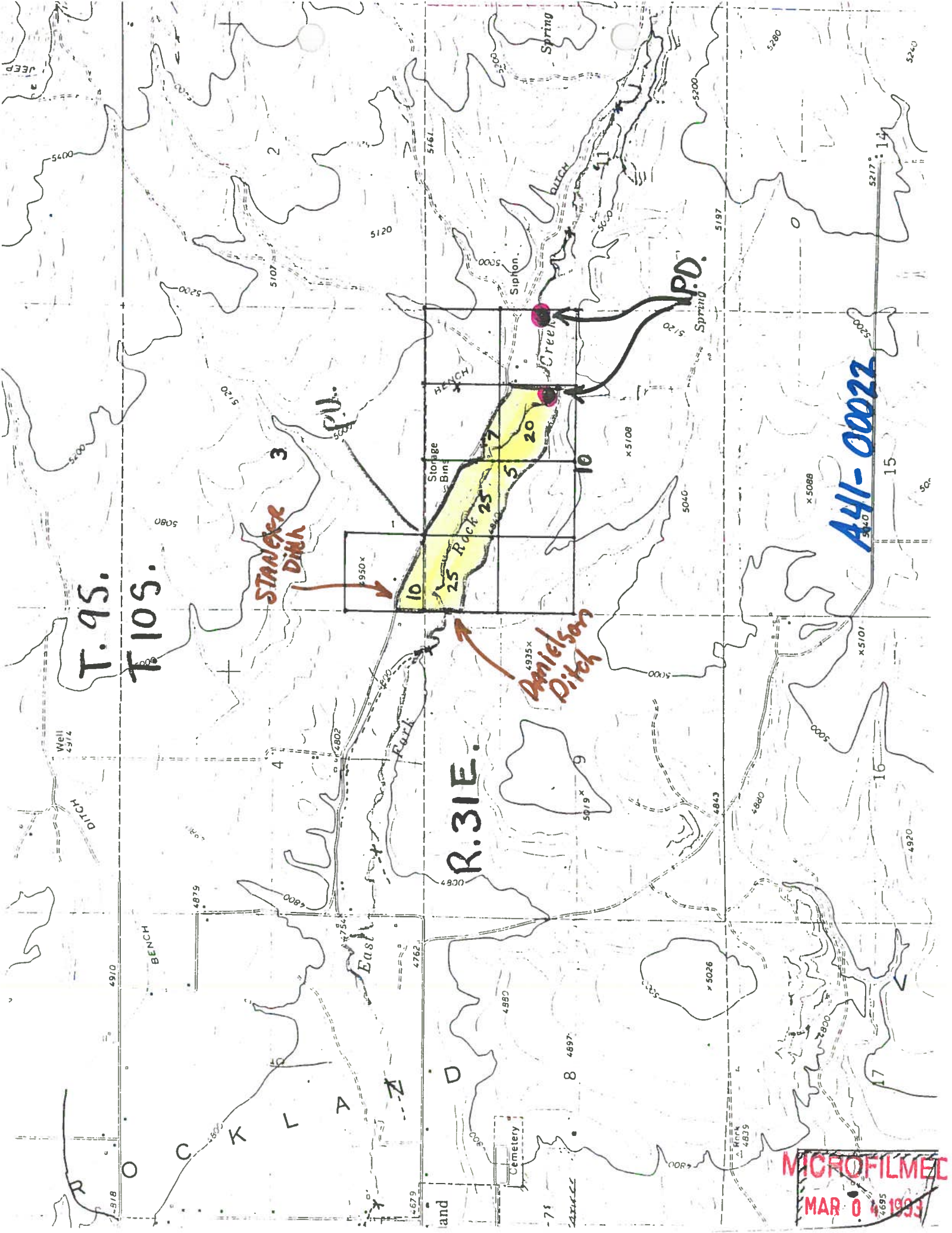
STANLEY DITCH

R. 31E.

Danielson Ditch

441-00022

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State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 18, 1991

Martin Munk
P.O. Box 112
Rockland, ID 83271

RECEIVED

OCT 10 1991

RE: Snake River Basin Adjudication (SRBA)
Power County - Change of Ownership - A41-00022
Melvin R. Munk and Mary K. Munk Trust

Department of Water Resources
Southern Region Office

Dear Mr. Munk:

Thank you for your response to my letter of June 20, 1991. Unfortunately, I am unable to describe the right in the manner you wish with the information I presently have on hand.

Claims #A41-00021 and #A41-00022, as originally filed by Jeff Allen, both had the same legal description, and therefore would appear to require splitting in proportion to the amount of land which changed hands.

As the department is not in a position to make decisions on who owns which portion of water rights, I propose that the water right files A41-00021 and A41-00022 each be put into both of your names (copies attached). Pending field investigation the coming year, we can get together with you personally on the property for a determination of which portion belongs to whom.

This will in no way jeopardize yours or Mr. Allen's right to this water.

I will be forwarding the documentation I have received from you to our southern region office in Twin Falls where the original file is located. We might be able to resolve this before the field exam is completed if you were to go into our southern region office and work personally with someone there showing them on a map how and where the water is conveyed.

One other option would be to have Mr. Allen sign an ownership change and have him describe the above on the form, exactly how much water and which acres are irrigated for each of the two rights.

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Martin Munk
September 18, 1991
Page Two

Thank you for working with me on this matter. I will hold this file information for two weeks before forwarding to our southern office in case you have any further information you would like to send.

Sincerely,



John D. Carlson
Adjudication Supervisor

JDC:sf:south

Enclosures:

A41-00021A+B and A4100022.

cc: Jeff Allen w/enclosures w/ownership form

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MAR 04 1993



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED
MAY 22 1991

DATE OF CLOSING: 4-23-91

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM _____
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

See attached

[] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

[] Water Right Number(s)
Assigned by IDWR:

A41-00022 & A41-00021

[] Name and Address of Former Owner/Claimant(s)(Seller):

Jeff Allen

P. O. Box 311

Rockland, Idaho 83271

[] New Owner/Claimant (Purchaser):

Melvin R. Munk and Mary K. Munk Trust

[] New Mailing Address:

c/o Martin Munk

P. O. Box 112

Rockland, Idaho 83271

[] New Telephone Number:

(208) 548 - 2240

[] Does the change in ownership result in a splitting of the water right owned/claimed? X yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

STANGER DITCH (# A41-00021) 40" is split with 15" remaining
with FORMER OWNER & 25" transferring to New owner. All other rights
(#A41-00021 & A41-00022) transfer to New owner

[] Attach proof of ownership, describe proof attached:

Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[] Signature of New Owner/Claimant(s)

Melvin R. Munk and Mary K Munk Trust
by Martin Munk

Date 5-10-91

Date 5-10-91

[] Signature of Former Owner/Claimant(s):

Date _____

Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED

MAR 04 1993

WARRANTY DEED

For Value Received

GLENNA ALLEN NELSON, formerly known as GLENNA ALLEN and
CLIFFORD EUGENE NELSON, wife and husband

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
MELVIN R. MUNK and MARY K. MUNK TRUST

Address: P. O. Box 112
Rockland, Idaho 83271

Hereinafter called the Grantee, the following described premises situated in POWER County, Idaho,
to-wit: See attached Exhibit "A" for legal description

SUBJECT TO:

All reservations in Patents or Deeds in the chain of title.

