

09/05/2007

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

RIGHT NUMBER: 67-14722

NAME AND ADDRESS: DAVID WOODCOCK
1621 MONROE CREEK RD
WEISER ID 83672

CAROLINE WHITAKER WOODCOCK
1621 MONROE CREEK
WEISER ID 83672

SOURCE: MONROE CREEK

TRIBUTARY: WEISER RIVER

QUANTITY: 2.720 CFS
612.000 AFY

PRIORITY DATE: 12/31/1883

POINT OF DIVERSION:

T12N R05W S10 SWNWNE Within WASHINGTON County

T12N R05W S22 NWNWNE Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	2.720 CFS 612.00 AFY

PLACE OF USE: IRRIGATION in WASHINGTON County

T12N R05W S10	NESE	1.50	T12N R05W S10	SESE	29.00
T12N R05W S11	SWSW	1.30	T12N R05W S15	NENE	36.00
T12N R05W S15	NWNE	1.20	T12N R05W S15	SENE	33.00
T12N R05W S15	NESE	21.00	T12N R05W S15	SESE	3.00
T12N R05W S22	NWNE	8.50	T12N R05W S22	NENW	1.50

136 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

This right is a split from former right 67-636.



Idaho Department of Water Resources

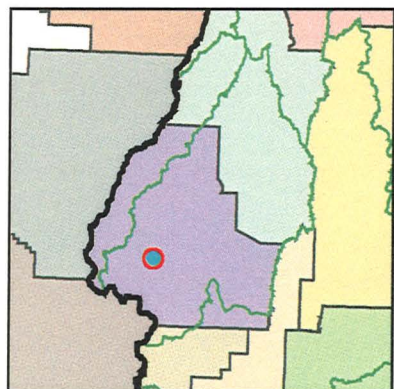
SRBA Recommendation:

67-14722

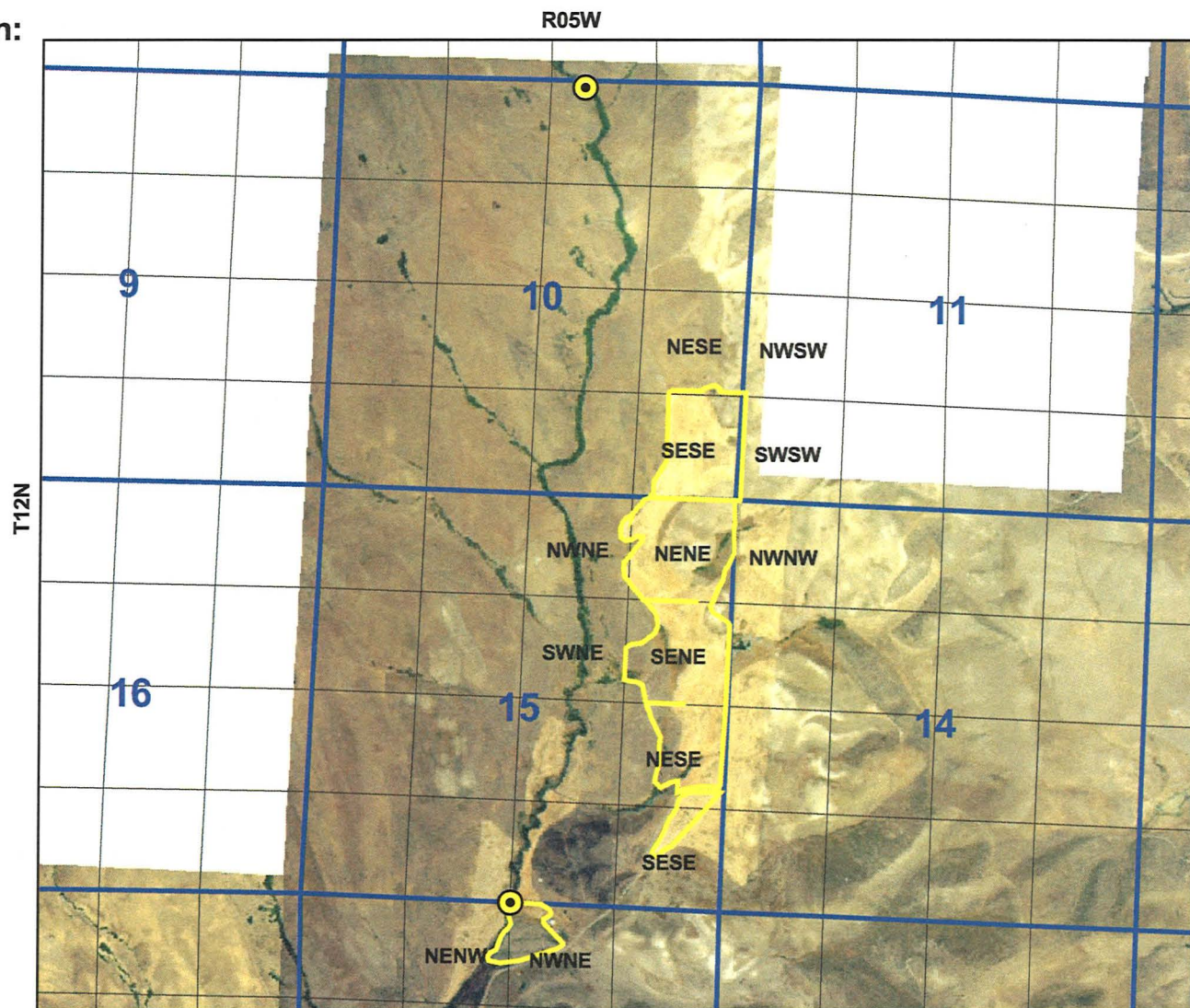
(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters

