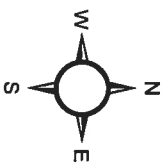


PRESTON-WHITNEY TRANSFER

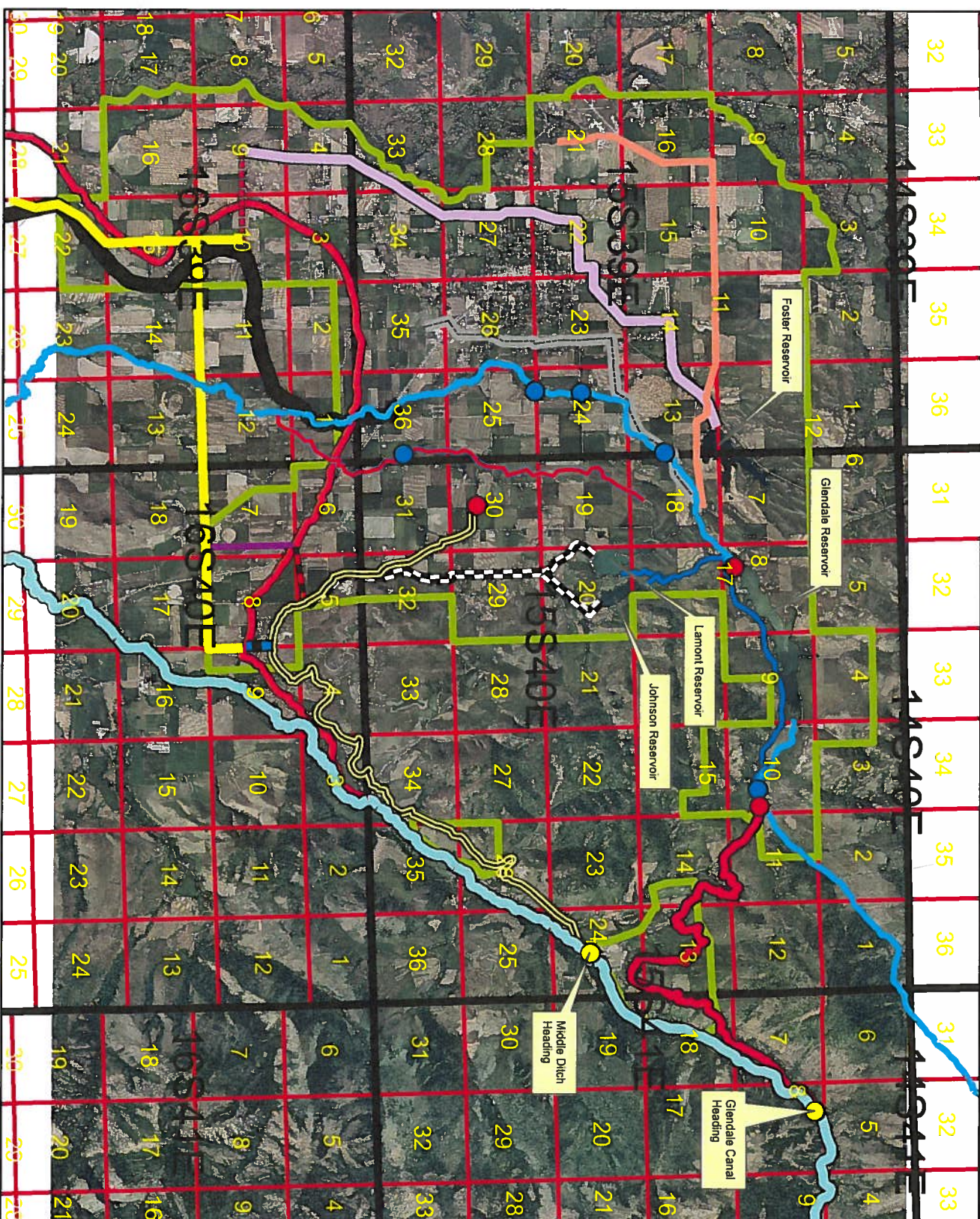


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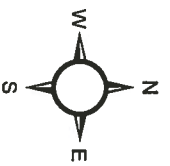
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- Idaho Pipe
- North Lateral
- Middle Ditch
- Johnson Lamont
- Connection Pipeline
- Palmer Pipe
- Fairview Lateral
- East Lateral
- Webster Pipe
- CubRiverUpperCanal
- CubRiverLowerCanal
- Service Area
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2009 NAIP Aerial Photo

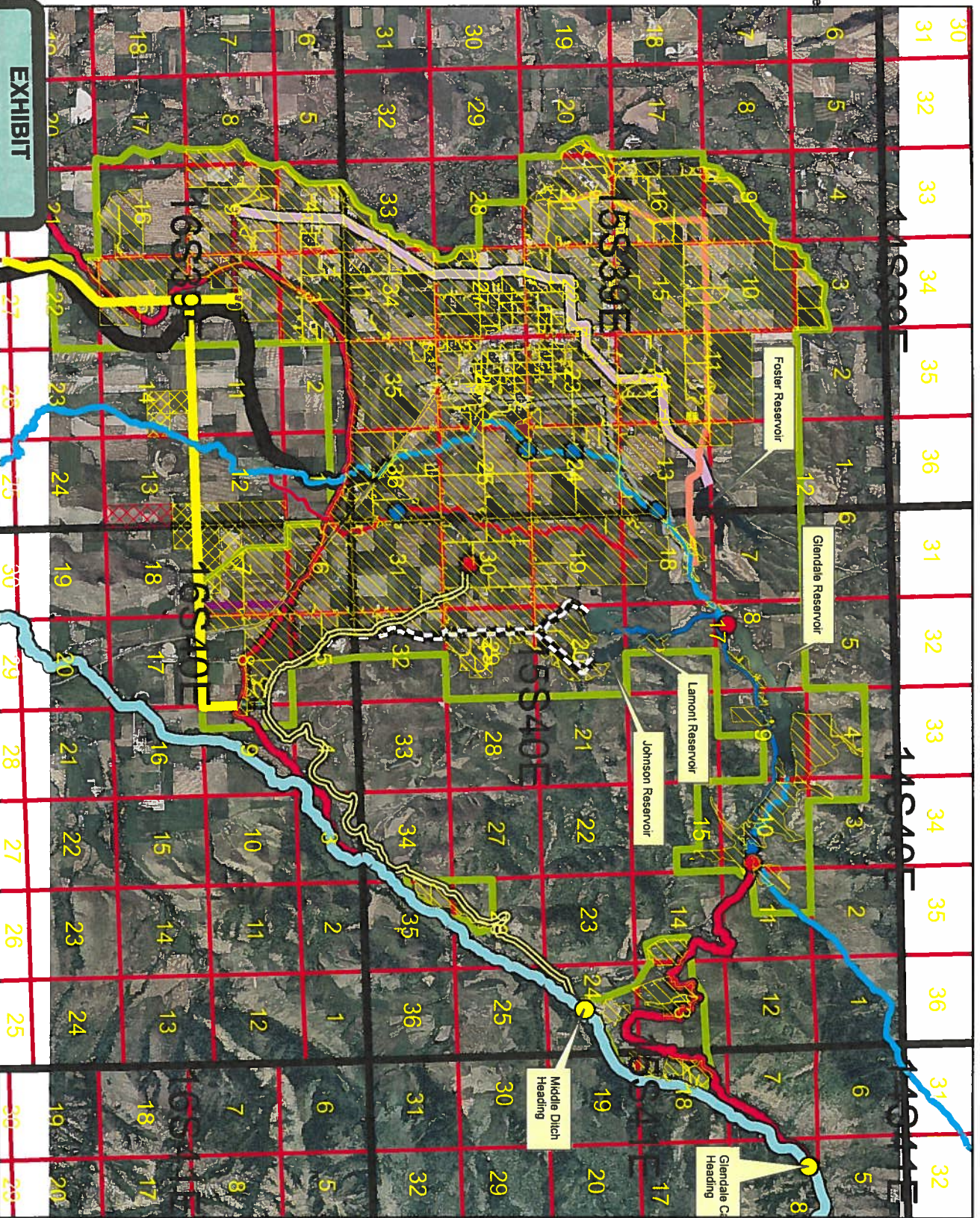


PRESTON-WHITNEY TRANSFER



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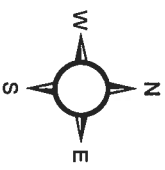
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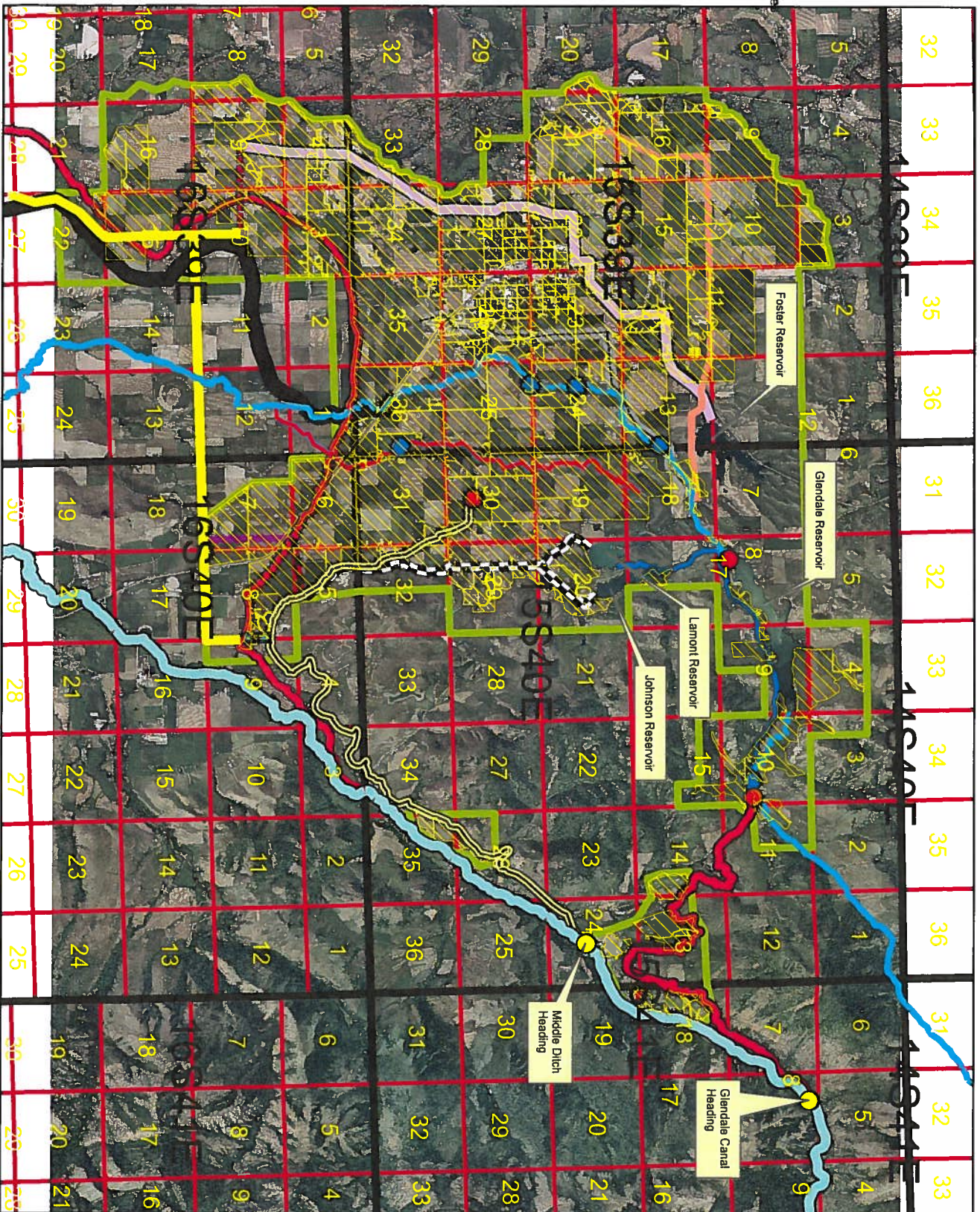
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PRESTON-WHITNEY TRANSFER



Legend

- Preston-Whitney Irrigated Area
- Points of Diversion
- Points of Injection
- Points of Rediversion
- Cub River
- Worm Creek
- Spring Creek
- Glendale Canal
- Lamont-Johnson Ditch
- Bradford Pipe
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- Johnson Lamont
- Connection Pipeline
- Palmer Pipe
- Fairview Lateral
- East Lateral
- Webster Pipe
- CubRiverUpperCanal
- CubRiverLowerCanal
- Service Area
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EXHIBIT

APP L-3

2009 NAIP Aerial Photo

BYLAWS
OF
PRESTON-WHITNEY IRRIGATION COMPANY

EXHIBIT

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BYLAWS
OF
PRESTON-WHITNEY IRRIGATION COMPANY

ARTICLE I

Corporate Purpose and Authority

Section 1. Purpose.

This corporation was originally organized and now exists under and by virtue of the laws of the State of Idaho for the sole and exclusive purpose of purchasing, appropriating or otherwise acquiring and holding rights to the diversion, storage and use of the public waters of the state, and for the construction, operation and maintenance of an irrigation and storage system for diverting and storing such waters from the public supply in order to transport and deliver the same in a convenient and economical manner to its stockholders for use upon their lands.

Section 2. Power.

Except as otherwise provided in these Bylaws, the Articles of Incorporation of this corporation and the laws of the State of Idaho, all authority and power with respect to the corporation shall be vested in the stockholders.

Section 3. Principal Office.

The principal office of the corporation in the State of Idaho shall be located at Preston, County of Franklin, State of Idaho.

Section 4. Depositories.

The monies of the corporation shall be deposited in the name of the corporation in such depository or depositories as may be designated by the Board of

Directors, and shall be withdrawn therefrom only by appropriate instruments signed by the officer or officers designated by resolution of the Board of Directors.

Section 5. Inspection of Records.

All books, papers and records of the corporation in the hands of any officer of the corporation shall be subject to inspection by any officer, director or stockholder of the corporation during the corporation's regular hours of business or during any regular or special meeting of the Board of Directors or stockholders.

ARTICLE II

Service Area, Irrigation System and Water Rights

Section 1. Service Area.

The service area of the corporation shall include:

(a) all lands of the stockholders to which water rights of the corporation are legally appurtenant. Such lands are described in the chart attached as Exhibit "A" and are also shown in the map attached as Exhibit "B".

(b) such additional lands as may be conveniently irrigated through the same irrigation system of the corporation, without injury to the water rights or irrigation system of the corporation or to the stockholders, provided, that such lands are added to the service area or that the service area of the corporation is modified in compliance with the provisions of Idaho law and these Bylaws. Delivery of water through the irrigation system of the company to lands which are not, or have not formally been included as provided by these Bylaws within the service area of the corporation, whether such delivery be by agreement or otherwise, whether such land is owned by a stockholder or some other person,

and whether the water so conveyed was diverted from the public or a private source of supply under rights of the corporation, a stockholder or any other person, shall not constitute a dedication of such water right to such land, shall not constitute a formal inclusion of such land within the service area of the corporation, and shall not obligate the corporation to continue to deliver such water except under the terms of any formal agreement to do so into which the corporation may be authorized by law or these Bylaws to enter, or into which the corporation may have previously legally entered.

Section 2. Irrigation System.

(a) The irrigation system of the corporation shall consist of all works, structures, facilities and equipment, including any and all dams, reservoirs, overflows, checks, weirs, headgates, canals, ditches, laterals, pipelines, flumes, culverts, and measuring devices, as well as all real and personal property rights of every name, nature and description, including any easements, owned or used by the corporation, or which may be acquired or used hereafter by the corporation for the purpose of diverting water under the water rights of the corporation from the public, or any private, water supply and conveying the same to the lands of its stockholders for use thereon. The irrigation system of the corporation as it presently exists, and the major components and facilities thereof are generally shown in the map attached as Exhibit "C".

(b) The corporation hereby reasserts ownership of the above described irrigation system, including specifically, but without limitation, the dams, reservoirs, overflows, checks, weirs, headgates, canals, ditches, laterals, pipelines, flumes, culverts, measuring devices and other attendant structures or equipment necessary for the

diversion into storage and delivery of water through said irrigation system to lands of stockholders of the corporation, whether served individually or jointly by said system. The corporation, having assumed the obligation of construction, operation and maintenance of the irrigation system of the corporation, hereby reasserts its obligation to operate, maintain, protect, repair and replace such irrigation system and all essential and proper parts thereof during the life of the corporation. Any construction or maintenance of particular structures forming a part of said system which the corporation may permit to be undertaken by any individual stockholder or group thereof is on the condition that such structure remains in the ownership and control of the corporation and that such construction or maintenance shall be in accordance with plans and specifications approved by designated officers of the corporation. With specific respect to bridges or other crossing structures located on corporation canals or ditches, such bridges are not the property of the corporation. However, in the event of a need for replacement of any such bridge, corporation will assume responsibility for construction of the abutments.

(c) Each individual stockholder shall, at his own expense, originally install and shall hereafter maintain, repair and replace, as necessary, headgates and measuring devices or other appropriate structures at each point of delivery from the corporation's irrigation system where such points are presently located or as they may hereafter be located or relocated through which water shall be measured and delivered into the receiving facilities of each stockholder or group of stockholders in accordance with the respective rights of each. The corporation shall have the exclusive control of each such headgate or other delivery structure, including any measuring devices and the judgment of

the corporation's manager as to any measurement of water shall be final unless a stockholder provides an accurate measurement by means of a satisfactory device or in some other manner acceptable to such manager at the stockholder's own expense. Each such headgate or other delivery structure shall also be equipped so that the flow of water through it may be controlled and completely stopped, as well as locked.

Section 3. Water Rights.

The water rights of the corporation, whether acquired by appropriation, transfer, purchase, contract or otherwise, presently consist of the following:

List of Water Rights

<u>RIGHT NO.</u>	<u>SOURCE</u>	<u>AMOUNT IN CFS or AF</u>	<u>PRIORITY</u>	<u>PURPOSE</u>
13-00002	Cub River	30.00CFS	04/01/1882	Irrigation
13-00003	Cub River	25.00CFS	04/01/1882	Irrigation
13-00035	Cub River	4.00CFS	04/01/1882	Domestic/Stockwater
13-00036	Cub River	3.00CFS	04/01/1882	Domestic/Stockwater
13-00037	Cub River	2.00CFS	04/01/1882	Domestic/Stockwater
13-00038	Cub River	3.00CFS	04/01/1882	Domestic/Stockwater
13-00143	Springs Tributary to Worm Creek (Larsen Springs)	5.00CFS & 2133.00AF	04/01/1929	Irrigation
13-00271	Worm Creek	50.00CFS & 2000.00AF	05/07/1880	Irrigation
13-02104	Cub River	25.00CFS	03/14/1924	Irrigation
13-02108	Worm Creek	215.00CFS & 6000.00AF	12/15/1924	Storage (Glendale Reservoir) & Irrigation
13-02288	Cub River	6000.00AF	12/15/1924	Storage (Glendale Reservoir) & Irrigation
13-02291	Cub River	2407.50AF	06/30/1947	Storage (Lamont Reservoir) & Irrigation
13-02298	Cub River	3355.00AF	02/11/1957	Storage (Foster Reservoir) & Irrigation

Section 4. Uses of System.

No use shall be made of the irrigation system or water rights of the corporation other than for the storage and conveyance of water by and for the corporation and its stockholders, nor shall any stockholder or other person or entity permit the draining of seepage and waste water into the system or erect or maintain any structure on or across any portion of the system without the written permission of the Board of Directors. Any such use or activity shall be permitted only on the condition that such permitted use or activity will not interfere with the proper operation and maintenance of any part of the system by the corporation.

ARTICLE III

Stock

Section 1. Outstanding Stock.

The corporation has issued stock (shares of the corporation represented by certificates of the corporation) showing the name of the person to whom such stock was issued, the number of shares, the date of issuance and other information. There are presently 30,000 shares of stock authorized for issuance by the corporation. Of such total, 26,527.5 have been issued, all of which are outstanding in the names of the individual stockholders of the corporation.

Section 2. What Stock Represents.

Each issued and outstanding share of stock represents, measured at the corporation's points of diversion from the public water supply with respect to natural flow, and measured at the release facilities for each reservoir with respect to storage, the same

proportionate share of water to which the corporation is at any given time entitled by virtue of the rights held by the corporation as said share of stock bears to the total number of issued and outstanding shares of stock of the corporation, less the same proportion of the total transmission losses incurred by the corporation in the conveyance of water through the irrigation system, together with the right to have such water conveyed through the corporation's irrigation system and delivered at the designated point of delivery on said system into the receiving facilities of the holder of such stock for use upon the lands of such stockholder. The corporation shall have no further duty other than to deliver, at the point of delivery of each stockholder, his proportionate share of the water to which the corporation is entitled, less his proportionate share of all transmission losses; provided, however, the corporation may, in the discretion and by the approval of the Board of Directors, carry and transport additional water, the right to the use of which is owned or rented by a stockholder or other person or entity, for a carrying charge to be determined by the Board of Directors, so long as such service does not interfere with the efficient and orderly management of the corporation's irrigation system.

Section 3. Issuance of Certificates of Stock.

Each stockholder of the corporation who now holds stock therein shall be entitled to a certificate or certificates showing the amount of his stock in the corporation, and each stockholder of the corporation who hereafter acquires stock from the corporation shall be entitled to a certificate or certificates. The ownership of the amount of stock of the corporation represented by any such certificate shall be recorded in the stock transfer book of the corporation in the name of the stockholder. Stock certificates shall be issued in

numerical order from the "Stock Certificate Book", shall bear the serial number and the date of issuance, shall be signed by the President and Secretary, shall have affixed thereto the seal of the corporation and, subject to statutory requirements, shall be in the form prescribed by the Board of Directors. A full record of each stock certificate, heretofore issued and hereafter to be issued, shall be entered on the corresponding stub of the Stock Certificate Book.

Section 4. Appurtenancy of Rights Represented by Stock.

Except as provided in Section 2 of this Article, all of the water rights and conveyance or ditch rights of the corporation are appurtenant to the lands of the stockholders, identified herein as the "service area" of the corporation, which are benefited thereby. Except as otherwise provided in this section, and subject to the provisions of Article VIII, Section 1 of these Bylaws, no share of stock may be owned except by the record title holder of the specific land to which the water and conveyance rights represented by such share are appurtenant. Except as otherwise provided in this Article, Section 5, and except as otherwise provided in Article VIII, Section 1 of these Bylaws, no share of stock may be transferred, retained or otherwise dealt with unless it is transferred, retained or dealt with as part of a transaction involving the specific land to which the water and conveyance rights represented by such share of stock are appurtenant. Any conveyance of record title to such land also constitutes a transfer of the water and ditch rights appurtenant thereto. If the record title to any land within the corporation's service area, to which water and conveyance rights represented by shares of stock are appurtenant, is changed or modified for any reason, the ownership of such shares of stock shall also be changed or modified on the records of the

corporation to reflect the change or modification in the record title to such land. The stock certificate shall be surrendered to the Secretary of the Corporation, and the Secretary shall issue the new certificate or certificates necessary to reflect such changes in ownership of said land and stock in accordance with the procedures for transfers of stock set out in Section 6 of this Article.

Section 5. Procedure for Changing Place of Use of Water.

(a) Within the service area. Whenever a stockholder desires to change the place of use of all or any portion of the proportionate share of the corporation's water and ditch rights represented by shares of stock outstanding in his name, or to change the location where water is delivered from the corporation's irrigation system to his lands, or the manner in which such delivery is made, he shall request the same in writing, and such request shall be delivered to the Secretary. Such request shall describe the proposal in detail. In the case of a request to change the location of the point of delivery or the manner or means thereof, the request shall describe both the present point and the proposed new location, as well as any proposed modification in structures or other proposed modifications, In the case of a proposed change in place of use, the request shall identify the amount of the water right proposed to be transferred, the specific acres of land where water has been used pursuant to such right, the specific acres to which the right is proposed to be transferred, and the reasons for such proposed transfer. The Secretary shall present any such written request at the next regular or special meeting of the Board of Directors, which shall consider such request but shall not be required to make a decision until satisfied that it has adequate information; provided, that such decision shall be rendered in any event within sixty (60) days of receipt

by the secretary of such written request. If the Board of Directors finds that such transfer or change can be made without injury to the rights of the corporation and its stockholders and would not violate any applicable provisions of Idaho law, it shall approve the same and may impose such conditions as it may determine to be reasonable. The decision of the directors shall be in writing, and a copy thereof, together with the written request of the stockholder, shall be kept in the records of the corporation.

(b) Out of the Company's Service Area. Whenever any request is made to transfer the place of use of the water rights represented by such shares of stock to lands not currently within the service area of the corporation or the point of diversion, nature of use or season of use, or whenever otherwise required by law, the directors shall further determine whether such lands can be conveniently irrigated through the irrigation system of the corporation, or whether such transfer can be made without damage to the irrigation system of the corporation and without damage to any of the water rights and obligations of the corporation, and in the event such determination is in the affirmative, the stockholder requesting the transfer shall make appropriate application therefor to the Idaho Department of Water Resources, pursuant to Idaho Code, §42-108 and §42-222, or any other applicable provisions of law. The decision of the Board of Directors shall be contingent on the decision of such Department and may include the imposition of such conditions as it may determine to be reasonable. A copy of the decision of the Idaho Department of Water Resources shall be furnished to the Secretary and shall be attached to the stockholder's original request along with the decision of the Board of Directors.

Section 6. Stock Transfer Procedure.

Whenever any stock certificate is presented to the secretary, or other person designated by the Board of Directors to transfer stock on the transfer books of the corporation, for transfer, the Secretary, or such other person, shall request sufficient information and the stockholders shall provide such information to permit the Board of Directors to determine whether the proposed transfer constitutes only a transfer to reflect a change in the record title of the land to which the water and conveyance or ditch rights represented by such stock are appurtenant as described in Section 4 of this Article, or whether the proposed transfer contemplates a change in the place of use within the corporation's service area or a change in place of use to lands outside the corporation's service area, or the point of diversion, nature of use or season of use of the water rights represented by such stock as described in Section 5 of this Article. If the Board of Directors determines that the proposed transfer is not one described in said Section 5, it shall authorize the Secretary, or other appropriate officer, to proceed in the manner set forth in the next paragraph of this Section.

Transfers of stock shall be made only by the Secretary or other person designated by the Board of Directors to transfer stock on the transfer books of the corporation, which shall be kept at the office of the corporation. Before a new certificate is issued, the old certificate, properly endorsed by the stock holder whose name the certificate bears, shall be surrendered for cancellation. A new certificate shall not be issued before the original cost and all assessments against the shares of stock, represented by the old certificate, shall have been fully paid. Before the new certificate is issued, the person

requesting the transfer of stock shall pay a fee to the Secretary in such amount as may be fixed from time to time by the Board of Directors. The Secretary of the corporation shall not issue certificates representing any division of shares, except as approved by the Board of Directors.

If the Board of Directors determines that the proposed transfer is one described in said Section 5, it shall proceed to obtain or request the relevant information and make the decision as provided therein before authorizing the Secretary or other person to transfer the stock on the transfer books of the corporation.

Section 7. Holders of Stock.

Stockholders registered on the books of the corporation shall be the only persons treated by the corporation as the holders of stock outstanding in their respective names, and except for a valid voting agreement, or for a valid proxy for voting purposes as provided herein, the corporation shall not be bound to recognize an equitable or other claim to, or interest in, any stock certificate on the part of any other person, whether or not the corporation has actual or constructive notice thereof, except as otherwise expressly provided by law.

Section 8. Loss or Destruction of Stock Certificate.

In the event of loss or destruction of any certificate of stock, another may be issued in its place on satisfactory proof of such loss or destruction furnished to the Secretary. Satisfactory proof of loss or destruction shall be made by Affidavit, and a bond of indemnity shall be given to the corporation in such amount as the directors may decide unless the directors waive such requirement. Any such new certificate shall be plainly

marked "Duplicate" on the face thereof. In the event of the death or incompetency of any stockholder, no transfer of stock outstanding on the records of the corporation in his name shall be made unless satisfactory proof thereof be furnished to the secretary in the form of an Affidavit by the person seeking to have the certificate reissued in his name showing the reasons therefore and satisfactory information to prove he is the proper person to whom the certificate should be reissued, and such person give a satisfactory bond of indemnity as in the case of a lost or destroyed certificate.

Section 9. Limit on Amount of Stock to be Transferred.

No certificate for less than five (5) shares shall be further divided except upon formal approval by the Board of Directors, duly recorded in the minutes of the appropriate meeting. In the event that land within the corporation's service area to which water and conveyance rights are appurtenant by virtue of stock held by the owner of such land, is divided into tracts or parcels smaller than an amount approved by the Board of Directors, the corporation shall require the owners of such subdivided tracts or parcels to form a formal entity having the legal capacity to hold stock, and any new certificate requested to be issued as a result of the change in ownership of such real property, shall be issued by the corporation only to such entity.

ARTICLE IV

Stockholders' Meetings

Section 1. Date and Purpose for Annual Stockholders' Meeting.

The annual meeting of the stockholders of the corporation shall be held the fourth Monday of January at a time to be set by the Board of Directors. This meeting shall be held in Preston, Franklin County, Idaho, or at such other place in Franklin County, as may be designated by the Board of Directors. At this meeting, an election shall be held to elect directors to the offices for which the terms of office of the current directors have expired. The term of office of the directors so elected shall be as prescribed in these Bylaws or until their successors have been elected and qualified. Officers of the corporation shall present their annual reports; and such other business relating to the corporation may be transacted as shall properly come before the meeting.

Section 2. Order of Business.

At all meetings of the stockholders the following order of business shall be observed so far as consistent with the purposes of the meeting:

- | | |
|------------------------|--------------------------|
| 1. Call to Order | 7. Report of Directors |
| 2. Proxy Report | 8. Report of Manager |
| 3. Reading of Minutes | 9. Election of Directors |
| 4. Report of President | 10. Unfinished Business |
| 5. Report of Treasurer | 11. New Business |
| 6. Report of Secretary | |

Section 3. Place of Special Meetings.

Special meetings of the stockholders of the corporation may be held at the place indicated for the holding of annual meetings, or such other place as shall be

determined by the Board of Directors. The place at which such meeting is to be held shall be stated in the notice and call of the meeting.

Section 4. Calling of Special Meetings.

Special meetings of the stockholders shall be held whenever called by the Board of Directors. Such meetings shall also be called by the President or Secretary on the request, in writing, of the stockholders holding shares representing in the aggregate, one-fifth (1/5) of the votes of all outstanding shares. If upon such request, the President or Secretary neglects for five (5) days to call a special meeting, then the stockholders making the request may call a special meeting. No business other than that specified in the notice shall be considered at any such meeting.

Section 5. Notice of Stockholder Meetings.

Written or printed notice of every regular or special meeting of stockholders, stating the time and place of the meeting shall be prepared and mailed by the Secretary, or in his absence, or if he fails to do so, the other officers or the stockholders calling said meeting, postage prepaid, to the last known post office address of each stockholder at least ten (10) days before the date of such meeting. In the case of special meetings, the notice shall also state the purpose of the meeting,

Section 6. Waiver of Notice.

Notice of the time, place and purpose of any meeting of the stockholders need not be given to any stockholder who attends such meeting in person or by proxy if such stockholder shall waive notice of the meeting by a writing filed in the

records of the meeting. Any such writing shall be sufficient if substantially in the following form:

WAIVER OF NOTICE OF STOCKHOLDERS' MEETING

The undersigned, being the holder of a certificate or certificates of the common capital stock of Preston-Whitney Irrigation Company, according to the records of said corporation, does hereby waive notice of the meeting of the stockholders of said corporation held (or to be held) at Preston, Idaho, on the ____ day of _____, 199__, and does hereby agree that any business transacted (or to be transacted) at such meeting shall be valid and effective as though held after notice given and published.

Dated this ____ day of _____, 199__.

(signature)

No notice of any reconvened meeting, regular or special, need be given when the regular or special meeting was properly called but was recessed for lack of a quorum or by reason of inability to complete the business that was properly before the original meeting.

Section 7. Voting at Stockholder Meetings.

(a) At each regular or special stockholders' meeting, and subject to the provisions of any valid voting agreement which may be in effect, each stockholder shall be entitled to one (1) vote, either in person or by proxy, for each share of stock or portion thereof outstanding and registered in his name at the time of the closing of the transfer books for that meeting. The transfer books of the corporation shall be closed five (5) days prior to any such meeting.

(b) Each ballot cast shall have endorsed thereon the number of shares voted thereby and for whom or for what the vote is cast. Each ballot shall be signed by the holder thereof or by the person holding the proxy therefor and shall contain

the name of the person for whom the proxy acts. A plurality of votes cast for any one candidate shall be sufficient to elect the candidate to the office of director. All other matters submitted to a vote of the stockholders shall be decided by a majority of the votes cast, unless otherwise specifically provided by law or by these Bylaws.

Section 8. Voting Eligibility.

Each stockholder entitled to vote may be represented at any regular or special meeting of the stockholders by proxy, which shall be evidenced by a writing assigning the person who may exercise the proxy. The person exercising the proxy need not be a stockholder, but the proxy shall be in sufficient form to meet the requirements of law, shall be in writing and signed by the stockholder. Any such proxy shall be sufficient if substantially in the following form:

PROXY

The undersigned, being the holder of a certificate or certificates of the common capital stock of Preston-Whitney Irrigation Company, according to the records of said corporation, does hereby make, constitute and appoint _____ as my proxy, to vote for me and in my stead at the meeting of the stockholders of said corporation to be held at Preston, Idaho, on the _____ day of _____, 199__, or any adjournment thereof, for the election of directors and the transaction of any other business as may properly come before said meeting, according to the number of votes I would be entitled to cast if personally present.

Dated this _____ day of _____, 199__.

(signature)

No proxy shall be recognized unless executed within six (6) months prior to the date of the meeting at which it is presented; provided however, that when a written proxy specifically provides on the face thereof the period of time for which it shall be in effect,

it shall be recognized by the Company for such stated period. The proxy shall be filed with the Secretary at the time of, or before, any stockholders' meeting. The sufficiency of such proxy must be determined by the directors at such meeting prior to voting on any matter including the election of directors.

Section 9. Voting Eligibility List.

A complete list of the stockholders entitled to vote at any stockholder's meeting, whether regular or special, arranged in alphabetical order, and the number of voting shares held by each, shall be prepared by the Secretary and shall be available for examination and review by any director, officer or stockholder at the office of the Secretary at least five (5) days before the meeting at which such election is to occur. Such list shall be available for examination, during the usual hours of business and during the whole time of election for which it is filed, at the place of election.

Section 10. Quorum.

For the purpose of electing directors or voting any matter submitted to a vote of the stockholders, those stockholders who are present in person or represented by proxy at any regular annual meeting or special meeting shall constitute a quorum.

Section 11. Removing Director from Office.

Notwithstanding the provisions of the immediately preceding section, at any special meeting of shareholders called and noticed for the purpose of voting to remove a director from office, the vote of two-thirds (2/3) of all voting shares represented in person or by proxy at such meeting shall be required to remove a director from office.

ARTICLE V

Directors: Powers, Duties and Meetings

Section 1. General Powers of Board.

The management of all the affairs, property and interests of the corporation shall be vested in a Board of Directors. The Board of Directors shall have all authority and power conferred on the Board by law, by the Articles of Incorporation and the Bylaws, and the Board of Directors is given the power to do all lawful acts and things in furtherance of the purposes of the corporation. Without limitation by this enumeration, the powers of the Board shall include the power to acquire property and property rights of any kind; to incur indebtedness and to borrow in connection with the acquisition, maintenance and operation of those property rights; and to levy assessments at such time and in such amounts as may be necessary for paying the indebtedness of, and for carrying on the business of, the corporation.

Section 2. Number, Qualifications and Election of Directors.

The Board of Directors of the corporation shall consist of seven (7) directors. Directors shall be elected for a term of three (3) years at the regular annual meeting of the stockholders. Two directors shall be elected in 1996, two in 1997 and three in 1998. Each year thereafter, the same number of directors as were elected three years previously shall be elected for a term of three (3) years to succeed the directors whose terms have expired. There shall be no prohibition against a director succeeding himself. The directors shall hold office, when qualified, for the duration of their term and until their successors are elected and qualified.

(a) Qualifications of Directors. No person shall be eligible to be elected or to serve as a director of the corporation unless he is the holder of a minimum of twenty (20) shares of the stock of the corporation and holds the record title to land within the corporation's service area or unless he has been designated in writing as the authorized representative of a corporation, partnership, trust or other business entity, or the contract seller, holding such stock and record title to such land. Failure to possess any of the foregoing qualifications at any time during his term of office shall operate as an immediate resignation and constitute a forfeiture of his office.

(b) Election of Directors. The election of directors shall be held at the regular annual meeting of the stockholders for each of the positions of director for which the term of office of the present director expires. All of the stockholders of the corporation shall be entitled to vote for each director to be elected.

Section 3. Vacancies.

All vacancies on the Board of Directors which occur during the regular term of a director shall be filled by appointment by the remaining members of the Board of Directors at any regular or special meeting. The director thus selected to fill any vacancy shall hold office for the unexpired term for which he is appointed and until his successor is elected and qualified.

Section 4. Meetings of Board.

The Board of Directors elected at the annual meeting shall hold its first organizational meeting within ten (10) days of the election of the members of the Board as provided in this Article, which meeting shall constitute the only regular meeting of the

Board of Directors for the year. Special meetings of the Board may be called at any time by the President, or in his absence or disability, by the Vice-President, or by any two (2) directors, such call stating the time and place of such meeting and the purpose or purposes for which it is to be held.

Section 5. Notice of Meetings.

Notice of special meetings of the Board of Directors shall be given by the Secretary by giving notice thereof to each member's last known post office address, as supplied to the Secretary by each member, postage prepaid, at least five (5) days before the time fixed for such meeting, such notice giving the time and place thereof, but, subject to obtaining written waivers of such notice by all the directors, meetings may be called on the giving of two (2) hours oral advance notice. Any such written waiver shall be sufficient if substantially in the following form:

WAIVER OF NOTICE OF DIRECTORS' MEETING

The undersigned, being a duly elected and qualified director of Preston-Whitney Irrigation Company, does hereby waive notice of the meeting of the Board of Directors of such corporation held (or to be held) at Preston, Idaho, on the ____ day of _____, 199____, and does hereby consent to the transaction thereat of any and all business that may come before said meeting.