Taxes for 1991 and subsequent years.

Easement to Idaho Power Company, recorded July 30, 1941, in Book
28, No. 246, records of Power County, Idaho.

Easement to Idaho Power Company, recorded July 30, 1941, in Book
28, No. 245, records of Power County, Idaho.

Easement to Idaho Power Company, recorded July 30, 1941, in Book
63, No. 587, records of Power County, Idaho.

Easement to Idaho Power Company, recorded November 12, 1935, in
Book 63, No. 51485, records of Power County, Idaho.

Reserving unto the Grantors, their successors and assigns, 50%
of all mineral and oil rights.

THE GRANTORS ARE NOT WARRANTING THAT THE FENCE LINES ARE THE
CORRECT PROPERTY LINES.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee
and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to
and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are
free from all incumbrances except as above described and that Grantor will warrant and defend the
same from all lawful claims whatsoever.

Dated: April 22, 1991

Glenna Allen Nelson

GLENNA ALLEN NELSON,
f/k/a Glenna Allen

Clifford Eugene Nelson

CLIFFORD EUGENE NELSON

EXHIBIT "A"

TOWNSHIP 10 SOUTH, RANGE 31 E.B.M., POWER COUNTY, IDAHO,
SECTION 3: BEGINNING AT THE SOUTHWEST CORNER OF SECTION 3, RUNNING THENCE NORTH ALONG THE WEST LINE OF SAID SECTION 3, 31 RODS; THENCE SOUTH 75° EAST 18½ RODS; THENCE SOUTH 2 RODS; THENCE SOUTH 68°43' EAST 67 1/5 RODS, MORE OR LESS, TO THE SOUTHEAST CORNER OF THE SW¼SW¼ OF SECTION 3; THENCE WEST ALONG THE SOUTH LINE OF SAID SECTION 3, 80 RODS, MORE OR LESS, TO THE POINT OF BEGINNING.

ALSO ALL SW¼SE¼

ALSO: LOTS 1 AND 2 AND THE SW¼NE¼, SE¼NW¼, NE¼SW¼, NW¼SE¼

SECTION 10: E½NE¼NW¼ AND E½W½NE¼NW¼

BEGINNING AT THE NORTHEAST CORNER OF THE NW¼SW¼ OF SECTION 10, THENCE SOUTH 72 RODS; THENCE IN A NORTHWESTERLY DIRECTION ALONG THE BOTTOM OF A DRAW TO A POINT ON THE NORTH LINE OF SAID 40; WHICH POINT IS 38 RODS WEST OF THE NORTHEAST CORNER THEREOF; THENCE EAST ALONG THE NORTH LINE OF SAID NW¼SW¼ OF SAID SECTION, TOWNSHIP AND RANGE 38 RODS, MORE OR LESS, TO THE POINT OF BEGINNING.

ALSO ALL THAT PORTION OF THE SW¼NE¼ OF SECTION 10 LYING SOUTH OF THE EAST FORK OF ROCK CREEK.

ALSO THE NW¼NE¼ AND THAT PORTION OF THE SW¼NE¼ LYING NORTH OF THE EAST FORK OF ROCK CREEK AND

ALSO THE FOLLOWING DESCRIBED TRACT OF LAND, TO-WIT: BEGINNING AT THE NORTHWEST CORNER OF SECTION 10, AND RUNNING THENCE EAST 90 RODS FOLLOWING SAID SECTION LINE; THENCE SOUTH 80 RODS; THENCE WEST 90 RODS FOLLOWING THE QUARTER SECTION LINE OF SAID SECTION; THENCE NORTH 80 RODS FOLLOWING THE WEST LINE OF SAID SECTION 10, TO THE POINT OF BEGINNING.

ALSO THE SE¼NW¼, SW¼SW¼, E½SW¼, N½SE¼ AND SW¼SE¼

EXCEPTION THEREFROM: COMMENCING AT THE NORTH QUARTER CORNER OF SECTION 10; THENCE SOUTH 660 FEET, MORE OR LESS, TO THE SOUTHERLY RIGHT OF WAY OF A COUNTY ROAD, THE TRUE POINT OF BEGINNING; THENCE WEST 85 FEET; THENCE SOUTH 135 FEET; THENCE EAST 170 FEET; THENCE NORTH 135 FEET; THENCE WEST 85 FEET TO THE POINT OF BEGINNING.

ALSO: TOWNSHIP 10 SOUTH, RANGE 32 E.B.M., POWER COUNTY, IDAHO,
SECTION 18: LOTS 1 AND 2.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto, INCLUDING BUT NOT LIMITED TO:

20 inches in the Danielson Ditch.

29 inches in the Bench Ditch (20" deeded water, 9" bench water).

40 inches of the Stanger Water Ditch Right.

Together with all CRP payments associated with said real estate and all wheat and barley base acreages associated with said real estate.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 30, 1991

RECEIVED

OCT 10 1991

Department of Water Resources
Southern Region Office

Melvin R. Munk and Mary K. Munk Trust
c/o Martin Munk
P.O. Box 112
Rockland, ID 83271

RE: Snake River Basin Adjudication (SRBA)
Power County - Change of Ownership A41-00021,
A41-00022, A41-10027, A41-10029 & A41-10138

Dear Mr. Munk:

Thank you for submitting the change of ownership for the Munk property. In reviewing the two water rights described on the form (A41-00021 and A41-00022), A41-00022 has been changed into the new owner's name, and I have enclosed a copy for your file. In reviewing A41-00021 (proof report enclosed), it was noted that this right as filed is for .50 inches (1.0 CFS) and covers the same land as A41-00022. Please adjust the rate in inches which the previous and new owner has a right to, and describe which acres belong to whom. I have enclosed a map to assist you in describing the separate properties.

Also, in comparing the legal description supplied and the claims filed with the Department, three Domestic and Stockwater claims were located which may be on the lands purchased (A41-10027, A41-10029, A41-10138). Please review these rights to confirm if any should be changed to the new name.

Thank you for reviewing this information.

Sincerely,

John D. Carlson
Adjudication Supervisor

JDC:sf:state:tf

Enclosures:

Proof Reports of #A41-00021, A41-10027,
A41-10029 & A41-10138

Map

Claim #A41-00022

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OCT 10 1991

Department of Water Resources
Southern Region Office

RECEIVED

JUN 12 1991

Department of Water Resources

MR Carlson,

As per your letter dated May 30 1991, I have indicated on the map provided those areas belonging to new own and staying with seller. Also enclosed is a copy of the legal description of the parcel retained by the seller.