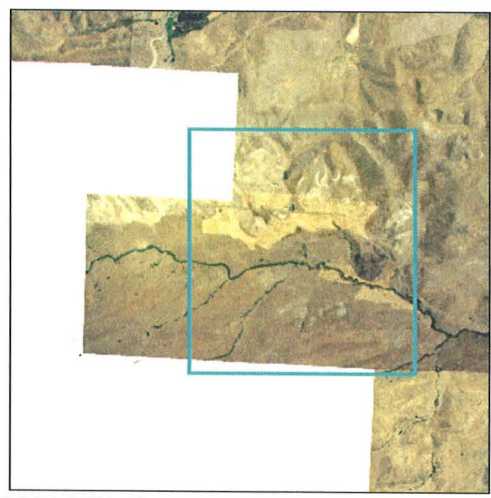
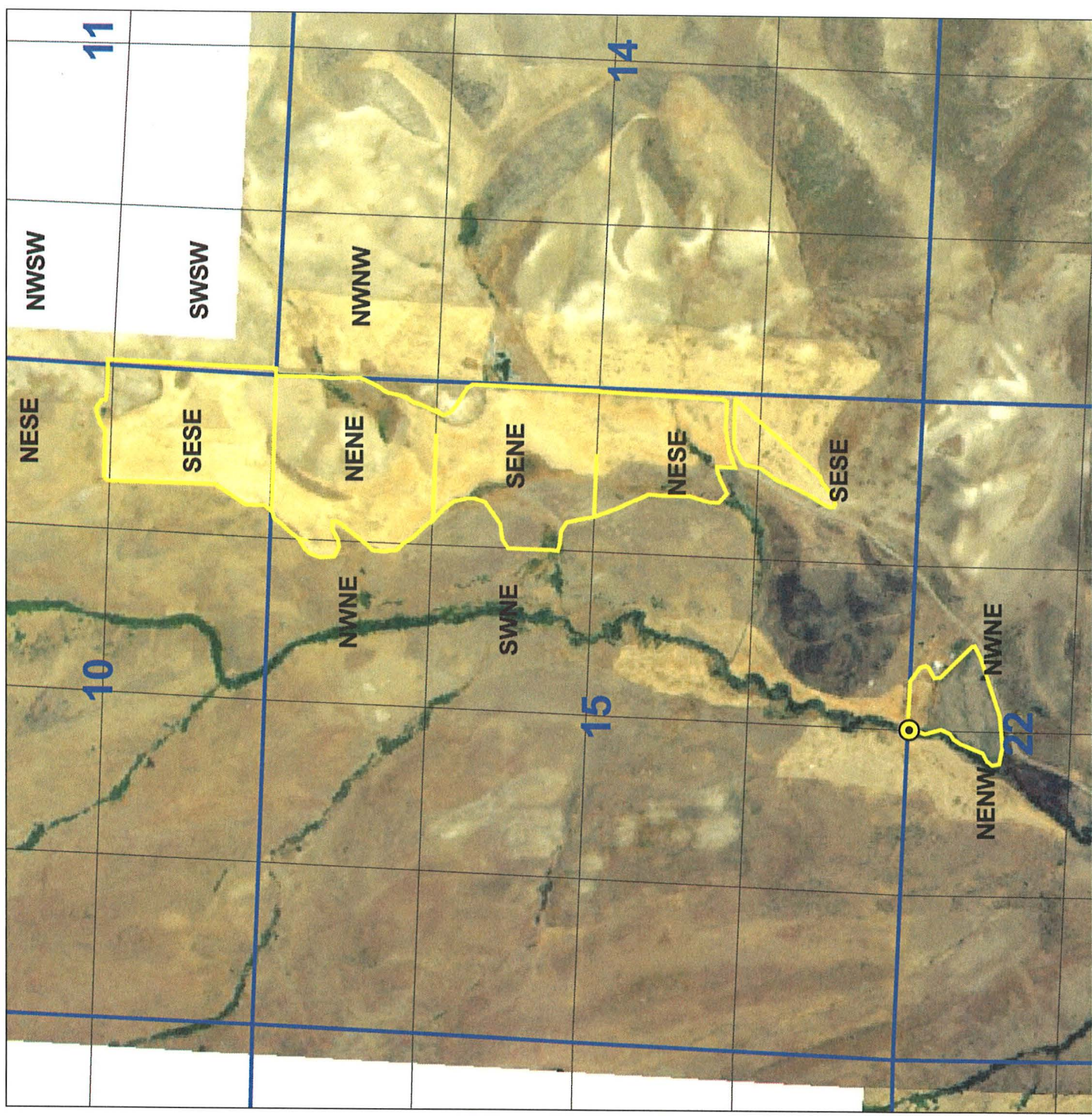