Dated this ____ day of _____, 199____.

(signature)

Section 6. Quorum.

A majority of the whole Board of Directors shall be necessary to constitute a quorum for the transaction of business, and the majority of the members in attendance at any Board meeting shall, in the presence of a quorum, be decisive of the

action of the Board, except as otherwise provided in the Bylaws or Articles of Incorporation, or as required by law. If, however, by reason of resignation or otherwise, the remaining directors at any given time comprise less than a quorum, they may meet to fill vacancies as herein provided.

Section 7. Compensation of Directors.

The directors shall receive no salary other than the compensation specified herein. Each director shall receive ten dollars (\$10.00), or such other amount as may from time to time be fixed by the Board, as compensation for attendance at each regular or special meeting of the Board. The directors shall be paid their expenses, actually and necessarily incurred and such additional compensation as the Board shall determine for services rendered, on behalf of the corporation, whether in attendance at the corporation's meetings or otherwise.

Section 8. Indemnification of Directors.

Each director and officer of the Corporation, now or hereafter serving as such, shall be indemnified and held harmless by the Corporation against any and all claims and liabilities to which he has or shall become subject by reason of serving or having served as a director or officer of the Corporation, except for claims and liabilities arising out of said director's purposeful misconduct or gross negligence.

ARTICLE VI

Officers

Section 1. Names and Terms of Officers.

The officers of the corporation shall be a President, a Vice-President, a Secretary and a Treasurer, each of whom, except for the Secretary and Treasurer shall be elected by the directors at the regular annual meeting of the Board of Directors. All officers shall hold office for one (1) year, and until their successors have been elected and qualified. The President and Vice-President shall be elected from among the directors. The Secretary and Treasurer may be appointed by the Board and shall be employed upon such terms and for such compensation as the Board shall determine. The Board, in its discretion, may provide that the office of Secretary be combined with that of Treasurer to be held by one (1) person.

Section 2. President's Duties.

The President shall preside at all the meetings of the directors and of the stockholders. He shall, under the general supervision of the Board of Directors, have supervision of all the affairs of the corporation. He shall sign all certificates of stock issued by the corporation. He shall, except as otherwise directed by the Board of Directors, sign or countersign, as may be necessary, all bills, notes, checks, contracts and other instruments as may pertain to the ordinary course of the corporation's business. He shall sign, when authorized by the Board of Directors, all contracts, deeds, bonds, mortgages and other instruments of a similar nature. He shall perform such other duties as may properly be

required of him by the Board of Directors. The President may vote at all meetings, including any stockholders' meetings.

Section 3. Vice-President's Duties.

The Vice-President shall possess all of the powers and perform all of the duties of the President in the event of the death, absence or disability or refusal to act on the part of the President, such authority to extend until a new President has been elected and qualified; the Vice-President shall also have such powers and discharge such other duties as may be assigned to him from time to time by the Board of Directors.

Section 4. Secretary's Duties.

The Secretary shall: (1) keep full minutes of all meetings of the stockholders and directors; (2) give notice of meetings of stockholders and directors in accordance with the provisions of these Bylaws; (3) be the custodian of the stock certificate book; (4) sign, with the President, all certificates of stock issued or reissued by the corporation; (5) be custodian of the corporation's seal, attesting all contracts and other documents requiring the corporation's seal and affixing the seal thereto; (6) be custodian of the corporation's Articles of Incorporation and Bylaws; and (7) perform such other duties as may be assigned by the Board of Directors.

Section 5. Treasurer's Duties.

(a) The Treasurer shall: (1) have custody of and be responsible for all moneys and securities of the corporation with the exception of the stock certificate book; (2) keep a full and accurate record of accounts in books belonging to the corporation, showing the transactions of the corporation, its accounts, liabilities and financial condition;

(3) deposit in the name of the corporation all moneys and other forms of negotiable receipts that may come into his hands for the corporation's account, in such depository or depositories as are designated by the directors; (4) be accountable for all other valuable corporate papers, except as provided in Section 4 hereof; and (5) disburse the funds of the corporation in payment of just demands against the corporation or in accordance with general or special directions of the Board of Directors making proper vouchers for such disbursements.

(b) The Treasurer shall prepare and submit a full report of the financial condition of the corporation to the annual meeting of the stockholders, and, generally, shall perform all duties incident to the position of Treasurer, subject to the control of the Board of Directors.

(c) The Treasurer shall give such bond or bonds as the Board of Directors may require for the faithful performance of the duties of the office of Treasurer and for the restoration to the corporation, in the event of death, resignation or removal from office, of all books, papers, vouchers, money or other property of whatsoever kind in the Treasurer's possession belonging to the corporation.

Section 6. Absence, Inability to Act and Vacancies.

In the event of the absence or inability to act of any officer of the corporation, or of any person herein authorized to act in his place, the Board of Directors from time to time may delegate the powers and duties of such office to such other officer, or to any director, or to any other stockholder whom it may select. Vacancies in any office

arising from any cause may be filled by the Board of Directors at any regular meeting or any special meeting called for that purpose.

Section 7. Removal of Officers.

Any officer elected by the Board of Directors may be removed at anytime, with or without cause, by the Board of Directors.

ARTICLE VII

Manager of Irrigation System

Section 1. Employment of Manager.

The Board of Directors at any regular or any special meeting shall provide for the employment of a Manager of the irrigation system, hereafter the "Manager", who shall work under the supervision and direction of the Board of Directors and the President. The Manager may be a stockholder or a director or officer of the corporation. The Board of Directors shall employ a Manager each year, on such terms and for such compensation as may be agreed upon by the Board of Directors and such Manager.

Section 2. Manager's Duties.

It shall be the duty of the Manager, and such assistants as may from time to time be employed by the Board of Directors, to operate and maintain the irrigation system of the corporation under the control and direction of the Board of Directors to effect the purposes of the corporation; specifically, the Manager and any assistants shall:

- (a) operate and maintain the irrigation system of the corporation to permit the diversion, by the corporation through its diversion works, and the storage in its reservoirs and conveyance through its system of canals, ditches and other structures, of

water which the corporation is entitled to divert from the public water supply pursuant to its water rights. The Manager shall do all things necessary and proper as directed by the Board of Directors to keep the diversion works and the storage and conveyance system of the corporation clean and in good repair, to the end that water may be diverted, stored and delivered to the stockholders for the proper irrigation of their lands.

(b) deliver the water diverted from the public supply and stored or transported by the corporation to each stockholder at such stockholder's designated point of delivery from the corporation's system in the proportion each such stockholder's shares bear to the total outstanding shares of the corporation, less the proportionate share of transmission losses. It shall be the duty of each stockholder or group of stockholders entitled to receive water through any designated point of delivery to keep his or their facilities for receiving water, after the same has passed through the headgate or other delivery structure of the corporation, in such condition that such facilities will receive, without waste, the water to which such stockholder or group of stockholders is entitled. The Corporation assumes no responsibility for damage to stockholders or third parties from the use or misuse of water after such water has been delivered through the delivery structure of the corporation at any point of delivery from the corporation's system. If the Manager determines that the facilities for receiving water from the headgate or other structure at any point of delivery from the corporation's system cannot for any reason receive the water to which any stockholder or group of stockholders is entitled, he shall so notify such stockholder or stockholders and shall have no responsibility for delivering more water than can, in the sole discretion of the Manager, be received, unless and until adequate measures

are taken by such stockholder or group of stockholders to place such receiving facilities in proper condition to receive the full water entitlement.

(c) have exclusive control of the adjustment and locking of all headgates or other delivery structures through which stockholders receive water, as well as exclusive control of all measuring devices at such headgates or other structures. The Manager shall measure as accurately as practicable all water delivered through each such point of delivery and shall keep such records of such deliveries as the Board may require, which records shall be available for examination and inspection by stockholders as provided in Article 1, Section 5 of these Bylaws. To the extent practicable and consistent with the optimum use of the entire system of the corporation and in accordance with his entitlement by virtue of stock ownership, each stockholder shall be entitled to receive water in such amounts and at such times as he may desire. To the extent possible, all requests to the Manager by stockholders for increases or decreases in the amount of water any such stockholder is receiving shall be made not less than twenty-four (24) hours before the increase or decrease is to be made.

ARTICLE VIII

Assessments

Section 1. Purpose of and Power to Levy Assessments and Procedures.

Monies necessary for the payment of corporate indebtedness, for carrying on the business of the corporation, for maintaining and operating the corporation's irrigation system, or for any other purpose the directors determine to be in the best interests of the corporation, shall be raised by assessments levied from time to time in the manner

provided by the laws of the State of Idaho and these Bylaws. Such assessments shall be based on the number of outstanding shares of stock held or owned by the owners of land within the corporation's service area, excluding shares of stock held by the corporation as treasury stock or as unissued stock. In addition to such assessments, the corporation may make reasonable charges to offset related expenses in connection with the diversion, conveyance, drainage or delivery of water to any shareholder or other person or entity with whom the corporation may contract. Nothing herein shall be construed to prevent or limit the power of the corporation to borrow or enter into appropriate financing agreements.

(a) Amount of Assessment. On or before the first day of October of each year, the Board of Directors shall meet and determine the amount of the assessment to be levied for the next succeeding irrigation season and shall divide said assessment by the number of issued and outstanding shares of stock of the corporation, excluding shares held as treasury stock and unissued stock, to determine the amount to be assessed per share. No assessment shall be levied while any portion of a previous assessment remains unpaid, unless the power of the corporation has been exercised in accordance with the provisions of law and these Bylaws for the purpose of collecting such previous assessment.

(b) Order of Levy. As a result of such meeting, the Board of Directors shall make an order levying assessment, in the form set forth under subsection (g)(1) of this Article, specifying therein the amount of the assessment, and when and to whom payable, including the address of the officer to whom assessments shall be paid. Said order of assessment shall also fix the day subsequent to the full term of publication of the assessment notice on which the unpaid assessments will be delinquent, which day shall

be not less than thirty (30) nor more than sixty (60) days from the time of making the order levying the assessment, and shall fix a date for the sale of delinquent shares which shall be not less than fifteen (15) days nor more than sixty (60) days from the day the shares are declared delinquent.

(c) Notice of Levy. Upon making the order, the Secretary shall prepare a notice in the form set forth in subsection (g)(2) of this Article and shall cause the same to be published once a week, for four (4) successive weeks, in a newspaper of general circulation, published in the county where the registered office is situated, or if no paper is published in said county, then in some newspaper having general circulation therein. The Secretary shall also cause a copy of said notice to be mailed to each stockholder at his last known address. The responsibility for providing such address to the Secretary shall be that of each stockholder. The copy of the notice sent to each individual stockholder shall show, in addition to all other information required by law, the total amount of the assessment for which each such stockholder is obligated.

(d) Power to Refuse to Deliver Water for Unpaid Assessment. The Board of Directors may also, at its discretion, provide in the making of the order levying assessment, that no water will be delivered until the assessment for the next succeeding irrigation season is paid or reasonable security given for payment thereof. In such event, the notice shall also contain a statement to such effect. Delivery of water may not be withheld for the purpose of collecting assessments due from previous years.

(e) Notice of Delinquency and Sale of Stock. If any portion of an assessment due from any stockholder remains unpaid on the day specified in the notice for

declaring the shares delinquent, the Secretary shall, unless otherwise ordered by the Board of Directors, cause to be published, for ten (10) consecutive days, excluding Sundays and legal holidays if a daily newspaper, or once each week for two (2) successive weeks if a weekly newspaper, a notice in the form set forth in subsection (g)(3) of this Article, a copy of which shall also be mailed by registered or certified mail to the last known address of the delinquent stockholder. The responsibility for providing such address to the Secretary shall be that of each stockholder. The date specified in such notice for sale of so much of the stock of the delinquent stockholder as may be necessary to pay the delinquent assessment, together with costs of sale, publication and interest, shall not be sooner than ten (10) days following the date of first publication. Only so much stock of the delinquent stockholder as is necessary to pay the delinquent assessment, costs of sale, publication and interest shall be sold. The sale of delinquent stock shall be held and conducted in the manner provided by law; however, the stock shall only be offered for sale to the corporation, to those stockholders of the corporation owning land within the corporation's service area, and to such persons owning land adjacent to the corporation's service area which may be conveniently irrigated through the irrigation system of the corporation without injury to the water rights or the irrigation system of the corporation.

(f) Filing a Claim of Lien. In addition, the Secretary shall, on or before the first day of April of each year, file for record with the county recorder of the county or counties in which the service area of the corporation lies, a statement in writing in the form set forth in subsection (g)(4) of this Article. In the event any amount of the assessment remains unpaid by November 1 of such year, the Secretary shall file a claim of

lien against the lands of each individual stockholder whose stock is then delinquent, before the first day of the following January in the form set forth in subsection (g)(5) of this Article. No delinquency shall be allowed to remain so by the Board of Directors for any reason for more than two (2) years following the date of the filing of said claim of lien, and in any event, if such delinquency continues, the Board of Directors shall institute appropriate legal proceedings to foreclose such lien within said two (2) year period.

(g) Forms. Unless and until otherwise provided by law or these Bylaws, the forms to be used for the foregoing referenced "Order Levying Assessment", "Notice of Assessment", "Notice of Delinquent Assessment", "Statement of Assessment", and "Claim of Lien", shall be as follows:

(1) Order Levying Assessment.

The Board of Directors of the PRESTON-WHITNEY IRRIGATION COMPANY, having met on the ____ day of _____, 199__, and having estimated the probable expenses of the corporation, now hereby levy the assessment for the period commencing _____, and ending _____, as follows:

1. Total amount of assessment: _____.
2. Amount per share: _____.
3. Payable on or before _____, _____.
4. All payments of assessment are to be made to the Secretary-Treasurer of the corporation, _____, in person or at the following address:

5. The day subsequent to the full term of publication of the assessment notice, on which the unpaid assessments will be delinquent, is _____, _____.

The date fixed for sale of delinquent shares is _____, .

By Order of the Board of Directors

Dated this _____ day of _____, _____.

(seal)

President

Attest:

Secretary

(2) Notice of Assessment.

PRESTON-WHITNEY IRRIGATION COMPANY, Preston, Idaho

NOTICE IS HEREBY GIVEN that at a meeting of the directors held on _____, _____, an assessment of \$_____per share was levied upon the capital stock of the corporation payable to the Secretary-Treasurer of the corporation, _____, in person or at his address, _____, on or before _____, _____. Any shares upon which the assessment remains unpaid on _____, _____, _____, will

be delinquent and advertised for sale at public auction, and unless payment is made before, will be sold on , _____, to pay the delinquent assessment, together with interest thereon at the rate of twelve percent (12%) per annum, from the date of delinquency, costs of advertising and expenses of sale.

(Optional: No water will be delivered during the coming irrigation season until such assessment is paid or reasonable security, satisfactory to the Board of Directors, is given therefor.)

Dated this _____ day of _____, _____.

Secretary

Address of Registered Office

The copy of this Notice which is sent to each individual stockholder shall contain the additional following information to be set forth at or near the bottom of the Notice:

Stockholder's name: _____

Certificate No.: _____

Total number of shares: _____

Total amount of your assessment: _____

(3) Notice of Delinquent Assessment.

PRESTON-WHITNEY IRRIGATION COMPANY, Preston, Idaho

There is delinquent upon the following described shares on account of assessment levied on _____, (and assessments previous thereto, if any), the several amounts set opposite the names of the respective shareholders as follows:

<u>NAME</u>	<u>NO. OF CERTIFICATE</u>	<u>NO. OF SHARES</u>	<u>DELINQUENT AMOUNT</u>
-------------	-------------------------------	--------------------------	------------------------------

and in accordance with law, so many shares of each parcel of such stock as may be necessary, will be sold at _____ on _____ at o'clock __m. of such day, to pay delinquent assessments thereon, together with interest thereon at the rate of twelve percent (12%) per annum, from the date of delinquency, the cost of advertising and expenses of sale.

Dated this _____ day of _____, _____.

Secretary

Address of Registered Office

(4) Statement of Assessment.

PRESTON-WHITNEY IRRIGATION COMPANY, (address of registered office), which owns and operates an irrigation system for diverting water and storing and conveying the same to the lands of the stockholders of the corporation, which system is generally referred to as the PRESTON-WHITNEY IRRIGATION COMPANY water diversion, storage and canal delivery system has levied an annual assessment of \$ _____ per share, all of which is due and payable on or before _____ (date).

Dated this _____ day of _____, _____.

Secretary

(5) Claim of Lien.

PRESTON-WHITNEY IRRIGATION COMPANY (address of registered office) the owner and operator of the diversion, storage and canal system and irrigation works known generally as the PRESTON-WHITNEY IRRIGATION COMPANY water diversion, storage and canal delivery system, hereby claims and demands a lien for unpaid and delinquent assessments for the purpose of maintaining and operating its irrigation works and conducting the business of the corporation. The amounts of claimant's demands after deducting all just credits and offsets, with a description of the particular tracts or parcels of land to be charged with the lien and the name of the owner or reputed owner of each such tract or parcel are set forth below:

1. Name of owner or reputed owner: _____

Amount of demand: \$ _____

Description of tract to be charged: _____

2. (same as 1., etc.)

State of Idaho)
) ss.
County of _____)

_____, being first duly sworn, deposes and says, that he is the duly elected and acting secretary of _____, that he is responsible for preparing and keeping the assessment records of the corporation, and that he verily believes the foregoing claims of lien for delinquent assessments to be accurate and just.

Secretary

SUBSCRIBED and sworn to before me this ____ day of _____, ____.

(Seal)

Notary Public for Idaho
Residing at: _____
My Commission Expires: _____

ARTICLE IX

Corporate Seal

The corporation has an official seal in the following form, which seal shall be impressed on certificates of stock and other agreements entered into by the corporation, which by law requires the seal of the corporation to be so impressed.

(Corporate Seal)

ARTICLE X

Audits

The Board of Directors shall have authority to require an annual audit, in such form and manner and at such times as the Board of Directors shall determine, of the records of the corporation by competent persons selected by the Board of Directors. The results of any such audit are to be available for inspection by the directors or any stockholder as provided in Article 1, Section 5 of these Bylaws.

ARTICLE XI

Amendments

These Bylaws may be altered, amended or repealed and new Bylaws may be adopted at any regular or special meeting of the stockholders, after proper notice thereof has been given as required by the laws of the State of Idaho, by an affirmative vote of the stockholders which vote meets the minimum requirements of §42-2401 of the Idaho Code, as it may be amended.

CERTIFICATION

The above and foregoing is a true and correct copy of the Bylaws adopted at the organizational meeting of the directors of PRESTON-WHITNEY IRRIGATION COMPANY, held at Preston, Idaho, _____, on Monday the 22nd day of January, 1996, at 1.00 p.m.

Marlene Skaddan

Secretary

(corporate seal)

G:\WPDATA\KWF\7206\PW0413.BL:sjw

Exhibit "A"

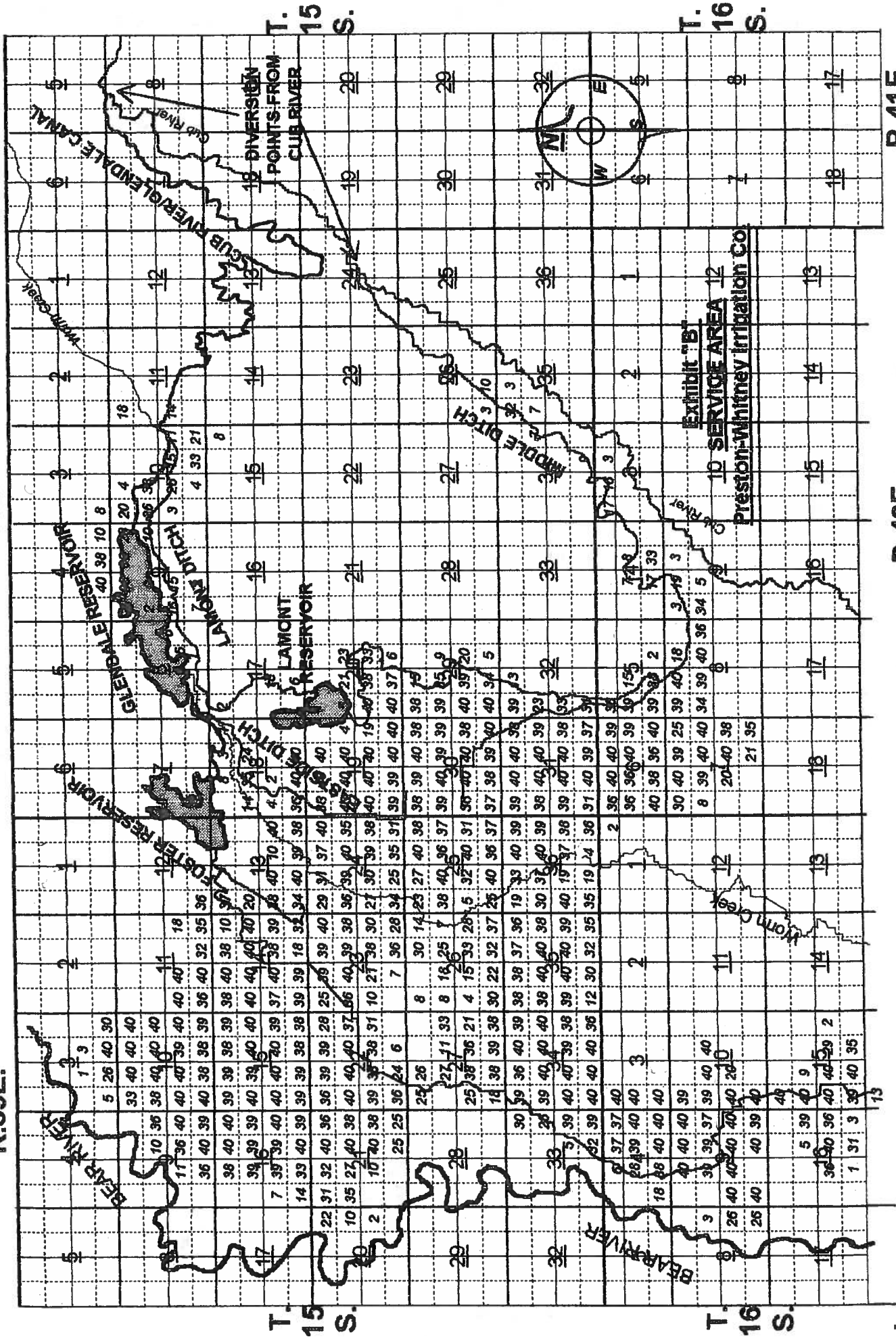
		N E					N W					S W					S E			
Township, Range	section	NE	NW	SW	SE		NE	NW	SW	SE		NE	NW	SW	SE		NE	NW	SW	SE
T15S, R39E	9			8	34							8			32		38	37	32	26
"	10							28	37	36		33	38	36	31		34	36	37	38
"	11											40	40	35	40		40	40	34	39
"	12													29						
"	13	11	22	39	39		13	37	12	38		39	36	35	39		38	37	39	31
"	14	40	23	36	33		35	20	39	31		39	35	24	39		26	38	35	25
"	15	40	40	40	40		40	40	40	40		40	40	40	40		40	40	40	40
"	16	40	40	40	40		40	40	40	40		40	40	40	40		40	40	40	40
"	21	35	39	39	32		15	10	24	8		12					34	39	21	22
"	22	40	40	40	40		40	40	40	40		40	40	40	40		40	40	40	40
"	23	40	40	40	40		40	40	40	40		40	40	40	40		40	40	40	40
"	24	40	40	40	40		40	40	40	40		40	40	40	40		40	40	40	40
"	25	40	39	38	39		34	36	38	40		33	6	14	28		19	39	35	26
"	26	17	14	16	18					10		18		26	29		12	37	35	39
"	27	4	10	12			32	36	38	31		34	15	38	35		24	26	36	33
"	33	3			18												36	19	34	38
"	34	40	40	40	40		40	40	40	40		40	40	40	40		40	40	40	40
"	35	40	40	40	40		40	40	40	40		40	40	40	40		40	40	40	40
"	36	40	40	40	40		40	40	40	40		40	40	40	40		40	40	40	40
Township, Range	section	N E					N W					S W					S E			
		NE	NW	SW	SE		NE	NW	SW	SE		NE	NW	SW	SE		NE	NW	SW	SE
T15S, R40E	17											13			5					
"	18		3	7			2	27	33	4		39	38	37	37			8		
"	19		13	38	32		39	35	39	40		40	39	34	34		38	28	38	38
"	20			8	26			5	6	16		40	40	38	39		7	35	4	
"	29						35	39	39	37		39	39	37	34					
"	30	40	40	40	40		40	40	40	40		40	40	40	40		40	40	40	40
"	31	40	40	40	40		40	40	40	40		40	40	40	40		40	40	40	40
"	32						12	38	38	3			31	32						
Township, Range	section	N E					N W					S W					S E			
		NE	NW	SW	SE		NE	NW	SW	SE		NE	NW	SW	SE		NE	NW	SW	SE
T16S, R39E	1	25	19	16	25															
"	2							33	37											
"	3		12	12			36	32	25	36		37			28			20		
"	4	28	28	21	28		6			6		30		15	37		39	32	15	6
"	8				8					20										
"	9		24	12	7		31	19	25	11		40	40	29	26		40	40	9	26
"	10							16	32				20	38						
		N E					N W					S W					S E			
Township, Range	section	NE	NW	SW	SE		NE	NW	SW	SE		NE	NW	SW	SE		NE	NW	SW	SE
T16S, R40E	3								14	9		12	6							
"	4											16			22		9	30	32	
"	5							32	32			18	39	38	37					
"	6	36	33	14	36		32	23	28	39		34	35				37	15	12	34
"	8		11	13	31		39	38											38	38
"	9		1				21	1	12	6				22						
Total Acres:	13733																			

Exhibit "B"

R.39E.

R.40E.

R.41E.

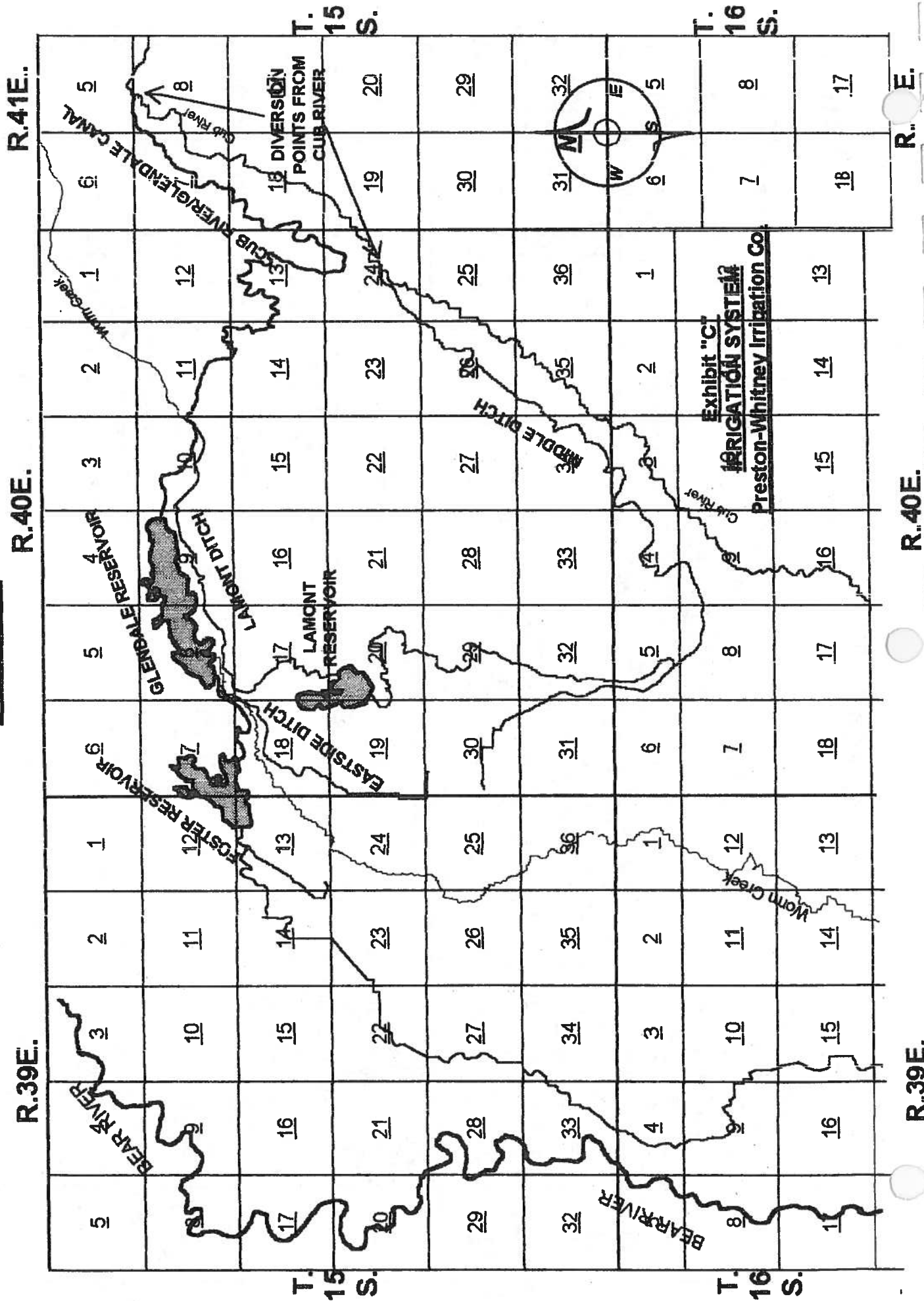


R.39E.

R.40E.

R.41E.

Exhibit "C"



**RESTATED AND AMENDED
ARTICLES OF INCORPORATION
OF
PRESTON-WHITNEY IRRIGATION COMPANY**

The undersigned President and Secretary of Preston-Whitney Irrigation Company do hereby certify that the following restated and amended Articles of Incorporation were duly adopted by an affirmative vote of more than 2/3rds of the stock of said corporation represented in person or by proxy at the annual meeting of the shareholders of said corporation held in Preston, Idaho, on the 22nd day of January, 1996:

ARTICLE 1

The name of the corporation has been and shall continue to be "PRESTON-WHITNEY IRRIGATION COMPANY".

ARTICLE 2

The corporation was originally formed and shall continue to exist for the purpose of transacting any and all lawful business for which corporations may be organized under the laws of the State of Idaho, including, without limitation, the acquisition, appropriation and holding of rights to divert the public waters of the State of Idaho, to store such water and to transport the same to the lands of the shareholders of the corporation for beneficial use thereon, the construction, operation, maintenance, repair, rehabilitation and replacement of diversion works, water storage and distribution facilities, and all attendant structures or equipment used in connection therewith, the acquisition, ownership and use of real property and personal property rights for the carrying out of all such lawful business of the corporation, and the power to incur and secure indebtedness by any and all legal means to effectuate said purposes.

ARTICLE 3

The corporation shall have perpetual existence.

ARTICLE 4

The capital stock of the corporation shall be 30,000 shares of common stock, without par value. The original stock of the corporation shall be assessable for payment of the obligations of the corporation in the manner and to the extent provided in the Bylaws of the corporation, and as said Bylaws may from time to time be amended.

ARTICLE 5

The address of the corporation's initial registered office was Preston, Idaho. The address of the current registered office is 33 South 1st East, Preston, Idaho 83263, and the name of the registered agent at such address is Maxine Waddoups.

ARTICLE 6

The number of directors constituting the initial Board of Directors of the corporation was seven (7) and the number presently is, and shall continue to be, seven (7). The names and addresses of the persons who served as directors until the first annual meeting of shareholders or until their successors were duly elected and qualified, and who also were the initial incorporators were:

George Foster
Whitney, Idaho

Joseph Johnson
Preston, Idaho

H. A. Stephenson
Preston, Idaho

Fred Jensen
Preston, Idaho

J. N. Larsen
Preston, Idaho

A. C. Hull
Whitney, Idaho

Joseph Dunkley
Whitney, Idaho

The Board of Directors shall have the authority and responsibility to conduct the business and affairs of the corporation in the manner and to the extent provided in the Bylaws of the corporation.

ARTICLE 7

The capital stock of the corporation may not be transferred except in connection with a transaction involving title to the real property more particularly described in the Bylaws, to which that portion of the water and water delivery rights of the corporation represented by such stock is appurtenant, or as otherwise provided in said Bylaws, and as the same may from time to time be amended.

ARTICLE 8

The respective interests of the shareholders in the assets and savings of the corporation shall be in the same proportion as their respective stock ownerships which shall be determined in proportion to their business with the corporation. No funds shall be retained in excess of those needed to meet current expenses for such purposes as retiring indebtedness incurred and acquiring assets, expanding the services of the corporation or maintaining reserves for necessary purposes.

ARTICLE 9

No director of the corporation shall be personally liable to the corporation or its stockholders for monetary damages for breach of fiduciary duty as a director except: (a) for breach of a director's duty of loyalty to the corporation or its stockholders, (b) for acts or omissions not in good faith or which involve intentional misconduct or a knowing violation of the law, (c) liability under §30-1-48 of the Idaho Code, as the same may be amended, (d) for any transaction from which the director derived an improper personal benefit.

ARTICLE 10

The shareholders present in person or by proxy at an annual or special shareholders meeting shall constitute a quorum for purposes of transacting any business at the meeting, except for the amendment of the Bylaws or these Articles, which amendment must be accomplished in the manner set forth in said Bylaws.

ARTICLE 11

The corporation shall maintain such records as are necessary to determine at any time each member's rights and interests in the assets of the corporation.

ARTICLE 12

Except to the extent provided in Article 13 and in the Bylaws, a former shareholder's rights and interests will not be forfeited upon withdrawal or termination of membership.

ARTICLE 13

Upon dissolution, the assets of the corporation, after the payment of all debts and obligations, will be distributed to all shareholders and former shareholders in proportion to their business done with the corporation, in so far as is practicable.

Any water rights or water delivery rights held by the corporation shall be distributed to the person or persons to whose lands such water rights or water delivery rights are legally appurtenant.

DATED this 22nd day of January, 1996.

PRESTON-WHITNEY IRRIGATION COMPANY

By:

R. Carl Swainston

R. Carl Swainston, President

ATTEST:

Maxine Waddoups

Maxine Waddoups, Secretary

(corporate seal)

PRESTON-WHITNEY IRRIGATION COMPANY WATER RIGHTS

Group	Water Right No.	Source	Tributary To	Priority Date	Beneficial Use	Diversion Rate (cfs)	Volume	Point of Diversion	Acres
Cub River Irrigation Rights	<u>13-2</u>	Cub River	Bear River	4/1/1882	Irrigation	30		Not Specified in decree (WR Report shows Middle Ditch)	Not Specified in decree
	<u>13-3</u>	Cub River	Bear River	4/1/1882	Irrigation	25		Not Specified in decree (WR shows Fill Ditch)	Not Specified in decree
	<u>13-2104</u>	Cub River	Bear River	3/14/1924	Irrigation	25		Glendale Canal	Not specified in license, but there is a list of 1/41/4 sections.
					TOTALS	80			
Worm Creek Irrigation Rights	13-271	Worm Creek	Cub River	5/7/1880	Irrigation	50	2000	SESW, Sec. 8, 15S, 40E	10449
Glendale Storage Rights	13-2288	Worm Creek	Cub River	3/14/1924	Irrigation Storage, Irrigation from Storage, Diversion to Storage		6000*	Glendale Canal	10449
	13-2288A	Cub River	Bear River	12/15/1924					10449
	13-2108	Worm Creek	Cub River	12/15/1924		215			1559
Lamont Storage Right	13-2291	Cub River	Bear River	6/30/1947	Irrigation Storage, Irrigation from Storage		2407.5	Glendale Canal	Not specified in license, but there is a list of 1/41/4 sections.
Foster Storage Right	13-2298	Cub River	Bear River	2/11/1957	Irrigation Storage, Irrigation from Storage		3358*	Glendale Canal	10720
Non-irrigation Season Domestic Rights	13-35	Cub River***	Bear River***	1/1/1882	Stockwater, Domestic	4		Not Specified in decree	n/a
	13-36	Cub River***	Bear River***	1/1/1882	Stockwater, Domestic	3		Not Specified in decree	n/a
	13-37	Cub River***	Bear River***	1/1/1882	Stockwater, Domestic	2		Not Specified in decree	n/a
	13-38	Cub River***	Bear River***	1/1/1882	Stockwater, Domestic	3		Not Specified in decree	n/a
					TOTALS	12			
Larsen Springs Right	13-143	Springs	Worm Creek	4/1/1929	Irrigation	5	2133	Springs, SWSW Sec. 8, 15S, 40E	10449

* There appears to be an error with the combined volume limits of this right, as it incorporates Foster Reservoir.

** There is no mention in this license of a combined limit with Glendale Reservoir water rights.

*** These elements are presumed, but were not decreed.

updated Apr 5

PRESTON-WHITNEY IRRIGATION COMPANY WATER RIGHTS

Group	Water Right No.	Source	Tributary To	Priority Date	Beneficial Use	Diversion Rate (cfs)	Volume
Cub River Irrigation Rights	<u>13-2</u>	Cub River	Bear River	4/1/1882	Irrigation	30	
	<u>13-3</u>	Cub River	Bear River	4/1/1882	Irrigation	25	
	<u>13-2104</u>	Cub River	Bear River	3/14/1924	Irrigation	25	
					TOTALS	80	
Worm Creek Irrigation Rights	13-271	Worm Creek	Cub River	5/7/1880	Irrigation	50	2000
Glendale Storage Rights	13-2288	Worm Creek	Cub River	3/14/1924	Irrigation Storage, Irrigation from Storage, Diversion to Storage		6000*
	13-2288A	Cub River	Bear River	12/15/1924			
	13-2108	Worm Creek	Cub River	12/15/1924		215	
Lamont Storage Right	13-2291	Cub River	Bear River	6/30/1947	Irrigation Storage, Irrigation from Storage		2407.5
Foster Storage Right	13-2298	Cub River	Bear River	2/11/1957	Irrigation Storage, Irrigation from Storage		3358*
Non-irrigation Season Domestic Rights	13-35	Cub River***	Bear River***	1/1/1882	Stockwater, Domestic	4	
	13-36	Cub River***	Bear River***	1/1/1882	Stockwater, Domestic	3	
	13-37	Cub River***	Bear River***	1/1/1882	Stockwater, Domestic	2	
	13-38	Cub River***	Bear River***	1/1/1882	Stockwater, Domestic	3	
					TOTALS	12	
Larsen Springs Right	13-143	Springs	Worm Creek	4/1/1929	Irrigation	5	2133

* There appears to be an error with the combined volume limits of this right, as it incorporates Foster Reservoir.