A41-00022 divided as follows

10" VIA Danielson ditch - New Owner
25" VIA Stanger ditch - New owner
15" VIA Stanger ditch - retained by seller

Also stockwater claims A41-10027 retained by seller
 A41-10029 retained by seller
 A-41-10138 neighbor

Thank you for you help in this matter.

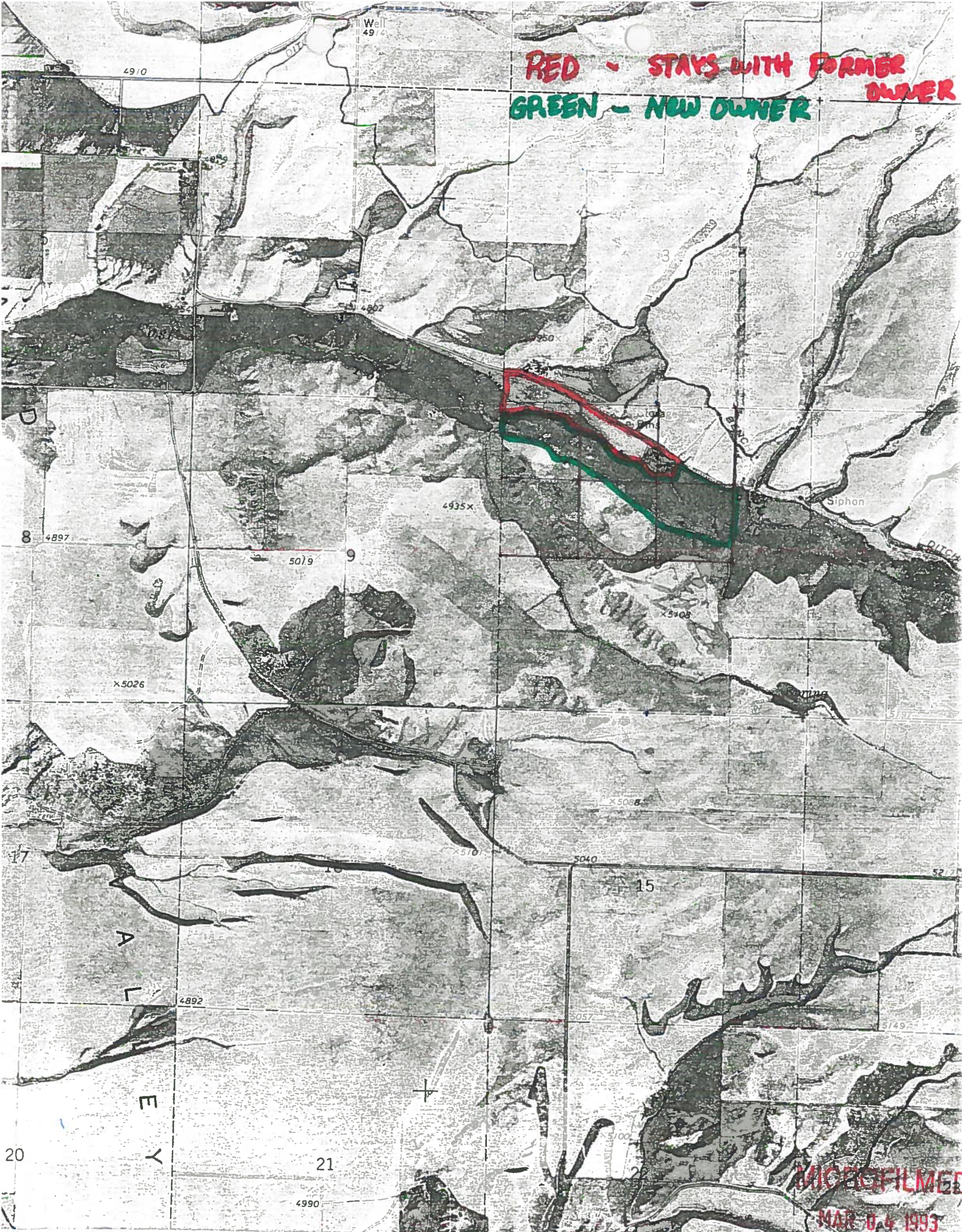
Sincerely,

Martin Munk

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MAR 04 1993

RED - STAYS WITH FORMER OWNER
GREEN - NEW OWNER



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MAR 04 1993

10c 31E son 3+10 BB-86

EXHIBIT "A"

TOWNSHIP 10 SOUTH, RANGE 31 EAST OF THE BOISE MERIDIAN,
POWER COUNTY, IDAHO

Sections 3 and 10: Part of the SW $\frac{1}{4}$ of Section 3 and Part of
the N $\frac{1}{2}$ of Section 10, more particularly
described as follows:

Beginning at the Southwest corner of said Section 3, said corner
marked by a 5/8" rebar which shall be the Point of Beginning;

Thence North 0°11'32" East (North rec.) along section line for
511.50 feet to a $\frac{1}{2}$ " rebar;

Thence South 74°55'18" East (South 75° East rec.) for 305.25
feet to a $\frac{1}{2}$ " rebar;

Thence South 0°11'32" West (South rec.) for 33.00 feet to a
 $\frac{1}{2}$ " rebar;

Thence South 68°42'39" East (South 68°43' East rec.) for
1,092.22 feet (1108.80' rec.) to a $\frac{1}{2}$ " rebar at the Southeast
corner of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 3;

Thence South 82°14'50" East for 108.13 feet to a $\frac{1}{2}$ " rebar
in the approximate centerline of a gravel road;

Thence South 61°29'16" East along said centerline for 1394.56
feet to a $\frac{1}{2}$ " rebar;

Thence South 52°57'57" East along said centerline for 486.84
feet to a $\frac{1}{2}$ " rebar;

Thence South 16°23'10" West for 190.53 feet to a $\frac{1}{2}$ " rebar;

Thence South 87°57'36" West for 346.68 feet to a $\frac{1}{2}$ " rebar;

Thence North 66°04'36" West for 835.95 feet to a $\frac{1}{2}$ " rebar;

Thence North 58°57'48" West for 817.61 feet to a $\frac{1}{2}$ " rebar;

Thence North 75°30'12" West for 875.82 feet to a $\frac{1}{2}$ " rebar;

Thence South 66°16'57" West for 352.13 feet to a point on
section line;

Thence North 0°00'00" East along section line for 327.96
feet to the Point of Beginning.

SUBJECT TO an existing road right-of-way along the North side,
also subject to the existing natural drainage of Rock Creek and
any other easements or right-of-ways of record. Also subject
to a 20 foot wide ingress and egress easement, the centerline
being more particularly described as follows:

Beginning at the Northwest corner of the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of said Section
10, said corner marked by a $\frac{1}{2}$ " rebar; thence South 82°14'50"
East for 108.13 feet to a $\frac{1}{2}$ " rebar in the approximate centerline
of a gravel road; thence South 61°29'16" East along said

centerline for 1172.26 feet to the Point of Beginning;

Thence South 45°17'06" East along the centerline of said
easement for 298.08 feet to a point;

Thence South 13°51'02" East along the centerline of said
easement for 391.80 feet to the Point of Terminus of said
easement.