Washington County
IDWR Basin 67



Prepared by IDWR State Office
On Wednesday, September 5, 2007
1987/88 Aerial Photography

67-14722



Adjudication Recommendation Report 67-14722 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	SHARON K DRIESSEN 5353 ELLENS FERRY BOISE, ID 83703 (208)331-0627
Current Owner	DAVID WOODCOCK 1621 MONROE CREEK RD WEISER, ID 83672 (208)550-1548
Current Owner	CAROLINE WHITAKER WOODCOCK 1621 MONROE CREEK WEISER, ID 83672 (208)550-1548

Status: Active

<u>Source</u>	<u>Tributary</u>
MONROE CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	2.720 CFS	612.00 AF
	<u>Total Diversion:</u>	2.720 CFS	612.00 AF

MONROE CREEK	SW1/4NW1/4NE1/4	Sec. 10,	Twp 12N,	Rge 05W, B.M.
WASHINGTON County				
MONROE CREEK	NW1/4NW1/4NE1/4	Sec. 22,	Twp 12N,	Rge 05W, B.M.
WASHINGTON County				

IRRIGATION

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14722 V1

Total Acres: 136

Conditions of Approval:

1. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. This right is a split from former right 67-636 .

Remarks:Comments:

1. mvanbussum 12/6/2006 POU
Comment: POU modified to include acreage in claim map. New POU marginally overlaps QQs outside the decree, but appears to have been intention of decree to include these acres.
2. mvanbussum 12/6/2006 NOE
Comment: POU and Quantity changed per NOE process.
3. mvanbussum 9/5/2007 Ownership
Comment: Per meeting with Woody Woodcock 8/31/2007, Monroe Creek has changed course since 1987. Therefore, when we did the ownership change in 2006, we gave Woodcock everything west of the 1987 Monroe Creek Road, when he should have received everything west of the post-1987 Monroe Creek Road. We are redoing the change of ownership to reflect the change in Monroe Creek Road. Also, the Woodcocks remained as claimants for both splits, so this change in ownership will reflect part of property remaining in Driessen name.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: OR
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	5/5/2006 10:44:25 AM	dnarsavage			Active
POD	5/5/2006 10:48:04 AM	dnarsavage			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14722 V1