** There is no mention in this license of a combined limit with Glendale Reservoir water rights.

*** These elements are presumed, but were not decreed.

EXHIBIT

APPL-5

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/16/2011

WATER RIGHT NO. 13-2

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CUB RIVER MIDDLE DITCH CO

Priority Date: 04/01/1882

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CUB RIVER	BEAR RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	10/31	30 CFS	
Total Diversion			30 CFS	

Location of Point(s) of Diversion:

CUB RIVER	NWSW	Sec. 24	Township 15S	Range 40E	FRANKLIN County
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Place(s) of use: No POUs found for this right

Conditions of Approval:



1.	P.D. NOT SPECIFIED IN DECREE. P.U. NOT SPECIFIED IN DECREE. AMT, 0.30 OF STREAM AFTER PRIMARY RIGHTS, MAX 69.9 CFS
----	--

Dates:

Licensed Date:

Decreed Date: 07/09/1924

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 13A

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/16/2011

WATER RIGHT NO. 13-3

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CUB RIVER & WORM CREEK CANAL CO
Present Owner	PRESTON WHITNEY IRRIGATION CO 33 SOUTH 1 EAST PRESTON, ID 83263
Security Interest	IDAHO SOIL CONSERVATION COMMISSION 2270 OLD PENITENTIARY ROAD BOISE, ID 83712 (208)332-8650

Priority Date: 04/01/1882

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CUB RIVER	BEAR RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	10/31	25 CFS	
Total Diversion			25 CFS	

Location of Point(s) of Diversion:

CUB RIVER	NENW	Sec. 08	Township 15S	Range 41E	FRANKLIN County
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Place(s) of use: No POUs found for this right

Conditions of Approval:

1.	P.D. NOT SPECIFIED IN DECREE. P.U. NOT SPECIFIED IN DECREE. AMT, 0.25 OF STREAM AFTER PRIMARY RIGHTS, MAX 85 CFS
----	---

Dates:

Licensed Date:

Decreed Date: 07/09/1924

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 13A

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/16/2011

WATER RIGHT NO. 13-35

Owner Type	Name and Address
Current Owner	CUB RIVER MIDDLE DITCH CO

Priority Date: 01/01/1882

Basis: Decreed

Status: Active

Sources: No sources found for this right

Beneficial Use	From	To	Diversion Rate	Volume
STOCKWATER	11/01	3/31	4 CFS	
DOMESTIC	11/01	3/31	4 CFS	
Total Diversion			4 CFS	

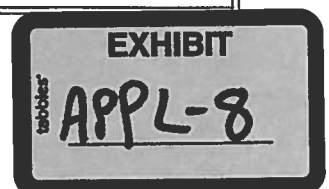
Location of Point(s) of Diversion:

Place(s) of use: No POUs found for this right

Conditions of Approval:

1.	P/D, NOT SPECIFIED IN DECREE. PRIORITY, MONTH AND DAY NOT SPECIFIED IN DECREE.
----	--

Dates:



Licensed Date:

Decreed Date: 07/09/1924

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 13A

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/16/2011

WATER RIGHT NO. 13-36

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CUB RIVER & WORM CREEK CANAL CO
Present Owner	PRESTON WHITNEY IRRIGATION CO 33 SOUTH 1 EAST PRESTON, ID 83263
Security Interest	IDAHO SOIL CONSERVATION COMMISSION 2270 OLD PENITENTIARY ROAD BOISE, ID 83712 (208)332-8650

Priority Date: 01/01/1882

Basis: Decreed

Status: Active

Sources: No sources found for this right

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	11/01	3/31	3 CFS	
DOMESTIC	11/01	3/31	3 CFS	
Total Diversion			3 CFS	

Location of Point(s) of Diversion:

Place(s) of use: No POUs found for this right



Conditions of Approval:

1. PRIORITY, NOT SPECIFIED IN DECREE.

Dates:

Licensed Date:

Decreed Date: 07/09/1924

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 13A

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/16/2011

WATER RIGHT NO. 13-37

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CUB RIVER MIDDLE DITCH CO
Present Owner	PRESTON WHITNEY IRRIGATION CO
	33 SOUTH 1 EAST
	PRESTON, ID 83263
Security Interest	IDAHO SOIL CONSERVATION COMMISSION
	2270 OLD PENITENTIARY ROAD
	BOISE, ID 83712
	(208)332-8650

Priority Date: 01/01/1882

Basis: Decreed

Status: Active

Sources: No sources found for this right

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	11/01	3/31	2 CFS	
DOMESTIC	11/01	3/31	2 CFS	
Total Diversion			2 CFS	

Location of Point(s) of Diversion:

Place(s) of use: No POUs found for this right



Conditions of Approval:

1. PRIORITY, NOT SPECIFIED IN DECREE.
--

Dates:

Licensed Date:

Decreed Date: 07/09/1924

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 13A

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/16/2011

WATER RIGHT NO. 13-38

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CUB RIVER & WORM CREEK CANAL CO

Priority Date: 01/01/1882

Basis: Decreed

Status: Active

Sources: No sources found for this right

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	11/01	3/31	3 CFS	
DOMESTIC	11/01	3/31	3 CFS	
Total Diversion			3 CFS	

Location of Point(s) of Diversion:

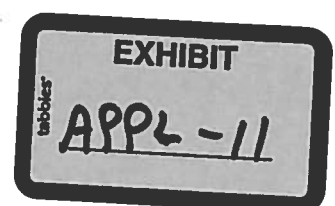
Place(s) of use: No POUs found for this right

Conditions of Approval:

1. P/D, NOT SPECIFIED IN DECREE

Dates:

Licensed Date:



Decreed Date: 07/09/1924

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 13A

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/16/2011

WATER RIGHT NO. 13-143

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PRESTON WHITNEY IRRIGATION CO 33 SOUTH 1 EAST PRESTON, ID 83263

Priority Date: 04/01/1929

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRINGS	WORM CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	11/01	5 CFS	2133 AFA
Total Diversion			5 CFS	

Location of Point(s) of Diversion:

SPRINGS	SWSW	Sec. 08	Township 15S	Range 40E	FRANKLIN County
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Place(s) of use:

Place of Use Legal Description: IRRIGATION FRANKLIN County



<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
15S	39E	9		SWNE	8		SENE	34						
				NESW	8		SESW	32						

10	NESE	38	NWSE	37	SWSE	32	SESE	26
	NWNW	28	SWNW	37	SENE	36		
	NESW	33	NWSW	38	SWSW	36	SESW	31
11	NESE	34	NWSE	36	SWSE	37	SESE	38
	NESW	40	NWSW	40	SWSW	35	SESW	40
	NESE	40	NWSE	40	SWSE	34	SESE	39
12	SWSW	29						
13	NWNW	37	SWNW	4				
	NESW	8	NWSW	36	SWSW	34	SESW	8
	NESE	7	SWSE	20	SESE	29		
14	NENE	40	NWNE	23	SWNE	36	SENE	33
	NENW	15	NWNW	20	SWNW	39	SENE	31
	NESW	39	NWSW	35	SWSW	24	SESW	39
15	NESE	26	NWSE	38	SWSE	35	SESE	21
	NENE	15	NWNE	38	SWNE	39	SENE	37
	NENW	37	NWNW	35	SWNW	39	SENE	34
16	NESW	40	NWSW	39	SWSW	32	SESW	35
	NESE	37	NWSE	40	SWSE	35	SESE	32
	NENE	38	NWNE	33	SWNE	37	SENE	39
21	NENW	37	SENE	39				
	NESW	39	NWSW	7	SWSW	13	SESW	26
	NESE	37	NWSE	15	SWSE	33	SESE	34
22	NENE	35	NWNE	39	SWNE	39	SENE	32
	NENW	15	NWNW	10	SWNW	24	SENE	8
	NESW	12						
23	NESE	34	NWSE	39	SWSE	21	SESE	22
	NENE	26	NWNE	39	SWNE	39	SENE	33
	NENW	35	NWNW	35	SWNW	39	SENE	32
24	NESW	29	NWSW	39	SWSW	19	SESW	22
	NESE	8	NWSE	30	SWSE	3		
	NENE	36	NWNE	34	SWNE	39	SENE	29
25	NENW	23	NWNW	33	SWNW	26	SENE	39
	NESW	20	NWSW	7	SESW	12		
	NESE	30	NWSE	33	SWSE	22	SESE	27
26	NENE	39	NWNE	38	SWNE	38	SENE	34
	NENW	28	NWNW	36	SWNW	39	SENE	36
	NESW	31	NWSW	27	SWSW	38	SESW	37
27	NESE	38	NWSE	37	SWSE	37	SESE	38
	NENE	40	NWNE	39	SWNE	38	SENE	39
	NENW	34	NWNW	36	SWNW	38	SENE	40
28	NESW	33	NWSW	6	SWSW	14	SESW	28
	NESE	19	NWSE	39	SWSE	35	SESE	26
	NENE	17	NWNE	14	SWNE	16	SENE	18
	SENE	10						

			NESW	18		SWSW	26		SESW	29			
			NESE	12		NWSE	28		SWSE	35		SESE	39
	27		NENE	4		NWNE	10		SWNE	12			
			NENW	32		NWNW	36		SWNW	38		SENE	31
			NESW	34		NWSW	15		SWSW	38		SESW	35
			NESE	24		NWSE	26		SWSE	36		SESE	33
	33		NENE	3		SENE	18						
			NESE	36		NWSE	19		SWSE	30		SESE	38
	34		NENE	5		NWNE	24		SWNE	2			
			NENW	34		NWNW	31		SWNW	32		SENE	27
			NESW	5		NWSW	18		SWSW	38		SESW	37
			NESE	16		NWSE	2		SWSE	39		SESE	39
	35		NENE	32		NWNE	27		SWNE	39		SENE	33
			NENW	34		NWNW	4		SWNW	16		SENE	34
			NESW	34		NWSW	24		SESW	12			
			NESE	37		NWSE	38		SWSE	33		SESE	31
	36		NENE	28		NWNE	39		SWNE	39		SENE	27
			NENW	33		NWNW	32		SWNW	35		SENE	33
			NESW	24		NWSW	37		SWSW	38		SESW	20
			NESE	29		NWSE	33		SWSE	5		SESE	28
40E	18	2		1	3		19	4		37		NWNE	3
			SWNE	7									
			NENW	2		SENE	4						
			NESW	21		SESW	33						
			NWSE	8									
	19	1		35	2		39	3		39	4		34
			NWNE	13		SWNE	38						
			NENW	39		SENE	40						
			NESW	40		SESW	34						
			NESE	5		SWSE	35		SESE	38			
	20		SWNE	8		SENE	4						
			SWNW	6		SENE	16						
			NESW	40		NWSW	40		SWSW	38		SESW	36
			NWSE	35		SWSE	4						
	29		NENW	20		NWNW	39		SWNW	39		SENE	4
			NESW	20		NWSW	39		SWSW	37		SESW	19
	30	1		36	2		27	3		24	4		33
			NENE	36		NWNE	40		SWNE	38		SENE	35
			NENW	36		SENE	35						
			NESW	35		SESW	37						
			NESE	39		NWSE	40		SWSE	36		SESE	39
	31	1		37	2		37	3		39	4		27
			NENE	35		NWNE	38		SWNE	39		SENE	39
			NENW	39		SENE	40						

16S	39E	32	1	NESW	39	2	SESW	39	4	32	3	SESE	38		
				NESE	37		NWSE	40				SWSE	39	SESE	38
				NENW	12		NWNW	38				SWNW	38	SESE	38
				NWSW	31		SWSW	32							
		2	4		25		19								
		3	2		33										
					12	3	36						NESW	37	
		SESW	21												
		NWSE	6												
		4	1		28	2	28	3	6				NESW	11	
				SWSW	6	SESW	37								
				SWSE	15	SESE	6								
	8			SENE	8										
				SENW	20										
	9			NWNE	24	SWNE	12		SENE	7					
				NENW	31	NWNW	8		SWNW	25		SENW	11		
				NESE	40	NWSE	40		SWSE	9		SESE	26		
	10			NWNW	16	SWNW	20								
				NWSW	20	SWSW	38								
	40E	5	4		32	NESW	14		NWSW	39		SWSW	38		
					SESW	37									
		6	1		36	2	14	3	32	4			23		
					NESW	34	NWSW	30							
					NESE	37	NWSE	15	SWSE	12		SESE	34		
		8			NENW	39	NWNW	26							

Total Acres: 10449

Conditions of Approval:

1. P/U SAME AS LISTED UNDER RT. 13-0271. SOURCE KNOWN AS LARSEN SPRINGS.
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Dates:

Licensed Date:

Decreed Date: 05/21/1981

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/16/2011

WATER RIGHT NO. 13-2104

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PRESTON WHITNEY IRRIGATION CO 33 SOUTH 1 EAST PRESTON, ID 83263
Original Owner	CUB RIVER & WORM CREEK CANAL CO

Priority Date: 03/14/1924

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
CUB RIVER	BEAR RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	/	/	25 CFS	
Total Diversion			25 CFS	

Location of Point(s) of Diversion:

CUB RIVER	NWSE	Sec. 08	Township 15S	Range 41E	FRANKLIN County
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Place(s) of use:

Place of Use Legal Description: IRRIGATION FRANKLIN County



<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>

15S	39E	2	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		3	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		9	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		10	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		14	SWNE	SENE		
			SWNW	SENW		
			NESW	NWSW		
			NESE	NWSE	SWSE	SESE
		15	SWNE	SENE		
			SENW			
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		21	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		22	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		23	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		26	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE
		27	NENE	NWNE	SWNE	SENE
			NENW	NWNW	SWNW	SENW
			NESW	NWSW	SWSW	SESW
			NESE	NWSE	SWSE	SESE

		28	NENE		NWNE		SWNE		SENE	
			NENW		NWNW		SWNW		SENW	
			NESW		NWSW		SWSW		SESW	
			NESE		NWSE		SWSE		SESE	
		34	NENE		NWNE		SWNE		SENE	
			NENW		NWNW		SWNW		SENW	
			NESW		NWSW		SWSW		SESW	
			NESE		NWSE		SWSE		SESE	
		35	NENE		NWNE		SWNE		SENE	
			NENW		NWNW		SWNW		SENW	
			NESW		NWSW		SWSW		SESW	
			NESE		NWSE		SWSE		SESE	

Conditions of Approval:

1.	THIS IS UNSURVEYED LAND. THE WATER RT. IS PLOTTED IN ACCORDANCE WITH THE LEGAL DESCRIPTION OF LICENSE. AC. IRR. NOT SHOWN ON LICENSE.
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Dates:

Licensed Date: 07/22/1930

Decreed Date:

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 13A

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:
Mitigation Plan: False

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/16/2011

WATER RIGHT NO. 13-2108

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PRESTON WHITNEY IRRIGATION CO 33 SOUTH 1 EAST PRESTON, ID 83263
Original Owner	FRANKLIN COUNTY SUGAR CO

Priority Date: 12/15/1924

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
WORM CREEK	CUB RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION STORAGE	1/01	12/31		6000 AFA
IRRIGATION FROM STORAGE	4/01	11/01		6000 AFA
DIVERSION TO STORAGE	11/01	6/15	215 CFS	
Total Diversion			6000 AFA	

Location of Point(s) of Diversion:

WORM CREEK	SESW	Sec. 08	Township 15S	Range 40E	FRANKLIN County
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Place(s) of use:

Place of Use Legal Description: IRRIGATION FROM STORAGE FRANKLIN County

EXHIBIT

APPL-14

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
15S	39E 40E	36		SESE	37									
		17		NESW	13		SESW	5						
		19		SESE	37									
		20		SWNE	8		SENE	4						
				NESW	20		NWSW	1		SWSW	38		SESW	36
				NESE	7		NWSE	35		SWSE	4			
		29		NENW	20		NWNW	39		SWNW	39		SESW	4
				NESW	20		NWSW	39		SWSW	37		SESW	19
		30		NENE	39		NWNE	40		SWNE	38		SENE	37
				NENW	36		SENE	35						
				NWSW	24		SESW	37						
				NESE	39		SESE	39						
		31		NENE	35		NWNE	39		SWNE	39		SENE	39
				SWNW	20		SENE	40						
				NESW	40		NWSW	39		SWSW	27		SESW	39
		32		NENW	12		NWNW	37		SWNW	38		SENE	3
				NWSW	31		SWSW	32						
16S	39E 40E	1	1	NENE	4									
		5		SWSW	20		SESW	20						
		6	1	NENE	36	2	NWNE	33						
			3	NENW	23	4	NWNW	23						
				NESW	29		NWSW	35						

Total Acres: 1559

Dates:

Licensed Date:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 13A

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/16/2011

WATER RIGHT NO. 13-2288

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PRESTON WHITNEY IRRIGATION CO 33 SOUTH 1 EAST PRESTON, ID 83263

Priority Date: 12/15/1924
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary</u>
WORM CREEK	CUB RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION STORAGE	1/01	12/31		6000 AFA
IRRIGATION FROM STORAGE	4/01	11/01		6000 AFA
DIVERSION TO STORAGE	11/01	6/15		
Total Diversion			6000 AFA	

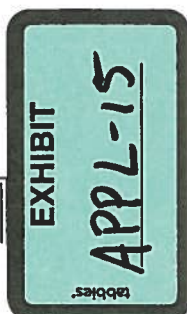
Location of Point(s) of Diversion:

WORM CREEK	SESW	Sec. 08	Township 15S	Range 40E	FRANKLIN County
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Place(s) of use:

Place of Use Legal Description: IRRIGATION FROM STORAGE FRANKLIN County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
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<http://www.idwr.idaho.gov/apps/ExtSearch/RightReportAJ.asp?BasinNumber=13&Seque...> 3/16/2011

40E	26	NENE 17	NWNE 14	SWNE 16	SENE 18
		SENW 10			
		NESW 18	SWSW 26	SESW 29	
		NESE 12	NWSE 28	SWSE 35	SESE 39
	27	NENE 4	NWNE 10	SWNE 12	
		NENW 32	NWNW 36	SWNW 38	SENW 31
		NESW 34	NWSW 15	SWSW 38	SESW 35
		NESE 24	NWSE 26	SWSE 36	SESE 33
	33	NENE 3	SENE 18		
		NESE 36	NWSE 19	SWSE 30	SESE 38
	34	NENE 5	NWNE 24	SWNE 2	
		NENW 34	NWNW 31	SWNW 32	SENW 27
		NESW 5	NWSW 18	SWSW 38	SESW 37
		NESE 16	NWSE 2	SWSE 39	SESE 39
	35	NENE 32	NWNE 27	SWNE 39	SENE 33
		NENW 34	NWNW 4	SWNW 16	SENW 34
		NESW 34	NWSW 24	SESW 12	
		NESE 37	NWSE 38	SWSE 33	SESE 31
	36	NENE 28	NWNE 39	SWNE 39	SENE 27
		NENW 33	NWNW 32	SWNW 35	SENW 33
		NESW 24	NWSW 37	SWSW 38	SESW 20
		NESE 29	NWSE 33	SWSE 5	SESE 28
	18	NWNE 3	SWNE 7		
		NENW 2	SWNW 1	SENW 4	
		NESW 21	NWSW 19	SWSW 37	SESW 33
		NWSE 8			
	19	NWNE 13	SWNE 38		
		NENW 39	NWNW 35	SWNW 39	SENW 40
		NESW 40	NWSW 39	SWSW 34	SESW 34
		NESE 5	SWSE 35	SESE 38	
	20	SWNE 8	SENE 4		
		SWNW 6	SENW 16		
		NESW 40	NWSW 40	SWSW 38	SESW 36
		NWSE 35	SWSE 4		
	29	NENW 20	NWNW 39	SWNW 39	SENW 4
		NESW 20	NWSW 39	SWSW 37	SESW 19
	30	NENE 36	NWNE 40	SWNE 38	SENE 35
		NENW 36	NWNW 36	SWNW 27	SENW 35
		NESW 35	NWSW 24	SWSW 33	SESW 37
		NESE 39	NWSE 40	SWSE 36	SESE 39
	31	NENE 35	NWNE 38	SWNE 39	SENE 39
		NENW 39	NWNW 37	SWNW 37	SENW 40
		NESW 39	NWSW 39	SWSW 27	SESW 39
		NESE 37	NWSE 40	SWSE 39	SESE 38

16S	39E	32		NENW	12		NWNW	38		SWNW	38		SENW	3
				NWSW	31		SWSW	32						
		1	1	NENE	25	2	NWNE	19						
		2	4	NWNW	33									
		3	2	NWNE	12									
			3	NENW	36	4	NWNW	32						
				NESW	37		SESW	21						
				NWSE	6									
		4	1	NENE	28	2	NWNE	28						
			3	NENW	6									
				NESW	11		SWSW	6		SESW	37			
				SWSE	15		SESE	6						
	40E	8		SENE	8									
				SENE	20									
		9		NWNE	24		SWNE	12		SENE	7			
				NENW	31		NWNW	8		SWNW	25		SENE	11
				NESE	40		NWSE	40		SWSE	9		SESE	26
		10		NWNW	16		SWNW	20						
				NWSW	20		SWSW	38						
		5	4	NWNW	32					SWSW	38		SESW	37
				NESW	14		NWSW	39						
		6	1	NENE	36	2	NWNE	14						
			3	NENW	32	4	NWNW	23						
				NESW	34		NWSW	30						
				NESE	37		NWSE	15		SWSE	12		SESE	34
		8		NENW	39		NWNW	26						

Total Acres: 10449

Conditions of Approval:

1.		Diversion from storage is limited to a total of 215 cfs when combined with the diversions from Worm Creek and Cub River. This right is for Glendale Reservoir.
2.	016	See remarks for additional conditions of approval.

Dates:

Licensed Date:

Decreed Date: 05/21/1981

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 13A

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/16/2011

WATER RIGHT NO. 13-2288A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PRESTON WHITNEY IRRIGATION CO 33 SOUTH 1 EAST PRESTON, ID 83263

Priority Date: 12/15/1924
Basis: License
Status: Active

<u>Source</u>	<u>Tributary</u>
CUB RIVER	BEAR RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION STORAGE	1/01	12/31		6000 AFA
IRRIGATION FROM STORAGE	4/01	11/01		6000 AFA
DIVERSION TO STORAGE	11/01	6/15	215 CFS	
Total Diversion			6000 AFA	

Location of Point(s) of Diversion:

CUB RIVER	NENW	Sec. 08	Township 15S	Range 41E	FRANKLIN County
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Licensed Diversion Capacity: 6000

Place(s) of use:

Place of Use Legal Description: IRRIGATION FROM STORAGE FRANKLIN County



Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
15S	39E	9		SWNE	8		SENE	34						
				NESW	8		SESW	32						
				NESE	38		NWSE	37		SWSE	32		SESE	26
		10		NWNW	28		SWNW	37		SENE	36			
				NESW	33		NWSW	38		SWSW	36		SESW	31
				NESE	34		NWSE	36		SWSE	37		SESE	38
		11		NESW	40		NWSW	40		SWSW	35		SESW	40
				NESE	40		NWSE	40		SWSE	34		SESE	39
		12		SWSW	29									
		13		NWNW	37		SWNW	4						
				NESW	8		NWSW	36		SWSW	34		SESW	8
				NESE	7		SWSE	20		SESE	29			
		14		NENE	40		NWNE	23		SWNE	36		SENE	33
				NENW	15		NWNW	20		SWNW	39		SENE	31
				NESW	39		NWSW	35		SWSW	24		SESW	39
				NESE	26		NWSE	38		SWSE	35		SESE	21
		15		NENE	15		NWNE	38		SWNE	39		SENE	37
				NENW	37		NWNW	35		SWNW	39		SENE	34
				NESW	40		NWSW	39		SWSW	32		SESW	35
				NESE	37		NWSE	40		SWSE	35		SESE	32
		16		NENE	38		NWNE	33		SWNE	37		SENE	39
				NENW	37		SENE	39						
				NESW	39		NWSW	7		SWSW	13		SESW	26
				NESE	37		NWSE	15		SWSE	33		SESE	34
		21		NENE	35		NWNE	39		SWNE	39		SENE	32
				NENW	15		NWNW	10		SWNW	24		SENE	8
				NESW	12									
				NESE	34		NWSE	39		SWSE	21		SESE	22
		22		NENE	26		NWNE	39		SWNE	39		SENE	33
				NENW	35		NWNW	35		SWNW	39		SENE	32
				NESW	29		NWSW	39		SWSW	19		SESW	22
				NESE	8		NWSE	30		SWSE	3			
		23		NENE	36		NWNE	34		SWNE	39		SENE	29
				NENW	23		NWNW	33		SWNW	26		SENE	39
				NESW	20		NWSW	7		SESW	12			
				NESE	30		NWSE	33		SWSE	22		SESE	27
		24		NENE	39		NWNE	38		SWNE	38		SENE	34
				NENW	28		NWNW	36		SWNW	39		SENE	36
				NESW	31		NWSW	27		SWSW	38		SESW	37
				NESE	38		NWSE	37		SWSE	37		SESE	38
		25		NENE	40		NWNE	39		SWNE	38		SENE	39
				NENW	34		NWNW	36		SWNW	38		SENE	40
				NESW	33		NWSW	6		SWSW	14		SESW	28

26	NESE	19		NWSE	39		SWSE	35	SESE	26
	NENE	17		NWNE	14		SWNE	16	SENE	18
	SENE	10								
27	NESW	18		SWSW	26		SESW	29		
	NESE	12		NWSE	28		SWSE	35	SESE	39
	NENE	4		NWNE	10		SWNE	12		
33	NENW	32		NWNW	36		SWNW	38	SENE	31
	NESW	34		NWSW	15		SWSW	38	SESW	35
	NESE	24		NWSE	26		SWSE	36	SESE	33
34	NENE	3		SENE	18					
	NESE	36		NWSE	19		SWSE	30	SESE	38
	NENE	5		NWNE	24		SWNE	2		
35	NENW	34		NWNW	31		SWNW	32	SENE	27
	NESW	5		NWSW	18		SWSW	38	SESW	37
	NESE	16		NWSE	2		SWSE	39	SESE	39
36	NENE	32		NWNE	27		SWNE	39	SENE	33
	NENW	34		NWNW	4		SWNW	16	SENE	34
	NESW	34		NWSW	24		SESW	12		
40E 18	NESE	37		NWSE	38		SWSE	33	SESE	31
	NENE	28		NWNE	39		SWNE	39	SENE	27
	NENW	33		NWNW	32		SWNW	35	SENE	33
19	NESW	24		NWSW	37		SWSW	38	SESW	20
	NESE	29		NWSE	33		SWSE	5	SESE	28
	NWNE	3		SWNE	7					
20	NENW	2	2	SWNW	1		SENE	4		
	NESW	21	3	NWSW	19	4	SWSW	37	SESW	33
	NWSE	8								
29	NWNE	13		SWNE	38					
	NENW	39	1	NWNW	35	2	SWNW	39	SENE	40
	NESW	40	3	NWSW	39	4	SWSW	34	SESW	34
30	NESE	5		SWSE	35		SESE	38		
	SWNE	8		SENE	4					
	SWNW	6		SENE	16					
31	NESW	40		NWSW	40		SWSW	38	SESW	36
	NWSE	35		SWSE	4					
	NENW	20		NWNW	39		SWNW	39	SENE	4
30	NESW	20		NWSW	39		SWSW	37	SESW	19
	NENE	36		NWNE	40		SWNE	38	SENE	35
	NENW	36	1	NWNW	36	2	SWNW	27	SENE	35
31	NESW	35	3	NWSW	24	4	SWSW	33	SESW	37
	NESE	39		NWSE	40		SWSE	36	SESE	39
	NENE	35		NWNE	38		SWNE	39	SENE	39
31	NENW	39	1	NWNW	37	2	SWNW	37	SENE	40
	NESW	39	3	NWSW	39	4	SWSW	27	SESW	39

16S	39E	32		NESE	37		NWSE	40		SWSE	39		SESE	38	
				NENW	12		NWNW	38		SWNW	38		SENE	3	
				NWSW	31		SWSW	32							
			1	1	NENE	25	2	NWNE	19						
			2	4	NWNW	33									
			3	2	NWNE	12									
				3	NENW	36	4	NWNW	32						
					NESW	37		SESW	21						
					NWSE	6									
			4	1	NENE	28	2	NWNE	28						
				3	NENW	6									
					NESW	11		SWSW	6		SESW	37			
				SWSE	15		SESE	6							
		8		SENE	8										
				SENE	20										
		9		NWNE	24		SWNE	12		SENE	7				
				NENW	31		NWNW	8		SWNW	25		SENE	11	
				NESE	40		NWSE	40		SWSE	9		SESE	26	
		10		NWNW	16		SWNW	20							
				NWSW	20		SWSW	38							
		40E	5	4	NWNW	32									
					NESW	14		NWSW	39		SWSW	38		SESW	37
			6	1	NENE	36	2	NWNE	14						
				3	NENW	32	4	NWNW	23						
					NESW	34		NWSW	30						
					NESE	37		NWSE	15		SWSE	12		SESE	34
			8		NENW	39		NWNW	26						

Total Acres: 10449

Conditions of Approval:

1.		This right when combined with Rights 13-02108, 13-02288 and 13-02298 shall not exceed an annual storage volume of 6000.0 acre feet. The combined rate of diversion to storage going into Glendale Reservoir from Cub River and Worm Creek shall not exceed 215.0 cfs. Storage facility is known as Glendale Reservoir.
2.	R04	Use of water under this water right will be regulated by the watermaster of State Water District No. 13A.

Dates:

Licensed Date: 05/05/1995

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:
Water Supply Bank Enrollment Date Removed:
Application Received Date:
Protest Deadline Date:
Number of Protests: 0

Other Information:
State or Federal:
Owner Name Connector:
Water District Number: 13A
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/16/2011

WATER RIGHT NO. 13-2291

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PRESTON WHITNEY IRRIGATION CO 33 SOUTH 1 EAST PRESTON, ID 83263
Security Interest	IDAHO SOIL CONSERVATION COMMISSION 2270 OLD PENITENTIARY ROAD BOISE, ID 83712 (208)332-8650

Priority Date: 06/30/1947

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
CUB RIVER	BEAR RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION STORAGE	/	/		2407.5 AFA
IRRIGATION FROM STORAGE	/	/		2407.5 AFA
Total Diversion			2407.5 AFA	

Location of Point(s) of Diversion:

CUB RIVER	SWNW	Sec. 20	Township 15S	Range 40E	FRANKLIN County
-----------	------	---------	--------------	-----------	-----------------



Place(s) of use:

Place of Use Legal Description: IRRIGATION FROM STORAGE FRANKLIN County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
15S	39E	15												
		16												
		22												
		23												
		24												
		34												
		35												
		36												
	40E	30												
		31												

Conditions of Approval:

1.	This right is used to fill Lamont Reservoir.
----	--

Dates:

Licensed Date: 12/30/1953

Decreed Date:

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 13A

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/16/2011

WATER RIGHT NO. 13-2298

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PRESTON WHITNEY IRRIGATION CO 33 SOUTH 1 EAST PRESTON, ID 83263

Priority Date: 02/11/1957
Basis: License
Status: Active

<u>Source</u>	<u>Tributary</u>
CUB RIVER	BEAR RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION STORAGE	4/01	11/01		3355 AFA
IRRIGATION FROM STORAGE	4/01	11/01		3355 AFA
Total Diversion			3355 AFA	

Location of Point(s) of Diversion:

CUB RIVER	NENW	Sec. 08	Township 15S	Range 41E	FRANKLIN County
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Place(s) of use:

Place of Use Legal Description: IRRIGATION FROM STORAGE FRANKLIN County



<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
15S	39E	9		SWNE	8		SENE	34						

		NESW	8	SESW	32				
		NESE	38	NWSE	37	SWSE	32	SESE	26
10		NWNW	28	SWNW	37	SENW	36		
		NESW	33	NWSW	38	SWSW	36	SESW	31
		NWSE	36	SWSE	37	SESE	38		
11		SWSW	35						
13		NENE	11	NWNE	22	SWNE	39	SENE	39
		NENW	13	NWNW	37	SWNW	12	SENW	38
		NESW	39	NWSW	36	SWSW	35	SESW	39
		NESE	38	NWSE	37	SWSE	39	SESE	31
14		NWNE	23	SWNE	36	SENE	33		
		NENW	35	NWNW	20	SWNW	39	SENW	31
		NESW	39	NWSW	35	SWSW	24	SESW	39
		NESE	26	NWSE	38	SWSE	35	SESE	25
15		NENE	15	NWNE	38	SWNE	39	SENE	37
		NENW	37	NWNW	35	SWNW	39	SENW	34
		NESW	40	NWSW	39	SWSW	32	SESW	37
		NESE	37	NWSE	40	SWSE	35	SESE	32
16		NENE	38	NWNE	33	SWNE	37	SENE	39
		NENW	37	SENW	39				
		NESW	39	NWSW	7	SWSW	13	SESW	26
		NESE	37	NWSE	15	SWSE	33	SESE	34
21		NENE	35	NWNE	39	SWNE	39	SENE	32
		NENW	6	SENW	8				
		NESE	34	NWSE	39	SWSE	21	SESE	22
22		NENE	29	NWNE	39	SWNE	39	SENE	33
		NENW	37	NWNW	35	SWNW	39	SENW	32
		NESW	29	NWSW	39	SWSW	19	SESW	22
		NESE	8	NWSE	30	SWSE	3		
23		NENE	36	NWNE	38	SWNE	39	SENE	29
		NENW	37	NWNW	32	SWNW	26	SENW	39
		NESW	20	NWSW	7	SESW	12		
		NESE	30	NWSE	33	SWSE	22	SESE	27
24		NENE	39	NWNE	38	SWNE	38	SENE	34
		NENW	28	NWNW	36	SWNW	39	SENW	36
		NESW	20	NWSW	27	SWSW	38	SESW	23
		NESE	38	NWSE	37	SWSE	37	SESE	31
25		NENE	39	NWNE	39	SWNE	37	SENE	39
		NENW	34	NWNW	25	SWNW	34	SENW	39
		NESW	31	NWSW	6	SWSW	14	SESW	28
		NESE	19	NWSE	39	SWSE	35	SESE	26
26		NENE	17	NWNE	14	SWNE	16	SENE	18
		SENW	10						
		NESW	18	SWSW	26	SESW	29		

			NESE	12	NWSE	37	SWSE	35	SESE	39
		27	NENE	4	NWNE	10	SWNE	12		
			NENW	32	SWNW	23	SENE	31		
			NESW	34	SWSW	17	SESW	35		
			NESE	24	NWSE	26	SWSE	36	SESE	33
		33	NENE	3	SENE	15				
			NESE	36	NWSE	19	SWSE	34	SESE	38
		34	NENE	5	NWNE	32	SWNE	28		
			NENW	34	NWNW	34	SWNW	32	SENE	27
			NESW	5	NWSW	22	SWSW	38	SESW	37
			NESE	16	NWSE	2	SWSE	39	SESE	39
		35	NENE	32	NWNE	27	SWNE	39	SENE	33
			NENW	34	NWNW	4	SWNW	16	SENE	34
			NESW	30	NWSW	22	SWSW	9	SESW	25
			NESE	37	NWSE	38	SWSE	31	SESE	33
		36	NENE	28	NWNE	39	SWNE	39	SENE	27
			NENW	33	NWNW	21	SWNW	29	SENE	30
			NESW	21	NWSW	37	SWSW	38	SESW	20
			NESE	29	NWSE	31	SWSE	5	SESE	28
	40E	18	NWNW	27	SWNW	33				
			NESW	39	NWSW	38	SWSW	34	SESW	37
			NWSE	8						
		19	NWNE	13	SWNE	38	SENE	32		
			NENW	39	NWNW	33	SWNW	39	SENE	40
			NESW	14	NWSW	39	SWSW	34	SESW	31
			NESE	38	NWSE	28	SWSE	38	SESE	38
		20	SENE	26						
			NWNW	5						
			NESW	23	SWSW	38	SESW	39		
			NWSE	35						
		29	NENW	35	NWNW	39	SWNW	39	SENE	37
			NESW	39	NWSW	39	SWSW	32	SESW	34
		30	NENE	36	NWNE	36	SWNE	38	SENE	35
			NENW	27	NWNW	33	SWNW	16	SENE	33
			NESW	35	NWSW	24	SWSW	33	SESW	27
			NESE	37	NWSE	38	SWSE	36	SESE	12
		31	NENE	35	NWNE	38	SWNE	26	SENE	39
			NENW	39	NWNW	37	SWNW	37	SENE	38
			NESW	39	NWSW	35	SWSW	25	SESW	39
			NESE	34	NWSE	37	SWSE	39	SESE	38
		32	NWNW	38	SWNW	35				
			NWSW	31	SWSW	30				
16S	39E	1	SWNE	16	SENE	25				
		2	SWNW	37						

		3	SWNE	12									
			SWNW	25	SENW	36							
			NESW	37	SESW	28							
			NWSE	20									
		4	SWNE	21	SENE	28							
			SENW	6									
			NESW	30	SWSW	15	SESW	37					
			NESE	39	NWSE	32							
		9	NENW	28	NWNW	19	SWNW	12			SENW	2	
			SWSW	29	SESW	14							
			NESE	37	SWSE	9	SESE	26					
		10	NWNW	16	SWNW	32							
			NWSW	20	SWSW	38							
40E		3	SWNW	14	SENW	9							
			NESW	12	NWSW	6							
		4	NESW	16	SESW	22							
			NESE	9	NWSE	30	SWSE	32					
		5	SWNW	32									
			NESW	18	NWSW	39	SWSW	38			SESW	37	
		6	SWNE	14	SENE	36							
			SWNW	28	SENW	39							
			NESW	34	NWSW	30							
			NESE	37	NWSE	15	SWSE	12			SESE	34	
		8	NWNE	11	SWNE	13	SENE	31					
			NENW	39	NWNW	38							
			SWSE	38	SESE	38							
		9	NENW	21	NWNW	1	SWNW	12			SENW	6	
			SWSW	22									

Total Acres: 10720

Conditions of Approval:

1.	This right is used to fill Foster Reservoir.
----	--

Dates:

Licensed Date: 02/01/1972

Decreed Date:

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:
Water Supply Bank Enrollment Date Removed:
Application Received Date:
Protest Deadline Date:
Number of Protests: 0

Other Information:

State or Federal:
Owner Name Connector:
Water District Number: 13A
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT

OF THE STATE OF IDAHO, IN AND FOR

FRANKLIN COUNTY

PROPOSED FINDING OF WATER RIGHTS

IN THE

WORM CREEK DRAINAGE BASIN

CIVIL CASE NO. 3236

EXHIBIT

APPL-19

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The State of Idaho

Plaintiff

v. s.