Legal description of land retained by
seller.

15" of Stanger ditch water retained with
this parcel.

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MAR 04 1993

MELVIN & MARY MUNK TR.
~~C/O MARTIN MUNK~~
ROCKLAND, ID 83271

Department of Water Resources
ATTN: JOHN D. CARLSON
1301 North Orchard Street

Statehouse Mail

Boise, Idaho

83721

MICROFILMED

MAR 04 1993





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

RECEIVED

CECIL D. ANDRUS

OCT 10 1991

GOVERNOR

June 20, 1991

R. KEITH HIGGINSON

Department of Water Resources DIRECTOR

Southern Region Office

RECEIVED

SEP 05 1991

Department of Water Resources

Melvin R. Munk and Mary K. Munk Trust
C/O Martin Munk
P.O. Box 112
Rockland, ID 83271

RE: Snake River Basin Adjudication (SRBA)
Power County - A41-00021B and A41-00022
Change of Ownership

Dear Mr. Munk:

Thank you for sending the description and map of the right I had a question on. In reviewing the information, I have created a split for A41-00021B.

I still have a couple of questions regarding the above rights.

1. Should A41-00022 be split to describe the same place of uses as A41-00021A and B? **NO** If so, how much water is to be assigned to each portion?

2. Rights A41-00021 and A41-00022 list two separate 10 Ac. tracts for a legal description of the point of diversion. Does each legal describe the diversion works for the Danielson and Stanger ditches, respectively? **YES**

While the above can be resolved when the claims are reviewed, the best information available should be utilized at this time. Please get back with me as soon as possible, as Basin 41 is the next basin scheduled for review.

Sincerely,

John D. Carlson

John D. Carlson
Adjudication Supervisor

JDC:sf:state

Enclosures:

A41-00021A & A41-00021B

cc: Jeff Allen

I hope this answers what you need to know.

Martin Munk

MICROFILMED

MAR 04 1993

MELVIN & MARK NUNK TR.
c/o MARTIN NUNK
ROCKLAND, ID 83271



State of Idaho
Dept of Water Resources
ATTN: John D. Carlson
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83270

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MAR 04 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

June 20, 1991

Melvin R. Munk and Mary K. Munk Trust
C/O Martin Munk
P.O. Box 112
Rockland, ID 83271

RE: Snake River Basin Adjudication (SRBA)
Power County - A41-00021B and A41-00022
Change of Ownership

Dear Mr. Munk:

Thank you for sending the description and map of the right I had a question on. In reviewing the information, I have created a split for A41-00021B.

I still have a couple of questions regarding the above rights.

1. Should A41-00022 be split to describe the same place of uses as A41-00021A and B? If so, how much water is to be assigned to each portion?
2. Rights A41-00021 and A41-00022 list two separate 10 Ac. tracts for a legal description of the point of diversion. Does each legal describe the diversion works for the Danielson and Stanger ditches, respectively?

While the above can be resolved when the claims are reviewed, the best information available should be utilized at this time. Please get back with me as soon as possible, as Basin 41 is the next basin scheduled for review.

Sincerely,

John D. Carlson
Adjudication Supervisor

JDC:sf:state

Enclosures:

A41-00021A & A41-00021B

cc: Jeff Allen

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MAR 04 1993

RECEIVED

AUG 05 1999

Department of Water Resources
Southern Region
Service Requested

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098



R41-00022
JEFF ALLEN
PO BOX 311
ROCKLAND

ID 83271





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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RECEIVED

AUG 02 1999

Department of Water Resources

July 27, 1999

RE: Public Meeting to Discuss Issues Relative to the Adjudication of Water Rights in
Basin 41

Dear Claimant:

At the water user meeting held in Rockland on June 30, 1999, two difficult issues were identified. The first issue relates to the diversion of high flows during times of plenty, whether such flows should be claimed, and how the Department of Water Resources will recommend such claims. The second issue relates to the discrepancy between the flow rates specified for water rights from Rock Creek and the flows that have historically been delivered from the wooden measuring boxes.

The Department has determined that a second meeting is warranted, to specifically discuss these two issues. Accordingly, **this letter invites you to attend a public meeting at the Rockland City Hall, 135 S. Main Street, at 7:00 pm on Tuesday, August 10, 1999.**

I look forward to meeting with you then.

Sincerely,

A handwritten signature in black ink that reads "David R. Tuthill, Jr." with a stylized flourish at the end.

David R. Tuthill, Jr., P.E.
Chief, Adjudication Bureau

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)10/27/99 14:58:22
Page 1

Water Right Number - R41-00022 Prefix Translation: RESEARCH Old (D) Number -

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

*** C - CURRENT OWNER ***

MUNK TRUST

1 - C/O MARTIN MUNK
2 - PO BOX 112
3 -
City- ROCKLAND State- ID Zip- 83271
Phone - 208-548-2240
1 - C/O MARTIN MUNK
2 - PO BOX 112
3 -
City- ROCKLAND State- ID Zip- 83271
Phone - 208-548-2240

*** O - ORIGINAL OWNER ***

ALLEN

JEFF

1 - PO BOX 311
2 -
3 -
City- ROCKLAND State- ID Zip- 83271
Phone - 208-548-2603

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
10/01/1985 17 SOUTHERN D - DECREED

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

+ - - Point of Diversion - - - - - +

Twn	Rng	Sec	Tract	Lot	RFlg	County
10S	31E	10	SE SW NE		(77)	POWER
		11	SE SW NW		(77)	POWER

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

01 - IRRIGATION 04/01 10/31 0.200

+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Consumptive Use - + + - - KW Usage - +
0.200 0.0

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
10S	31E	10	NW NE		2.7	01	IRRIGATION	(77) POWER
10S	31E	10	SW NE		16.3	01	IRRIGATION	(77) POWER
10S	31E	10	NE NW		10.0	01	IRRIGATION	(77) POWER
10S	31E	10	NW NW		11.0	01	IRRIGATION	(77) POWER
10S	31E	10	SE NW		5.0	01	IRRIGATION	(77) POWER

Total Acres: 45.0

+ - - Diversion Means - VIA DANIELSON DITCH

[illegible]

Dept. of Water Resources
Adjudication Bureau
P.O. Box 88720
Boise, ID 83720-0098

ATTEMPTED - NOT KNOWN

ATTEMPTED - NOT KNOWN

ATTEMPTED - NOT KNOWN



R41-00021A
JEFF ALLEN
PO BOX 311
ROCKLAND

ID 83271



RECEIVED
JUL 01 1999
Department of Water Resources
Southern Region

RECEIVED
JUN 23 1999

Department of Water Resources

DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
STATE OF IDAHO



(208) 736-3011
FAX (208) 736-2121

SRBA CHAMBERS
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

Dear Water Right Claimant:

To help you with your water right claim(s) in the Snake River Basin Adjudication, this letter of explanation is being sent to you along with information sent by the Idaho Department of Water Resources (IDWR). Included are the following important documents which I ask you to please read carefully because they give you the opportunity to save a great deal of time and money:

1. **Preliminary Recommendation.** This is IDWR's *initial* finding and conclusion about your water right and how it should be reported to the SRBA Court. This preliminary recommendation is not filed with the court, but is provided to you to help correct errors or resolve any disagreement you may have over its content. This document has been prepared following IDWR's investigation and may be different than the claim(s) you actually filed.