Source	5/5/2006 12:20:16 PM	dnarsavage	Active
POU	5/5/2006 12:21:16 PM	dnarsavage	Active
Use	5/5/2006 12:24:42 PM	dnarsavage	Active
Season	5/5/2006 12:26:26 PM	dnarsavage	Active
Quantity	5/5/2006 12:27:24 PM	dnarsavage	Active
Summary		05/05/2006 dnarsavage	Active
POU	12/6/2006 10:49:41 AM	mvanbussum	Active
Quantity	12/6/2006 10:53:19 AM	mvanbussum	Active
Summary		12/06/2006 mvanbussum	Active
POU	9/5/2007 11:23:12 AM	mvanbussum	Active
Quantity	9/5/2007 11:32:05 AM	mvanbussum	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	5/5/2006 10:49:59 AM	dnarsavage	Updated shape
POD	5/5/2006 10:48:04 AM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
POD	5/5/2006 10:50:57 AM	dnarsavage	Updated shape
General	5/5/2006 10:44:25 AM	dnarsavage	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POU	5/5/2006 12:21:16 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14722 V1

Use	5/5/2006 12:24:43 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
POU	5/5/2006 12:22:30 PM	dnarsavage	Updated shape for Active POU
Season	5/5/2006 12:26:26 PM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (No) 18. Is a Period of Use remark and/or condition required?
POU	12/6/2006 10:50:07 AM	mvanbussum	Updated shape for Active POU
POU	12/6/2006 10:50:15 AM	mvanbussum	Updated PLS for Active POU
POU	9/5/2007 11:23:11 AM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Quantity	9/5/2007 11:32:04 AM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required?
POU	12/6/2006 10:49:42 AM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14722 V1

Quantity	12/6/2006 10:53:20 AM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
Summary	12/6/2006 10:54:33 AM	mvanbussum	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
Source	5/5/2006 12:20:16 PM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
Quantity	5/5/2006 12:27:24 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - Decreed volume & rate are equal to current requirements

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14722 V1

Summary	5/5/2006 12:28:44 PM	dnarsavage	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
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SubCase:

SubCase Number: 67-14722
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent: Monica Van Bussum
Basis of Claim: Decreed
Date Filed: 8/21/2007 Objection Status: Active

Water Supply Bank:

Adjudication Recommendation Report 67-14722 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	SHARON K DRIESSEN 5353 ELLENS FERRY BOISE, ID 83703 (208)331-0627
Current Owner	DAVID WOODCOCK 1621 MONROE CREEK RD WEISER, ID 83672 (208)550-1548
Current Owner	CAROLINE WHITAKER WOODCOCK 1621 MONROE CREEK WEISER, ID 83672 (208)550-1548

Priority Date: 12/31/1883

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
MONROE CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	2.660 CFS	
	Total Diversion:	2.660 CFS	

Location of Point(s) of Diversion

MONROE CREEK	SW1/4NW1/4NE1/4	Sec. 10,	Twp 12N,	Rge 05W, B.M.
WASHINGTON County				
MONROE CREEK	NW1/4NW1/4NE1/4	Sec. 22,	Twp 12N,	Rge 05W, B.M.
WASHINGTON County				

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12N	05W	10													1.5			29.0	30.5
12N	05W	11											1.3						1.3
12N	05W	15	36.0	1.2		33.0									21.0				91.2
12N	05W	22		8.5			1.5												10.0

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14722 V1

Total Acres: 133

Conditions of Approval:

1. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. This right is a split from former right 67-636 .

Remarks:Comments:

1. mvanbussum 12/6/2006 POU

Comment: POU modified to include acreage in claim map. New POU marginally overlaps QQs outside the decree, but appears to have been intention of decree to include these acres.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: OR
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
2.04	459	102

Combined Water Rights: 67-714 , 67-14722

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	5/5/2006 10:44:25 AM	dnarsavage			Active
POD	5/5/2006 10:48:04 AM	dnarsavage			Active
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POU	5/5/2006 12:21:16 PM	dnarsavage			Active
Use	5/5/2006 12:24:42 PM	dnarsavage			Active
Season	5/5/2006 12:26:26 PM	dnarsavage			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14722 V1

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Summary		05/05/2006 dnarsavage	Active
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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POU	5/5/2006 12:22:30 PM	dnarsavage	Updated shape for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14722 V1

Season	5/5/2006 12:26:26 PM	dnarsavage	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (No) 18. Is a Period of Use remark and/or condition required?
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-14722 V1

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Water Supply Bank:

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

This right is a split from former right 67-636 .