Ainscough, Margaret D., and spouse
Alder, Alfred J., and spouse
Alder, D. Alton, and spouse
Alder, Delbert George, and spouse
Alder, Edgar, and spouse
Alder, Edgar J., and spouse
Alder, G. E., and spouse
Alder, George, and spouse
Alder, George E., and spouse
Alder, Karl G., and spouse
Alder, Lewis, and spouse
Allred, Guy, and spouse
Allred, Jack D., and spouse
Alter, George E., and spouse
Amalgamated Sugar Co.
Andra, William, and spouse
Anderson, Ernest, and spouse
Ashcroft, Henry G., and spouse
Auger, Deon, and spouse
Auger, Deone H., and spouse
Auger, Leland, and spouse
Auger, Veloy, and spouse
Auger, Veloy H., and spouse
Auger, Verl, and spouse
Auger, William, and spouse
Auger, William H., and spouse
Baird, LeMon, and spouse
Baker, Ila, and spouse

Baker, Ila I., and spouse
Ballif, Karl G., and spouse
Ballif, Richard T., and spouse
Barnes, James H., and spouse
Barnes, Robert H., and spouse
Bartholome, Dee Mar, and spouse
Battars, Ruben, and spouse
Beckstead, Alvin, and spouse
Beckstead, David, and spouse
Beckstead, David W., and spouse
Beckstead, Elmer G., and spouse
Beckstead, Elmo, and spouse
Beckstead, Eugene, and spouse
Beckstead, Farrell, and spouse
Beckstead, Hussy, and spouse
Beckstead, Lindon, and spouse
Beckstead, Lindon D., and spouse
Beckstead, Lloyd N., and spouse
Beckstead, Sheldon, and spouse
Bennett, Hyrum, and spouse
Bennett, Hyrum J., and spouse
Bennett, Hyrum John, and spouse
Benson, Orval D. and spouse
Berquist, Lee, and spouse
Biggs, Sid, and spouse
Bingham, Eldon B., and spouse
Blackburn, Alvin, and spouse
Bodily, Asa J., and spouse

Bodily, Bardo M., and spouse
Bodily, Joseph A., and spouse
Bodily, Lawrence C., and spouse
Bodily, Levi, and spouse
Bodily, Levi D., and spouse
Bodily, Lorin J., and spouse
Bodily, Myrl L., and spouse
Bodily, Robert, and spouse
Bodily, Robert C., and spouse
Booker, C. D., and spouse
Booth, Floyd R., and spouse
Boothe, Floyd R., and spouse
Bosen, Clair, and spouse
Bosen, Dell, and spouse
Bosen, W., and spouse
Bosworth, Keith E., and spouse
Bosworth, Oran, and spouse
Bosworth, Reid C., and spouse
Bowles, Jud, and spouse
Bowles, Kelley E., and spouse
Bowles, Orval E., and spouse
Bradford, Harold S., and spouse
Burbank, Lynn E., and spouse
Burnett, Lorin S., and spouse
Burnett, Stuart, and spouse
Buttars, Ruben, and spouse
Cache Valley Livestock Auction
Cafferty, Laura Inglet, and spouse

Call, Glenn, and spouse
 Carter, Holmgren, Beckstead
 Carter, Roland, and spouse
 Carter, Roland R., and spouse
 Casperson, Owen, and spouse
 Chadwick, May, and spouse
 Chadwick, Thomas P., and spouse
 Chatterton, Louvana, and spouse
 Checketts, C. Leslie, and spouse
 Cherrington, J. A., and spouse
 Choules, Leda, and spouse
 Choules, Oliver J., and spouse
 Christensen, Naomi M., and spouse
 Christensen, W. Scott, and spouse
 Christensen, Wade L., and spouse
 Christensen, Wallace, and spouse
 Church of Jesus Christ of Latter-Day Saints
 Cobutti, Julius, and spouse
 Cole, Bertha, and spouse
 Cole, Mildred, and spouse
 Cole, Mildred P., and spouse
 Cole, Minnie B., and spouse
 Cole, Vernon, and spouse
 Condie, Angus, and spouse
 Condie, Dolan, and spouse
 Condie, J. LeRoy, and spouse
 Condie, LeRoy, and spouse
 Condie, Lettie, and spouse
 Condie, Roy, and spouse
 Condie, Spencer, and spouse
 Condie, W. Paul, and spouse
 Condie, Wilford Paul, and spouse
 Corbridge, Eyra, and spouse
 Corbridge, Lester W., and spouse
 Corbridge, Verlin W., and spouse
 Cottle, James, and spouse
 Cottle, Lydia B., and spouse
 Cove Concrete
 Covert, C. Theo, and spouse
 Craner, William, and spouse
 Critchlow, Dale V., and spouse

Crockett, Alta Dunkley, and spouse
 Crockett, George A., and spouse
 Crockett, George L., and spouse
 Cub River Irrigation Co.
 Cuzier, Delbert, and spouse
 Fahle, L. D., and spouse
 Daney, Thelma W., and spouse
 Davis, Blaine N., and spouse
 Davis, William A., and spouse
 Day, Norene, and spouse
 Dixon, Henry Alder, and spouse
 Dockstader, Dennis, and spouse
 Dockstader, Urias, and spouse
 Doney, Grant M., and spouse
 Doney, Thelma W., and spouse
 Doney, Wayne W., and spouse
 Dorigatti, August, and spouse
 Drury, Alden J., and spouse
 Dunkley, Alta, and spouse
 Dunkley, Blaine, and spouse
 Dunkley, Leslie L., and spouse
 Dunkley, Lorin R., and spouse
 Dunkley, William L., and spouse
 Dursteler, John, and spouse
 Dursteler, S. E., and spouse
 Dursteler, Arthur, and spouse
 Dursteler, John, and spouse
 Dursteler, Ronald, and spouse
 Eames, George A., and spouse
 Eastside School District No. 201
 Edwards, N. Leon, and spouse
 Egbert, George L., and spouse
 Egbert, H. H., and spouse
 Egbert, Harold C., and spouse
 Egbert, Harold J., and spouse
 Egbert, Henry G., and spouse
 Egbert, Lucy, and spouse
 Egbert, Paul, and spouse
 Egbert, Susie, and spouse
 Egbert, Vernal James, and spouse
 Esplin, Merl Hardy, and spouse

Esplin, Ralph, and spouse
 Fairview Cemetary
 Fairview Corporation
 Fairview Ward
 Fellows, Joseph R., and spouse
 Fellows, Orrin V., and spouse
 Fife, Norene Day, and spouse
 Fifield, Lawrence E., and spouse
 Fisher, Allen, and spouse
 Fisher, Allen W., and spouse
 Flemmer, Ardwin O., and spouse
 Forsgren, C. J., and spouse
 Foss, Ezra E., and spouse
 Foster, George C., and spouse
 Foster, Lincoln W., and spouse
 Franklin, County of
 Frew, Carl, and spouse
 Gailey, Bert, and spouse
 Gailey, Joseph W., and spouse
 Gamble, Blaine J., and spouse
 Gamble, F., and spouse
 Gamble, Glen, and spouse
 Gamble, Glenn, and spouse
 Gambles, Blaine J., and spouse
 Garner, Joseph, and spouse
 Garrett, Conrad, and spouse
 Garrett, Richard L., and spouse
 Gilbert, Bryce K., and spouse
 Gilbert, Dallas, and spouse
 Gilbert, Frank, and spouse
 Gilbert, Frank J., and spouse
 Gilbert, Hazen A., and spouse
 Gilbert, Merlin J., and spouse
 Gilbert, William D., and spouse
 Golightly, Don, and spouse
 Golightly, Myrtle, and spouse
 Greaves, A. W., and spouse
 Greaves, Allen W., and spouse
 Greaves, Blair, and spouse
 Greaves, Carlyn, and spouse
 Greaves, Ethelyn, and spouse

Greaves, Ethelyn O., and spouse
 Greaves, Nathan, and spouse
 Greaves, Oliver E., and spouse
 Greaves, Wendell, and spouse
 Green, Hal W., and spouse
 Gregory, Leslie A., and spouse
 Griffiths, Douglas T., and spouse
 Griffiths, Melvin P., and spouse
 Gunnell, Eudean H., and spouse
 Hall, Bertis R., and spouse
 Hall, Harold M., and spouse
 Hall, Harriet, and spouse
 Hall, Howard, and spouse
 Hall, Meredith, and spouse
 Hall, Robert M., and spouse
 Hall, Ross, and spouse
 Hall, William C., and spouse
 Halse, Esther, and spouse
 Hampton, Adrian, and spouse
 Hansen, Clair W., and spouse
 Hansen, Clyde M., and spouse
 Hansen, F., and spouse
 Hansen, Frederick, and spouse
 Hansen, John, and spouse
 Hansen, P. T., and spouse
 Hanson, Clair W., and spouse
 Harris, Orval H., and spouse
 Harris, Orval Steven, and spouse
 Hart, Newell, and spouse
 Hatch, Irven L., and spouse
 Hawkes, Berdella, and spouse
 Hawkes, Stanton M., and spouse
 Hawkes, William Ariel, and spouse
 Hebdon, D., and spouse
 Hebdon, Garth, and spouse
 Henderson, Reed, and spouse
 Heninger, H. C., and spouse
 Hinkley, Arthur Vernon, and spouse
 Hinkley, Zelda, and spouse
 Hobbs, Charles Leo, and spouse
 Hobbs, Eleanor S., and spouse
 Hobbs, Julia J., and spouse
 Hobbs, Kenneth S., and spouse
 Hobbs, Larrel G., and spouse
 Hobbs, Leonard P., and spouse
 Hodges, George, and spouse
 Hollingsworth, A. Earl, and spouse
 Hollingsworth, Clair M., and spouse
 Hollingsworth, Kay, and spouse
 Holton, Sherman P., and spouse
 Howell, Dr. N. S., and spouse
 Howell, Thomas E., and spouse
 Howells, N. S., and spouse
 Howells, W. S., and spouse
 Hull, Eugene, and spouse
 Hull, Gilbert, and spouse
 Hull, H. M., and spouse
 Hull, Harold M., and spouse
 Hull, Robert Eugene, and spouse
 Hull, Robert M., and spouse
 Hulse, William H., and spouse
 Hune, D., and spouse
 Hunt, D., and spouse
 Husser, William, and spouse
 Hyde, George W., and spouse
 Hyde, Orval L., and spouse
 Hyde, Theoda, and spouse
 Hyde, Theoda Bodily, and spouse
 Hyde, Theresa A., and spouse
 Hyde, Wesley, and spouse
 Idaho, State of
 Inglet, Bernard J., and spouse
 Inglet, Joseph C., and spouse
 Inglet, Milford, and spouse
 Inglet, Parley J., and spouse
 Jensen, Cecil P., and spouse
 Jensen, E. A., and spouse
 Jensen, Elvon M., and spouse
 Jensen, Floyd J., and spouse
 Jensen, J. Bryce, and spouse
 Jensen, J. Virgil, and spouse
 Jensen, Jerry, and spouse
 Jensen, John Virgil, and spouse
 Jensen, Keith Eugene, and spouse
 Jensen, Laval M., and spouse
 Jensen, M. David, and spouse
 Jensen, Phillip Ray, and spouse
 Jensen, Richard N., and spouse
 Johnson, Ben B., and spouse
 Johnson, Conal, and spouse
 Johnson, Earl, and spouse
 Johnson, Frank, and spouse
 Johnson, Frank A., and spouse
 Johnson, Henry, and spouse
 Johnson, Jesse, and spouse
 Johnson, Jesse L., and spouse
 Johnson, Nephi S., and spouse
 Jones, Lorenzo, and spouse
 Keller, Elmo, and spouse
 Keller, Larry M., and spouse
 Keller, Larry R., and spouse
 Keller, Leness, and spouse
 Keller, Ralph, and spouse
 Kennington, Emerson H., and spouse
 Kennington, Ira L., and spouse
 Kennington, Mack, and spouse
 Kerr, Elmer L., and spouse
 Kidd, Garland, and spouse
 Kidd, Myra, and spouse
 King, John Grant, and spouse
 King, LaVere, and spouse
 Kirby, Melvin, and spouse
 Kjar, Mary H., and spouse
 Klippert, Vern, and spouse
 Knapp, Kenneth, and spouse
 Knudsen, Christian, and spouse
 Knudsen, Delbert, and spouse
 Knudsen, Virgil, and spouse
 Lamont, Seaborn, and spouse
 Larsen, Glen, and spouse
 Larsen, Harold B., and spouse
 Larsen, J. Lavon, and spouse

Larsen, Lee A., and spouse
 Larsen, Lynn J., and spouse
 Larsen, Lynn L., and spouse
 Larsen, Mahonri, and spouse
 Larsen, Mahonri Harvey, and spouse
 Larsen, Stanford S., and spouse
 Larsen, A., and spouse
 Larsen, Arlando, and spouse
 Larsen, E. Arlen, and spouse
 Larsen, Esther A., & Julia C. Oliverson
 and spouses
 Larsen, Ezra E., and spouse
 Larsen, Ezra Arlen, and spouse
 Larsen, Fenton A., and spouse
 Larsen, G., and spouse
 Larsen, Glen, and spouse
 Larsen, Harold B., and spouse
 Larsen, J. Lavon, and spouse
 Larsen, Lee A., and spouse
 Larsen, Mark, and spouse
 Larsen, Merlin, and spouse
 Larsen, Merling G., and spouse
 Larsen, Merlin J., and spouse
 Larsen, Percy, and spouse
 Larsen, Vaughn, and spouse
 Larsen, Vaughn J., and spouse
 Larvis, Henry D., and spouse
 Lewiston-Bear River Irrigation Co.
 Lower, Paul, and spouse
 Lund, Leonard B., and spouse
 Lundgren, Clynard, and spouse
 Lundquist, Donald, and spouse
 Manning, Virgil, and spouse
 Matkin, Arlie B. Rawlins, and spouse
 McElfish, J. D., and spouse
 McEntire, Earl, and spouse
 McEntire, Ira Wells, and spouse
 McEntire, Warren H., and spouse
 McEntire, Wells, and spouse
 McEling, Leland, and spouse
 Mecham, Ronald B., and spouse

Merrill, Carol, and spouse
 Merrill, L. V., and spouse
 Merrill, William Douglas, and spouse
 Miller, Lewis, and spouse
 Milton, Lawrence, and spouse
 Mockli, Henry, and spouse
 Mockli, Walter, and spouse
 Mockli, Walter W., and spouse
 Moore, Lucy Egbert, and spouse
 Moorman, A. Reed, and spouse
 Moser, Dennis J., and spouse
 Moser, E. Gladis, and spouse
 Moser, E. Gladis, and spouse
 Moser, Earl C., and spouse
 Moser, Earl Lavon, and spouse
 Moser, Gale, and spouse
 Moser, Gale C., and spouse
 Moser, Joseph L., and spouse
 Moser, Monte C., and spouse
 Moser, Orval C., and spouse
 Moser, Ross, and spouse
 Moser, Willis, and spouse
 Naffer, E. J., and spouse
 Naffer, Edwin J., and spouse
 Nash, William I., and spouse
 Nash, Victor P., and spouse
 Neely, Mary M., and spouse
 Nelson, Clark, and spouse
 Nelson, Glenyon A., and spouse
 Nelson, Nedra, and spouse
 Nelson, S. Vern, and spouse
 Nelson, S. Vern, and spouse
 Nelson, S. Vern, and spouse
 Nelson, Van, and spouse
 Nichols, Murray C., and spouse
 Nielsen, Carl D., and spouse
 Nielsen, Carl, and spouse
 Nielsen, Craig, and spouse
 Nielsen, Maurice, and spouse
 Nielsen, Nettie S., and spouse
 Nielson, Stacey, and spouse
 Nielson, Stacey Shumway, and spouse

Noyes, Van O., and spouse
 Noyes, Von, and spouse
 Nuifer, Edwin J., and spouse
 Oliverson, Glen H., and spouse
 Oliverson, Harold, and spouse
 Oliverson, Julie C. & Ester Halsey & spouses
 Oliverson, Kenneth, and spouse
 Oliverson, Kenneth Lamar, and spouse
 Oliverson, Kenneth W., and spouse
 Oliverson, Willis R., and spouse
 Owen, Chrissie B., and spouse
 Owen, Clarence L., and spouse
 Owen, Herbert, and spouse
 Owen, Horace R., and spouse
 Owen, Lester, and spouse
 Owen, Maurice A., and spouse
 Owen, Milton, and spouse
 Owens, Mozell, and spouse
 Owens, Richard N., and spouse
 Page, James Irvin, and spouse
 Palmer, Elmer S., and spouse
 Palmer, Lewis, and spouse
 Palmer, Lewis W., and spouse
 Palmer, W. G., and spouse
 Parkinson, L. G., and spouse
 Pearce, Rodney, and spouse
 Pearson, Reynold, and spouse
 Petersen, Chloe C., and spouse
 Petersen, V., and spouse
 Peterson, Elmo, and spouse
 Peterson, Elmo C., and spouse
 Peterson, Evan, and spouse
 Peterson, Victor, and spouse
 Petteborg, Cecelia K., and spouse
 Petteborg, Dee Ronald, and spouse
 Petteborg, Guy C. & Thomas R., and spouses
 Petteborg, R. Thomas, and spouse
 Phillips, Wayne C., and spouse
 Phillips, Wayne G., and spouse
 Phippen, Duane, and spouse

Poole, Morris, and spouse
 Poole, Morris H., and spouse
 Poole, William H., and spouse
 Poole, William W., and spouse
 Pond, Florence, and spouse
 Porter, Albert Ralph, and spouse
 Porter, Blaine P., and spouse
 Porter, Elma, and spouse
 Porter, Keith C., and spouse
 Porter, Kenneth S., and spouse
 Porter, Lynn, and spouse
 Porter, Mary C., and spouse
 Porter, Ralph A., and spouse
 Porter, Sewell, and spouse
 Prescott, John L., and spouse
 Preston Cemetery
 Preston City Airport
 Preston, City of
 Preston Golf & Country Club
 Preston Whitney Irrigation Co.
 Preston Whitney Reservoir Co.
 Purser, Arland, and spouse
 Purser, Lyman, and spouse
 Purser, R. Hyde, and spouse
 Radford, Lillian, and spouse
 Rallison, Fred W., and spouse
 Rallison, Frederick W. Jr., and spouse
 Rallison, Herbert S., and spouse
 Ramsbottom, James R., and spouse
 Ramsbottom, Ray W., and spouse
 Randall, W. R., and spouse
 Ransom, Eleanor, and spouse
 Ransom, Myrtle, and spouse
 Ransom, P., and spouse
 Ransom, Paul B., and spouse
 Rawling, Brent, and spouse
 Rawling, Kent M., and spouse
 Rawling, Martell, and spouse
 Rawling, Martell G., and spouse
 Rawling, Theron, and spouse
 Rawlings, Arvin, and spouse
 Rawlings, Henry H., and spouse
 Rawlings, Martell, and spouse
 Rawlings, Merlin, and spouse
 Rawlings, Theron, and spouse
 Reese, William G., and spouse
 Reese, Winfred, and spouse
 Reese, Winfred F., and spouse
 Rich, Lyle G., and spouse
 Rindlsbaker, J. W., and spouse
 Roberts, Daniel, and spouse
 Roberts, Norman H., and spouse
 Robinson, Hal Jepsen, and spouse
 Roder, Thedford, and spouse
 Rogers, Spencer, and spouse
 Roper, Thedford, and spouse
 Schenk, Fred, and spouse
 Schenk, Verlyn, and spouse
 Schvanevelt, Jerry, and spouse
 Seamons, Allen R., and spouse
 Seamons, Edna E., and spouse
 Second Ward Corporation
 Seeley, Theron, and spouse
 Shaffer, Dean, and spouse
 Sharp, Arland E., and spouse
 Sharp, C. J., and spouse
 Sharp, Lyman L., and spouse
 Sharp, Owen, and spouse
 Shields, Calvin, and spouse
 Shields, Calvin & Jewel, and spouses
 Shields, Jewel, and spouse
 Shrives, Ron, and spouse
 Smart, Parley, and spouse
 Smedley, Sturton, and spouse
 Smith, Elliot W., and spouse
 Smith, Ernest, and spouse
 Smith, L. G., and spouse
 Smith, Melvin, and spouse
 Smith, Orval J., and spouse
 Smith, Robert O., and spouse
 Smith, Walter, and spouse
 Snyder, Melvin J., and spouse
 Spackman, Esther, and spouse
 Spackman, Iris, and spouse
 Spackman, Joseph H., and spouse
 Sparrow, Roscoe, and spouse
 Spattig, Gotfried, and spouse
 Stanger, Dell R., and spouse
 Stokes, Kenneth, and spouse
 Swainston, Charles, and spouse
 Swainston, Heber C., and spouse
 Swainston, Howard, and spouse
 Swainston, John E., and spouse
 Swainston, Richard Carl, and spouse
 Swann, Ellen, and spouse
 Swann, Lee, and spouse
 Swann, Lee & Ellen and spouses
 Swann, R. G., and spouse
 Swann, Robert G., and spouse
 Swann, Robert Glenn, and spouse
 Swann, S., and spouse
 Swendsen, G. B., and spouse
 Talbot, A. V., and spouse
 Talbot, Ronald T., and spouse
 Talbot, Ross, and spouse
 Tanner, Eldon, and spouse
 Tanner, Lucy C., and spouse
 Tanner, Nina K., and spouse
 Tanner, William D., and spouse
 Tanner, William K., and spouse
 Taylor, Ray, and spouse
 Telford, Ross W., and spouse
 Theimann, Earl, and spouse
 Thomas, K., and spouse
 Thomas, Keith, and spouse
 Thomas, Paul D., and spouse
 Thompson, Ivan, and spouse
 Titenson, K., and spouse
 United States of America
 Van Orden, Ervin A., and spouse
 Van Orden, Neal A., and spouse
 Viola, Beatrice, and spouse

Viola, Joe, and spouse
Voice of the Rockies
Walker, Albert E., and spouse
Waner, W. J., and spouse
Wanner, L. Bertus, and spouse
Wanner, W. J., and spouse
Ward, Parker L., and spouse
Ward, Platt D., and spouse
Ward, R. A., and spouse
Weaver, Don, and spouse
Weaver, Earl, and spouse
Weaver, Francis, and spouse
Weaver, Sidney, and spouse
Weaver, Stewart, and spouse
Webster, Blaine M., and spouse
Weeks, Boyd, and spouse
Weeks, Leland, and spouse
Wheatley, Bert, and spouse
Wheeler, Ellis, and spouse
Wheeler, Jesse O., and spouse
Wheeler, Lee, and spouse
Wheeler, Nathan C., and spouse
Whitehead, J. W., and spouse
Whitehead, Lloyd, and spouse
Whitehead, Wynn C., and spouse
Whittle, Merlin T., and spouse
Whitney Ward Cemetery
Whitney Ward School District
Wilson, Royal G., and spouse
Winn, Allen S., and spouse
Winn, Allen S. & Bert E., and spouses
Winn, Bart E., and spouse
Winn, Bert E., and spouse
Winn, William Stanley, and spouse
Winward, B. W., and spouse
Winward, Fielding, and spouse
Winward, Ivan Ray, and spouse
Winward, Woodrow W., and spouse
Womack, Ronald T., and spouse
Woodward, Ivan, and spouse
Wright, Archie W., and spouse

Defendants

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

IN THE MATTER OF THE GENERAL)
DETERMINATION OF THE RIGHTS)
TO THE USE OF THE SURFACE AND)
GROUND WATERS OF THE WORM CREEK)
DRAINAGE BASIN)

CIVIL NO. 5236
PROPOSED FINDING OF WATER
RIGHTS

The above-entitled cause was initiated under provisions of Section 42-1406, Idaho Code, by the submission of a petition from seven water users in the Worm Creek Basin, requesting that the Department of Water Resources (formerly the Department of Water Administration) obtain authority from the Court to prepare a proposed finding of water rights in the Worm Creek Basin.

Pursuant to Section 42-1407, Idaho Code, R. Keith Higginson, Director of the Department of Water Resources petitioned the Court on August 31, 1971, for an order of authorization for the commencement of a general determination of the existing rights to the use of surface and ground-waters of the Worm Creek Drainage.

An order was signed on December 6, 1971, by District Judge Francis J. Rasmussen, authorizing the Department to commence an investigation and determination of the various rights to the use of the water of Worm Creek and its surface tributaries, such waters lying or being used within Franklin County, Idaho. Uses from ground-water sources were not included in the authorization.

An order of joinder signed on February 20, 1973, made approximately 617 land owners and possible water users party to the adjudication. Approximately 170 claims of water rights were submitted to the Department.

Based upon the claims submitted, the files and records of the Department and the Court, the examination of the Worm Creek Drainage Basin and the various ditches and other diversions of water therein and the lands irrigated or other uses of water, the Department

of Water Resources recommends these findings of fact, conclusions of law and decree of water rights, in which the following definitions apply:

- a. "Director" means the Director of the Department of Water Resources.
- b. "Department" means the Idaho Department of Water Resources.
- c. "Ident. No." is the abbreviated form of "Identification Number". An identification number is assigned to each water right for purposes of identification. The first two (2) numerals of an identification number indicate the basin number as reflected in Department files, i.e., "13" indicates the Lower Bear River Basin in which Worm Creek Basin is located.
- d. "Name and address" are self-explanatory and indicate the owner of the right at the time the "Notice of claim to a Water Right" was submitted to the Department.
- e. "Priority" indicates the priority date of the water right and is generally the date when the water was first applied to a beneficial use or the date that an application for permit was submitted.
- f. "Purpose" is a description of the use to which the water is being applied.
- g. "Period of use" indicates the time when a particular right may be used each year.
- h. "Amount, Acre feet per annum" indicates the volume in acre feet that may be diverted each year under a particular right. An acre-foot is a volume of water sufficient to cover one acre of land one foot deep with water and is equal to 43,560 cubic feet.
- i. "Maximum rate of diversion, c.f.s." indicates the rate of diversion from a water source in cubic feet per second. The term "Miner's inch" formerly used in hydraulic mining and irrigation is also a measure of a rate of flow. The miner's inch in Idaho is defined as the quantity of water which will flow through an orifice one inch square under a four inch head. One cubic foot per second is equal to fifty miner's inches in Idaho, or 0.02 cfs equals one miner's inch.
- j. "Place of use and lands irrigated" indicate the number of irrigated acres and legal description of the places of use within each 40-acre subdivision.
- k. "Commingle water" refers to water from more than one source which flows together or is conveyed together in a common system.

1. Under the general heading "Basis of Right":

"Beneficial Use" indicates the right is based on a Constitutional right or so called "use right".

"Permit" indicates the right has been initiated under the Statutes of the State of Idaho but has not yet been perfected by submission of proof of beneficial use, with subsequent field examination by the Department. Rights based on permit must be completed according to statutory procedures.

"License" indicates the right has been initiated through the Department with appropriate statutory proof submitted in the past with subsequent examination by the Department. The license is "prima facie" evidence of the water right.

"Decree" indicates that the right has been adjudicated in a court of law prior to this general determination of water rights.

m. "Domestic purposes" is defined as water for household use or livestock and water used for all other purposes including irrigation of up to one-half (1/2) acre of land in connection with said household where total use is not in excess of 13,000 gallons per day. Idaho Code, 42-230(d).

FINDINGS OF FACT

1. Worm Creek is an interstate stream that arises in and flows through Franklin County, Idaho. Approximately one-half ($\frac{1}{2}$) mile south of the Idaho Border in the State of Utah, Worm Creek flows into the Cub River. The water supply of Worm Creek in its upper reaches results from water naturally arising within the drainage. In the lower reaches the natural water supply is augmented by return flows and water from other stream systems, i.e., from Mink Creek and Cub River. There are periods during each year when the amount of water flowing in Worm Creek and its tributaries, is insufficient to meet and satisfy the various demands by claimants of appropriate rights. These periods of scarcity normally occur during the latter part of the summer.
2. The water supply of Worm Creek Basin is augmented by importation of water from Cub River Basin and Mink Creek Basin. The imported water is commingled with the waters of Worm Creek and its tributaries, and the natural channel of Worm Creek and tributaries is used to convey the commingled waters to the intended place of use.
3. A number of surface and underground drains have been constructed in the Worm Creek drainage. The water developed as a result of these drains either returns to the Worm Creek channel or is diverted from the drains and beneficially used before reaching Worm Creek or its tributaries.
4. Beneficial use rights from surface water sources are those rights which were commenced by diversion and application of the water to beneficial use prior to May 20, 1971. All other rights to the use of surface water must have been initiated by an application filed with the Department of Water Administration or must have been previously adjudicated.
5. The diversion requirement for irrigation purposes is found to be 3.5 acre feet per acre per calendar year regardless of the source of supply. The irrigation season is from April 1 to November 1 of each year. Consumptive use or evapotranspiration of water from land and crops is a total of 2.1 acre feet per acre per growing season of which precipitation normally furnishes 0.4 acre feet per acre, leaving a net consumptive irrigation requirement of 1.7 acre feet per acre to be applied from some water source. The balance of 1.8 acre feet per acre (3.5 a.f. per acre - 1.7 a.f. per acre) reflects application losses that under present physical and economical conditions may be liberal, but are not unreasonable for the Worm Creek Basin.
6. The amount of water required for stockwatering purposes is found to be 12 gallons of water per day per head for cows, calves, and horses, and two gallons per day per head for sheep. For domestic or household use, the requirement is 1,000 gallons of water per day per household.
7. The United States has submitted claims of water rights based on the "Reserved Rights" principle. The water rights of the United States are subject to adjudication in this proceeding under the provisions of 43 USC 666.
8. This proposed finding of water rights includes rights initiated by application and permit from the Department of Water Administration. These permit rights are subject to the requirement that proof of beneficial use of the water must be submitted to the Department and the right will be limited to and confirmed by such license as may subsequently be issued by the Department.
9. This proposed finding of water rights includes rights initiated by application and permit from the Department of Water Resources. These permit rights are subject to the requirement that proof of beneficial use of the water must be submitted to the Department and the right will be limited to and confirmed by such license as may subsequently be issued by the Department.

10. Regulation of the diversion and use of water from Worm Creek and its tributaries requires that each user who diverts water must install and maintain a suitable headgate and measuring device for the use of a watermaster in administering the distribution of the water.
11. Among the various water rights in the licenses issued by the Department of Water Resources within the Worm Creek Drainage are several which describe rights which were unclaimed by the present land owner. For the most part, these include uses which no longer exist because of forfeiture or abandonment of the right. These unclaimed "rights" are listed in the recommended decree.
12. Water has been diverted and applied to a beneficial use as described in the recommended decree of water rights.

CONCLUSIONS OF LAW

1. This recommended decree includes all of the existing rights to the waters of Worm Creek and its tributaries and upon its adoption supercedes all prior judgments of the Court. Any water user who heretofore diverted water from Worm Creek or its tributaries or who owns lands to which previously established rights were appurtenant and who, upon being joined in this action, failed to claim such water rights have forfeited such rights as provided in Section 42-1411 Idaho Code.
2. The United States holds rights to the use of water on reserved forest lands within the Worm Creek Basin with priorities based upon the date when the various forest reserves were established, to the extent such water has been diverted and applied to a beneficial use prior to the date of this action or to the extent that future potential uses have been reasonably identified in its claims. The United States holds no rights either expressly or impliedly to any rights to the present or future use of water of Worm Creek or its tributaries not specifically claimed and identified as to quantity and place of use except as set forth in these findings of fact, conclusions of law and decree of water rights.
3. Natural channels may be used to convey commingled water pursuant to the provisions of Section 42-105, Idaho Code. Such use shall not reduce the quantity of water available to which other appropriators are entitled and allowance shall be made for loss by evaporation and seepage.
4. The combined amount of water diverted and/or delivered from all sources to irrigated land within the Worm Creek Drainage Basin shall not exceed 3.5 AF/A at the field headgate.
5. The right to use water that has been developed through construction of surface and underground drains, and that has been diverted and beneficially used before being discharged into Worm Creek or its tributaries is independent of the rights existing on Worm Creek and its tributaries. Water appropriated from underground drains prior to discharge from the drain are considered to be from a groundwater source and are not subject to determination in this action.
6. Water users whose rights are described in this recommended decree and those using the natural channels for conveyance purposes shall be required to install and maintain headgates and measuring devices for use by a watermaster in administering the distribution of water.

7. The irrigation season is from April 1 to November 1 of each year.
8. Water has been diverted and applied to a beneficial use as described in the following recommended decree of water rights.

RECOMMENDED DECREE OF WATER RIGHT

The following tabulation of recommended rights are grouped by source. For example, rights to use the waters of the main stem of Worm Creek and minor streams and springs directly tributary are in the first part of the report. Then, rights on major tributary streams (those on which a number of rights are claimed) are listed in downstream order. Rights from miscellaneous named and unnamed sources are listed as a final tabulation. Within each list the rights are tabulated in chronological order by priority of use.

For distribution purposes, however, the rights described in this decree shall be considered part of the same system, and shall be distributed as one (1) system when physically practical.

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

7

SOURCE: Worm Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
13-0280	NIELSON, Maurice Rt. #3 Preston, Idaho	4-01-1871	Irrigation Stockwater	4-1 11-1 1-1 12-31	98.0 2.7 <u>100.7</u>	0.56 0.04 0.56	Sec. 24 NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ T15S, R39E	Sec. 24 NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 25 NW $\frac{1}{4}$ NW $\frac{1}{4}$ T15S, R39E	Beneficial Use 5.0 2.0 5.0 4.0 12.0 <u>28.0</u>
13-0255	HOLLIDAY, Eudora J. JENSEN, Elsworth M. GITTENS, Elvina M. c/o JENSEN, Elsworth 3139 S. Crestview Circle Bountiful, Utah	4-01-1871	Irrigation Stockwater	4-1 11-1 1-1 12-31	294.0 1.4 <u>295.4</u>	1.68 0.02 1.68	SW $\frac{1}{4}$ SW $\frac{1}{4}$, S. 8 T15S, R40E	Sec. 24 NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ T15S, R39E Sec. 19 Lot 2 T15S, R40E	Beneficial Use 3.0 7.0 39.0 36.0 9.0 <u>94.0</u>
13-0253	PORTER, Lyle W. &/or Tereesa H. Rt. #3 Preston, Idaho	4-01-1871	Irrigation	4-1 11-1	70.0	0.40	NE $\frac{1}{4}$ SE $\frac{1}{4}$, S. 13 T15S, R39E	Sec. 13 SW $\frac{1}{4}$ SE $\frac{1}{4}$ T15S, R39E	Beneficial Use 20.0 <u>20.0</u>
13-0262	PORTER, Blaine P. &/or Fern S. Rt. #3 Preston, Idaho	4-01-1871	Irrigation	4-1 11-1	42.0	0.24	Lot 3, S. 18 T15S, R40E NE $\frac{1}{4}$ SE $\frac{1}{4}$, S. 13 T15S, R39E	Sec. 13 NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ T15S, R39E	Beneficial Use 7.0 5.0 <u>12.0</u>
13-0222	CUB RIVER IRRIGATION COMPANY P. O. Box 215 Lewiston, Utah	4-01-1872	Irrigation	4-1 11-1	6398.0	15.0	Sec. 36 NE $\frac{1}{4}$ SW $\frac{1}{4}$ T15S, R39E Sec. 1 SE $\frac{1}{4}$ SW $\frac{1}{4}$ T16S, R39E	All lands irrigat- ed by Cub River Irrigation Co. 5,560 acres	Beneficial Use

This right shall be filled by the waters in Worm Creek after the existing upstream water rights have been filled, even though the existing upstream water rights may have a later priority of use.