Therefore, please review this preliminary recommendation carefully to find any errors or disagreements you have with IDWR's findings.

2. **Error Correction/Settlement Process.** This preliminary recommendation is a special service provided to you by IDWR to help you correct errors and resolve any other disagreement you have before the actual recommendations are ultimately filed with the court.

A description of how to work with IDWR is included. Our experience in the SRBA shows that by working in cooperation with IDWR most errors and differences can be addressed before coming into court. It's well worth your time to take full advantage of IDWR's helpful service. If your disagreement cannot be resolved, you will be able to file an objection to IDWR's actual recommendation when it is filed in court and have the final decision made by the Presiding Judge.

This error correction service is an important opportunity for you to work together with IDWR to make sure your water right claim(s) are decreed accurately. There is no cost to you other than your time reviewing the preliminary recommendation and talking to IDWR about any problem you see. Of course, you may always employ the services of an attorney if you wish.

The goal of the SRBA is to see that your water right(s) are decreed by the court as accurately and fairly as possible. It is important to me that this is done efficiently in order to reduce your costs and present you with your decree.

I strongly encourage you to take full advantage of this opportunity to use the fine and courteous service provided by IDWR.

Sincerely yours,

A handwritten signature in black ink that reads 'B Wood'.

Barry Wood
Administrative District Judge and
Presiding Judge of the
Snake River Basin Adjudication



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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

June 11, 1999

Dear Water Right Claimant(s):

The Idaho Department of Water Resources (IDWR) has completed its initial investigation of your water right claim(s) in the Snake River Basin Adjudication (SRBA). We have enclosed a print-out showing our preliminary recommendation regarding how your water right should be reported to the SRBA District Court.

Please review the preliminary recommendation carefully. If there is any information on the print-out you believe is inaccurate, please fill out the enclosed reply indicating what changes you believe should be made. Further instructions to assist you with the review are enclosed. For water rights with an irrigation water use, a Geographic Information System (GIS) computerized image of the place of use for your water right is also enclosed.

You may return this reply in person to us at a public meeting IDWR will be conducting in your area. **The meeting will be held on Wednesday, June 30, 1999, at 7:00 p.m. in the Rockland City Hall, 135 South Main.** Please come to the public meeting, where you will have an opportunity to find out more about the SRBA process and speak with a department staff member should you have questions regarding your water right. Please bring any and all information you have which will help the Department understand your water rights and describe them accurately.

This process is intended to ensure IDWR recommends your water right accurately to the SRBA District Court. This is the easiest and least costly means for you to identify corrections you believe should be made to our recommendation. Completion of this process is an important step toward the overall success of the adjudication in Idaho. Your participation is necessary so that accurate information is provided to the SRBA District Court.

We look forward to hearing from you.

Sincerely,

Karl J. Dreher
Director

Enclosures

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: 41-00022

JEFF ALLEN
PO BOX 311
ROCKLAND ID 83271

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: _____ SIGNATURE: _____
Please print your name: _____

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

RIGHT NUMBER: 41-00022

NAME AND ADDRESS: MARY K MUNK TRUST
MELVIN R MUNK TRUST
C/O MARTIN MUNK
PO BOX 112
ROCKLAND ID 83271

JEFF ALLEN
PO BOX 311
ROCKLAND ID 83271

SOURCE: ROCK CREEK, EAST FORK TRIBUTARY: ROCK CREEK

QUANTITY: 0.2 CFS

PRIORITY-DATE: 10/01/1885

POINT OF DIVERSION	T10S R31E S10	SESWNE	Within POWER County
	S11	SESWNW	

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	0.2 CFS

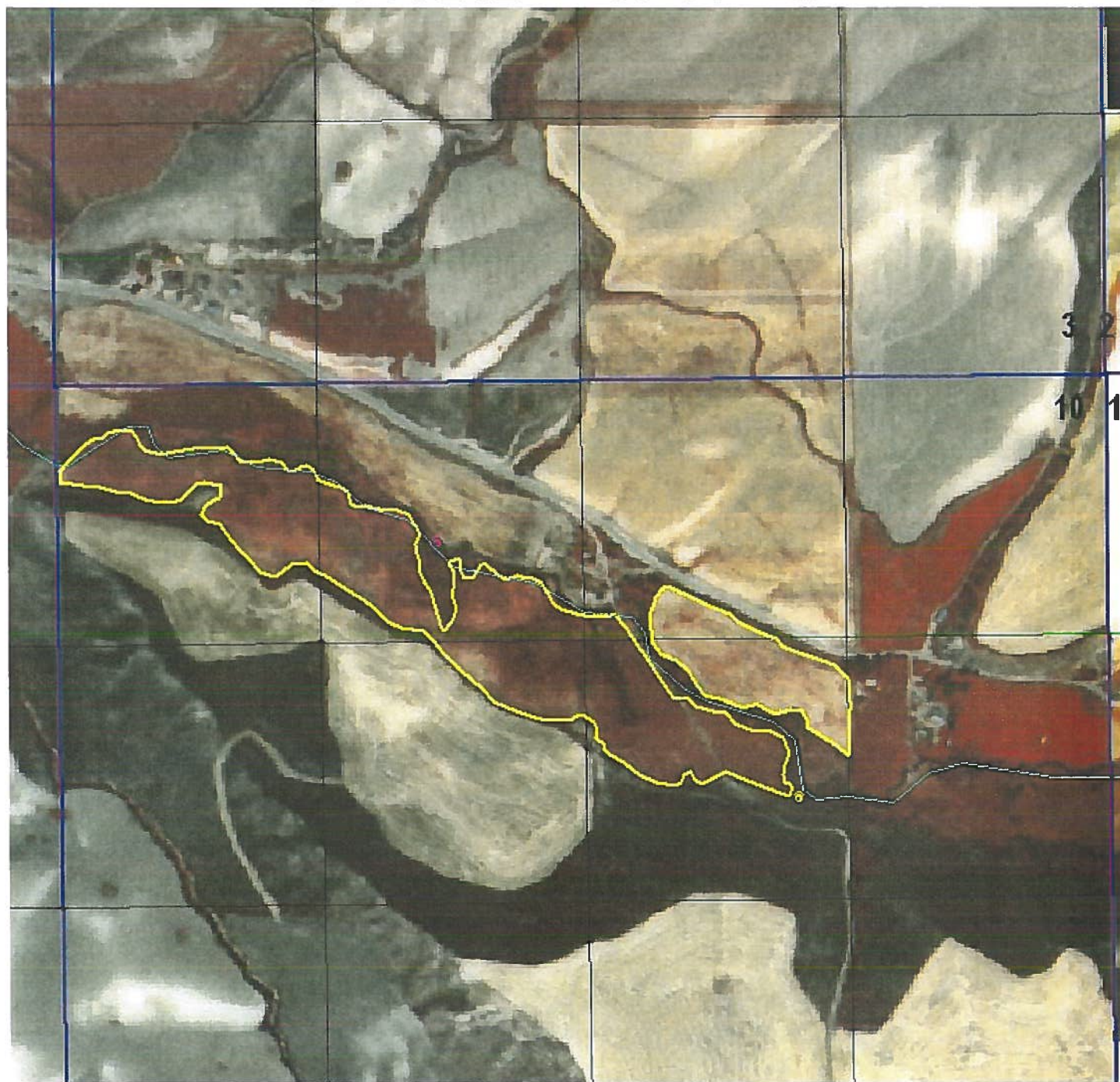
PLACE OF USE:	IRRIGATION	Within POWER County					
	T10S R31E S10	NWNE	2.7	SWNE	16.3	NENW	10
		SENE	5			NWNW	11
	45 ACRES TOTAL						