Idaho Department of Water Resources

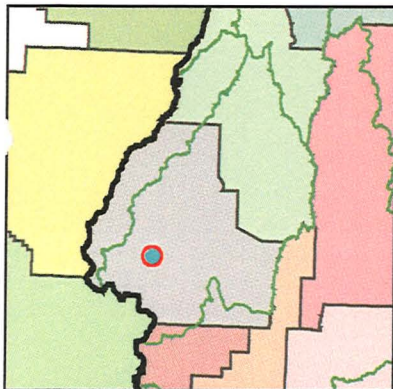
SRBA Recommendation:

67-14722

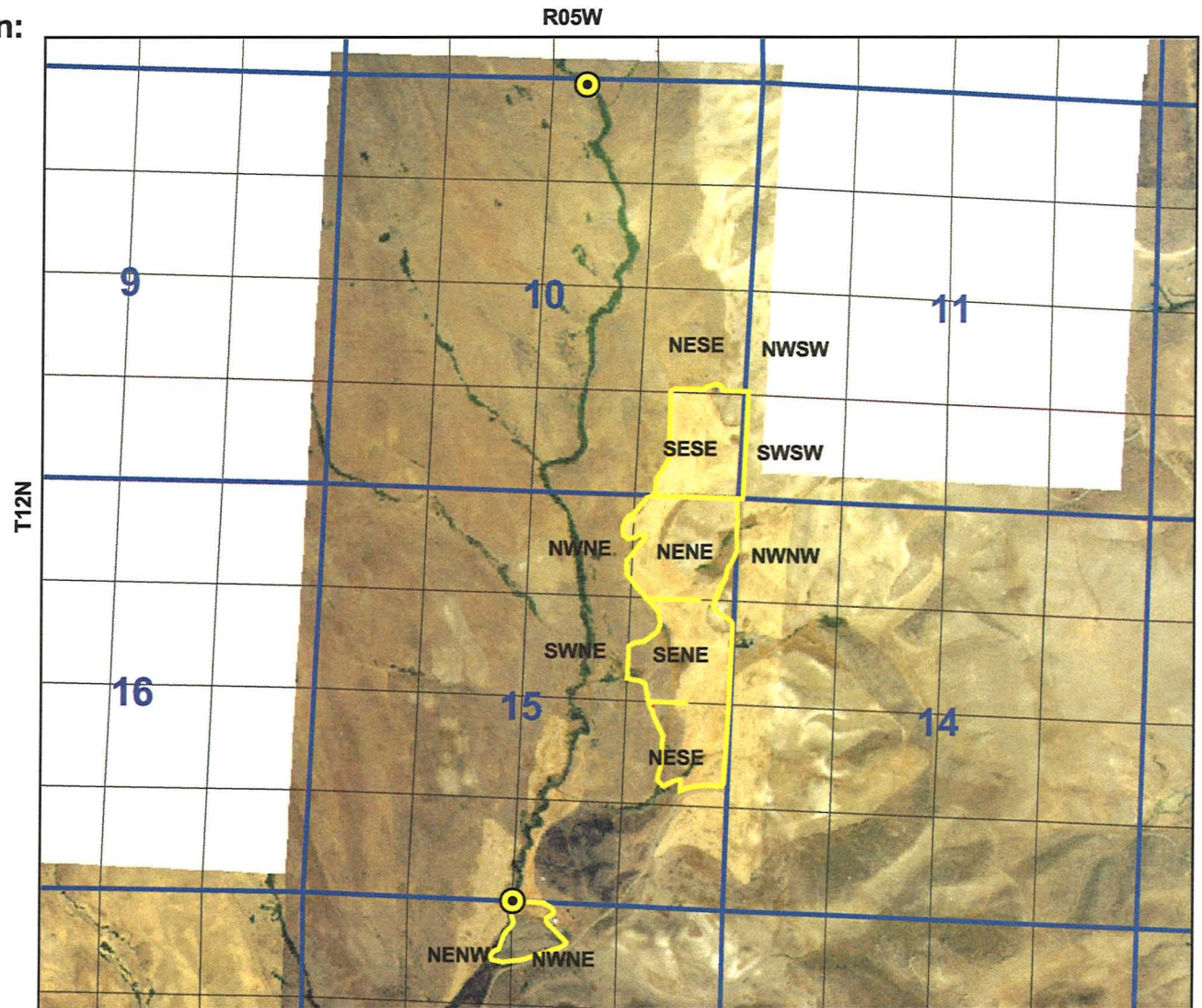
(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