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

SOURCE: Worm Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
13-0300	WEBSTER, Blaine M. &/or Dennis H. Rt. #3 Preston, Idaho	6-14-1879 6-14-1879	Irrigation Stockwater	4-1 11-1 1-1 12-31	263.0 1.4 <u>264.4</u>	1.50 0.02 1.50	NW $\frac{1}{4}$ SE $\frac{1}{4}$, S.10 T15S, R40E	Sec. 10 NW $\frac{1}{4}$ NE $\frac{1}{4}$ 7.0 SW $\frac{1}{4}$ NE $\frac{1}{4}$ 12.0 NE $\frac{1}{4}$ NW $\frac{1}{4}$ 5.0 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 5.0 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 7.0 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 37.0 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 1.0 NE $\frac{1}{4}$ SW $\frac{1}{4}$ 1.0 T15S, R40E 75.0	Beneficial Use
13-0271	PRESTON-WHITNEY IRRIGATION CO. Preston, Idaho	5-07-1880	Irrigation	4-1 11-1	2,000	50.0	SE $\frac{1}{4}$ SW $\frac{1}{4}$, S. 8 T15S, R40E	Sec. 9 SW $\frac{1}{4}$ NE $\frac{1}{4}$ 8.0 SE $\frac{1}{4}$ NE $\frac{1}{4}$ 34.0 NE $\frac{1}{4}$ SW $\frac{1}{4}$ 8.0 SE $\frac{1}{4}$ SW $\frac{1}{4}$ 32.0 NE $\frac{1}{4}$ SE $\frac{1}{4}$ 38.0 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 37.0 SW $\frac{1}{4}$ SE $\frac{1}{4}$ 32.0 SE $\frac{1}{4}$ SE $\frac{1}{4}$ 26.0 Sec. 10 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 28.0 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 37.0 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 36.0 NE $\frac{1}{4}$ SW $\frac{1}{4}$ 33.0 NW $\frac{1}{4}$ SW $\frac{1}{4}$ 38.0 SW $\frac{1}{4}$ SW $\frac{1}{4}$ 36.0 SE $\frac{1}{4}$ SW $\frac{1}{4}$ 31.0 NE $\frac{1}{4}$ SE $\frac{1}{4}$ 34.0 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 36.0 SW $\frac{1}{4}$ SE $\frac{1}{4}$ 37.0 SE $\frac{1}{4}$ SE $\frac{1}{4}$ 38.0	Beneficial Use

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

9

SOURCE: Worm Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
13-0271	PRESTON-WHITNEY (con't)								
					</				

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

10

SOURCE: Worm Creek											
IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS		
Sec. 15											
13-0271	PRESTON-WHITNEY (con't)							NE $\frac{1}{4}$ NE $\frac{1}{4}$	15.0		
								NW $\frac{1}{4}$ NE $\frac{1}{4}$	38.0		
								SW $\frac{1}{4}$ NE $\frac{1}{4}$	39.0		
								SE $\frac{1}{4}$ NE $\frac{1}{4}$	37.0		
								NE $\frac{1}{4}$ NW $\frac{1}{4}$	37.0		
								NW $\frac{1}{4}$ NW $\frac{1}{4}$	35.0		
								SW $\frac{1}{4}$ NW $\frac{1}{4}$	39.0		
								SE $\frac{1}{4}$ NW $\frac{1}{4}$	34.0		
								NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.0		
								NW $\frac{1}{4}$ SW $\frac{1}{4}$	39.0		
								SW $\frac{1}{4}$ SW $\frac{1}{4}$	32.0		
								SE $\frac{1}{4}$ SW $\frac{1}{4}$	35.0		
								NE $\frac{1}{4}$ SE $\frac{1}{4}$	37.0		
								NW $\frac{1}{4}$ SE $\frac{1}{4}$	40.0		
								SW $\frac{1}{4}$ SE $\frac{1}{4}$	35.0		
								SE $\frac{1}{4}$ SE $\frac{1}{4}$	32.0		
		Sec. 16									
									NE $\frac{1}{4}$ NE $\frac{1}{4}$	38.0	
									NW $\frac{1}{4}$ NE $\frac{1}{4}$	33.0	
									SW $\frac{1}{4}$ NE $\frac{1}{4}$	37.0	
							SE $\frac{1}{4}$ NE $\frac{1}{4}$	39.0			
							NE $\frac{1}{4}$ NW $\frac{1}{4}$	37.0			
							SE $\frac{1}{4}$ NW $\frac{1}{4}$	39.0			
							NE $\frac{1}{4}$ SW $\frac{1}{4}$	39.0			
							NW $\frac{1}{4}$ SW $\frac{1}{4}$	7.0			
							SW $\frac{1}{4}$ SW $\frac{1}{4}$	13.0			
							SE $\frac{1}{4}$ SW $\frac{1}{4}$	26.0			
							NE $\frac{1}{4}$ SE $\frac{1}{4}$	37.0			
							NW $\frac{1}{4}$ SE $\frac{1}{4}$	15.0			
							SW $\frac{1}{4}$ SE $\frac{1}{4}$	33.0			
							SE $\frac{1}{4}$ SE $\frac{1}{4}$	34.0			
Sec. 21											
								NE $\frac{1}{4}$ NE $\frac{1}{4}$	35.0		
								NW $\frac{1}{4}$ NE $\frac{1}{4}$	39.0		
								SW $\frac{1}{4}$ NE $\frac{1}{4}$	39.0		
								SE $\frac{1}{4}$ NE $\frac{1}{4}$	32.0		

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[illegible]

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

SOURCE: Worm Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c. f. s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
13-0271	PRESTON-WHITNEY (con't)								Beneficial Use
									Sec. 23 (Con't)
									NE $\frac{1}{4}$ SE $\frac{1}{4}$ 30.0
									NW $\frac{1}{4}$ SE $\frac{1}{4}$ 33.0
									SW $\frac{1}{4}$ SE $\frac{1}{4}$ 22.0
									SE $\frac{1}{4}$ SE $\frac{1}{4}$ 27.0
									Sec. 24
									NE $\frac{1}{4}$ NE $\frac{1}{4}$ 39.0
									NW $\frac{1}{4}$ NE $\frac{1}{4}$ 38.0
									SW $\frac{1}{4}$ NE $\frac{1}{4}$ 38.0
									SE $\frac{1}{4}$ NE $\frac{1}{4}$ 34.0
									NE $\frac{1}{4}$ NW $\frac{1}{4}$ 28.0
									NW $\frac{1}{4}$ NW $\frac{1}{4}$ 36.0
									SW $\frac{1}{4}$ NW $\frac{1}{4}$ 39.0
									SE $\frac{1}{4}$ NW $\frac{1}{4}$ 36.0
									NE $\frac{1}{4}$ SW $\frac{1}{4}$ 31.0
									NW $\frac{1}{4}$ SW $\frac{1}{4}$ 27.0
									SW $\frac{1}{4}$ SW $\frac{1}{4}$ 38.0
									SE $\frac{1}{4}$ SW $\frac{1}{4}$ 37.0
									NE $\frac{1}{4}$ SE $\frac{1}{4}$ 38.0
									NW $\frac{1}{4}$ SE $\frac{1}{4}$ 37.0
									SW $\frac{1}{4}$ SE $\frac{1}{4}$ 37.0
									SE $\frac{1}{4}$ SE $\frac{1}{4}$ 38.0
									Sec. 25
									NE $\frac{1}{4}$ NE $\frac{1}{4}$ 40.0
									NW $\frac{1}{4}$ NE $\frac{1}{4}$ 39.0
									SW $\frac{1}{4}$ NE $\frac{1}{4}$ 38.0
									SE $\frac{1}{4}$ NE $\frac{1}{4}$ 39.0
									NE $\frac{1}{4}$ NW $\frac{1}{4}$ 34.0
									NW $\frac{1}{4}$ NW $\frac{1}{4}$ 36.0
									SW $\frac{1}{4}$ NW $\frac{1}{4}$ 38.0
									SE $\frac{1}{4}$ NW $\frac{1}{4}$ 40.0
									NE $\frac{1}{4}$ SW $\frac{1}{4}$ 33.0
									NW $\frac{1}{4}$ SW $\frac{1}{4}$ 6.0
									SW $\frac{1}{4}$ SW $\frac{1}{4}$ 14.0
									SE $\frac{1}{4}$ SW $\frac{1}{4}$ 28.0
									NE $\frac{1}{4}$ SE $\frac{1}{4}$ 19.0
									NW $\frac{1}{4}$ SE $\frac{1}{4}$ 39.0
									SW $\frac{1}{4}$ SE $\frac{1}{4}$ 35.0
									SE $\frac{1}{4}$ SE $\frac{1}{4}$ 26.0

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[illegible]

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

SOURCE: Worm Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
13-0271	PRESTON-WHITNEY (con't)							Sec. 34	Beneficial Use
								NE $\frac{1}{4}$ NE $\frac{1}{4}$	5.0
								NW $\frac{1}{4}$ NE $\frac{1}{4}$	24.0
								SW $\frac{1}{4}$ NE $\frac{1}{4}$	2.0
								NE $\frac{1}{4}$ NW $\frac{1}{4}$	34.0
								NW $\frac{1}{4}$ NW $\frac{1}{4}$	31.0
								SW $\frac{1}{4}$ NW $\frac{1}{4}$	32.0
								SE $\frac{1}{4}$ NW $\frac{1}{4}$	27.0
								NE $\frac{1}{4}$ SW $\frac{1}{4}$	5.0
								NW $\frac{1}{4}$ SW $\frac{1}{4}$	18.0
								SW $\frac{1}{4}$ SW $\frac{1}{4}$	38.0
								SE $\frac{1}{4}$ SW $\frac{1}{4}$	37.0
								NE $\frac{1}{4}$ SE $\frac{1}{4}$	16.0
								NW $\frac{1}{4}$ SE $\frac{1}{4}$	2.0
								SW $\frac{1}{4}$ SE $\frac{1}{4}$	39.0
								SE $\frac{1}{4}$ SE $\frac{1}{4}$	39.0
						Sec. 35			
						NE $\frac{1}{4}$ NE $\frac{1}{4}$	32.0		
						NW $\frac{1}{4}$ NE $\frac{1}{4}$	27.0		
						SW $\frac{1}{4}$ NE $\frac{1}{4}$	39.0		
						SE $\frac{1}{4}$ NE $\frac{1}{4}$	33.0		
						NE $\frac{1}{4}$ NW $\frac{1}{4}$	34.0		
						NW $\frac{1}{4}$ NW $\frac{1}{4}$	4.0		
						SW $\frac{1}{4}$ NW $\frac{1}{4}$	16.0		
						SE $\frac{1}{4}$ NW $\frac{1}{4}$	34.0		
						NE $\frac{1}{4}$ SW $\frac{1}{4}$	34.0		
						NW $\frac{1}{4}$ SW $\frac{1}{4}$	24.0		
						SE $\frac{1}{4}$ SW $\frac{1}{4}$	12.0		
						NE $\frac{1}{4}$ SE $\frac{1}{4}$	37.0		
						NW $\frac{1}{4}$ SE $\frac{1}{4}$	38.0		
						SW $\frac{1}{4}$ SE $\frac{1}{4}$	33.0		
						SE $\frac{1}{4}$ SE $\frac{1}{4}$	31.0		
						Sec. 36			
						NE $\frac{1}{4}$ NE $\frac{1}{4}$	28.0		
						NW $\frac{1}{4}$ NE $\frac{1}{4}$	39.0		
						SW $\frac{1}{4}$ NE $\frac{1}{4}$	39.0		
						SE $\frac{1}{4}$ NE $\frac{1}{4}$	27.0		

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

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SOURCE: Worm Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
13-0271	PRESTON-WHITNEY (con't)								
								Sec. 36 (con't)	Beneficial Use
								NE $\frac{1}{4}$ NW $\frac{1}{4}$	33.0
								NW $\frac{1}{4}$ NW $\frac{1}{4}$	32.0
								SW $\frac{1}{4}$ NW $\frac{1}{4}$	35.0
								SE $\frac{1}{4}$ NW $\frac{1}{4}$	33.0
								NE $\frac{1}{4}$ SW $\frac{1}{4}$	24.0
								NW $\frac{1}{4}$ SW $\frac{1}{4}$	37.0
								SW $\frac{1}{4}$ SW $\frac{1}{4}$	38.0
								SE $\frac{1}{4}$ SW $\frac{1}{4}$	20.0
								NE $\frac{1}{4}$ SE $\frac{1}{4}$	29.0
								NW $\frac{1}{4}$ SE $\frac{1}{4}$	33.0
								SW $\frac{1}{4}$ SE $\frac{1}{4}$	5.0
								SE $\frac{1}{4}$ SE $\frac{1}{4}$	28.0
								T15S, R39E	
								Sec. 18	
								NW $\frac{1}{4}$ NE $\frac{1}{4}$	3.0
								SW $\frac{1}{4}$ NE $\frac{1}{4}$	7.0
								NE $\frac{1}{4}$ NW $\frac{1}{4}$	2.0
								Lot 2	1.0
								SE $\frac{1}{4}$ NW $\frac{1}{4}$	4.0
								NE $\frac{1}{4}$ SW $\frac{1}{4}$	21.0
								Lot 3	19.0
								Lot 4	37.0
								SE $\frac{1}{4}$ SW $\frac{1}{4}$	33.0
								NW $\frac{1}{4}$ SE $\frac{1}{4}$	8.0
								Sec. 19	
								NW $\frac{1}{4}$ NE $\frac{1}{4}$	13.0
								SW $\frac{1}{4}$ NE $\frac{1}{4}$	38.0
								NE $\frac{1}{4}$ NW $\frac{1}{4}$	39.0
								Lot 1	35.0
								Lot 2	39.0
								SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.0
								NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.0
								Lot 3	39.0
								Lot 4	34.0
								SE $\frac{1}{4}$ SW $\frac{1}{4}$	34.0
								NE $\frac{1}{4}$ SE $\frac{1}{4}$	5.0
								SW $\frac{1}{4}$ SE $\frac{1}{4}$	35.0
								SE $\frac{1}{4}$ SE $\frac{1}{4}$	38.0

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

SOURCE: Worm Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
13-0271	PRESTON-WHITNEY (con't)								Beneficial Use
								Sec. 20	
								SW $\frac{1}{4}$ NE $\frac{1}{4}$	8.0
								SE $\frac{1}{4}$ NE $\frac{1}{4}$	4.0
								SW $\frac{1}{4}$ NW $\frac{1}{4}$	6.0
								SE $\frac{1}{4}$ NW $\frac{1}{4}$	16.0
								NE $\frac{1}{4}$ SW $\frac{1}{4}$	40.0
								NW $\frac{1}{4}$ SW $\frac{1}{4}$	40.0
								SW $\frac{1}{4}$ SW $\frac{1}{4}$	38.0
								SE $\frac{1}{4}$ SW $\frac{1}{4}$	36.0
								NW $\frac{1}{4}$ SE $\frac{1}{4}$	35.0
								SW $\frac{1}{4}$ SE $\frac{1}{4}$	4.0
								Sec. 29	
								NE $\frac{1}{4}$ NW $\frac{1}{4}$	20.0
								NW $\frac{1}{4}$ NW $\frac{1}{4}$	39.0
								SW $\frac{1}{4}$ NW $\frac{1}{4}$	39.0
								SE $\frac{1}{4}$ NW $\frac{1}{4}$	4.0
								NE $\frac{1}{4}$ SW $\frac{1}{4}$	20.0
								NW $\frac{1}{4}$ SW $\frac{1}{4}$	39.0
								SW $\frac{1}{4}$ SW $\frac{1}{4}$	37.0
								SE $\frac{1}{4}$ SW $\frac{1}{4}$	19.0
								Sec. 30	
								NE $\frac{1}{4}$ NE $\frac{1}{4}$	36.0
								NW $\frac{1}{4}$ NE $\frac{1}{4}$	40.0
								SW $\frac{1}{4}$ NE $\frac{1}{4}$	38.0
								SE $\frac{1}{4}$ NE $\frac{1}{4}$	35.0
								NE $\frac{1}{4}$ NW $\frac{1}{4}$	36.0
								Lot 1	36.0
								Lot 2	27.0
								SE $\frac{1}{4}$ NW $\frac{1}{4}$	35.0
								NE $\frac{1}{4}$ SW $\frac{1}{4}$	35.0
								Lot 3	24.0
								Lot 4	33.0
								SE $\frac{1}{4}$ SW $\frac{1}{4}$	37.0
								NE $\frac{1}{4}$ SE $\frac{1}{4}$	39.0
								NW $\frac{1}{4}$ SE $\frac{1}{4}$	40.0
								SW $\frac{1}{4}$ SE $\frac{1}{4}$	36.0
								SE $\frac{1}{4}$ SE $\frac{1}{4}$	39.0

Beneficial Use

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

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SOURCE: Worm Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
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13-0271 PRESTON-WHITNEY (con't)

Sec. 31									
	NE $\frac{1}{4}$ NE $\frac{1}{4}$				35.0				Beneficial Use
	NW $\frac{1}{4}$ NE $\frac{1}{4}$				38.0				
	SW $\frac{1}{4}$ NE $\frac{1}{4}$				39.0				
	SE $\frac{1}{4}$ NE $\frac{1}{4}$				39.0				
	NE $\frac{1}{4}$ NW $\frac{1}{4}$				39.0				
	Lot 1				37.0				
	Lot 2				37.0				
	SE $\frac{1}{4}$ NW $\frac{1}{4}$				40.0				
	NE $\frac{1}{4}$ SW $\frac{1}{4}$				39.0				
	Lot 3				39.0				
	Lot 4				27.0				
	SE $\frac{1}{4}$ SW $\frac{1}{4}$				39.0				
	NE $\frac{1}{4}$ SE $\frac{1}{4}$				37.0				
	NW $\frac{1}{4}$ SE $\frac{1}{4}$				40.0				
	SW $\frac{1}{4}$ SE $\frac{1}{4}$				39.0				
	SE $\frac{1}{4}$ SE $\frac{1}{4}$				38.0				
Sec. 32									
	NE $\frac{1}{4}$ NW $\frac{1}{4}$				12.0				
	NW $\frac{1}{4}$ NW $\frac{1}{4}$				38.0				
	SW $\frac{1}{4}$ NW $\frac{1}{4}$				38.0				
	SE $\frac{1}{4}$ NW $\frac{1}{4}$				3.0				
	NW $\frac{1}{4}$ SW $\frac{1}{4}$				31.0				
	SW $\frac{1}{4}$ SW $\frac{1}{4}$				32.0				
T15S, R40E									
Sec. 1									
	Lot 2				19.0				
	Lot 1				25.0				
Sec. 2									
	Lot 4				33.0				
Sec. 3									
	Lot 2				12.0				
	Lot 4				32.0				
	Lot 3				36.0				
	NE $\frac{1}{4}$ SW $\frac{1}{4}$				37.0				
	SE $\frac{1}{4}$ SW $\frac{1}{4}$				21.0				
	NW $\frac{1}{4}$ SE $\frac{1}{4}$				6.0				

SOURCE: Worm Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
13-0271	PRESTON-WHITNEY (con't)								
								Sec. 4	Beneficial Use
								Lot 2	28.0
								Lot 1	28.0
								Lot 3	6.0
								NE $\frac{1}{4}$ SW $\frac{1}{4}$	11.0
								SW $\frac{1}{4}$ SW $\frac{1}{4}$	6.0
								SE $\frac{1}{4}$ SW $\frac{1}{4}$	37.0
								SW $\frac{1}{4}$ SE $\frac{1}{4}$	15.0
								SE $\frac{1}{4}$ SE $\frac{1}{4}$	6.0
								Sec. 9	
								NW $\frac{1}{4}$ NE $\frac{1}{4}$	24.0
								SW $\frac{1}{4}$ NE $\frac{1}{4}$	12.0
								SE $\frac{1}{4}$ NE $\frac{1}{4}$	7.0
								NE $\frac{1}{4}$ NW $\frac{1}{4}$	31.0
								NW $\frac{1}{4}$ NW $\frac{1}{4}$	8.0
								SW $\frac{1}{4}$ NW $\frac{1}{4}$	25.0
								SE $\frac{1}{4}$ NW $\frac{1}{4}$	11.0
								NE $\frac{1}{4}$ SE $\frac{1}{4}$	40.0
								NW $\frac{1}{4}$ SE $\frac{1}{4}$	40.0
								SW $\frac{1}{4}$ SE $\frac{1}{4}$	9.0
								SE $\frac{1}{4}$ SE $\frac{1}{4}$	26.0
								Sec. 8	
								SE $\frac{1}{4}$ NE $\frac{1}{4}$	8.0
								SE $\frac{1}{4}$ NW $\frac{1}{4}$	20.0
								Sec. 10	
								NW $\frac{1}{4}$ NW $\frac{1}{4}$	16.0
								SW $\frac{1}{4}$ NW $\frac{1}{4}$	20.0
								NW $\frac{1}{4}$ SW $\frac{1}{4}$	20.0
								SW $\frac{1}{4}$ SW $\frac{1}{4}$	38.0
								T16S, R39E	
								Sec. 5	
								Lot 4	32.0
								NE $\frac{1}{4}$ SW $\frac{1}{4}$	14.0
								NW $\frac{1}{4}$ SW $\frac{1}{4}$	39.0
								SW $\frac{1}{4}$ SW $\frac{1}{4}$	38.0
								SE $\frac{1}{4}$ SW $\frac{1}{4}$	37.0

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IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS	
13-0271	PRESTON-WHITNEY (cont)									
								Sec. 6	Beneficial Use	
								Lot 2	14.0	
								Lot 1	36.0	
								Lot 4	23.0	
								Lot 3	32.0	
								NE $\frac{1}{4}$ SW $\frac{1}{4}$	34.0	
								NW $\frac{1}{4}$ SW $\frac{1}{4}$	30.0	
								NE $\frac{1}{4}$ SE $\frac{1}{4}$	37.0	
								NW $\frac{1}{4}$ SE $\frac{1}{4}$	15.0	
								SW $\frac{1}{4}$ SE $\frac{1}{4}$	12.0	
								SE $\frac{1}{4}$ SE $\frac{1}{4}$	34.0	
								Sec. 8		
								NE $\frac{1}{4}$ NW $\frac{1}{4}$	39.0	
								NW $\frac{1}{4}$ NW $\frac{1}{4}$	26.0	
								TI6S, R40E		
								10, 449.0		
13-0203	GREGORY, Pearl 68 E. 25 Preston, Idaho	10-1-1880	Irrigation	4-1 11-1	63.0 2.0 65.0	0.36 0.04 0.36	NE $\frac{1}{4}$ NW $\frac{1}{4}$ S.24 TI5S, R39E	Sec. 24 NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ TI5S, R39E	10.0 7.0 1.0 18.0	Beneficial Use
13-0279	HULSE, Esther C. & OLIVERSON, Julia C. Rt. #3 Preston, Idaho	6-01-1881	Irrigation	4-1 11-1	3.5	0.04	Lot 2, S.18 TI5S, R40E	Sec. 18 Lot 2 TI5S, R40E	1.0 1.0 1.0	Beneficial Use

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

SOURCE: Worm Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
13-0226	NUPFER, Edwin J. &/or Jennie S. Rt. #1, Box 65 Preston, Idaho	12-3-1891	Irrigation	4-1 11-1	70.0	0.40	NE $\frac{1}{4}$ SW $\frac{1}{4}$, 2pts. in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 25, T15S, R39E	Sec. 25 NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ T15S, R39E	Beneficial Use Unnamed Stream tributary to Worm Creek. 16.0 4.0 <u>20.0</u>
13-0305A	OWEN, Clarence L. &/or Odessa G. Rt. #3 Preston, Idaho	4-01-1893 4-01-1893 4-01-1893	Irrigation Stockwater Domestic	4-1 11-1 1-1 12-31 1-1 12-31	287.0 1.4 <u>1.2</u> 289.6	1.64 0.04 0.04 1.64	SW $\frac{1}{4}$ SE $\frac{1}{4}$, S.2 SE $\frac{1}{4}$ NW $\frac{1}{4}$, S.11 T15S, R40E	Sec. 10 NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 11 SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ T15S, R40E	Beneficial Use 35.0 30.0 7.0 10.0 <u>82.0</u>
13-0207	TANNER-BECKSTEAD DITCH COMPANY c/o Glen C. Tanner Rt. #2, Box 107 Preston, Idaho	12-8-1894	Irrigation	4-1 11-1	572.0	1.34	NE $\frac{1}{4}$ NE $\frac{1}{4}$, S.26 T15S, R39E	Sec. 1 Lot 3 Lot 4 Sec. 2 Lot 1 NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ T16S, R39E Sec. 35 SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 36 NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ T15S, R39E	Beneficial Use 15.0 19.0 39.0 39.0 40.0 26.0 24.0 21.0 16.0 7.0 39.0 30.0 <u>315.0</u>

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

SOURCE: Worm Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS	
13-0208	TANNER-BECKSTEAD DITCH COMPANY c/o Glen C. Tanner Rt. #2, Box 107 Preston, Idaho	3-22-1895	Irrigation	4-1 11-1	1103.0	3.25	NE $\frac{1}{4}$ NE $\frac{1}{4}$, S.26 T15S, R39E	Sec. 1 Lot 3 Lot 4 Sec. 2 Lot 1 NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ T16S, R39E Sec. 35 SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 36 NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ T15S, R39E	15.0 19.0 39.0 39.0 40.0 26.0 24.0 21.0 16.0 7.0 39.0 30.0 315.0	Beneficial Use
The amount of water diverted using this right, 13-0207, 13-0209, and 13-0325 shall not exceed 3.5 af/acre or 1103.0 af/yr. and the combined rate of diversion shall not exceed 6.3 c.f.s.										
13-0305B	OWEN, Clarence L. &/or Odessa G. Rt. #3 Preston, Idaho	4-01-1895	Irrigation	4-1 11-1	56.0	0.32	NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ S. 11, T15S, R40E	Sec. 10 NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 11 SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ T15S, R40E	4.0 2.0 10.0 16.0	Beneficial Use Spring Quarry Creek

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

SOURCE: Worm Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE		AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
				From	To					
13-0209	TANNER, Glen C., TANNER, Eldon S., & TANNER, William K. Preston, Idaho	4-01-1896	Irrigation	4-1	11-1	361.0	2.0	SE $\frac{1}{4}$ NW $\frac{1}{4}$, S.36 T15S, R39E	Sec. 36 SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ T15S, R39E Sec. 1 Lot 4 Lot 3 T16S, R39E	Beneficial Use 39.0 30.0 19.0 15.0 103.0
13-0302	NELSON, Vern &/or Verda O. 295 N. 1st E. Preston, Idaho	4-01-1896	Irrigation	4-1	11-1	74.0	0.42	NW $\frac{1}{4}$ SE $\frac{1}{4}$, S.10 T15S, R40E	Sec. 8 NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 9 SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ T15S, R40E	Beneficial Use 6.0 1.0 11.0 3.0 21.0
13-0267	SMITH, Robert O. &/or Joyce Rt. #2 Preston, Idaho	6-07-1900	Irrigation	4-1	11-1	53.0	0.30	SW $\frac{1}{4}$ SE $\frac{1}{4}$, S.2 T15S, R40E	Sec. 11 NE $\frac{1}{4}$ NW $\frac{1}{4}$ T15S, R40E	Beneficial Use 15.0 15.0
13-0299	WEBSTER, Blaine M. &/or Dennis H. Rt. #3 Preston, Idaho	7-01-1909	Irrigation	4-1	11-1	238.0	1.36	NW $\frac{1}{4}$ SE $\frac{1}{4}$, S.10 T15S, R40E	Sec. 10 SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ T15S, R40E	Beneficial Use 23.0 25.0 5.0 15.0 68.0
13-0327	WEBSTER, Blaine M. &/or Dennis H. Rt. #3 Preston, Idaho	7-01-1909	Domestic	1-1	12-31	1.2	0.04	NE $\frac{1}{4}$ SW $\frac{1}{4}$, S.10 T15S, R40E	Sec. 10 NE $\frac{1}{4}$ SW $\frac{1}{4}$ T15S, R40E	Beneficial Use Unnamed Spring

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

23

SOURCE: Worm Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE		AMOUNT ACRES PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
				From	To					
13-2022	PRESTON WHITNEY RESERVOIR COMPANY Preston, Idaho	9-17-1910	Irrigation	4-1	11-1	5457.0	30.0	NW $\frac{1}{4}$ SE $\frac{1}{4}$, S.10 T15S, R40E	Sec. 36 SE $\frac{1}{4}$ SE $\frac{1}{4}$ T15S, R39E	License
The amount of water diverted using this right, 13-2102, and 13-2287 shall not exceed 40 c.f.s. or 5457.0 af/year.										
									Sec. 1	
									Lot 1	4.0
									T16S, R39E	
									Sec. 19	
									SE $\frac{1}{4}$ SE $\frac{1}{4}$	37.0
									Sec. 20	
									SW $\frac{1}{4}$ NE $\frac{1}{4}$	8.0
									SE $\frac{1}{4}$ NE $\frac{1}{4}$	4.0
									NE $\frac{1}{4}$ SW $\frac{1}{4}$	20.0
									SW $\frac{1}{4}$ SW $\frac{1}{4}$	1.0
									SE $\frac{1}{4}$ SW $\frac{1}{4}$	38.0
									NE $\frac{1}{4}$ SE $\frac{1}{4}$	36.0
									SW $\frac{1}{4}$ SE $\frac{1}{4}$	7.0
									NE $\frac{1}{4}$ SE $\frac{1}{4}$	35.0
									SW $\frac{1}{4}$ SE $\frac{1}{4}$	4.0
									Sec. 30	
									NE $\frac{1}{4}$ NE $\frac{1}{4}$	39.0
									NW $\frac{1}{4}$ NE $\frac{1}{4}$	40.0
									SW $\frac{1}{4}$ NE $\frac{1}{4}$	38.0
									SE $\frac{1}{4}$ NE $\frac{1}{4}$	37.0
									NE $\frac{1}{4}$ NW $\frac{1}{4}$	36.0
									SE $\frac{1}{4}$ NW $\frac{1}{4}$	35.0
									NW $\frac{1}{4}$ SW $\frac{1}{4}$	24.0
									SE $\frac{1}{4}$ SW $\frac{1}{4}$	37.0
									NE $\frac{1}{4}$ SE $\frac{1}{4}$	39.0
									SE $\frac{1}{4}$ SE $\frac{1}{4}$	39.0
									Sec. 31	
									NE $\frac{1}{4}$ NE $\frac{1}{4}$	35.0
									NW $\frac{1}{4}$ NE $\frac{1}{4}$	39.0
									SW $\frac{1}{4}$ NE $\frac{1}{4}$	39.0
									SE $\frac{1}{4}$ NE $\frac{1}{4}$	39.0
									SW $\frac{1}{4}$ NW $\frac{1}{4}$	20.0
									SE $\frac{1}{4}$ NW $\frac{1}{4}$	40.0

SOURCE: Worm Creek

[illegible]

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

SOURCE: Worm Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE		AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
				From	To					

13-0133	PRESTON EASTSIDE WATER CO., LTD. Rt. #1 Preston, Idaho	9-01-1912	Domestic	1-1	12-31	51.0	1.0	SW $\frac{1}{4}$ SW $\frac{1}{4}$, S.8 T15S, R40E	Sec. 13 SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 24	Decree Larson Springs 42 families
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SW $\frac{1}{4}$ NE $\frac{1}{4}$
SE $\frac{1}{4}$ NE $\frac{1}{4}$
SW $\frac{1}{4}$ SW $\frac{1}{4}$
SE $\frac{1}{4}$ SW $\frac{1}{4}$
SW $\frac{1}{4}$ SE $\frac{1}{4}$
SE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 25
SE $\frac{1}{4}$ NE $\frac{1}{4}$
NE $\frac{1}{4}$ NW $\frac{1}{4}$
NW $\frac{1}{4}$ NW $\frac{1}{4}$
NE $\frac{1}{4}$ SE $\frac{1}{4}$
Sec. 36
NE $\frac{1}{4}$ NE $\frac{1}{4}$
T15S, R39E
Sec. 18
SW $\frac{1}{4}$ NE $\frac{1}{4}$
NE $\frac{1}{4}$ NW $\frac{1}{4}$
Lot 4
Sec. 19
Lot 1
Lot 4
Sec. 30
Lot 1
Lot 2
Lot 3
Lot 4
T15S, R40E.

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

26

SOURCE: Worm Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
13-0278	WRIGHT, Archie &/or Alavon Rt. #1 Preston, Idaho	4-01-1918	Irrigation	4-1 11-1	3.5	0.04	NE $\frac{1}{4}$ SW $\frac{1}{4}$, S.25 T15S, R39E	Sec. 25 NE $\frac{1}{4}$ SW $\frac{1}{4}$ T15S, R39E	Beneficial Use Unnamed Stream 1.0 <u>1.0</u>
13-0215	WEST WHITNEY WATER ASSOCIATION by BECKSTEAD, Ferrell N. President Rt. #1 Preston, Idaho	4-01-1920	Domestic	1-1 12-31	18.0	0.14	SE $\frac{1}{4}$ NW $\frac{1}{4}$, S.24 T15S, R39E	Sec. 35 SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 36 NW $\frac{1}{4}$ SW $\frac{1}{4}$ T15S, R39E Sec. 1 Lot 1 NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 2 NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 12 NW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 11 SE $\frac{1}{4}$ NE $\frac{1}{4}$ T16S, R39E	Beneficial Use Spring 15 families
13-0290	HAMPTON, Adrian B. & Athene Rt. #4, 4th S. & 6th E. Preston, Idaho	6-01-1920 6-01-1920	Irrigation Stockwater	4-1 11-1 1-1 12-31	60.0 <u>1.0</u> 61.0	0.34 <u>0.02</u> 0.34	SE $\frac{1}{4}$ NE $\frac{1}{4}$, S.26 T15S, R39E	Sec. 26 NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 25 NW $\frac{1}{4}$ SW $\frac{1}{4}$ T15S, R39E	Beneficial Use Academy Hollow Creek tributary to Worm Creek 12.0 5.0 <u>17.0</u>
13-0063	GILBERT, Melvin Ray & Carolyn R. 495 E. Center Lewiston, Utah	6-09-1923	Irrigation	4-1 11-1	273.0	1.94	NW $\frac{1}{4}$ SE $\frac{1}{4}$, S.23 SW $\frac{1}{4}$ NE $\frac{1}{4}$, S.23 T16, R39E	Sec. 23 NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ T16S, R39E	Decree 26.0 30.0 22.0 <u>78.0</u>

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

27

SOURCE: Worm Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE		AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
				From	To					
13-0064	LARSEN, Vaughn J. 8/or Geneva B. Rt. #1 Preston, Idaho	6-09-1923	Irrigation	4-1	11-1	140.0	0.97	NW $\frac{1}{4}$ NW $\frac{1}{4}$, S.13 T16S, R39E	Sec. 14 NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ T16S, R39E	Decree 20.0 20.0
			Point of injection into unnamed stream: NW $\frac{1}{4}$ SW $\frac{1}{4}$, S.14, T16S, R39E Point of re-diversion from unnamed stream: NW $\frac{1}{4}$ SW $\frac{1}{4}$, S.14, T16S, R39E							<u>40.0</u>
13-0065	GILBERT, Merlin J. 8/or Dona C. Rt. #1 Preston, Idaho	6-09-1923	Irrigation	4-1	11-1	140.0	0.97	NW $\frac{1}{4}$ NW $\frac{1}{4}$, S.13 T16S, R39E	Sec. 14 NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ T16S, R39E	Decree 20.0 20.0
			Point of injection into unnamed stream: NW $\frac{1}{4}$ SW $\frac{1}{4}$, S.14, T16S, R39E Point of re-diversion from unnamed stream: NW $\frac{1}{4}$ SW $\frac{1}{4}$, S.14, T16S, R39E							<u>40.0</u>
13-0066	LARSEN, Vaughn J. 8/or Geneva B. Rt. #1 Preston, Idaho	6-09-1923	Irrigation	4-1	11-1	130.0	0.97	NW $\frac{1}{4}$ NW $\frac{1}{4}$, S.13 T16S, R39E	Sec. 14 NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ T16S, R39E	Decree 21.0 16.0
			Point of injection into unnamed stream: NW $\frac{1}{4}$ SW $\frac{1}{4}$, S.14, T16S, R39E Point of re-diversion from unnamed stream: NW $\frac{1}{4}$ SW $\frac{1}{4}$, S.14, T16S, R39E							<u>37.0</u>
13-0067	LARSEN, Vaughn J. 8/or Geneva B. Rt. #1 Preston, Idaho	6-09-1923	Irrigation	4-1	11-1	140.0	0.97	NW $\frac{1}{4}$ NW $\frac{1}{4}$, S.13 T16S, R39E	Sec. 14 NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ T16S, R39E	Decree 20.0 20.0
			Point of injection into unnamed stream: NW $\frac{1}{4}$ SW $\frac{1}{4}$, S.14, T16S, R39E Point of re-diversion from unnamed stream: NW $\frac{1}{4}$ SW $\frac{1}{4}$, S.14, T16S, R39E							<u>40.0</u>

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

SOURCE: Worm Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE		AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED		BASIS OF RIGHT and REMARKS
				From	To						
13-0068	LARSEN, Lynn J. Rt. #1 Preston, Idaho	6-09-1923	Irrigation	4-1	11-1	105.0	0.97	NW $\frac{1}{4}$ NW $\frac{1}{4}$, S.13 T16S, R39E	Sec. 14 NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ T16S, R39E	20.0 10.0	Decree
13-2102 & 13-2287	PRESTON-WHITNEY RESERVOIR COMPANY Preston, Idaho	9-18-1923	Irrigation	4-1	11-1	4265.0	10.0	NW $\frac{1}{4}$ SE $\frac{1}{4}$, S.10 T15S, R40E	Same as listed under 13-2022	30.0	License Johnson Reservoir outlet located in NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 20, T15S, R40E
		9-18-1923	Diversion to storage	11-1	6-15	---	---				
		9-18-1923	Storage for irrigation	1-1	12-31	730.0 4265.0	10.0				
		The amount of water diverted using this right and 13-2022, shall not exceed 40 c.f.s. or 5457.0 af/yr.									
13-2103	PRESTON WHITNEY IRRIGATION COMPANY	3-14-1924	Irrigation	4-1	11-1	10,662.0	25.0	SE $\frac{1}{4}$ SW $\frac{1}{4}$, S.8 T15S, R40E	Same as listed under 13-0271		License
13-2108 & 13-2288	PRESTON WHITNEY IRRIGATION COMPANY Preston, Idaho	12-15-1924	Irrigation	4-1	11-1	6000.0	---	SE $\frac{1}{4}$ SW $\frac{1}{4}$, S.8 T15S, R40E	Same as listed under 13-0271		License Glendale Reservoir
		12-15-1924	Diversion to storage	11-1	6-15	---	---				
		12-15-1924	Storage for irrigation	1-1	12-31	6000.0 6000.0					

Diversion from storage is limited to a total of 215 c.f.s. when combined with the
diversions from Worm Creek and Cub River.

PROPOSED FINDING OF WATER RIGHTS - MORM CREEK DRAINAGE

29

SOURCE: Worm Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
13-0289	KENNINGTON, Mack H. 1113 North Park Pomona, Calif. 91768	12-8-1927	Irrigation	4-1 11-1	14.0	0.08	SE $\frac{1}{4}$ NE $\frac{1}{4}$, S.26 T15S, R39E	Sec. 26 SE $\frac{1}{4}$ NE $\frac{1}{4}$ T15S, R39E 4.0	Beneficial Use Academy Hollow Creek
13-0143	PRESTON WHITNEY IRRIGATION COMPANY Preston, Idaho	4-01-1929	Irrigation	4-1 11-1	2133.0	5.0	SW $\frac{1}{4}$ SW $\frac{1}{4}$, S.8 T15S, R40E	Same as listed under 13-0271	Decree Larsen Springs
13-0206	DONEY, Wayne W. &/or Marilyn L. Preston, Idaho	4-01-1933	Stockwater	1-1 12-31	0.4	0.02	SW $\frac{1}{4}$ NW $\frac{1}{4}$, S.24 T15S, R39E	Sec. 24 SW $\frac{1}{4}$ NW $\frac{1}{4}$ T15S, R39E	Beneficial Use Unnamed Spring
13-0266	ALDER, Reo G. &/or Karl G. Rt. #1, Box 135 Preston, Idaho	1-01-1940	Stockwater	1-1 12-31	0.7	0.02	SE $\frac{1}{4}$ NE $\frac{1}{4}$, S.26 T15S, R39E	Sec. 26 SE $\frac{1}{4}$ NE $\frac{1}{4}$ T15S, R39E	Beneficial Use
13-0227	VAN ORDEN, Neal &/or Ervin Lewiston, Utah	4-01-1943	Irrigation	4-1 11-1	214.0	0.5	NW $\frac{1}{4}$ NW $\frac{1}{4}$, S.25 T16S, R39E	Sec. 25 NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ T16S, R39E 37.0 35.0 38.0 35.0 7.0 152.0	Beneficial Use Unnamed Drain
13-2161	VAN ORDEN, Neal &/or Ervin Lewiston, Utah	3-07-1952	Irrigation	4-1 11-1	532.0	2.18	SE $\frac{1}{4}$ NW $\frac{1}{4}$, S.25 T16S, R39E	Sec. 25 NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ T16S, R39E 37.0 35.0 38.0 35.0 7.0 152.0	License

The amount of water diverted using this right,
13-0227, and 13-0314 shall not exceed 3.5 af/acre
or 532.0 af/yr.