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 10.0 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

IDAHO DEPT OF WATER RESOURCES

41-00021B & 41-00022



660 0 660 1320 Feet

T10S R31E SEC. 10



-  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: June 15, 1999

VERIFIED BY

AJ0749NP
No. R41-00022

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

DATE: 06/15/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JEFF ALLEN PO BOX 311 ROCKLAND ID 83271 (208) 548-2603	10/01/1985	IRRIGATION	04-01 10-31	0.20 CFS	
TOTAL DIVERSION:					0.20 CFS	

C MARY K MUNK TRUST
C MELVIN R MUNK TRUST
C/O MARTIN MUNK
PO BOX 112
ROCKLAND ID 83271
(208) 548-2240

Water Source: ROCK CREEK, EAST FORK
Point(s) of Diversion: T10S R31E S10
Tributary to: ROCK CREEK
Stage: DECREED
POWER County
POWER County

Place of use Legal Description for: IRRIGATION

NE	NW	SE	SW	SUM
T R S	LT AC LT AC LT AC LT AC	LT AC LT AC LT AC LT AC	LT AC LT AC LT AC LT AC	SUM
10S 31E 10	02 16	10 11	05	
TOTAL ACRES				45.0

POU County: POWER
Other Rights: 41-00021B

Remarks: POU1 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 10.0 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
Dates: Exam Made Date: 07/07/1994 Verified Date: 06/15/1999 Objection Filed Date:
Misc: Water District Number: 41 Field Inspection Flag: D
Presumption Flag: D

A41-00021A

AIM NUMBER

A41-00021B

DATE

6/15/99

AGENT

SW

TRANSFER NUMBER

CLAIMED ACRE TOTAL 92

GIS ACRE TOTAL 61.6

A41-00022

(all filed on same POU)

	TWP	RNG	SEC	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
AIM	10s	31E	3											10					10
IS			(A) only											7.3					7.3
COM														7				(A) 7	
AIM			10		7	20		25	25		5								82
IS		NORTH	(A)		2.1	6.6	(A)	1.3	7.4		—							(A) 17.4	
COM		SOUTH	(B)		0.6	9.8		10	11		5							(B) 36.4	
					2.7	16.3		10	11		5							(B) 45	
AIM							Reid	(A) 1	(A) 7									(A) 8	
IS																			
COM																			

1-POU.SHP

Change of ownership filed but No Deed found - exact
ownerships unclear:

APE NOS.

(NW) 16 AC.

(NE) 8.7 AC.

(SOUTH) 36 AC.

60.7 AC

41-00021A (ALLEN) STANGER DITCH

41-00021B

41-00022

MUNK &

ALLEN

Danielson Ditch

1-POD.SHP

S. DESCRIPTION

T10S R31E,

Limit set: Decree duty of Water 1"/Ac.

STANGER DITCH: S11, SESWNW

DANIELSON DITCH: S10, SESWNE

21A: 15" on 15 AC.

21B: 35" on 35 AC

22: 10" on 10 AC.