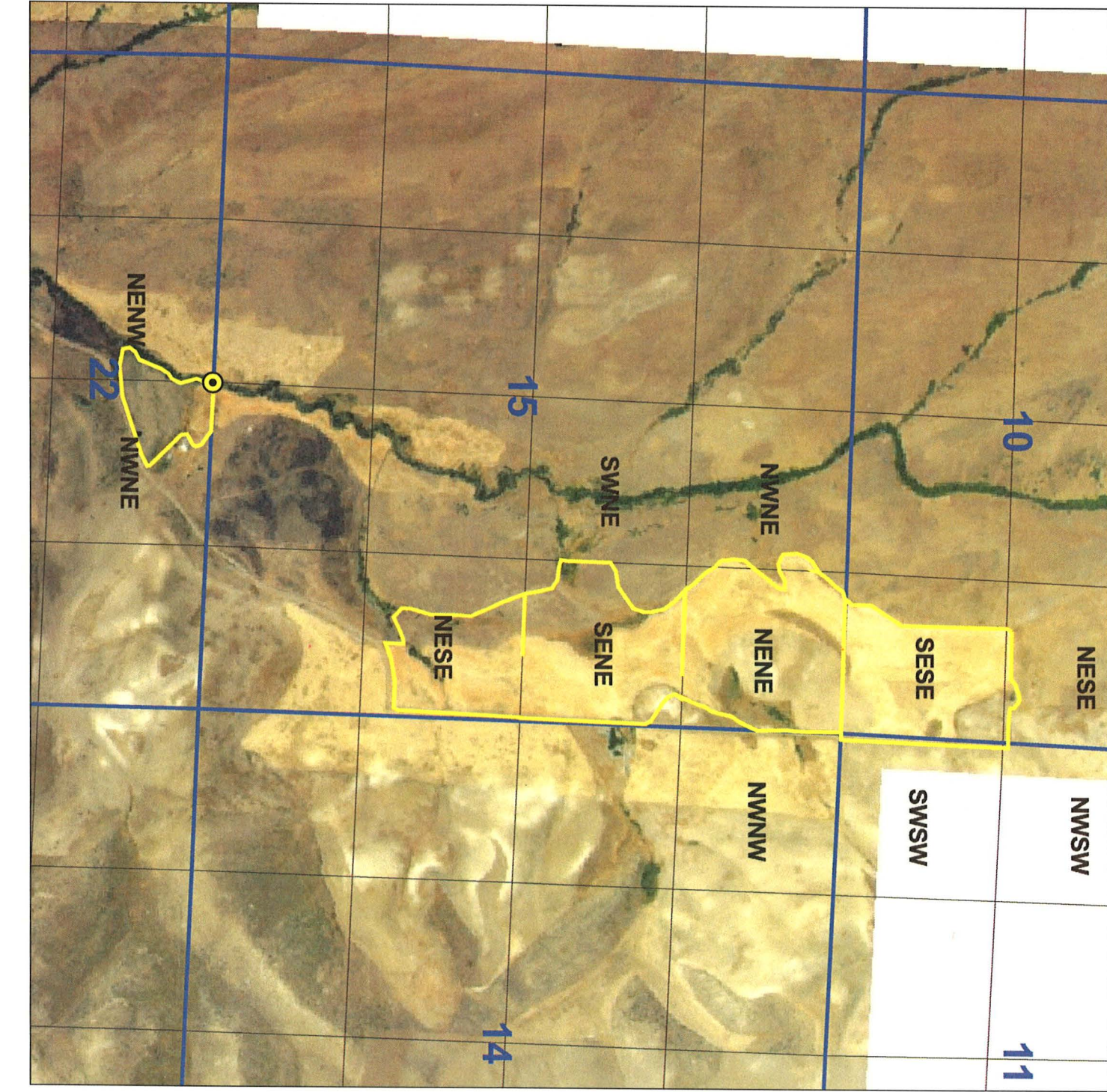