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

SOURCE: Worm Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE		AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED		BASIS OF RIGHT and REMARKS
				From	To						
13-0201	HAMPTON, Adrian B. & Athene N. Rt. #1 4th S. & 6th E. Preston, Idaho	5-01-1955	Irrigation	4-1	11-1	24.5	0.14	NE $\frac{1}{4}$ SE $\frac{1}{4}$, S.26 T15S, R39E	Sec. 25 NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ T15S, R39E	2.0 5.0	Beneficial Use Academy Hollow Creek tributary to Worm Creek
											7.0
13-0200	HAMPTON, Adrian B. &/or Athene N. Rt. #1 4th S. & 6th E. Preston, Idaho	4-01-1959	Storage for 1-1 Irrigation & Stockwater	1-1	12-31	1.0	0.02	SE $\frac{1}{4}$ NE $\frac{1}{4}$, S.26 T15S, R39E	Sec. 26 NE $\frac{1}{4}$ SE $\frac{1}{4}$ T15S, R39E		Beneficial Use Academy Hollow Cr. Farm Pond located NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, T15S, R39E.
13-0224	WHEATLEY, Bert or Ellen B. Rt. #1 Preston, Idaho	4-01-1959	Irrigation	4-1	11-1	144.0	0.82	SE $\frac{1}{4}$ NE $\frac{1}{4}$, S.14 T16S, R39E	Sec. 14 SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ T16S, R39E	5.0 36.0 41.0	Beneficial Use
13-0294	HALL, Burtis R. Rt. #1 Preston, Idaho	8-30-1960	Irrigation	4-1	11-1	214.0	1.0	SE $\frac{1}{4}$ SE $\frac{1}{4}$, S.23 T16S, R39E	Sec. 23 NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ T16S, R39E	40.0 21.0 61.0	Beneficial Use
		The amount of water diverted using this right, and 13-0324 shall not exceed 1.0 c.f.s., 3.5 af/acre or 214.0 af/yr.									
13-0314	VAN ORDEN, Neal &/or Ervin Lewiston, Utah	3-09-1965 3-09-1965	Irrigation Storage for 4-1 irrigation	4-1	11-1	97.0 97.0 97.0	---	SW $\frac{1}{4}$ NW $\frac{1}{4}$, S. 25 T16S, R39E	Sec. 25 NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ T16S, R39E	37.0 35.0 38.0 35.0 7.0 152.0	Beneficial Use On stream reservoir.

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Worm Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
13-0213	OLIVERSON, Kenneth W. Rt. #1 Preston, Idaho	6-01-1966	Irrigation	4-1 11-1	28.0	0.16	NE $\frac{1}{4}$ SW $\frac{1}{4}$, S.36 T15S, R39E	Sec. 36 NE $\frac{1}{4}$ SW $\frac{1}{4}$ T15S, R39E	Beneficial Use 8.0 <u>8.0</u>

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

SOURCE: Thorn Hollow

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
13-0325	TANNER-BECKSTEAD DITCH COMPANY c/o Glen C. Tanner Rt. #2, Box 107 Preston, Idaho	12-8-1894	Irrigation	4-1 11-1	284.0	0.66	NE $\frac{1}{4}$ NE $\frac{1}{4}$, S.26 T15S, R39E	Same as listed under 13-0207	Beneficial Use Thorn Hollow
13-0268	PRESTON GOLF & COUNTRY CLUB Box 88 Preston, Idaho	8-04-1900	Irrigation	4-1 11-1	215.0	0.5	NE $\frac{1}{4}$ SE $\frac{1}{4}$, S.14 T15S, R39E	Sec. 14 SW $\frac{1}{4}$ NE $\frac{1}{4}$ 10.0 SE $\frac{1}{4}$ NE $\frac{1}{4}$ 9.0 NE $\frac{1}{4}$ SE $\frac{1}{4}$ 33.0 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 5.0 SW $\frac{1}{4}$ SE $\frac{1}{4}$ 4.0 SE $\frac{1}{4}$ SE $\frac{1}{4}$ 8.0 T15S, R39E 69.0	Beneficial Use
13-0235	LARSEN, Lee A. Star Route Preston, Idaho	1-01-1918	Stockwater	1-1 12-31	0.4	0.02	NE $\frac{1}{4}$ NW $\frac{1}{4}$, S.13 T15S, R39E	Sec. 13 NE $\frac{1}{4}$ NW $\frac{1}{4}$ T15S, R39E	Beneficial Use
13-0229	CHERRINGTON, Jack A. &/or June S. 572 E. Oneida Preston, Idaho	4-01-1920 4-01-1920	Irrigation Stockwater	4-1 11-1 1-1 12-31	17.5 0.7 18.2	0.10 0.02 0.10	NE $\frac{1}{4}$ NE $\frac{1}{4}$, S.26 T15S, R39E	Sec. 26 NE $\frac{1}{4}$ NE $\frac{1}{4}$ 5.0 T15S, R39E 5.0	Beneficial Use
13-0284	SWANN, Neal R. Rt. #3 Preston, Idaho	6-01-1938 6-01-1938	Irrigation Stockwater	4-1 11-1 1-1 12-31	28.0 0.4 28.4	0.16 0.02 0.16	SW $\frac{1}{4}$ NW $\frac{1}{4}$, S.13 T15S, R39E	Sec. 13 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 8.0 T15S, R39E 8.0	Beneficial Use

SOURCE: Spring Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE		AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
				From	To					
13-0247	BAKER, Ila L. Rt. #1 Preston, Idaho	4-01-1878 4-01-1878	Irrigation Stockwater	4-1 1-1	11-1 12-31	49.0 3.0 52.0	0.28 0.02 0.28	Sec. 25 NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ T15S, R39E Sec. 30 Lot 3 T15S, R40E	Sec. 25 NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ T15S, R39E Sec. 30 Lot 3 T15S, R40E 14.0	Beneficial Use 4.0 6.0 4.0 14.0
13-0060A	RALLISON, Fredrick W. Rt. #1 Preston, Idaho	5-15-1886	Irrigation	4-1	11-1	9.0	0.02	Lot 4, S. 6 T16S, R40E	Sec. 12 NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ T16S, R39E	Decree 9.0 13.0 22.0
13-0060B	SHARP, Lyman J. Rt. #1 Preston, Idaho	5-15-1886	Irrigation	4-1	11-1	34.0	0.08	SW $\frac{1}{4}$ SE $\frac{1}{4}$, S. 1 T16S, R39E	Sec. 12 NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ T16S, R39E	Decree 17.0 40.0 20.0 24.0 40.0 40.0 35.0 216.0
13-0061A	RALLISON, Fredrick W. Rt. #1 Preston, Idaho	5-15-1888	Irrigation	4-1	11-1	13.0	0.03	Lot 4, S. 6 T16S, R40E	Sec. 12 NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ T16S, R39E	Decree 9.0 13.0 22.0

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

35

SOURCE: Spring Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
13-00618	SHARP, Lyman J. Rt. #1 Preston, Idaho	5-15-1888	Irrigation	4-1 11-1	73.0	0.17	SW $\frac{1}{4}$ SE $\frac{1}{4}$, S.1 T16S, R39E	Sec. 12 NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ T16S, R39E	Decree 17.0 40.0 20.0 24.0 40.0 40.0 35.0 216.0
13-0273	RALLISON, Fredrick Rt. #1 Preston, Idaho	5-15-1888	Irrigation	4-1 11-1	77.0	0.24	Lot 4, S.6 T16S, R40E	Sec. 12 NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ T16S, R39E	Beneficial Use 9.0 13.0 22.0
13-0274	SHARP, Lyman J. Rt. #1 Preston, Idaho	5-15-1888	Irrigation	4-1 11-1	756.0	2.85	Lot 4, S.6 T16S, R40E SW $\frac{1}{4}$ SE $\frac{1}{4}$, S.1 T16S, R39E	Sec. 12 NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ T16S, R39E	Beneficial Use 17.0 40.0 20.0 24.0 40.0 40.0 35.0 216.0

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

36

SOURCE: Spring Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS	
13-0311	HULL, Harold &/or Robert M. <u>et ux</u> Rt. #1 Preston, Idaho and HULL, Gilbert <u>et ux</u> 46 N. 1050 W. Cedar City, Utah	2-04-1893	Irrigation	4-1	11-1	235.0	SE $\frac{1}{4}$ NE $\frac{1}{4}$, S.36	Sec. 36	Beneficial Use	
		2-04-1893	Stockwater	11-1	4-1	7.9	T15S, R39E	SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ T15S, R39E		6.0 22.0
						242.9				
13-0237	RALLISON, Fredrick W. Rt. #1 Preston, Idaho	4-01-1900	Irrigation	4-1	11-1	64.0	Lot 4, S.6 T16S, R40E	Sec. 12 NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ T16S, R39E	9.0 13.0 22.0	Beneficial Use
		The amount of water diverted using this right, 13-0061A, 13-0060A, and 13-0273 shall not exceed 3.5 af/acre or 77.0 af/yr.								
13-0248	BAKER, Ila L. Rt. #1 Preston, Idaho	4-01-1900	Irrigation	4-1	11-1	14.0	2 Points	Sec. 25	Beneficial Use	
		1-01-1900	Stockwater	1-1	12-31	2.0	SE $\frac{1}{4}$ SE $\frac{1}{4}$, S.25	SE $\frac{1}{4}$ SE $\frac{1}{4}$		4.0
						16.0	T15S, R39E	R15, R39E		4.0

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

37

SOURCE: Spring Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE		AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
				From	To					
13-0062	MOSER, Joseph L. Rt. #1 Preston, Idaho	5-15-1902	Irrigation	4-1	7-1	36.0	0.20	Lot 4, S.6 T16S, R40E	Sec. 1 Lot 2 NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ T16S, R39E	Decree 13.0 36.0 40.0 39.0 39.0 167.0
13-0329	MOSER, Joseph L. Rt. #1 Preston, Idaho	8-31-1903	Irrigation	4-1	11-1	549.0 6.7 555.7	1.8 0.02 1.80	Lot 4, S.6 T16S, R40E	Same as listed in 13-0062	Beneficial Use
13-0216	GOLIGHTLY, Donald D. Rt. #1 Preston, Idaho	8-31-1903	Irrigation	4-1	11-1	400.0	2.0	Lot 4, S.6 T16S, R40E	Sec. 12 NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ T16S, R39E	Beneficial Use 6.0 19.0 40.0 24.0
13-0258	CHADWICK, May S. Rt. #1 Preston, Idaho	8-31-1903	Irrigation	4-1	11-1	102.0	0.58	Lot 4, S.6 T16S, R40E	Sec. 7 Lot 1 T16S, R40E	Beneficial Use 29.0 29.0
13-0210	DUNKLEY, Leslie L. &/or Bernell Rt. #1 Preston, Idaho	4-01-1930	Irrigation	4-1	11-1	175.0	1.0	SE $\frac{1}{4}$ SE $\frac{1}{4}$, S.25 T15S, R39E	Sec. 36 SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ T15S, R39E	Beneficial Use 17.0 33.0 50.0

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

SOURCE: Spring Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE		AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
				From	To					
13-0239	BECKSTEAD, Linden &/or Anne Rt. #1 Preston, Idaho	4-01-1930	Irrigation	4-1	11-1	140.0	0.80	SE $\frac{1}{4}$ SE $\frac{1}{4}$, S.25 T15S, R39E	Sec. 36 SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ T15S, R39E	Beneficial Use 15.0 25.0 <u>40.0</u>

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

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SOURCE: Fairview Drain & Tributaries

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE		AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION C.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
				From	To					
13-2140	FAIRVIEW CEMETARY Maintenance District Rt. #1 Preston, Idaho	5-18-1938	Irrigation	4-1	11-1	35.0	0.2	SW $\frac{1}{4}$ NW $\frac{1}{4}$, S.23 T16S, R39E	Sec. 23 SE $\frac{1}{4}$ NW $\frac{1}{4}$ T16S, R39E	License Unnamed Stream
13-2150	HINCKLEY, Vern Rt. #1 Preston, Idaho	6-29-1945	Irrigation	4-1	11-1	105.0	0.6	NW $\frac{1}{4}$ NW $\frac{1}{4}$, S.23 T16S, R39E	Sec. 23 NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ T16S, R39E	License Unnamed Stream
13-0297	HINCKLEY, Vern Rt. #1 Preston, Idaho	6-15-1953	Irrigation	4-1	11-1	145.0	0.34	NW $\frac{1}{4}$ NW $\frac{1}{4}$, S.23 T16S, R39E	Sec. 23 NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ T16S, R39E	License Unnamed Stream
13-0263	GILBERT, Hazen A. Rt. #1 Preston, Idaho	5-21-1957	Irrigation	4-1	11-1	280.0	1.60	Sec. 23 NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ T16S, R39E	Sec. 23 NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ T16S, R39E	Beneficial Use Fairview Drain

130.0

130.0

10.0

80.0

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

SOURCE: Fairview Drain & Tributaries

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
13-2300	HINCKLEY, Vern Rt. #1 Preston, Idaho	8-26-1960	Irrigation	4-1 11-1	71.2	---	SW $\frac{1}{4}$ NW $\frac{1}{4}$, S.23 T16S, R39E	Sec. 23 NE $\frac{1}{4}$ NW $\frac{1}{4}$ 40.0 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 30.0 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 30.0 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 30.0 T16S, R39E 130.0	License On Stream Reservoir Unnamed Stream
13-0324	HALL, Burtis R. Rt. #1 Preston, Idaho	8-30-1960	Irrigation	4-1 11-1	214.0	1.0	SE $\frac{1}{4}$ SE $\frac{1}{4}$, S.23 T16S, R39E	Sec. 23 NE $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 SE $\frac{1}{4}$ SE $\frac{1}{4}$ 21.0 T16S, R39E 61.0	Beneficial Use Fairview Drain
13-2252	BODILY, Cleve J. Rt. #2 Preston, Idaho	9-26-1962	Irrigation	4-1 11-1	133.0	0.31	SE $\frac{1}{4}$ SW $\frac{1}{4}$, S.10 T16S, R39E	Sec. 10 NE $\frac{1}{4}$ SW $\frac{1}{4}$ 20.0 SE $\frac{1}{4}$ SW $\frac{1}{4}$ 38.0 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 SW $\frac{1}{4}$ SE $\frac{1}{4}$ 40.0 T16S, R39E 138.0	License Unnamed Drain
13-2266	HINCKLEY, Vern Rt. #1 Preston, Idaho	4-08-1965	Irrigation	4-1 11-1	455.0	1.26	NW $\frac{1}{4}$ NW $\frac{1}{4}$, S.23 T16S, R39E	Sec. 23 NE $\frac{1}{4}$ NW $\frac{1}{4}$ 40.0 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 30.0 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 30.0 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 30.0 T16S, R39E 130.0	License Unnamed Stream

The amount of water diverted using this right,
13-2150, 13-2300, and 13-0299 shall not exceed
2.60 c.f.s., 3.5 af/acre or 455 af/yr.

The amount of water diverted using this right,
and 13-0294 shall not exceed 1.0 c.f.s., 3.5 af/acre
or 214.0 af/yr.

The amount of water diverted using this right,
13-2150, 13-2266, and 13-0297 shall not exceed
2.60 c.f.s., 3.5 af/acre, or 445 af/yr.

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

41.

SOURCE: Fairview Drain & Tributaries

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE		AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION C.F.S.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED		BASIS OF RIGHT and REMARKS
				From	To						
13-2267	BODILY, Myrl Preston, Idaho	10-6-1965	Irrigation	4-1	11-1	371.0	0.87	SW $\frac{1}{4}$ SE $\frac{1}{4}$, S.10 T16S, R39E	Sec. 10 NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ T16S, R39E	20.0 27.0 40.0 29.0 116.0	License Unnamed Drain
		The amount of water diverted using this right, and 13-2252 shall not exceed 3.5 af/acre.									
13-0252	GILBERT, Merlin J. &/or Dona C. Rt. #1 Preston, Idaho	5-15-1967	Irrigation	4-1	11-1	193.0	1.10	Sec. 22 NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ T16S, R39E	Sec. 22 SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ T16S, R39E	30.0 25.0 55.0	Beneficial Use Fairview Drain

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

Unnamed Streams in
SOURCE: Kirby Pond Drainage

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	EASIS OF RIGHT and REMARKS
13-0217	GOLIGHTLY, Donald D. &/or Nona Rt. #1 Preston, Idaho	4-01-1872	Irrigation The amount of water diverted using this right, and 13-0216 shall not exceed 400.0 af/yr.	4-1 11-1	184.0	0.43	Lot 2, S.7 T16S, R40E	Sec. 12 NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ T16S, R39E	Beneficial Use 40.0 40.0 <u>80.0</u>
13-0218	WHEATLEY, Bert or Ellen B. Rt. #1 Preston, Idaho	4-01-1872	Irrigation	4-1 11-1	151.0	0.43	SE $\frac{1}{4}$ NW $\frac{1}{4}$, S.7 T16S, R40E	Sec. 7 NE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ Lot 3 T16S, R40E	Beneficial Use 18.0 11.0 14.0 <u>43.0</u>
13-0219	GAMBLE, Blaine & Marcella Rt. #2, Box 705 Preston, Idaho	4-01-1872	Irrigation	4-1 11-1	389.0	2.22	Lot 4, S.7 T16S, R40E	Sec. 13 SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ T16S, R39E	Beneficial Use 37.0 35.0 39.0 <u>111.0</u>
13-0221	WHEATLEY, Bert &/or Ellen B., & BURNETT, Stuart & Spouse Rt. #1 Preston, Idaho	4-01-1872	Irrigation	4-1 11-1	396.0	2.26	Lot 4, S.7 T16S, R40E	Sec. 18 Lot 1 Sec. 7 Lot 4 SE $\frac{1}{4}$ SW $\frac{1}{4}$ T16S, R40E Sec. 13 NE $\frac{1}{4}$ NE $\frac{1}{4}$ T16S, R39E	Beneficial Use 10.0 28.0 37.0 38.0 <u>113.0</u>

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

43

Source: Unnamed Streams in Kirby Pond Drainage

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
13-0220	ALDER, George E. Rt. #1 Preston, Idaho	4-01-1872	Irrigation	4-1 11-1	210.0	1.20	Lot 4, S.7 T16S, R40E	Sec. 18 Lot 1 Lot 2 T16S, R40E	Beneficial Use 30.0 30.0 60.0
13-0330	BODILY, L.D. Lewiston, Utah	9-13-1950	Storage for 4-15 irrigation	10-1	25.0	---	NW $\frac{1}{4}$ SE $\frac{1}{4}$, S.13 T16S, R39E	Sec. 13 NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 24 NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ T16S, R39E	Beneficial Use 40.0 35.0 35.0 35.0 39.0 37.0 36.0 40.0 297.0
13-2160	BODILY, L.D. Lewiston, Utah	9-27-1950	Irrigation	4-1 11-1	1040.0	2.75	NW $\frac{1}{4}$ SE $\frac{1}{4}$, S.13 T16S, R39E	Sec. 13 NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 24 NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ T16S, R39E	License 40.0 35.0 35.0 35.0 39.0 37.0 36.0 40.0 297.0

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

Unnamed Streams in
SOURCE: Kirby Pond Drainage

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
13-0214	BODILY, L.D. Lewiston, Utah	9-01-1952 9-01-1952	Irrigation Storage for irrigation	4-1 11-1 4-1 11-1	24.0 24.0 24.0	--- ---	NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, S.24 T16S, R39E	Sec. 24 NE $\frac{1}{4}$ NW $\frac{1}{4}$ 39.0 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 37.0 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 36.0 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 40.0 T16S, R39E 152.0	Beneficial Use On Stream Reservoir
13-2260	HAWKES, Stanton M. Rt. #3 Preston, Idaho	9-26-1963	Irrigation	4-1 11-1	784.0	2.55	SW $\frac{1}{4}$ SE $\frac{1}{4}$, S.13 T16S, R39E	Sec. 13 SE $\frac{1}{4}$ SW $\frac{1}{4}$ 27.0 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 10.0 SW $\frac{1}{4}$ SE $\frac{1}{4}$ 35.0 Sec. 24 NE $\frac{1}{4}$ NW $\frac{1}{4}$ 39.0 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 37.0 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 36.0 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 40.0 T16S, R39E 224.0	License
13-2304	Hawkes, Stanton M. Rt. #3 Preston, Idaho	10-11-1963 10-11-1963	Irrigation Storage for irrigation	4-1 11-1 1-1 12-31	18.8 18.8 18.8	--- ---	SW $\frac{1}{4}$ SE $\frac{1}{4}$, S.13 T16S, R39E	Sec. 13 SE $\frac{1}{4}$ SW $\frac{1}{4}$ 35.0 NW $\frac{1}{4}$ SE $\frac{1}{4}$ 35.0 SW $\frac{1}{4}$ SE $\frac{1}{4}$ 35.0 Sec. 24 NE $\frac{1}{4}$ NW $\frac{1}{4}$ 39.0 NW $\frac{1}{4}$ NW $\frac{1}{4}$ 37.0 SW $\frac{1}{4}$ NW $\frac{1}{4}$ 36.0 SE $\frac{1}{4}$ NW $\frac{1}{4}$ 40.0 T16S, R39E 257.0	License

The amount of water diverted using this right,
13-0214, 13-2160, 13-0330, and 13-2260 shall not
exceed 3.5 af/acre or 1040 af/yr.

The amount of water diverted under this right
13-2304, 13-0330, 13-0214, and 13-2160 shall not
exceed 3.5 af/acre or 1040.0 af/yr.

PROPOSED FINDING OF WATER RIGHTS - WORN CREEK DRAINAGE

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SOURCE: Warm Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE		AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
				From	To					
13-2149	HOBBS, Larrel G. Rt. #1 Franklin, Idaho	4-21-1944	Irrigation	4-1	11-1	210.0	1.2	Sec. 18 NE $\frac{1}{4}$ SW $\frac{1}{4}$ Lot 4 T16S, R40E	Sec. 18 NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Lot 3 T16S, R40E	License 35.0 3.0 19.0 3.0 60.0
13-0250	HOBBS, Larrel G. Rt. #1 Franklin, Idaho	11-1-1958 11-1-1958	Irrigation Storage for Irrigation	4-1 4-1	11-1 11-1	371.0 30.0 371.0	2.12 --- 2.12	Lot 4, S.18 T16S, R40E	Sec. 19 Lot 1 Sec. 18 Lot 3 Lot 4 SE $\frac{1}{4}$ SW $\frac{1}{4}$ T16S, R40E	Beneficial Use Reservoir is Located in Lot 4, Sec. 18, T16S, R40E. 38.0 34.0 32.0 2.0 106.0
13-0296	WOMACK, Ronald T. Rt. #1 Preston, Idaho	7-25-1960 7-25-1960	Irrigation Storage for Irrigation	4-1 4-1	11-1 11-1	459.0 40.0 459.0	2.62 --- 2.62	SE $\frac{1}{4}$ SE $\frac{1}{4}$, S.24 T16S, R39E	Sec. 24 NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ T16S, R39E	Beneficial Use On Stream Reservoir 32.0 40.0 40.0 19.0 131.0
13-0228	WOODWARD, Ivan H. &/or Doris Rt. #1 Franklin, Idaho	4-01-1962 4-01-1962	Stockwater Storage for Stockwater	4-1 4-1	11-15 11-15	2.5 2.5 2.5	0.02 --- 0.02	NE $\frac{1}{4}$ SE $\frac{1}{4}$, S.25 T15S, R39E	Sec. 25 SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ T16S, R39E	Beneficial Use On Stream Reservoir 2.5 2.5 2.5

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

SOURCE: Warm Creek

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE		AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION C.F.S.	POINT OF DIVERSION	PLACE OF USE AND LANDS IRRIGATED		BASIS OF RIGHT and REMARKS
				From	To						
13-2284	WOMACK, Ronald T. Rt. #1 Preston, Idaho	5-24-1967	Irrigation	4-1	11-1	459.0	1.17	SE $\frac{1}{4}$ SE $\frac{1}{4}$, S.24 T16S, R39E	Sec. 24 NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ T16S, R39E	32.0 40.0 40.0 19.0 131.0	License

PROPOSED FINDING OF WATER RIGHTS - MOON CREEK DRAINAGE

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SOURCE: Miscellaneous Sources

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE		AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION C.F.S.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
				From	To					
13-0301	WEBSTER, Blaine M. &/or Dennis H. Rt. #3 Preston, Idaho	1-01-1879	Stockwater	1-1	12-31	0.7	0.02	SE $\frac{1}{4}$ SW $\frac{1}{4}$, S.2 NW $\frac{1}{4}$ SE $\frac{1}{4}$, S.3 T15S, R40E	Sec. 2 SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 3 NE $\frac{1}{4}$ SW $\frac{1}{4}$ T15S, R40E	Beneficial Use Unnamed Springs
13-0244	WANNER, L. Bertus &/or Arlene Rt. #3 Preston, Idaho	6-01-1881 6-01-1881 6-01-1881	Irrigation Stockwater Domestic	4-1 1-1 1-1	11-1 12-31 12-31	10.5 1.5 1.2 <u>13.2</u>	0.06 0.02 0.04 0.10	NE $\frac{1}{4}$ NE $\frac{1}{4}$, S.15 T15S, R40E	Sec. 10 SW $\frac{1}{4}$ SE $\frac{1}{4}$ T15S, R40E	Beneficial Use Spring <u>3.0</u>
13-0245	WANNER, L. Bertus &/or Arlene Rt. #3 Preston, Idaho	6-01-1881	Stockwater	5-1	11-1	1.5	0.02	NW $\frac{1}{4}$ NE $\frac{1}{4}$, S.15 T15S, R40E	Sec. 15 NW $\frac{1}{4}$ NE $\frac{1}{4}$ T15S, R40E	Beneficial Use Spring
13-0246	WANNER, L. Bertus &/or Arlene Rt. #3 Preston, Idaho	6-01-1881 6-01-1881	Irrigation Stockwater	4-1 1-1	11-1 12-31	35.0 1.5 <u>36.5</u>	0.20 0.02 0.20	SW $\frac{1}{4}$ SE $\frac{1}{4}$, S.10 T15S, R40E	Sec. 10 SW $\frac{1}{4}$ SE $\frac{1}{4}$ T15S, R40E	Beneficial Use Spring <u>10.0</u>
13-0265	PETERBORG, Dee Ronald Rt. #1 Preston, Idaho	4-20-1883 4-20-1883	Domestic Stockwater	1-1 1-1	12-31 12-31	2.4 0.6 <u>3.0</u>	0.08 0.02 0.10	NE $\frac{1}{4}$ NW $\frac{1}{4}$, S.30 T15S, R40E	Sec. 30 NE $\frac{1}{4}$ NW $\frac{1}{4}$ T15S, R40E	Beneficial Use Spring
13-0309	HULL, Harold M. & HULL, Robert M. Preston, Idaho	1-01-1899	Stockwater	1-1	12-31	4.1	0.07	NW $\frac{1}{4}$ NW $\frac{1}{4}$, S.22 T15S, R40E	Sec. 22 NW $\frac{1}{4}$ NW $\frac{1}{4}$ T15S, R40E	Beneficial Use Simon Spring
13-0310	WINWARD, Lyle & Lee Rt. #1 Preston, Idaho	1-01-1900 1-01-1900 1-01-1900	Irrigation Domestic Stockwater	4-1 1-1 1-1	11-1 12-31 12-31	151.0 1.0 1.0 <u>153.0</u>	0.86 0.04 0.02 0.86	NE $\frac{1}{4}$ SW $\frac{1}{4}$, S.31 T15, R40E	Sec. 31 Lot 2 Lot 3 T15S, R40E	Beneficial Use Unnamed Drain <u>43.0</u>

The spring in lot 2, Sec. 31, T15S, R40E is used for stockwater.

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

SOURCE: Miscellaneous Sources

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
13-0277	EGBERT, Harold Clair Rt. #2 Preston, Idaho	5-01-1902	Irrigation	4-1 11-1	357.0	2.0	Sec. 2 SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ T16S, R39E	Sec. 11 NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ T16S, R39E	Beneficial Use Drain Water 20.0 39.0 28.0 15.0 102.0
13-0231	JOHNSON, Frank &/or Conal Rt. #3 Preston, Idaho	1-01-1906 1-01-1906 1-01-1906	Irrigation Domestic Stockwater	4-1 11-1 1-1 12-31 1-1 12-31	105.0 4.8 4.0 113.8	0.50 0.16 0.02 0.50	NW $\frac{1}{4}$ SW $\frac{1}{4}$, S.21 T15S, R40E	Sec. 20 SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ T15S, R40E	Beneficial Use Johnson Spring & Springs Domestic use for 4 families. 4.0 26.0 30.0
13-0315	U.S. Department of Agriculture, FOREST SERVICE Regional Office Ogden, Utah	5-28-1906	Stockwater	6-1 9-30	3.6	0.02	SW $\frac{1}{4}$ NE $\frac{1}{4}$, S.20 T14S, R41E	Sec. 20 SW $\frac{1}{4}$ NE $\frac{1}{4}$ T14S, R41E	Reservation Right North Worm Creek Basin Spring
13-0316	U.S. Department of Agriculture, FOREST SERVICE Regional Office Ogden, Utah	5-28-1906	Stockwater	6-1 9-30	3.6	0.02	SE $\frac{1}{4}$ SW $\frac{1}{4}$, S.21 T14S, R41E	Sec. 21 SE $\frac{1}{4}$ SW $\frac{1}{4}$ T14S, R41E	Reservation Right North Worm Creek Basin Seep
13-0317	U.S. Department of Agriculture, FOREST SERVICE Regional Office Ogden, Utah	5-28-1906	Stockwater	6-1 9-30	3.6	0.02	SW $\frac{1}{4}$ SE $\frac{1}{4}$, S.21 T14S, R41E	Sec. 21 SW $\frac{1}{4}$ SE $\frac{1}{4}$ T14S, R41E	Reservation Right Lower Worm Creek Basin Spring

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PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

SOURCE: Miscellaneous Sources

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE		AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
				From	To					
13-0232	WHITNEY NASHVILLE WATER WORKS CO., INC. Rt. #3 Preston, Idaho	6-11-1910	Domestic	1-1	12-31	101.0	1.25	Sec. 20 SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ T15S, R40E	Sec. 29 W $\frac{1}{2}$ W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 30 E $\frac{1}{2}$ NE $\frac{1}{4}$ S $\frac{1}{2}$ S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 31 All Sec. 32 W $\frac{1}{2}$ W $\frac{1}{2}$ T15S, R40E Sec. 33 SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 36 N $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ N $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ S $\frac{1}{2}$ SE $\frac{1}{4}$ T15S, R39E Sec. 1 E $\frac{1}{2}$ E $\frac{1}{2}$ Sec. 5 W $\frac{1}{2}$ W $\frac{1}{2}$ Sec. 6 E $\frac{1}{2}$ NE $\frac{1}{4}$ W $\frac{1}{2}$ W $\frac{1}{2}$ E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 8 N $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$	Beneficial Use Unnamed Spring 84 Families

PROPOSED FINDING OF WATER RIGHTS - MORM CREEK DRAINAGE

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SOURCE: Miscellaneous Sources

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE		AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED		BASIS OF RIGHT and REMARKS
				From	To						
13-0232	WHITNEY NASHVILLE (con't) WATER WORKS CO., INC.								Sec. 17 NW $\frac{1}{4}$ NE $\frac{1}{4}$ N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 18 NE $\frac{1}{4}$ NE $\frac{1}{4}$ T16S, R40E		Beneficial Use Unnamed Spring 84 Families
13-0260	JOHNSON, Jesse L. Rt. #3 Preston, Idaho	6-11-1910 6-11-1910	Irrigation Stockwater	4-1 1-1	11-1 12-31	53.0 0.7 53.7	0.30 0.02 0.30	SE $\frac{1}{4}$ SW $\frac{1}{4}$, S.20 T15S, R40E	Sec. 20 SE $\frac{1}{4}$ SW $\frac{1}{4}$ T15S, R40E	15.0 15.0	Beneficial Use Whitney-Nashville Water Works Overflow
13-0326	Johnson, Jesse L. Rt. #3 Preston, Idaho	6-11-1910 6-11-1910	Irrigation Stockwater	4-1 1-1	11-1 12-31	53.0 0.7 53.7	0.30 0.02 0.30	SE $\frac{1}{4}$ SW $\frac{1}{4}$, S.20 T15S, R40E	Sec. 20 SE $\frac{1}{4}$ SW $\frac{1}{4}$ T15S, R40E	15.0 15.0	Beneficial Use Johnson Spring & Springs
13-0306	HULL, Robert M. &/or Harold Rt. #1 Preston, Idaho	4-01-1912 4-01-1912	Irrigation Stockwater	4-1 1-1	11-1 12-31	210.0 2.7 212.7	0.50 0.02 0.50	SE $\frac{1}{4}$ SW $\frac{1}{4}$, S.31 T15S, R40E	Sec. 31 Lot 4 SE $\frac{1}{4}$ SW $\frac{1}{4}$ T15S, R40E	20.0 40.0 60.0	Beneficial Use Unnamed Drain
13-2053	KELLER, Larry R. Rt. #1 Preston, Idaho	8-12-1912 8-12-1912	Irrigation Domestic	4-1 1-1	11-1 12-31	35.0 1.2 36.2	0.10 0.04 0.10	Lot 2, S.30 T15S, R40E	Sec. 30 Lot 2 T15S, R40E	10.0 10.0	License Unnamed Spring
13-0259	SWAINSTON, Howard Rt. #3 Preston, Idaho	4-01-1913 4-01-1913	Irrigation Stockwater	4-1 1-1	11-1 12-31	38.5 0.5 39.0	0.22 0.02 0.22	Lot 2, S.6 T16S, R40E	Sec. 6 Lot 2 T16S, R40E	11.0 11.0	Beneficial Use Unnamed Drain

The amount of water diverted using this right,
and 13-0260 shall not exceed 0.30 c.f.s. or 53.7 af/yr.