F TABLES UPDATED

1-DBPOU.DBF

1-DBPOD.DBF

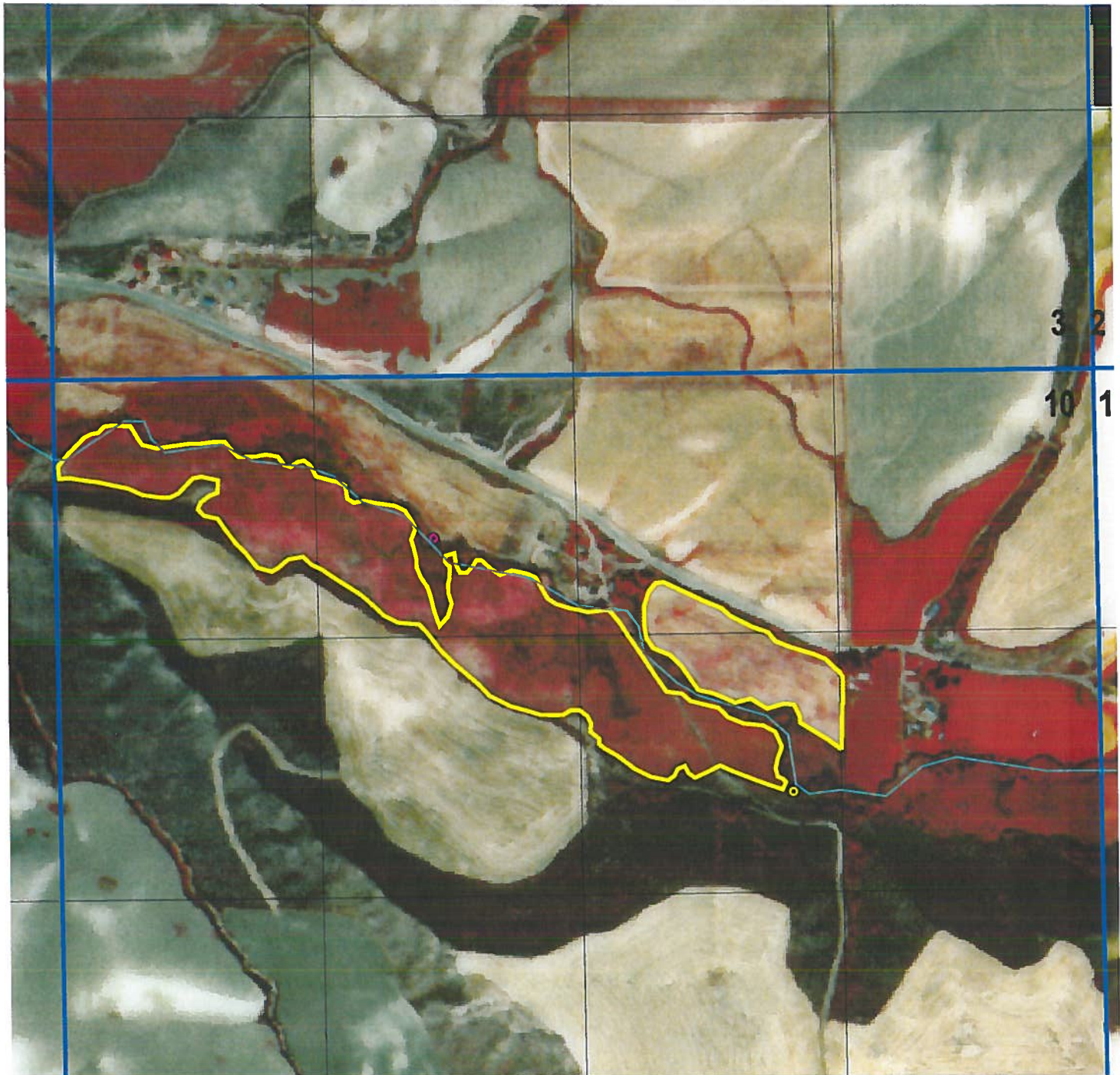
GLAYOUT

✓

41-00021A.jpg & 41-00021B.jpg

IDAHO DEPT OF WATER RESOURCES

41-00021B & 41-00022



660 0 660 1320 Feet

T10S R31E SEC. 10



- 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: June 15, 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:19:47
04/19/91

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A41-00022

WTR 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		1. 2. 3. 4. 5. 6.					
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE	-							
PURPOSES								
PERIOD OF USE	Y							
BASIS OF CLAIM								
REMARKS	Y							

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
MAPP 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 - A41-00022

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

*** C - CURRENT OWNER ***
ALLEN

JEFF

1 - P.O. BOX 311
2 -
3 -

City- ROCKLAND
Phone - 208-548-2603

State- ID Zip- 83271

Priority Date - - -
10/01/1885

Region - - -
17 SOUTHERN

Stage - - -
D - DECREED

Status - - -

Source - - -
ROCK CREEK, EAST FORK

Tributary - - -
ROCK CREEK

Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion	Stream Index (Blank if no Index Code)
10S	31E	10	SE SW NE			(77) POWER		
10S	31E	10	SE SE NE			(77) POWER		

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION		04/01	11/01		0.200	

+ - Total Div. Rate - + - Total Div. Volume - + - Total Div. Capacity - + - Total Consumptive Use - + - KW Usage - +
0.200 0.200 230.0

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
10S	31E	3	SW SW		10.0		01	IRRIGATION	(77) POWER
10S	31E	10	NW NE		7.0		01	IRRIGATION	(77) POWER
10S	31E	10	SW NE		20.0		01	IRRIGATION	(77) POWER
10S	31E	10	NE NW		25.0		01	IRRIGATION	(77) POWER
10S	31E	10	NW NW		25.0		01	IRRIGATION	(77) POWER
10S	31E	10	SE NW		5.0		01	IRRIGATION	(77) POWER

Total Acres: 92.0

+ - - Diversion Means - VIA DANIELSON DITCH

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - A41-00021

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.
CHANGE IN P/U OCCURRED BY UN-RECORDED TRANSFER; THE P/U LISTED

Water right number - A41-00022

Prefix Translation: ADJUDICATION CLAIM

Remarks - IN DECREE HAS NEVER BEEN IRRIGATED.

A4100022

Old Water Right Numbers

Conditions of Approval - No Conditions of Approval found.

Decree Plaintiff - HOUTZ

Decree Defendant - ET AL.

Decree Date - 00/00/0000

Audit Fields - 04/06/90 CLELAND

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	- 04/05/1990	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	- S011826	Federal/State Indicator	- S
Claims Tape Error Flag	-	PDU Ownership Flag	- Y	Presumption Flag	- D
Fee Exempt Flag	-	Name Connector	-		

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

16:19:47
04/19/91

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A41-00022

LAST: ALLEN FIRST: JEFF
ADDRESS: P.O. BOX 311
CITY: ROCKLAND STATE: ID ZIP: 83271
PHONE NUMBER: 208-548-2603
OWNER CODE: C

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

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.
CHANGE IN P/U OCCURRED BY UN-RECORDED TRANSFER; THE P/U LISTED
IN DECREE HAS NEVER BEEN IRRIGATED.

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: # A41-00022 PRIORITY DATE: 10-01-1885 STAGE: D
B. WR RECORD: # 41-00022 PRIORITY DATE: 10-01-1885 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:
10-01-1885

REVIEWED BY _____ DATE _____

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A41-00022	10S	31E	10	SE	SE	NE		POWER
A41-00022	10S	31E	10	SE	SW	NE		POWER

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX R PREFIX
A41-00021 NONE
A41-00026
A41-00048
A41-10091

WR RECORDS IN SAME 40 ACRE TRACT

41-00026

SOURCE: ROCK CREEK, EAST FORK

TRIB: ROCK CREEK

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
41-00022	10S	31E	10	SW	NE			POWER

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

41-00026
A41-00026 NONE
A41-00048
A41-10091
A41-00021

SOURCE: ROCK CREEK, EAST FORK

TRIB: ROCK CREEK

C. FIELD EXAM REQUIRED?

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

REMARKS:

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

— — — — —
— — — — —
— — — — —

SOURCE: ROCK CREEK, EAST FORK TRIB: ROCK CREEK

REVIEWED BY: _____ DATE: _____

A. ROOT WATER RIGHT NUMBERS: A41-00022

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
10S	31E	10	SE	NW		ALLEN, JEFF	A41-00022 / 5.0	41-00022 /			10.0
			SE	NW		ALLEN, JEFF	A41-00021 / 5.0	41-00021 /			
10S	31E	10	NW	NE		ALLEN, JEFF	A41-00022 / 7.0	- /			38.0
			NW	NE		BENCH DITCH IRRIGATION CO.	A41-00018 / 28.5	- /			
			NW	NE		ALLEN, JEFF	A41-00021 / 7.0	41-00021 /			
			NW	NE		BENCH DITCH IRRIGATION CO.	A41-00023 / 28.5	- /			
			NW	NE		BENCH DITCH IRRIGATION CO.	A41-02001 / 28.5	41-02001 / 30.0			
			NW	NE		BENCH DITCH IRRIGATION CO.	A41-10009 / 28.5	- /			
			NW	NE		BENCH DITCH IRRIGATION CO.	A41-00020A / 28.5	- /			
			NW	NE		BENCH DITCH IRRIGATION CO.	A41-00031A / 28.5	- /			
			NW	NE		ALLEN, JEFF	A41-10027 /	- /			
			NW	NE		ALLEN, JEFF	A41-10029 /	- /			
			NW	NE		ALLEN, JEFF	R41-10027 /	- /			
			NW	NE		BENCH DITCH USERS		41-00035 /			
10S	31E	10	SW	NE		ALLEN, JEFF	A41-00022 / 20.0	- /			29.0
			SW	NE		ALLEN, JEFF	A41-00021 / 20.0	41-00021 /			
10S	31E	10	NE	NW		ALLEN, JEFF	A41-00022 / 25.0	- /			37.0
			NE	NW		BENCH DITCH IRRIGATION CO.	A41-00018 / 2.0	- /			
			NE	NW		ALLEN, JEFF	A41-00021 / 25.0	- /			
			NE	NW		BENCH DITCH IRRIGATION CO.	A41-00023 / 2.0	- /			
			NE	NW		BENCH DITCH IRRIGATION CO.	A41-02001 / 2.0	41-02001 / 30.0			
			NE	NW		BENCH DITCH IRRIGATION CO.	A41-10009 / 2.0	- /			
			NE	NW		BENCH DITCH IRRIGATION CO.	A41-00020A / 2.0	- /			
			NE	NW		BENCH DITCH IRRIGATION CO.	A41-00031A / 2.0	- /			
10S	31E	10	NW	NW		ALLEN, JEFF	A41-00022 / 25.0	- /			31.0
			NW	NW		ALLEN, JEFF	A41-00021 / 25.0	- /			
10S	31E	3	SW	SW		ALLEN, JEFF	A41-00022 / 10.0	- /			24.0
			SW	SW		BENCH DITCH IRRIGATION CO.	A41-00023 / 17.0	41-00023 /			
			SW	SW		ALLEN, JEFF	A41-00021 / 10.0	- /			
			SW	SW		BENCH DITCH IRRIGATION CO.	A41-00018 / 17.0	- /			
			SW	SW		BENCH DITCH IRRIGATION CO.	A41-02001 / 17.0	41-02001 / 20.0			
			SW	SW		BENCH DITCH IRRIGATION CO.	A41-10009 / 17.0	- /			
			SW	SW		BENCH DITCH IRRIGATION CO.	A41-00020A / 17.0	- /			
			SW	SW		BENCH DITCH IRRIGATION CO.	A41-00031A / 17.0	- /			
			SW	SW		WEGNER, STEPHEN	A41-00031A /	- /			
			SW	SW		BENCH DITCH USERS	A41-10138 /	- /			
			SW	SW				41-00035 /			
TOTAL ACRES						A41-00022	92.00				169.00

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: D

REMARKS:

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

DATE:

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A41-00022 IRRIGATION	FROM 04-01 TO 11-01	.200 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.200 CFS

B. WR RECORDED USES:

PURPOSES	FROM	MONTH/DAY TO	DIVERSION QUANTITY
41-00022 IRRIGATION			.200 CFS

TOTAL DIVERSION RATE/VOLUME CLAIMED

.200 CFS

PRESUMPTION FLAG: D

C. FIELD EXAM REQUIRED?

	(Y/N)	DATABASE	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: 0.200 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.200 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) N
FIELD DATABASE EXAMINER

B.

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.
FLOW MEASUREMENT

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

OTHER RIGHTS LISTED IN CLAIM: A41-00021

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A41-00022	ROCK CREEK, EAST FORK	ALLEN, JEFF	0.200	0.002		
A41-00021	ROCK CREEK, EAST FORK	ALLEN, JEFF	1.000	0.010		
A41-00023	ROCK CREEK, EAST FORK	BENCH DITCH IRRIGATION CO.	0.200			
A41-02001	ROCK CREEK, EAST FORK	BENCH DITCH IRRIGATION CO.	9.000	0.010		
A41-10009	ROCK CREEK, EAST FORK	BENCH DITCH IRRIGATION CO.	9.500	0.010		
A41-00020A	ROCK CREEK, EAST FORK	BENCH DITCH IRRIGATION CO.	0.400			
A41-00031A	ROCK CREEK, EAST FORK	BENCH DITCH IRRIGATION CO.	0.100			

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A41-10027	DOMESTIC	ALLEN, JEFF	FROM 01-01 TO 12-31	.040 CFS	
A41-10027	STOCKWATER	ALLEN, JEFF	FROM 01-01 TO 12-31	.070 CFS	
A41-10029	DOMESTIC	ALLEN, JEFF	FROM 01-01 TO 12-31	.040 CFS	
A41-10029	STOCKWATER	ALLEN, JEFF	FROM 01-01 TO 12-31	.070 CFS	
R41-10027	DOMESTIC	ALLEN, JEFF	FROM 01-01 TO 12-31	.040 CFS	
R41-10027	STOCKWATER	ALLEN, JEFF	FROM 01-01 TO 12-31	.070 CFS	
A41-10138	DOMESTIC	WEGNER, STEPHEN	FROM 01-01 TO 12-31	.060 CFS	
A41-10138	STOCKWATER	WEGNER, STEPHEN	FROM 01-01 TO 12-31	.020 CFS	

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 = 230.0 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.)

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD		REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
	FROM	TO			
IRRIGATION	04-01	11-01	DATABASE EXAMINER 0.200	DATABASE EXAMINER	DATABASE EXAMINER 230.0
TOTAL FOR THIS RIGHT			0.200		230.0

REVIEWED BY: _____

DATE: _____

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: 41-00022
TOTAL DIVERSION RATE OF WR SPLITS

DATABASE 0.200

EXAMINER _____

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
A41-00022	A41-00022	0.200	-		41-00022	0.200

TOTAL CFS

0.200

0.200

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 - 41-00022

Prefix Translation:

WATER RIGHT

Old (D) Number -

--- Last Name --- +

+ First Name --- +

+ Address --- +

--- +

*** C - CURRENT OWNER ***
NELSON

GLENNA

1 -
2 -
3 -
City-
Phone -

State- Zip-

*** O - ORIGINAL OWNER ***
DANILSON

NEIL

1 -
2 -
3 -
City-
Phone -

State- Zip-

--- Priority Date --- +
10/01/1885

+ Region --- +
17 SOUTHERN

+ Stage --- +
D - DECREED

+ Status --- +

Source --- +
ROCK CREEK, EAST FORK

+ Tributary --- +
ROCK CREEK

--- TwN Rng Sec Tract Lot Rflg County Point of Diversion --- +
Stream Index (Blank if no Index Code)

10S 31E 10 SW NE (77) POWER

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

01 - IRRIGATION

0.200

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.200

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

+ - - Diversion Means - VIA VALDEZ DITCH

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

--- Remarks --- +

AC. IRRIG. = 4.5.
P/U IS ON SOUTH SIDE OF EAST FORK ROCK CREEK.
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 - 41-00022

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