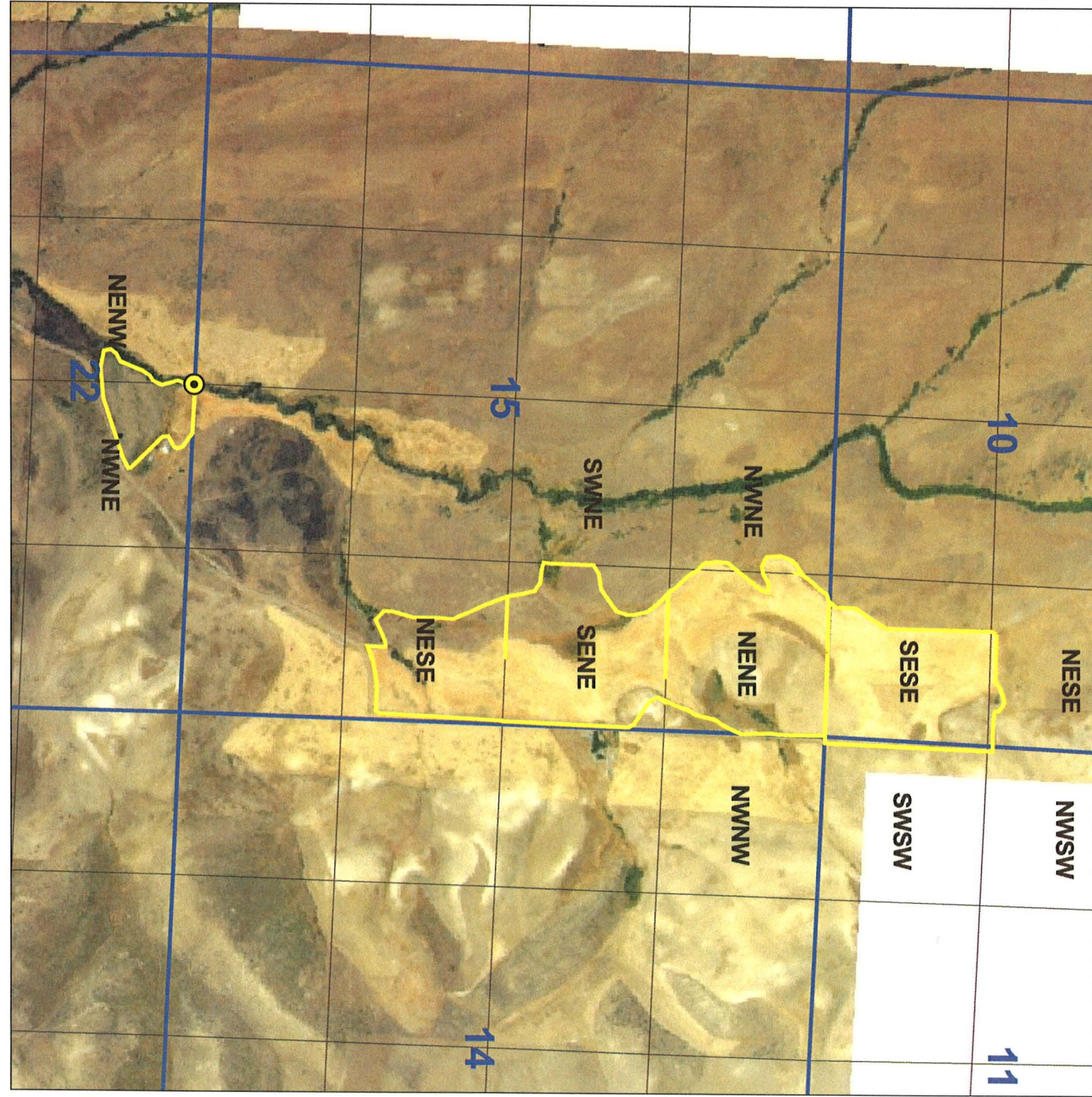
Washington County
IDWR Basin 67