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

SOURCE: Miscellaneous Sources

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE		AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
				From	To					
13-0308	HULL, Robert M. &/or Harold Rt. #1 Preston, Idaho	4-01-1914	Irrigation	4-1	11-1	28.0	0.16	2 Points	Sec. 31	Beneficial Use Unnamed Drain
		4-01-1914	Stockwater	1-1	12-31	2.7 30.7	0.02 0.16	Lot 4, S.31 T15S, R40E	Lot 4 T15S, R40E	
13-0307	HULL, Robert M. &/or Harold Rt. #1 Preston, Idaho	4-01-1916	Irrigation	4-1	11-1	214.0	0.50	NE corner	Sec. 6	Beneficial Use Unnamed Drain
		4-01-1916	Stockwater	1-1	12-31	2.7 214.0	0.02 0.50	Lot 3, S.6 T16S, R40E	Lot 6 SE $\frac{1}{4}$ SW $\frac{1}{4}$	
13-0243	BOSWORTH, Keith W. &/or Norma Rt. #2 Preston, Idaho	4-01-1918	Irrigation	4-1	11-1	392.0	2.24	SW $\frac{1}{4}$ NE $\frac{1}{4}$, S.34 T15S, R39E	Sec. 7	Beneficial Use Unnamed Spring
									NW $\frac{1}{4}$ NE $\frac{1}{4}$	
									SW $\frac{1}{4}$ NE $\frac{1}{4}$	
									NE $\frac{1}{4}$ NW $\frac{1}{4}$	
									SE $\frac{1}{4}$ NW $\frac{1}{4}$	
13-0236	LARSEN, Alton E. &/or Shirley G. Rt. #3 Preston, Idaho	1-01-1919	Domestic Stockwater	1-1	12-31	1.2 1.4 2.6	0.04 0.02 0.04	SW $\frac{1}{4}$ NW $\frac{1}{4}$, S.32 T15S, R40E	T16S, R40E	Beneficial Use Unnamed Drain
									NE $\frac{1}{4}$ NE $\frac{1}{4}$	
									SE $\frac{1}{4}$ NE $\frac{1}{4}$	
13-0283	KENNINGTON, Emerson H. 4507 Russell Street Salt Lake City, Utah 84117	4-01-1920	Irrigation	4-1	11-1	11.0	0.06	NE $\frac{1}{4}$ SE $\frac{1}{4}$, S.19 T15S, R40E	Sec. 32	Beneficial Use Unnamed Stream
									SW $\frac{1}{4}$ NW $\frac{1}{4}$ T15S, R40E	

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

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SOURCE: Miscellaneous Sources

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE		AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
				From	To					
13-0257	DORIGATTI, August V. 8/or Alice A. 6th N. 4th W. Hyrum, Utah 84319	4-01-1920 4-01-1920	Stockwater Storage for 1-1 Stockwater	1-1 1-1	12-31 12-31	0.4 0.4 0.4	0.02 --- 0.02	SE $\frac{1}{4}$ NW $\frac{1}{4}$, S.34 T15S, R39E T15S, R39E	Sec. 34 SE $\frac{1}{4}$ NW $\frac{1}{4}$ T15S, R39E	Beneficial Use Unnamed Spring
13-0233	HEBDON, Garth B. 8/or Carmen W. Rt. #2 Preston, Idaho	4-01-1922	Irrigation	4-1	11-1	13.0	0.07	SE $\frac{1}{4}$ SW $\frac{1}{4}$, S.34 T15S, R39E	Sec. 3 Lot 3 T16S, R39E	Beneficial Use Unnamed Drain
13-0270	MOSEY, Earl Lavon Rt. #3 Preston, Idaho	4-01-1923	Irrigation	4-1	11-1	130.0	0.74	NW $\frac{1}{4}$ NW $\frac{1}{4}$, S.29 T15S, R40E	Sec. 29 NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 30 NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ T15S, R40E	Beneficial Use Unnamed Drain (Including over- flow of Whitney- Nashville Water Works.)
13-0288	GOLIGHTLY, Marvin Rt. #2, Box 105 Preston, Idaho	7-01-1930 7-01-1930	Irrigation Stockwater	4-1 1-1	11-1 12-31	14.0 0.5 14.5	0.08 0.02 0.08	SE $\frac{1}{4}$ SE $\frac{1}{4}$, S.34 T15S, R39E	Sec. 34 SE $\frac{1}{4}$ SE $\frac{1}{4}$ T15S, R39E	Beneficial Use Unnamed Drain
13-0254	BECKSTEAD, Hesy A. Rt. #1 Preston, Idaho	11-1-1930 11-1-1930	Irrigation Stockwater	4-1 1-1	11-1 12-31	140.0 1.4 141.4	0.80 0.02 0.80	2 Points NW $\frac{1}{4}$ SW $\frac{1}{4}$, S.1 T16S, R39E	Sec. 1 NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ T16S, R39E	Beneficial Use Unnamed Drain
13-0312	U.S. Department of Interior, BUREAU OF LAND MANAGEMENT P. O. Box 489 Burley, Idaho 83318	1-01-1933	Stockwater	5-1	9-30	0.7	0.02	NE $\frac{1}{4}$ SE $\frac{1}{4}$, S.3 T15S, R40E	Sec. 3 NE $\frac{1}{4}$ SE $\frac{1}{4}$ T15S, R40E	Beneficial Use Unnamed Spring

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

SOURCE: Miscellaneous Sources

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE From To	AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c.f.s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
13-0272	PORTER, Sewell Rt. #3 Preston, Idaho	9-01-1933 9-01-1933	Irrigation Storage for 4-1 Irrigation	4-1 11-1 11-1	228.0 15.0 228.0	1.3 --- 1.3	SE $\frac{1}{4}$ SW $\frac{1}{4}$, S.18 T15S, R40E	Sec. 19 Lot 1 Lot 2 T15S, R40E	Beneficial Use Unnamed Stream 35.0 30.0 65.0
13-0328	NELSON, S. Vern Rt. #3 Preston, Idaho	5-20-1936	Stockwater	1-1 12-31	0.7	0.02	NW $\frac{1}{4}$ SE $\frac{1}{4}$, S.5 T15S, R40E	Sec. 5 NW $\frac{1}{4}$ SE $\frac{1}{4}$ T15S, R40E	Beneficial Use Unnamed Spring
13-0275	REESE, William G. Rt. #3 Preston, Idaho	1-25-1939	Stockwater	1-1 12-31	1.4	0.02	SW $\frac{1}{4}$ NE $\frac{1}{4}$, S.21 T15S, R40E	Sec. 21 SW $\frac{1}{4}$ NE $\frac{1}{4}$ T15S, R40E	Beneficial Use Upper Spring Creek
13-0205	AUGER, Ver1 J. Rt. #3 Preston, Idaho	7-01-1943	Stockwater	1-1 12-31	0.4	0.02	SW $\frac{1}{4}$ NW $\frac{1}{4}$, S.2 T15S, R40E	Sec. 2 SW $\frac{1}{4}$ NW $\frac{1}{4}$ T15S, R40E	Beneficial Use Auger Spring
13-2131	BLACKBURN, Alva 835 W. Iris Visalia, Calif.	7-27-1945 7-27-1945	Irrigation Domestic	4-1 11-1 1-1 12-31	18.0 1.2 19.2	0.10 0.02 0.10	SE $\frac{1}{4}$ SW $\frac{1}{4}$, S.34 T15S, R39E	Sec. 3 Lot 3 NE $\frac{1}{4}$ SW $\frac{1}{4}$ T16S, R39E	License Unnamed Drain 3.4 1.6 5.0
13-0256	CHADWICK, Grant S. &/or Linda Lewiston, Utah	4-01-1948	Irrigation	4-1 11-1	200.0	1.14	SE $\frac{1}{4}$ SW $\frac{1}{4}$, S.25 T16S, R39E	Sec. 25 NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ T16S, R39E	Beneficial Use Unnamed Drain 19.0 38.0 57.0

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

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SOURCE: Miscellaneous Sources

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE		AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
				From	To					
13-0211	DUNKLEY, Leslie L. 8/or Bernell Rt. #1 Preston, Idaho	4-01-1950 4-01-1950	Irrigation Stockwater	4-1 1-1	11-1 12-31	42.0 1.4 43.4	0.24 0.04 0.24	SW $\frac{1}{2}$ NE $\frac{1}{4}$, S.36 T15S, R39E	Sec. 36 NW $\frac{1}{2}$ SE $\frac{1}{4}$ T15S, R39E	Beneficial Use Unnamed Drain 12.0
The amount of water diverted using this right, and 13-0210 shall not exceed 3.5 af/acre or 42.0 af/yr. for irrigation purposes.										
13-0295	JENSEN, Jerry Lee c/o Vaughan Jensen Weston, Idaho	4-01-1950	Irrigation	4-1	11-1	74.0	0.42	Sec. 12 NW $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{2}$ SW $\frac{1}{4}$ T16S, R39E	Sec. 12 SW $\frac{1}{2}$ SW $\frac{1}{4}$ T16S, R39E	Beneficial Use Waste Water 21.0
13-0261	PORTER, Blaine P. 8/or A. Ralph Rt. #3 Preston, Idaho	5-01-1952	Stockwater	5-1	11-30	1.4	0.02	SE $\frac{1}{2}$ NE $\frac{1}{4}$, S.11 T15S, R40E	Sec. 11 SE $\frac{1}{2}$ NE $\frac{1}{4}$ T15S, R40E	Beneficial Use Unnamed Spring
13-0303	BODILY, William James 8/or Marie L. Rt. #1 Preston, Idaho	11-20-1952	Stockwater	1-1	12-31	1.4	0.02	NE $\frac{1}{2}$ SW $\frac{1}{4}$, S.30 T15S, R40E	Sec. 30 NE $\frac{1}{2}$ SW $\frac{1}{4}$ T15S, R40E	Beneficial Use Unnamed Drain
13-0225	WHEATLEY, Bert or Ellen B. Rt. #1 Preston, Idaho	4-01-1959	Irrigation	4-1	11-1	147.0	0.84	SW $\frac{1}{2}$ NE $\frac{1}{4}$, S.14 T16S, R39E	Sec. 14 NW $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{2}$ NE $\frac{1}{4}$ T16S, R39E	Beneficial Use Unnamed Drain 10.0 32.0 42.0
13-0286	GOLIGHTLY, Marvin Rt. #2 Preston, Idaho	8-01-1960	Stockwater	1-1	12-31	1.0	0.02	NE $\frac{1}{2}$ SE $\frac{1}{4}$, S.34 T15S, R39E	Sec. 34 NE $\frac{1}{2}$ SE $\frac{1}{4}$ T15S, R39E	Beneficial Use Unnamed Drain

PROPOSED FINDING OF WATER RIGHTS - WORM CREEK DRAINAGE

SOURCE: Miscellaneous Sources

IDENT. NO.	NAME AND ADDRESS	PRIORITY	PURPOSE	PERIOD OF USE		AMOUNT ACRE FEET PER ANNUM	MAXIMUM RATE OF DIVERSION c. f. s.	POINT OF DIVERSION	PLACE OF USE and LANDS IRRIGATED	BASIS OF RIGHT and REMARKS
				From	To					
13-0287	GOLIGHTLY, Marvin Rt. #2 Preston, Idaho	8-01-1960	Stockwater	1-1	12-31	1.0	0.02	SW $\frac{1}{4}$ SE $\frac{1}{4}$, S.34 T15S, R39E	Sec. 34 SW $\frac{1}{4}$ SE $\frac{1}{4}$ T15S, R39E	Beneficial Use Unnamed Drain
13-0230	BODILY, Lawrence C. Rt. #3, Box 373 Preston, Idaho	1-01-1966	Stockwater	1-1	12-31	1.7	0.07	NE $\frac{1}{4}$ NE $\frac{1}{4}$, S.31 T15S, R40E	Sec. 31 NE $\frac{1}{4}$ NE $\frac{1}{4}$ T15S, R40E	Beneficial Use Unnamed Drain
13-2276	BELL, Theo J. Preston, Idaho	1-05-1967	Irrigation	4-1	11-1	205.0	0.48	NE $\frac{1}{4}$ SW $\frac{1}{4}$, S.15 T15S, R39E	Sec. 15 NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ T15S, R39E	License Unnamed Drain
		The amount of water diverted using this right, and 13-2277 shall not exceed 0.48 c.f.s.								40.0 39.0 <u>79.0</u>
13-2277	TANNER, Eldon S. Preston, Idaho	1-05-1967	Irrigation	4-1	11-1	161.0	0.48	NE $\frac{1}{4}$ SW $\frac{1}{4}$, S.15 T15S, R39E	Sec. 15 NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ T15S, R39E	License Unnamed Drain
		The amount of water diverted using this right, and 13-2276 shall not exceed 0.48 c.f.s.								37.0 9.0 <u>46.0</u>
13-7025	PHILLIPS, Wayne G. &/or Joan N. Rt. #2 Preston, Idaho	7-13-1971	Irrigation	4-1	11-1		0.70	Lot 1, S.3 T16S, R39E	Sec. 3 NE $\frac{1}{4}$ NE $\frac{1}{4}$ T16S, R39E	Permit Unnamed Drain
										35.0 <u>35.0</u>
13-0202	DUNKLEY, Richard P. 16764 C. Ave. E. Augusta, Michigan	3-26-1943	Stockwater	1-1	12-31	0.7	0.02	Lot 4, S.30 T15S, R40E	Sec. 30 Lot 4 T15S, R40E	Beneficial Use Spring
13-0332	Rallison, Mrs. Frederick W. Rt. #1 Preston, Idaho	1-01-1900	Irrigation	4-1	11-1	21.0	0.05	NE $\frac{1}{4}$ SW $\frac{1}{4}$, S.31 T15S, R40E	Sec. 31 NE $\frac{1}{4}$ SW $\frac{1}{4}$ Lot 3 T15S, R40E	Beneficial Use Unnamed Drain
		1-01-1900	Stockwater	1-1	12-31	0.4	0.02			15.0 14.0 <u>29.0</u>

The following statutory rights in the Worm Creek Basin were not claimed and are recommended to be found abandoned or forfeited through non-use:

<u>IDENT.</u> <u>NO.</u>	<u>NAME</u>	<u>REMARKS</u>
13-2020	Joseph Moser	license - Two Springs - land now irrigated from another source.
13-2107	Jensen, Peter C. & Gailey, Willard	license, Unnamed Stream - land now irrigated from another source.
13-2185	Bosworth, Wendell E.	license, Viney Pond - use recommended as 13-0243.

The following claims to a water right on Worm Creek and its tributaries are found to be invalid or the use is outside the purview of this action and are recommended to be disallowed for the reason listed:

IDENT. NO.	NAME	REMARKS
13-0134	Preston-Eastside Water Company, Ltd.	Claim withdrawn.
13-0204	Beckstead, Alvin &/or Sheldon	No beneficial use found, use abandoned or forfeited.
13-0212	Telford, Ross W. &/or Zelma	Ground water source.
13-0223	Cub River Irrigation Co.	Included in recommendation of 13-0222.
13-0238	Moser, Dennis J. &/or Della F.	Claim withdrawn.
13-0241	Beckstead, Sheldon G. &/or Verda	No beneficial use found, use abandoned or forfeited.
13-0242	Wanner, Willard J.	No beneficial use found, use abandoned or forfeited.
13-0249	Whitehead, Lloyd	Ground water source.
13-0264	Gilbert, Hazen A.	Recommended under 13-0263.
13-0251	Gilbert, William D. (Estate,	No point of diversion or means of conveyance found.
13-0276	Cole, Mildred	Recommended under 13-0215.
13-0281	Nielson, Maurice	Claim on irrigation company water.
13-0282	Nielson, Maurice	Claim on irrigation company water.
13-0291	Christensen, W. Scott	Claim on irrigation company water.
13-0292	Stewart, Sidney Don; Stewart, Frances Weaver	Claim on irrigation company water.
13-0293	Hobbs, Larrel G.	Point of diversion is in Utah.
13-0298	Webster, Blaine M. &/or Dennis H.	No beneficial use found, use abandoned or forfeited.

IDENT. NO.	NAME	REMARKS
13-0304	Knudsen, D.C.	No beneficial use found, use abandoned or forfeited.
13-0313	Preston-Eastside Water Co., Ltd.	Recommended as 13-0134. (Ident. no. change.)
13-0321	U.S. Department of Agriculture - Forest Service	Source outside Worm Creek Basin (Station Creek Basin Spring).
13-0322	U.S. Department of Agriculture - Forest Service	Source outside Worm Creek Basin (Station Creek Basin Spring).
13-0331	Hinckley, Vern	Use as claimed not supported by Department field investigation.
13-2054	Preston-Eastside Water Co., Ltd.	Recommended as 13-0133.
13-2133	Nelson, S. Vern	Cancelled Permit - Recommended as 13-0328.
13-2147	Fellows, Joseph R. &/or Orin V.	Source outside Worm Creek Basin.
13-2205	Drury, Alden J.	Source outside Worm Creek Basin.
13-2307	Van Orden, Neal	Recommended as 13-0314.

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EXHIBIT
APPL-20

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF
IDAHO, IN AND FOR FRANKLIN COUNTY.

HENRY T. MCNEWMAN,
Plaintiff

VS

FRANKLIN COUNTY SUGAR COMPANY, a corporation;
CITY OF REESTON, a municipal corporation; THE CUB
RIVER IRRIGATION CO., a corporation; THE CUB RIVER
RIVER DITCH CO., a corporation; THE FRANKLIN CUB
RIVER CANAL CO., a corporation; THE CUB RIVER AND
WOMEN CREEK CANAL CO., a corporation; B. M. JOHNSON,
CAROLINE J. ALFRED, GEORGE H. WOOLLEY, VIRGIL J.
HARRISON, HENRY P. BARNETT, MARTIN PERKINS, JAMES
PERKINS, JAMES KELLER, JR., JOSE, SHARP, C. M.
BREMNER, MARY ANN BRIDLEY MOORE, HENRY DAY, J. A.

DOCS B

The Document to which this certificate is
attached is a full, true and correct copy
of the original on file and of record in my
office, same having been filed by me
on May 1, 1906.
Attest: J. H. Koon, Clerk of the District
Court of the Fifth Judicial District in
and for Franklin County, Idaho.
J. H. Koon, Deputy

RECORDED
MAY 1 1906

DUNKLEY, JOSEPH T. SHARP, ALVIN C. HULL, LEROY HULL, PRISCILLA BOWMAN, TRACY LOAN & TRUST COMPANY, A corporation, and S. W. PARKINSON, AS Administrators of the Estate of Samuel C. Parkinson, deceased; ALVIN SHARP, CECIL WOODWARD, GARNET WOODWARD, FRANKLIN MAPLE CREEK PIONEER IRRIGATION COMPANY, a corporation, ELIZA D. LOWE, ELIZABETH K. LOWE, LEVI OLIVERSON, JOHN W. GIBSON, WM. FOLLETT and HOWARD GIBSON, as Administrators of the Estate of W. M. Gibson, deceased; WALLACE CHATTERTON, S. B. WRIGHT, S. J. HANDY, W. CHATTERTON, AARON CHATTERTON, JOANNA WHITEHEAD, IVAN WOODWARD, EDWARD MORGAN, THOMAS HAWORTH, W. L. WICKHAM, PETER G. WHITEHEAD, WILLIAM STOCKDALE, P. A. ROBINSON, AND ALVIN C. HULL, as Administrator of the Estate of Robert M. Hull, deceased;

Defendants.

This cause came on regularly for trial on the 10th day of March, 1924, before Honorable O. R. Baum, one of the Judges of the said Court at Preston, Idaho, Charles H. Hart, Esq., of Salt Lake City, Utah, and F. J. Evans, Esq., of Preston, Idaho, appearing as attorneys for the plaintiff, Henry T. McEwan; Day, Hoppeugh & Mark, Esqs., and Arthur W. Hart, Esq., appearing as attorneys for the defendant Franklin County Sugar Company, a corporation; P. M. Condie, Esq., appearing as attorney for the defendant and cross-complainant The City of Preston, a municipal corporation; Clark, Richards & Bowen, Esqs., and C. E. Crowley, Esq., appearing as attorneys for the defendant and cross-complainant, The Cub River Irrigation Company, a corporation; A. W. Hart, Esq., appearing as attorney for the defendant and cross complainant, The Cub River Middle Ditch Company, a corporation, and for the defendant and cross-complainant, The Cub River & Worm Creek Canal Company, a corporation, and also for the defendants and cross complainants Alvin C. Hull, Leroy Hull and Alvin C. Hull as administrator of the estate of Robert N. Hull, deceased; and none of the other defendants appearing, either personally or by counsel, and the default of all of said other defendants having been entered for failure to answer or otherwise plead to the complaint and amended complaint of the plaintiff, and the cross complaint of the City of Preston, a municipal corporation, and for failure to answer the cross complaint of the defendant Cub River Irrigation Company, a corporation, in accordance with the Praecipe for Default filed herein, and the judgment of default having been entered herein against such defaulting defendants, and testimony on behalf of the plaintiff and of the appearing defendants and cross-complainants, both oral and documentary, having been offered and received by the Court on behalf of each of said parties respectively, and the parties having, by consent of the Court, agreed among themselves with reference to certain facts and the Court having examined all the testimony offered and received for and on behalf of the respective parties and the agreements and stipulations entered into between the said parties and having taken the said cause under consideration and being fully advised in the premises, and having made and entered its Findings of Fact and Conclusions of Law herein in writing and ordered judgment to be entered in accordance therewith.

IT IS NOW, BY THE COURT, ORDERED, ADJUDGED AND DECREED, as follows:

FIRST: That the Irrigation season, as the term is used herein, begins on the first day of April and extends to the 31st day of October of each and every year and the non-irrigation season extends from the first day of November of each year to the first day of April of the succeeding year.

SECOND: That irrigation rights as herein awarded and decreed are of two classes, primary rights and excess or high water rights.

The primary rights include the right to use at all times during the irrigation season, in the amounts herein awarded to the various appropriators, respectively, in the order of their respective priorities, the quantity of water specifically allotted to each.

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various appropriators for irrigation purposes, exclusive of the excess or high water rights awarded to Cub River Irrigation Company, a corporation, Cub River Middle Ditch Company, a corporation, and Cub River & Worm Creek Canal Company, a corporation, in Paragraphs Third and Fourth and Fifth hereof.

Excess or high water rights are defined to be the right to use by defendants, Cub River Irrigation Company, Cub River Middle Ditch Company, and Cub River Worm Creek Canal Company, a corporation, during the irrigation season, for irrigation purposes, in the amounts, and with the priorities in said Paragraphs Third, Fourth and Fifth hereof specifically set out, all waters flowing in the said Cub River and its tributaries in excess of the amount of water necessary to satisfy the primary irrigation rights as herein allotted.

13-0026 THIRD: That the defendant, Cub River Irrigation Company, a corporation, is the owner of a primary right to the use, at all times during the irrigation season, of 45 cubic feet per second of time of all the waters of said Cub River and in excess or high water right to the use of $\frac{45}{100}$ ths of said stream after the primary irrigation rights herein decreed are satisfied, up to a total of 158 cubic feet per second of time, its rights to the use of said water to date from the year A.D. 1880; said water to be measured at the waste gate in said Company's canal at a point where the same is now situated and about a mile below the headgate of said canal, and to be used for the irrigation of 1800 acres of land lying in Sections 1, 2, 3, 10, 11, 12, 13, 14, 15, 21, 22, 23, 24, 25, 26, 27, and 28, Township 16 South of Range 39 East of the Boise Meridian in Franklin County, Idaho, and sections 35 and 36, Township 15 of Range 1 West of the Salt Lake Meridian, Cache County, Utah, and Sections 1, 2, 3, 11, 12, 13, 14, 15, 22, 23, 24, 25, and 26, Township 14 North of Range 1 West of the Salt Lake Meridian, Cache County, Utah, and Sections 3, 4, 5, 6, 7, 8, 9, 10, 15, 16, 17, 18, 19, 20, 21, 28, 29, 30, 31, and 32, Township 14 North of Range 1 East of the Salt Lake Meridian in Cache County, Utah.

13-0002 FOURTH: That the defendant Cub River Middle Ditch Company is the owner of a primary right to the use, at all times during the irrigation season, of 30 cubic feet per second of time of all of the waters of said Cub River, and of an excess or high water right in the order of its priority of $\frac{30}{100}$ ths of the waters of said stream, after the primary rights herein allotted for irrigation purposes are specified, up to the extent of 69.9 second feet, its right to the use of said waters to date from the year A.D. 1882; said water to be measured at the waste gate in said Company's canal, at a point where it is now situated below the headgate of said canal.

13-0003 FIFTH: That the Cub River and Worm Creek Canal Company is the owner of a primary right to the use at all times during the irrigation season of 25 cubic feet per second of time of all of the waters of said Cub River, and is also the owner of an excess or high water right in the order of its priority to the extent of $\frac{1}{3}$ of the waters of said stream, after the primary rights herein decreed are fully satisfied. The total right of said Company, nevertheless, not to exceed 85 cubic feet per second of time. The right to the use of the said waters by said Company to date from the year 1882, and the said water to be measured at the headgate of said canal company, where said canal intercepts said stream,

13-0004 SIXTH: That the defendant, Franklin Cub River Canal Company, is the owner of a primary right to use, at all times during the irrigation season, five cubic feet per second of time of all of the waters of said Cub River, its rights to the use thereof to date from the year 1882, and the said water to be measured at the headgate of said Company's canal, where the same intercepts said Cub river.

13-0005 SEVENTH: That as between the said Cub River Middle Ditch Company and the said

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13-0038 (e) If, during the said non-irrigation season, after the use of the quantity of water hereinabove specified, there shall be sufficient water for that purpose, a quantity of water for the Cub River and Worm Creek Irrigation Company, a corporation, for culinary, domestic and stock watering purposes, may be increased by an additional three (3) second feet to be used until the freezing weather shall prevent the same from running through the canal system of said company.

Done in open court this 9th day of July, 1924.

Robert M. Terrell
District Judge

Filed July 9th, 1924.

John A. Loford
Clerk

Compared *J.A.L.*

RECORDED
MAY 14 1936



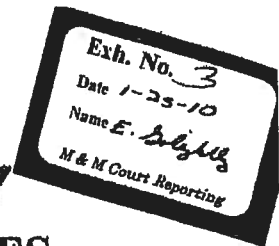
State of Idaho

COPY

DEPARTMENT OF WATER RESOURCES

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

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



August 28, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

Eldon Golightly
2414 S 1600 E
Preston, ID 83263

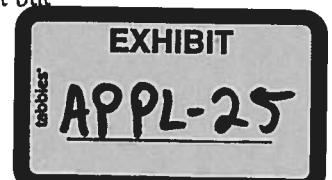
Re: Your Prior Correspondence Regarding Delivery of Water Rights from Spring Creek, and
Follow-up to IDWR Visit with you on July 18, 2008

Dear Mr. Golightly,

I am finally writing you as a follow-up to the visit that Ernie Carlsen, Troy Foster and I made with you at your residence on the morning of July 18, 2008. Ernie, Troy and I also inspected most of Spring Creek between Lamont/Johnson Reservoirs and your point of diversion at Whitney along Highway 91. We also toured portions of the diversion/delivery systems and service areas of Cub River Irrigation Company (Cub River Irrigation), the Preston-Whitney Irrigation Co and the Preston-Whitney Reservoir Company (collectively referred to herein as Preston-Whitney). We also toured other parts of the Cub River water district with the Cub River watermaster, Troy Foster. Ernie and I appreciated the time you provided us to explain your concerns about the lack of delivery of Spring Creek water rights that you currently hold.

Before getting into much detail about our visit of July 18th, I wish to raise a few questions or findings concerning the water rights in which you claim to have an interest. Your correspondence to the Idaho Department of Water Resources (Department) dated July 25, 2007 only referenced water right no. 13-62, which is a 1902 priority decreed right from Spring Creek, tributary to Worm Creek. The owners of record for this right as per the Department's records are Donald G and Nona Golightly. This water right is appurtenant to 114 acres in the E1/2NE, the E1/2SE of Section 12, Township 16 South (T16S), Range 39 East (R39E), and the W1/2SW of Section 7, T16S, R40E. Water right 13-216 is a 1903 priority decreed right from Spring Creek, tributary to Worm Creek, and water right 13-217 is an 1872 priority decreed right from an unnamed stream tributary to Worm Creek. Rights 13-216 and 13-217 also show Donald G and Nona Golightly as the owners of record, and both rights are also appurtenant to the same lands as right 13-62. All three rights have a condition that limits the combined annual diversion of water under the three rights to no more than 400 acre-feet per year.

As per the Franklin County Assessor's office, the E1/2SE of Section 12, T16S, R39E is owned by Wheatley Properties LLC. As a result, at least 64 of the 114 acres under the above three water rights are owned by Wheatley Properties. The Franklin County Assessor's office further documented that the remaining lands under the water rights in the NE of Section 12, T16S, R39E and the NW of Section 7, T16S, R40E, are owned by E&M Trust, with the co-trustees being Patricia Vaughn and James Townsend of Preston, Idaho. As per our telephone discussion on August 20, 2008 regarding ownership of the rights, you acknowledged that Wheatley Properties owns a portion of the three water rights appurtenant to the E1/2SE Section 12, T16S, R39E. You also advised me that you have a personal interest in the E&M Trust but that Patricia Vaughn and James Townsend are no longer representatives of the trust.



Given the above findings concerning the ownership of the rights and lands, the Department recommends that you update the ownership of water rights 13-62, 13-216 and 13-217 by filing a Notice of Change in Water Right Ownership with the Department. Ownership change forms can be downloaded from the Department's web site using the following address: http://www.idwr.idaho.gov/water/rights/water_rights_forms.htm.

Concerning our visit with you on July 18, 2008, I understood some of your concerns to be as follows:

- You allege that your water rights from Spring Creek are not delivered or satisfied at your point of diversion from Spring Creek.
- You believe that the earthen ditch, identified as the Middle Ditch on the local United States Geological Survey (USGS) topographical map, which formerly conveyed water from the Lamont and Johnson Reservoirs and which was replaced by a pipeline last year by Preston-Whitney, is a natural channel.
- You allege that the construction of the Preston-Whitney pipeline that replaced the earthen ditch from the reservoirs constitutes an illegal action by Preston-Whitney and interferes with your ability to divert your Spring Creek water rights.
- You allege that a second pipeline installed by Cub River Irrigation, known locally as the Palmer pipeline, out of a ditch from the Cub River that is also identified as the Middle Ditch on the local USGS topo map, was installed without "filing" with the Department.
- You alleged during our visit on July 18th that water from Preston-Whitney that is conveyed through the pipeline that was installed last year is being delivered outside of Preston-Whitney's service area and/or to water users in the Cub River Irrigation Company.
- You alleged during our visit on July 18th and it is implied in your correspondence dated November 19, 2007 to Cindy Bird of the Department that the Johnson and Lamont Reservoirs intercept or interfere with the flow of water to Spring Creek.
- During our phone conversation of August 20, 2008, you stated that water from Preston-Whitney was being injected or discharged to Spring Creek and re-diverted from Spring Creek "around your diversion" this season to satisfy another water user.

I offer the following observations and responses based on our visit of the area on July 18, 2008.

- During our visit we confirmed that there was very little water available to divert at your diversion on Spring Creek. There may have been just a few inches going to your ditch but that quantity would provide little if any beneficial use under your rights. The lack of available water at this location is consistent with Troy Foster's observations over the past few years as well as the observations of IDWR staff member Cindy Bird who visited your Spring Creek diversion last summer. During our visit on July 18, 2008, we found very little water in any portion or reach of Spring Creek above your diversion (note: our

184w definition of Spring Creek is the creek as located in IDWR water rights and the USGS topo map). This observation is again consistent with the observations of Troy Foster over recent years. The Department understands that very little waste water or return flow from Cub River Irrigation and Preston-Whitney irrigation delivery systems enters Spring Creek above your diversion. The lack of return flow or waste water that may enter Spring Creek appears to be directly related to the general transition of flood irrigation to pressurized sprinkler irrigation within the Cub River Irrigation and Preston-Whitney delivery systems, as well as the installation of pipelines that convey water from Cub River Irrigation's Middle Ditch and from Preston-Whitney's Lamont and Johnson Reservoirs. The Department further understands that the amount of waste water or flow returning to Spring Creek from these irrigation systems was greater before irrigation practices changed and/or irrigation system efficiencies were made starting some ten to fifteen years ago. We believe that the reduction in return flow or waste water to Spring Creek from the Cub River and Preston-Whitney service areas is the primary reason your Spring Creek water rights are not being satisfied.

- The Department does not agree that the earthen ditch used by Preston-Whitney to convey water from the Lamont and Johnson Reservoirs, and identified as the Middle Ditch on the local USGS topo map, is a natural channel or a natural tributary to Spring Creek. This is a man made ditch constructed by Preston-Whitney for purposes of conveying stored water from the Lamont and Johnson reservoirs as well as natural flow that Preston-Whitney diverts from the Cub River and Worm Creek.
- It is the Department's position that Preston-Whitney, or any canal or irrigation company in Idaho, is entitled to pipe or tile their privately constructed delivery ditches. No "filing" with, or authorization from the Department is required for a canal or irrigation company to replace a privately constructed ditch with a pipeline. The Department does not agree with your position that the installation of the pipeline replacing the Preston-Whitney Middle Ditch or the installation of the Palmer pipeline by Cub River Irrigation required a 'filing' with the Department, nor does the Department believe that either pipeline was somehow installed illegally.
- We learned from our visit with the watermaster and subsequent review of water district reports and other documents that you forwarded to the Department that Preston-Whitney uses its' upper Cub River diversion located near the Albert Moser Campground, or the Cub River-Worm Creek Canal (aka the Upper Fill Ditch), to deliver its' 1882 Cub River natural flow priority right no. 13-2. The legal point of diversion for this right is the Middle Ditch from Cub River that Cub River Irrigation now uses under agreement with Preston-Whitney to deliver a portion of Cub River Irrigation's water rights. It is our understanding from the watermaster that Preston-Whitney still uses the Middle Ditch but typically diverts most or all of right 13-2 to the Cub River - Worm Creek Canal, which is then injected to Worm Creek and re-diverted through the Lamont and Johnson Reservoirs to Preston-Whitney's service area. Although Cub River Irrigation obtained an approved water right transfer to add the Middle Ditch as a point of diversion to its' water rights, Preston-Whitney has never filed a water right transfer to add the Cub River - Worm Creek Canal has a legal point of diversion to right 13-2. Preston-Whitney therefore should file a water right transfer to add the Cub River - Worm Creek Canal as a legal point of diversion to right 13-2, update the place of use for the right, and update the

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ownership of the right from the Middle Ditch Company to Preston-Whitney Irrigation Company.

- Our visit on July 18, 2008 with Troy Foster also revealed that Preston-Whitney and Cub River Irrigation sometimes engage in a water right exchange. Preston-Whitney water is delivered to certain Cub River Irrigation users at certain times when Cub River is short of water in exchange for an equal amount or volume of water from Cub River Irrigation being delivered to certain Preston-Whitney users at times when Preston-Whitney is short of water. We understood from explanation of Conan Foster, ditch rider for Cub River Irrigation and Preston-Whitney, that the exchange may total a few hundred acre feet of water per year. The details of this exchange are not entirely clear yet to the Department but the Department does not believe that authorization exists for such an exchange nor is there any pending application for exchange of water on file with the Department. The Department therefore intends to instruct the watermaster to discontinue this exchange until the two companies file an Application for Exchange of Water and subsequently receive approval from the Department.
- Relative to your concern about where water is delivered by Preston-Whitney and Cub River Irrigation, the Department has found that Cub River may indeed be delivering water to lands outside of the place of use described under its water rights. In fact we found that Cub River Irrigation delivers shares to a portion of your land in Section 7, T16S, R40E that is not covered by Cub River's water rights. The Department believes that Cub River, and possibly Preston-Whitney may be delivering water to lands that is not consistent with the places of use described by their water rights even though such delivery may have occurred for many years. To this end, the Department will request that both Preston-Whitney and Cub River review their actual service area boundaries with the boundaries identified by their water rights and file any water right transfers, if necessary, to update their respective service areas. The Department will request that Preston-Whitney file a water right transfer at least to update the place of use and ownership for right 13-2.
- We observed no direct diversions of water from Spring Creek during our visit of the creek on July 18, 2008. Since you were not able to physically accompany us on our tour of the creek we could not review with you in the field all of the sites referenced in your November 19, 2007 letter. We did not observe any direct diversion of water from Spring Creek to the Moser pond at the time of our visit. We understand from a previous investigation by Cindy Bird and reports made to her by another local water user that there may have been and perhaps continues to be some unauthorized or out-of-priority diversion on Spring Creek in the vicinity of this pond, and another pond located at or near the Petterborg residence. Although there may be little water to divert in Spring Creek, the Department believes that the creek should be regulated. The Department is prepared to take steps to assure that both Spring Creek and Worm Creek are regulated by the watermaster of Water District 13-A in subsequent years.
- Regarding your allegations that Johnson and Lamont Reservoirs intercept or interfere with the flow of water to Spring Creek. We have no evidence that springs exist in either reservoir but we agree that all or portions of the reservoirs are within the Spring Creek drainage area. We are troubled however that you claim these reservoirs interfere with

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8/28/08, p. 5

your Spring Creek water rights nearly thirty years after the Worm Creek Basin Adjudication and Final Decree. We are not aware that such complaints or objections were raised during the Worm Creek Adjudication and there is no guidance or direction from the Worm Creek Decree regarding this issue.

- Regarding your complaint on August 20, 2008 about the delivery of water from Preston-Whitney to and from Spring Creek. I contacted watermaster Troy Foster who confirmed that storage water from Preston-Whitney was being delivered to and re-diverted from Spring Creek by a Preston-Whitney shareholder along Spring Creek. The irrigated land in question is located within Preston-Whitney's water rights service area. It is the Department's position that Preston-Whitney's water rights do not authorize them to use Spring Creek to convey their water to any of their patrons, even if the water is used within the place of use authorized by Preston-Whitney's water rights. Preston-Whitney's rights do not authorize them to inject and re-divert their water to or from Spring Creek. Consequently, I verbally directed Troy Foster on August 20, 2008 to prohibit Preston-Whitney from using Spring Creek to deliver any portion of their water or water rights.
- During our site visit on July 18, 2008 we identified several concerns regarding administration of water rights in Water District 13-A that are unrelated to any of the issues raised in our meeting with you or in your previous letters. The Department intends to address these other concerns via separate communication directly with the Water District 13-A watermaster and water users between now and the next annual water district meeting.

In summary, I believe the reduced flows in Spring Creek are due primarily to changes in local irrigation practices. Piping private irrigation ditches and converting irrigation systems from flood irrigation to pressurized sprinklers are not actions that require authorization by the Department. The Department will instruct the watermaster, Preston-Whitney and Cub River Irrigation to discontinue the exchange of Cub River water rights until proper authorization is obtained by the Department. We do not believe that discontinuing the exchange will result in additional water to Spring Creek.

The Department will also instruct the companies to review their water rights place of use and file water right transfers to correct their places of use if necessary. Preston-Whitney must file a water right transfer to add the Cub River-Worm Creek Canal as a point of diversion to water right 13-2. All water right transfers are subject to public notification and may be protested by concerned water users or the public. Water right ownership updates must also be filed for the rights formerly held by Donald and Nona Golightly so that the rights are properly split between Eldon Golightly and Wheatly Properties.

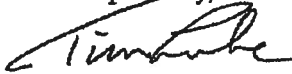
The Department will further instruct the watermaster of Water District 13-A that he immediately begin some regular monitoring and regulation of water use on Spring Creek, tributary to Worm Creek. The Department has already instructed the watermaster to prohibit use of Spring Creek to convey Preston-Whitney project water. While these actions are necessary, we do not anticipate that they will result in improving the water supply of Spring Creek.

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8/28/08, p. 6

Worm Creek and tributaries were added to Water District 13-A by Order of the Director dated February 25, 1983. The Department therefore will advise the watermaster and water users within the Worm Creek drainage that they are subject to regulation and assessments by Water District 13-A. The Department will send notice of the 2009 Water District 13-A annual meeting to right holders within the Worm Creek drainage, as well as other tributaries in the Cub River that are not directly regulated by the watermaster. The Department intends to send one or more orders requiring installation and/or improvement of measuring devices and headgates in the water district.

Please contact Ernie Carlsen or me if you have additional questions related to these issues.

Respectfully,



Tim Luke
Water Distribution Section

Cc: Troy Foster, Water District 13-A Watermaster
Ernie Carlsen, IDWR Eastern Region
Gary Spackman, IDWR Administrator
Cub River Irrigation Company
Preston-Whitney Irrigation Company
Preston-Whitney Reservoir Company

FILED

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IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE

STATE OF IDAHO, IN AND FOR THE COUNTY OF FRANKLIN

FRANKLIN COUNTY CLERK

DEPUTY

Eldon and Mary Anne Golightly, Grant
 Chadwick, Trustee of Chadwick Estate,
 Seth and Beth Wheatley, Bert and Laura
 Wheatly,

Plaintiffs,

vs.

Preston Whitney Irrigation Company, an
 Idaho Corporation, and Cub River
 Irrigation Company, an Idaho Corporation,

Defendants.