0 1 2 Miles

Prepared by IDWR State Office
On Wednesday, December 6, 2006
1987/88 Aerial Photography

NWSW	11
SWSW	





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 4, 2006

DAVID AND CAROLINE WOODCOCK
1621 MONROE CREEK
WEISER ID 83672

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right #67-14722

Dear Claimants:

When you purchased part of Sharon Driessen's property and water rights in August, 2001, and submitted the ownership change form to us in June, 2002, IDWR did not split water right #67-636 between you and Sharon Driessen as it should have. As a result of this error water right #67-636 has now been split between you and Sharon Driessen and the identification number changed as follows:

From
67-636

To
67-14722

Please use the new number in future inquiries or correspondence you may have with our Department. Enclosed is a copy of your water right. Please retain this copy for your file.

If your mail delivery address changes in any form, please contact us in writing so we can update our records to assure you receive important notices concerning your claims.

Please call me at 208/287-4885 if you have any questions or concerns.

Sincerely,

Daniel L. Narsavage
GIS Specialist
Adjudication Bureau

DLN:ss:region
Enclosure:

Notice of Claim to a Water Right Referenced Above

SCANNED
MAY - 4 2006

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 67-14722
Date Received: 10/12/1989
Receipt No:
Received By:

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

1. Name of Claimant(s)

DAVID WOODCOCK Phone: (208)550-1548

1621 MONROE CREEK RD
WEISER ID USA 83672

CAROLINE WHITAKER WOODCOCK Phone: (208)550-1548

1621 MONROE CREEK
WEISER ID USA 83672

2. Date of Priority: 04/01/1880

3. Source: MONROE CREEK , MONROE CREEK Trib. to: WEISER RIVER , WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
12N	05W	10	SW NW NE	WASHINGTON	
12N	05W	22	NW NW NE	WASHINGTON	

5. Description of diverting works:

DIVERSION DAM IN CREEK WITH DITCH, ALSO 2ND DIV.WITH PUMP IN CK.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	2.66	

7. Total Quantity Appropriated is:
2.66 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
12N	05W	10	SE	SE	IRRIGATION	30
					Section Acres	30
12N	05W	15	NE	NE	IRRIGATION	38
			NW	NE	IRRIGATION	1
			SE	NE	IRRIGATION	36
			NE	SE	IRRIGATION	20
					Section Acres	95
12N	05W	22	NW	NE	IRRIGATION	6
			NE	NW	IRRIGATION	2
					Section Acres	8
					Total Acres	133

11. Place of use in counties: WASHINGTON

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

13. Other Water Rights Used:

14. Remarks:

Ownership changed by DH 7/22/2002

CLAIMANT IS FILING FOR A 04/01/1880 PRIORITY DATE BASED ON THE FACT THAT THE ATTACHED DECREE COPY WAS FILED ON 09/11/1883 WHICH INDICATES THAT THE 12/31/1883 PRIORITY DATE GIVEN ORIGINALLY TO THIS RIGHT WAS INCORRECT, THAT THE WATER WAS IN FACT USED PRIOR TO THE 1883 DATE. CLAIMANT NOW OWNS BOTH RANCHES THAT WERE INVOLVED ON THE DECREE ISSUED IN 1903 WHICH SPLIT THE ENTIRE WATERS OF MONROE CREEK, EQUALLY TO THE TWO PARTIES. TO DATE THERE HAS BEEN NO OTHER FILING ON RECORD WHICH SUBSTANTIATES ANY RIGHTS PRIOR TO THIS RIGHT. AN AFFADAVIT FROM DON DANIELS IS ATTACHED REGARDING HOW THESE RIGHTS HAVE BEEN HISTORICALLY USED. UPPER DIVERSION FROM CREEK IS WITH SMALL DIVERSION STRUCTURE IN THE STREAM AND A GRAVITY DITCH TO THE PLACES OF USE. THE LOWER DIVERSION IS WITH A PUMP IN THE CREEK WITH PIPELINE AND SPRINK- LER SYSTEM.

CHANGE OF ADDRESS 10/12/04

This right is a split from former right 67-636.

15. Basis of Claim: Decreed