Case No. CV-2009-509

**MEMORANDUM DECISION AND
 ORDER ON MOTION TO DISMISS**

This matter is before the Court on Defendants' Motion to Dismiss. Defendants Preston Whitney Irrigation Company (Preston Whitney) and Cub River Irrigation Co. (Cub River) filed a joint Motion to Dismiss Plaintiffs' Complaint. Preston Whitney and Cub River filed their joint Motion to Dismiss on February 2, 2010. This motion was later supported by the affidavits of Timothy J. Luke and the Randall C. Budge. The Affidavit of Timothy J. Luke attached as exhibits, Exhibits A and B. The affidavit of Randall C. Budge attached as exhibits, Exhibits A through G. The Defendants' Motion to Dismiss was also supported by a Memorandum in Support of Motion to Dismiss. On February 19, 2010, Plaintiffs filed their Memorandum in Opposition to Motion to Dismiss. Plaintiffs'

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P. 1 NO. 901

JUDGE BROWN

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 TO: FRANKLIN COUNTY

EXHIBIT

APPL-26

memorandum in opposition was supported by attached exhibits, Exhibits A through I. This matter was argued to the Court on February 23, 2010. At the conclusion of the hearing the Court took the matter under advisement. The Court now issues its Memorandum Decision and Order on Defendants' Motion to Dismiss.

DISCUSSION

Plaintiffs filed their Verified Complaint on November 16, 2009. Pursuant to a stipulation of the parties the Plaintiffs' Complaint was amended and the Amended Complaint was filed on February 23, 2010. While the parties identified in the Amended Complaint have changed, both additional defendants and a clarification concerning the true nature of the plaintiffs, the substance of the Amended Complaint has remained substantially the same. The Amended Complaint asserts four causes of action: 1) Interference with flow of water; 2) Breach of Contract, 3) Preliminary Injunction, and 4) Permanent Injunction.

Preston Whitney and Cub River assert in their Motion to Dismiss that the Court lacks subject matter jurisdiction over this dispute because it directly involves the administration of water. They argue that issues dealing with the administration of water initially fall within the purview of the Idaho Department of Water Resources. The argument continues that issues affecting the management and distribution of water must first be addressed through administrative channels. Defendants argue that only after exhausting ones administrative remedies may an aggrieved party petition the district court to review a determination of the Idaho Department of Water Resources pursuant to the judicial review process set forth under Idaho Rule of Civil Procedure 84. Defendants

argue that because Plaintiffs have not exhausted their administrative remedies their Amended Complaint should be dismissed.

Plaintiffs argue that this action does not name the Idaho Department of Water Resources, but is a private cause of action against private individuals or entities and does not call into question the Idaho Administrative Procedures Act. They further assert that there is no administrative action which requires that they first pursue their administrative remedies.

This Court concludes that it cannot be credibly argued that Plaintiff's Amended Complaint does not touch upon, if not directly involve the administration of water rights under the Worm Creek Drainage Decree. Nearly every paragraph in the Amended Complaint references an "illegal diversion" or contains references dealing with "interference" or "deprivation" of Plaintiffs' water rights. The crux of the Plaintiffs' Amended Complaint is to obtain money damages for the deprivation of water and to enjoin the Defendants from installing and/or to require Defendants to remove previously installed pipelines. The factual basis for these requests is that Plaintiffs claim that their "water is, and will be, diverted to users with later priority."

Idaho Code §42-602 outlines the responsibilities of the director of the department of water resources. This statute provides as follows:

The director of the department of water resources shall have direction and control of the distribution of water from all natural water sources within a water district to the canals, ditches, pumps and other facilities diverting therefrom. Distribution of water within water districts created pursuant to section 42-604, Idaho Code, shall be accomplished by watermasters as provided in this chapter and supervised by the director.

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JUDGE BROWN

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The director of the department of water resources shall distribute water in water districts in accordance with the prior appropriation doctrine. The provision of chapter 6, title 42, Idaho Code, shall apply only to distribution of water within a water district.

This provision of the Idaho Code clearly establishes that it is the responsibility of the director of the department of water resources to distribute water. Idaho Code § 42-607 addresses the responsibility of the water master, as the agent of the director of water resources, to assist the director in fulfilling his function of directing and controlling the distribution of water. This statute provides, in relevant part, as follows:

It shall be the duty of said watermaster to distribute the waters of the public stream, streams or water supply, comprising a water district, among the several ditches taking water therefrom according to the prior rights of each respectively, in whole or in part, and to shut and fasten, or cause to be shut or fastened, under the direction of the department of water resources, the headgates of the ditches or other facilities for diversion of water from such stream, streams or water supply, when in times of scarcity of water it is necessary so to do in order to supply the prior rights of others in such stream or water supply. ...

It appears to this Court that Plaintiffs proper course is to seek a cease and desist order from the director of the department of water resources based upon their claims that Defendants are "illegally diverting" water to their detriment. *See* Idaho Code §42-1701B. In the event Plaintiffs are dissatisfied with the director's actions or lack of action, they may then pursue a hearing pursuant to Idaho Code §42-1701A. Idaho Code §42-1701A provides the procedure required to obtain a hearing before the director or the water resource board. This statute provides in relevant part as follows:

Unless the right to a hearing before the director or the water resource board is otherwise provided by statute, any person aggrieved by any action of the director, including any decision, determination, order or other action, including action upon any application for a permit, license, certificate, approval, registration, or similar form of permission required

by law to be issued by the director, who is aggrieved by the action of the director, and who has not previously been afforded an opportunity for a hearing on the matter shall be entitled to a hearing before the director to contest the action.

The statute then discusses the procedure required to properly obtain a hearing before the director of water resources. Finally, the statute provides, in subsection (4), that "any person who is aggrieved by a final decision or order of the directors is entitled to judicial review." The statute concludes by providing that judicial review "shall be had in accordance with the provision and standards set forth in chapter 52, title 67, Idaho Code", which is commonly known as the Idaho Administrative Procedure Act.

The Idaho Administrative Procedure Act also is instructive on this issue. Idaho Code § 67-5271(1) provides that "a person is not entitled to judicial review of an agency action until that person has exhausted all administrative remedies required in this chapter." Idaho Code § 67-5201(3) defines an "agency action" as "an agency's performance of, or failure to perform, any duty placed on it by law."

This Court concludes after reviewing the existing statutory scheme that the Defendants' position that this is a water management and administration issue is correct. The Court concludes that such a matter must first be addressed through the Idaho Department of Water Resources. Only after the Plaintiffs have pursued their administrative remedies under Idaho Code § 42-1701A may they petition the district court for judicial review.¹

¹ It is also important to point out that pursuant to an Administrative Order for the Idaho Supreme Court, "all petitions for judicial review regarding the administration of water rights from the Department of Water Resources shall be assigned to the presiding judge of the Snake River Basin Adjudication District Court of the Fifth Judicial District. See Administrative Order dated December 9, 2009.

Plaintiffs argue as follows:

Plaintiffs are not complaining about any actions by IDWR. IDWR is not a party to this action. Plaintiffs are not claiming that their Worm Creek Drainage decreed water rights are not being properly distributed within the Worm Creek Drainage. Rather, the claim made by the Plaintiffs is that the Worm Creek Drainage water that is the subject of the Worm Creek Drainage Decree is being improperly diverted, by Defendants – without approval by IDWR – from the Worm Creek Drainage before it reaches Plaintiffs' point of diversion in violation of the Worm Creek Drainage Decree and in violation of Plaintiffs water rights. Plaintiffs seek injunctive relief to prevent Defendants from continuing to operate and require the removal of the illegal diversion works that illegally take waters from the Worm Creek Drainage and transports it out of the drainage and into the Cub River Canal and the Idaho Pipe for eventual use south of the border on lands, and by users, that were never a part of the Worm Creek Drainage Decree. [Emphasis Added]

Memorandum in Opposition to Motion Dismiss, p.2. Plaintiffs suggest that they are not complaining about the Idaho Department of Water Resources actions. They further argue that the Idaho Department of Water Resources is not a party to this action. These arguments, however, are off point. The point is that these issues should first be brought to the Idaho Department of Water Resources. It is their failure to initiate proceedings before the Idaho Department of Water Resources and pursue their administrative remedies that is fatal to their action. It is the Idaho Department of Water Resources that is vested with the statutory authority to direct and control the distribution of water from all natural water sources within a water district. See Idaho Code § 42-602. It is the Idaho Department of Water Resources that is given the statutory directive to "distribute water in water districts in accordance with the prior appropriation doctrine." See *Id.* This is where Plaintiffs' complaints relating to Defendants' conduct should have originally been brought.

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It is this Court's determination that the Plaintiffs must first seek redress with the Idaho Department of Water Resources. This Court cannot construe the above cited language from Plaintiffs' memorandum in any other manner than to conclude that it is an issue touching directly upon the administration, management and distribution of water. As such, it clearly falls within purview of the director of the Idaho Department of Water Resources. The Court will GRANT Defendants' Motion to Dismiss and will DISMISS Plaintiffs' Amended Complaint filed in this proceeding. The Court concludes that it does not have subject matter jurisdiction to hear this matter based upon Plaintiffs failure to exhaust their administrative remedies.

The procedure available to the Plaintiffs appears to be clear. They may petition for a hearing with the Idaho Department of Water Resources regarding the administration of their water rights under the Worm Creek Drainage Decree. They may also request a cease and desist order. See Idaho Code § 42-1701B(2). Once these administrative steps have been taken, any aggrieved party may pursue a proceeding in district court for judicial review of the decision of the Idaho Department of Water Resources.²

² Plaintiffs assert that "it is highly doubtful that IDWR has jurisdiction to consider the type of claims and relief sought by the Plaintiffs." While it may be true that the Director of the Department of Water Resources has no authority to award Plaintiffs damages for the wrongful acts of the Defendants, he does have the authority to issue a cease and desist order and to assess civil penalties against those who have violated "any designated provision of title 42, Idaho Code, or any rule promulgated pursuant to that title." See Idaho Code § 42-1701B(6). Further, Idaho Code § 42-1701B(7) provides that "no action taken pursuant to this section shall relieve any person from any civil liability and damages that may exist for injury or damage resulting to others." As such it is clear that in the event the Idaho Department of Water Resources determines a party has violated the law in misappropriating or diverting another water owner's water that party would have the ability to pursue the wrongdoer for money damages arising out of the wrongful diversion. As such the Plaintiffs would still be in a position to pursue a claim against a potential wrongdoer after exhausting its administrative remedies.

CONCLUSION

Based upon the foregoing, the Court hereby **GRANTS** Defendants' Motion to Dismiss and upon submission of an appropriate form of Judgment of Dismissal will sign the same.

SO ORDERED.

DATED this 22nd day of March, 2010.


MITCHELL W. BROWN
District Judge.

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JUDGE BROWN

MAR. 22. 2010 1:26PM

CLERK'S CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the date indicated below, I served a true and correct copy of the foregoing document on the attorney(s) or person(s) listed below in the manner indicated.

Attorney(s)/Persons(s):**Method of Service:**

Blake S. Atkin
7579 North Westside Highway
Clifton, Idaho
Tel: (208)747-3414

☐ U.S. Mail/Postage Prepaid
☐ Overnight Mail
☒ Facsimile
☐ Hand Delivered

Robert L. Harris
HOLDEN, KIDWELL, HAHN & CRAPO,
P.L.L.C.
PO Box 50130
1000 Riverwalk Dr., Ste. 200
Idaho Falls, Idaho 83405
Tel: (208) 523-0620
Fax: (208) 523-9518

☐ U.S. Mail/Postage Prepaid
☐ Overnight Mail
☒ Facsimile
☐ Hand Delivered

Randall C. Budge
Thomas J. Budge
RACINE, OLSON, NYE, BUDGE & BAILEY,
CHARTERED
201 East Center Street
Post Office Box 1391
Pocatello, Idaho 83204-1391
Telephone: (208) 232-6101
Facsimile (208) 232-6109

☐ U.S. Mail/Postage Prepaid
☐ Overnight Mail
☒ Facsimile
☐ Hand Delivered

DATED this 22 day of March, 2010.

V. ELLIOT LARSEN
Clerk of the District Court

By: Ginda Hampton

Deputy Clerk

MEMORANDUM DECISION AND ORDER ON MOTION TO DISMISS -- 9 --

NO. 901 P. 9

JUDGE BROWN

MAR. 22. 2010 1:26PM

MITCHELL W. BROWN

District Judge
Sixth Judicial District
State of Idaho

Franklin County Courthouse
39 West Oneida
Preston, ID 83263
(208) 852-0877
Fax: (208) 852-2926
Linda Hampton, District Court Clerk

Resident Chambers
Caribou County Courthouse
159 South Main
Soda Springs, ID 83276
(208) 547-2146
Fax: (208) 547-2147
Sharon Wells, District Court Clerk

CONFIDENTIAL - FAX

March 22, 2010

TO:	Blake Atkin:	(801) 533-0380
	Robert L. Harris	523-9518
	Randall C. Budge	232-6109
	Thomas J. Budge	

PLEASE ADVISE IMMEDIATELY IF YOU EXPERIENCE ANY DIFFICULTIES RECEIVING
THIS TRANSMISSION. THANK YOU.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

March 31, 2010

Blake S. Atkin
837 South 500 West
Bountiful, Utah 84010

Re: Your Correspondence of March 23, 2010 Regarding Demand for Delivery of Decreed Water Rights from Worm Creek Drainage

Dear Mr. Atkin,

The Director of the Idaho Department of Water Resources (IDWR or Department) received your above referenced correspondence via facsimile and e-mail on March 23, 2010. The Director forwarded your correspondence to me for response.

Your letter demands full delivery of water to seven separate decreed water rights from the Worm Creek Drainage Decree. The decreed source of water for three of these seven rights is Spring Creek, while the remaining four rights are decreed from "Unnamed Streams in Kirby Pond Drainage." The context of your letter appears to focus on delivery of water from Spring Creek with really no additional reference to the Unnamed Streams source. Your letter also makes no reference regarding the fact that about half of the acres described under the seven water rights are located within the service area boundary of the Cub River Irrigation Company. This response is organized according to these sources of water.

Please be advised that the authorized irrigation season for the rights which you have demanded delivery starts on April 1. Obviously neither the Department nor the watermaster can initiate delivery of water prior to April 1.

Spring Creek Water Rights

Rights 13-62, 13-216 and 13-258 are decreed from Spring Creek. Donald and Nona Golightly are listed as the owners of record for rights 13-62 and 13-216. These two rights and right 13-217 authorize the total combined irrigation of 114 acres. The Franklin County Assessor's office shows that B & M Trust owns 50 of the 114 acres under these water rights, and Wheatley Properties LLC owns the remaining 64 acres. May Chadwick is listed as the owner of right 13-258, which authorizes irrigation of 29 acres. The Franklin County Assessor's office lists Chadwick Enterprises as the owner of these 29 acres.

Attachment A to this letter is a copy of a letter dated May 14, 2009 from the Department to Water District 13-A watermaster Troy Foster. This correspondence directed the watermaster to deliver water on Spring Creek in accordance with priority water rights starting in 2009. The Department specifically directed the watermaster to treat any and all water that is spilled or injected to Spring Creek by Preston Whitney Irrigation Company, Preston Whitney Reservoir

EXHIBIT

APPL-27

PROT-00436

Company, or Cub River Irrigation Company as natural flow subject to delivery by priority water rights decreed from Spring Creek. Please refer to the Department's May 14, 2009 letter for further details regarding distribution of rights on Spring Creek. The Department expects the watermaster to follow this same guidance this year.

Attachment B of this letter is a copy of correspondence dated August 28, 2008 from the Department to your client, Eldon Golightly. This letter addressed a number of concerns expressed by Mr. Golightly, including the lack of delivery of water to his Spring Creek water rights. You will note from review of that letter that the Department had concluded that Spring Creek had historically benefitted from waste water return flows but recent changes in irrigation practices by Preston Whitney and Cub River Irrigation Companies had resulted in a reduction of return flows to the creek, thereby significantly reducing the amount of water available to Mr. Golightly and other right holders on the creek. This same correspondence also found that the installation of pipelines by the irrigation companies was lawful and did not require applications or other 'filings' by the companies. The Department's correspondence did find several concerns or questions regarding the companies' water rights. The Department has since notified the companies of those concerns. We understand that some of those concerns have been addressed and others may require some on-going follow-up or investigation, or may be subject to pending water right transfers. The Department does not anticipate that any additional investigation or action taken by the agency will likely increase the available amount of water in Spring Creek.

Please also be aware that based on the list of Spring Creek water rights included in Attachment A, your clients' water rights are among the more junior Spring Creek water rights. It is further noted that right 13-62 has a limited season of use from April 1 to July 1. The rate of diversion under this right, 0.20 cfs, is also very limited, providing less than one-tenth of an inch of water per acre for the total acres described under the right. Based on our visit to Spring Creek in July of 2008 and subsequent discussion with the watermaster, IDWR understands that the Hull diversion (1893 priority right) and Golightly diversion are the only diversions from the creek currently capable of diverting water for irrigation. IDWR required Mr. Hull last year to install a measuring device on his diversion. The watermaster has advised IDWR that a device was installed but some improvement was necessary and the updates are expected to be made before the season starts.

Water Rights from Unnamed Streams in Kirby Pond Drainage

The Department currently lacks specific information regarding any active diversions that your clients may have from Unnamed Streams in Kirby Pond Drainage. Mr. Golightly provided no information about his water right or diversion from this source when I questioned him on this matter during my visit with him on July 18, 2008. However, recent aerial imagery on file at the Department shows that there are two ponds on the Golightly/E&M Trust property with a total surface area of about 2.5 acres. Neither I nor the watermaster know what the source of water is for these ponds, nor do we know what if any use of water there may be from these ponds. While the point of diversion for Mr. Golightly's water right from the Unnamed Streams source is in the vicinity of the ponds, we are not aware of any water rights that authorize the storage of water at this location. Additionally, the watermaster has no knowledge or familiarity with any diversions that your clients may have from the Unnamed Streams in Kirby Pond Drainage. The Department therefore asks that you provide any and all information regarding your clients' ponds and use of water from the Unnamed Streams in Kirby Pond Drainage, or allow the watermaster and

Department staff to coordinate a visit with your clients to inspect any diversions your clients have from the Unnamed Streams.

Cub River Irrigation Company Shares

As noted above, about half of the irrigated acres described under your clients' water rights are located within the service area of the Cub River Irrigation Company. Based on our prior investigation of Mr. Golightly's concerns, we understand that he owns and/or leases shares of water from Cub River Irrigation Company that are used on at least a portion of the lands described by his Spring Creek water rights. Portions of lands owned by your other clients also appear to be located within the Cub River Irrigation Company service area.

The Department is not clear from your letter whether you are alleging the lack of delivery of water represented by Cub River Irrigation Company canal shares. The Department understands that the Water District 13-A watermaster has and continues to deliver water to the Cub River Irrigation Company in accordance with the company's priority water rights and available supply of water from the Cub River. Assuming your clients own company shares, then they should receive a per share supply of water equivalent to other company share holders. Please clarify if you are alleging that your clients' are not receiving proper delivery of their canal shares. If you allege that they are not receiving delivery of their shares, please identify the number of shares owned by each of your clients and the locations of where those shares are used.

Worm Creek Drainage Decree Provisions and Findings of Fact

Your demand letter cites a general provision and several findings of fact from the Worm Creek Drainage Decree which you appear to interpret as a guarantee for delivery of water without regard to the water sources and priority dates given in your clients' decreed rights.

Regarding the general decree provisions that "the rights described in this decree are considered as part of the same system, and shall be distributed as one system when physically practical"; IDWR generally understands this provision to mean that the water rights and water sources in the decree should be administered together, and not separately. In contrast, some water decrees in Idaho provide for separate administration of certain tributary stream sources. The above referenced provision merely means that all the priority rights should be administered with respect to each other and that none of the sources should be administered separately. For example, junior priority rights located in the upper reaches of Worm Creek or a tributary to Worm Creek may be curtailed in order to satisfy a downstream senior priority Worm Creek right.

Findings of Fact 1 and 2 from the Worm Creek Decree are simply factual statements regarding the occurrence of water in the Worm Creek Basin. These facts do not provide a guarantee or entitlement to full delivery of water rights in the lower reaches of the basin, such as Spring Creek. Finding of Fact 1 states that "in the lower reaches the natural water supply is augmented by return flows and water from other stream systems, i.e., Mink Creek and Cub River." Your clients' water rights are from Spring Creek or Unnamed Streams in Kirby Pond Drainage, which are located in the lower reaches of the basin. Your clients do not hold rights from Mink Creek or Cub River except to the extent that they may be shareholders in either the Cub River or Preston Whitney Irrigation Companies. As stated earlier in this letter, and prior correspondence by IDWR, water rights on Spring Creek have long relied upon 'return flows' and waste water from the irrigation companies that have diverted water from Worm Creek and

'imported sources', including Cub River and Mink Creek. The Court obviously recognized this occurrence but there is no provision or language in the decree that requires the irrigation companies or appropriators of either the imported water sources or senior rights on Worm Creek to continue less efficient irrigation practices in order to satisfy more junior priority water rights in the lower reaches of the basin. Likewise, Finding of Fact 2 is merely a fact about water occurrence and conveyance. It does not require the irrigation companies to divert or inject imported water that they appropriate under their own water rights into other natural channels in order to benefit water rights from those same natural channels. Your clients' rights do not include Worm Creek as a source of water. Spring Creek is tributary to Worm Creek in the lower reaches of the basin near the Utah border. Worm Creek is not tributary to Spring Creek and the Preston Whitney and Cub River Irrigation Companies' Middle Ditches are not identified as natural channels or tributaries to Spring Creek in the Worm Creek Drainage Decree, nor are those ditches required to be used for the conveyance of imported or comingled sources of water to Spring Creek or any other unnamed streams in the lower Worm Creek Basin.

Demand to Control Distribution of Water in Worm Creek Drainage

The Department acknowledges that Worm Creek and tributaries have generally not been administered by Water District 13-A. Worm Creek was not officially added to Water District 13-A until 198_. The Department agrees that Water District 13-A needs to assume a greater role in regulation and administration of water rights in the Worm Creek drainage. To that end, and as referenced in this letter, the Department has already instructed the watermaster to regulate water rights on Spring Creek and administer any and all water discharged to Spring Creek by the irrigation companies as natural flow available to satisfy water rights, in priority, held by your clients. Additionally, Department staff last year made an inventory of diversions on Worm Creek to evaluate distribution needs and concerns with an objective towards incorporating these rights and diversions into Water District 13-A. The Department will review the inventory and issue any necessary orders for measuring devices and controlling works contingent on available Department resources.

The Department also recognizes that there are potential water right place of use questions or issues within both the Cub River and Worm Creek drainages that may require some on-going investigation and potential follow-up. Department staff will endeavor to investigate these matters further despite reductions in budget and staff for water distribution matters. While the Department recognizes that water distribution and regulation can be improved on Worm Creek and Water District 13-A in general, we believe that such efforts will do little to provide additional flow of water in Spring Creek for the benefit of your clients who have relatively junior priority rights that have long relied on waste water return flows.

Given the reality that the watermaster cannot likely deliver additional water to your clients, your demands appear in part to represent a request that the Department or watermaster require the Preston Whitney and Cub River Irrigation Companies to discontinue more efficient irrigation practices and continue wasting water to Spring Creek or the Unnamed Streams described in your clients' water rights. The Department cannot require the companies to continue the wasting of water to Spring Creek or other natural channels. Idaho law clearly establishes that a water user relying primarily on return flows or waste water cannot compel another water user to continue less efficient practices giving rise to the waste water or return flows. See *Hidden Springs Trout Ranch, Inc. v. Hagerman Water Users, Inc.*, 101 Idaho 677

(1980); *Colthorp v. Mountain Home Irr. Dist.*, 66 Idaho 173 (1945); *Crawford v. Inglin*, 44 Idaho 663 (1927).

Finally, as stated in the Department's August 28, 2008 correspondence to Mr. Golightly, the Department does not believe that the installation of pipelines by the irrigation companies in the Middle Ditch or the ditch from the Lamont and Johnson Reservoirs constitutes an illegal use of water. Idaho law does not prohibit canal companies or water users from piping their ditches or laterals. However, the Department can investigate questions concerning authorized places of use under the companies' rights or any other water rights within Water District 13-A. For the record, the Cub River Irrigation Company's water right from the Cub River, identified as water right no. 13-26B, does authorize the use of water in Utah. The company also has water rights to divert water from the Bear River for use in Utah.

Please contact me directly at 208-287-4959 to discuss any questions you may have concerning this response or any constructive procedures that may be initiated to help address your clients' concerns.

Respectfully,



Tim Luke
Water Distribution Section

Cc: Troy Foster, Water District 13-A Watermaster
Gary Spackman, IDWR Interim Director
IDWR Eastern Region
Cub River Irrigation Company
Preston-Whitney Irrigation Company
Preston-Whitney Reservoir Company



Holden Kidwell
Hahn & Crapo P.L.L.C.
L A W O F F I C E S

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PO Box 50130
Idaho Falls, Idaho 83405

Tel: (208) 523-0620
Fax: (208) 523-9518
www.holdenlegal.com
E-mail: rharris@holdenlegal.com

October 18, 2010

VIA EMAIL AND FIRST CLASS MAIL

Pam Skaggs
Idaho Department of Water Resources
PO Box 83720
Boise, ID 83720-0098
Email: pam.skaggs@idwr.idaho.gov

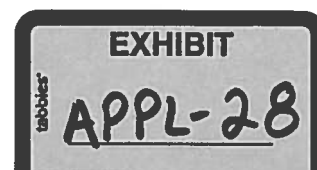
RE: Amended Application for Transfer No. 75705, in the Name of Preston-Whitney
Irrigation Company.

Dear Pam:

Thank you for your follow-up regarding our Amended Transfer Application for Transfer No. 75705, which did not include a correct legal description for the heading of the Middle Ditch. Additionally, at the time we submitted our Amended Application for Transfer, we did not have in our personal knowledge a methodology for clipping out the roads from our GIS shapefile for the total irrigated acres for the Preston-Whitney area. Since the submission of that document, we have finally figured out how to clip the state's road inventory shape from the initially amended number of irrigated acres. We also removed portions of downtown Preston, which we know will never be irrigated. Doing so has reduced our original acreage from 17,665 acres to 16,545.1 acres. In some initial correspondence we had with the Department, we noted that we did not have the ability to clip out the roads, and anticipated that the final shape file would exclude these roads. Having now determined how to perform the GIS function, we believe that the amended acreage of 16,545.1 acres is even more accurate. There is no doubt that upon very careful review of the aerial photography of the Preston area, there may be house footprints and other things that could be omitted, and we anticipate that should the transfer be approved, that IDWR would assist in any further refinement of the GIS shapefile. Given that the Department's Application for Transfer filings generally only require some type of a USGS map, we believe we have certainly exceeded that minimum standard, and hope the information we have provided is as accurate as possible with the tools that we have.

Therefore, enclosed please find an amended page 2 and page 3 of our amended application, which we would request you simply substitute into the amended transfer application we previously submitted. We have also included two new copies of the GIS maps, and ask that they be substituted for Parts 7A and 7B of the attachments to the transfer.

Established in 1896

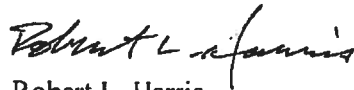


PROT-00001

We will also provide the amended shapefile to you via email for your staff to utilize as necessary.

Lastly, we have enclosed our check in the amount of \$50.00 for the Amended Transfer fee. If you have any questions or any additional concerns, please let us know. We appreciate your attention to this matter.

Best Regards,



Robert L. Harris
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

Enclosures

c: Andrew Waldera

G:\WPDATA\RLH\7206-04 Preston-Whitney, Transfer\Pam Skaggs ltr 101810 wpd cdv

tabbles

EXHIBIT

APP-29

11 x 8.5 in / 27.5 x 21.5 cm

SHEETS

Water From Curb R. 2003 May 1 to 31 2003

PWEP

CFS

Curb Rain

allent
river CFS

L.F.D.

CFS

from Feb 15-30
6 ft water
no water due P.D.
till May 26-2003

April 11 6:30 2003
Curb Rain
allent river
April 11 = 58.99 CFS
April 13 = 71.64 CFS
April 25 = 93.96 CFS
April 27 = 156.8 CFS
April 28 = 202.5 CFS
April 29 = 191.6 CFS
April 30 = 191.6 CFS

May 1
May 2 152.2 CFS
May 3
May 4 = 143.3 CFS
May 5
May 6
May 7
May 8 219.5 CFS
May 9
May 10 290.7 CFS
May 11 269.9 CFS
May 12 243.8 CFS
May 13 208.1 CFS
May 14
May 15 240.7 CFS
May 16
May 17 = 376.3 CFS
May 18 = 327.7 CFS
May 19 = 297.8 CFS
May 20 = 458.1 CFS
May 21 = 540.5 CFS
May 22 = 608.6 CFS
May 23 = 585.3 CFS
May 24 = 632.6 CFS
May 25 = 638.7 CFS
May 26 = 608.6 CFS
May 27 = 573.9 CFS
May 28 = 562.6 CFS
May 29 = 573.9 CFS
May 30 608.6 CFS
May 31 608.6 CFS

May 1 20.00 CFS
May 2 20.00 CFS
May 3 20.00 CFS
May 4 18.00 CFS
May 5 18.00 CFS
May 6 17.5 CFS
May 7 15.4 CFS
May 8 13.2 CFS
May 9 14.1 CFS
May 10 20.0 CFS
May 11 21.0 CFS
May 12 18.0 CFS
May 13 = 14.1 CFS
May 14 14.6 CFS
May 15 10.0 CFS
May 16 10.1 CFS
May 17 12.0 CFS
May 18 11.6 CFS
May 19 = 11.3 CFS
May 20 = 11.5 CFS
May 21 = 12.4 CFS
May 22 = 12.8 CFS
May 23 = 13.1 CFS
May 24 = 13.3 CFS
May 25 = 15.3 CFS
May 26 = 16.9 CFS
May 27 = 16.9 CFS
May 28 = 19.1 CFS
May 29 = 19.4 CFS
May 30 = 19.7 CFS
May 31 21.3 CFS

May 26 - Sta 82 = 29.0 CFS
May 27 - Sta 112 = 44.0 CFS
May 28 Sta 121 = 54.4 CFS
May 29 Sta 132 = 62.7 CFS
May 30 Sta 138 = 67.3 CFS
May 31 Sta 143 = 71.3 CFS

PWFD

Remarks

Water Temperature

Water Temperature

Water Temperature

Cut R. about 1000

June 1 $\Delta 149 = 75.4$ CFS PWFD cut 26.8 CFS
 June 2 $\Delta 130 = 5.88$ CFS
 June 3 $\Delta 44 = 10.6$ CFS
 June 4 $\Delta 30 = 7.0$ CFS
 June 5 $\Delta 22 = 3.0$ CFS
 June 6 off
 June 7 off
 June 8 off
 June 9 $\Delta 46 = 11.4$ CFS
 June 10 $\Delta 46 = 11.4$ CFS
 June 11 $\Delta 54 = 14.8$ CFS
 June 12 $\Delta 54 = 14.8$ CFS
 June 13 $\Delta 40 = 9.1$ CFS
 June 14 $\Delta 46 = 11.4$ CFS
 June 15 $\Delta 48 = 12.2$ CFS
 June 16 $\Delta 56 = 15.7$ CFS
 June 17 $\Delta 81 = 28.5$ CFS
 June 18 $\Delta 87 = 31.9$ CFS
 June 19 $\Delta 98 = 38.9$ CFS
 June 20 $\Delta 110 = 46.7$ CFS
 June 21 $\Delta 96 = 37.5$ CFS
 June 22 $\Delta 96 = 37.5$ CFS
 June 23 $\Delta 66 = 20.4$ CFS
 June 24 $\Delta 76 = 25.7$ CFS
 June 25 $\Delta 76 = 25.7$ CFS
 June 26 $\Delta 67 = 20.9$ CFS
 June 27 $\Delta 70 = 21.5$ CFS
 June 28 $\Delta 74 = 24.6$ CFS
 June 29 $\Delta 60 = 17.5$ CFS
 June 30 $\Delta 68 = 21.5$ CFS

Cut R. about 1000
 18.5 CFS

June 1 = 44.8 CFS
 June 2 682.5 CFS
 June 3 573.9 CFS
 June 4 477.8 CFS
 June 5 498.1 CFS
 June 6 467.9 CFS
 June 7 439.0 CFS
 June 8 376.3 CFS
 June 9 311.7 CFS
 June 10 301.4 CFS
 June 11 315.0 CFS
 June 12 313.0 CFS
 June 13 312.5 CFS
 June 14 320.0 CFS
 June 15 351.0 CFS
 June 16 439.0 CFS
 June 17 472.8 CFS
 June 18 498.1 CFS
 June 19 487.9 CFS
 June 20 472.9 CFS
 June 21 467.9 CFS
 June 22 467.9 CFS
 June 23 472.9 CFS
 June 24 448.0 CFS
 June 25 453.0 CFS
 June 26 376.3 CFS
 June 27 343.4 CFS
 June 28 323.8 CFS
 June 29 297.8 CFS
 June 30 280.1 CFS

June 1 $\Delta 1.00 = 16.8$ CFS
 June 2 $\Delta 92 = 14.0$ CFS
 June 3 $\Delta 85 = 12.4$ CFS
 June 4 $\Delta 109 = 18.1$ CFS
 June 5 $\Delta 102 = 16.5$ CFS
 June 6 $\Delta 116 = 20.7$ CFS
 June 7 $\Delta 66 = 8.1$ CFS
 June 8 $\Delta 68 = 8.7$ CFS
 June 9 $\Delta 55 = 6.23$ CFS
 June 10 $\Delta 106 = 17.5$ CFS
 June 11 $\Delta 106 = 17.5$ CFS
 June 12 $\Delta 124 = 22.5$ CFS
 June 13 $\Delta 122 = 21.9$ CFS
 June 14 $\Delta 116 = 20.2$ CFS
 June 15 $\Delta 120 = 21.3$ CFS
 June 16 $\Delta 120 = 21.3$ CFS
 June 17 $\Delta 121 = 21.3$ CFS
 June 18 $\Delta 122 = 21.9$ CFS
 June 19 $\Delta 124 = 22.5$ CFS
 June 20 $\Delta 120 = 21.3$ CFS
 June 21 $\Delta 122 = 21.9$ CFS
 June 22 $\Delta 120 = 24.2$ CFS
 June 23 $\Delta 130 = 24.2$ CFS
 June 24 $\Delta 130 = 24.2$ CFS
 June 25 $\Delta 120 = 21.3$ CFS
 June 26 $\Delta 120 = 21.3$ CFS
 June 27 $\Delta 120 = 21.3$ CFS
 June 28 $\Delta 124 = 22.5$ CFS
 June 29 $\Delta 145 = 28.8$ CFS
 June 30 $\Delta 140 = 27.2$ CFS

July 1 - to 31

Water from Cut River 2005

PWFS

Remarks

Water Cut R.

Albert Mm

Samuel F.D

July 1 Sta 68 = 21.5 CFS
 July 2 Sta 66 = 20.5 CFS
 July 3 Sta 67 = 21.0
 July 4 Sta
 July 5 Sta 62 = 18.5 CFS
 July 6 Sta 62 = 18.5 CFS
 July 7 Sta 107 = 44.6 CFS
 July 8 Sta 117 = 51.6 CFS
 July 9 Sta 122 = 53.2 CFS
 July 10 Sta 121 = 54.4 CFS
 July 11 Sta 106 = 44.6 CFS
 July 12 Sta 106 = 44.6 CFS
 July 13 Sta 104 = 42.6 CFS
 July 14 Sta 104 = 42.6 CFS
 July 15 Sta 101 = 40.7 CFS
 July 16 Sta 100 = 40.0 CFS
 July 17 Sta 100 = 40.0 CFS
 July 18 Sta 92 = 35.0 CFS
 July 19 Sta 71 = 23.0 CFS
 July 20 Sta 66 = 20.4 CFS
 July 21 Sta 66 = 20.4 CFS
 July 22 Sta 60 = 17.5 CFS
 July 23 Sta 54 = 14.8 CFS
 July 24 Sta 52 = 13.9 CFS
 July 25 Sta 51 = 13.5 CFS
 July 26 Sta 60 = 17.5 CFS
 July 27 Sta 60 = 17.5 CFS
 July 28 Sta 50 = 13.1 CFS
 July 29 Sta 46 = 11.4 CFS
 July 30 Sta 46 = 11.4 CFS
 July 31 Sta 46 = 11.4 CFS

10:00 AM - 05
 Rained Sta 102 = 41.3 CFS

9:10 cut Sta 107 =
 44.6 CFS

9:05 cut Sta to 1.01
 = 48.7 CFS

9:25 AM cut
 Sta to 92 = 35.0 CFS
 10:25 AM cut
 Sta to 71 = 23.0 CFS
 1:25 PM cut Sta to
 67 = 20.9 CFS

July 1 - 263 CFS July 1 - Sta 130 = 24.2 CFS
 July 2 = 244 CFS July 2 - Sta 130 = 24.2 CFS
 July 3 = 232 CFS July 3 Sta 130 = 24.2 CFS
 July 4 = 229 CFS July 4 Sta 127 = 23.3 CFS
 July 5 = 208.1 July 5 Sta 130 = 24.2 CFS
 July 6 = 197.0 July 6 Sta 135 = 25.7 CFS
 July 7 = 181.2 CFS July 7 Sta 140 = 27.2 CFS
 July 8 = 176 CFS July 8 Sta 140 = 27.2 CFS
 July 9 = 166.2 July 9 Sta 142 = 27.8 CFS
 July 10 = 157.0 July 10 Sta 135 = 25.7 CFS
 July 11 = 147.7 July 11 Sta 137 = 26.3 CFS
 July 12 = 141.0 July 12 Sta 138 = 26.6 CFS
 July 13 = 141.1 July 13 Sta 136 = 26.0 CFS
 July 14 = 132.7 July 14 Sta 140 = 27.2 CFS
 July 15 = 126.6 July 15 Sta 142 = 29.4 CFS
 July 16 = 122.6 July 16 Sta 148 = 29.7 CFS
 July 17 = 118.7 July 17 Sta 150 = 30.3 CFS
 July 18 = 114.9 July 18 Sta 144 = 28.5 CFS
 July 19 = 107.6 July 19 Sta 144 = 28.5 CFS
 July 20 = 106.6 July 20 Sta 150 = 30.3 CFS
 July 21 = 102.6 July 21 Sta 140 = 27.2 CFS
 July 22 = 98.93 July 22 Sta 150 = 30.3 CFS
 July 23 = 95.6 CFS July 23 Sta 150 = 30.3 CFS
 July 24 = 95.6 CFS July 24 Sta 148 = 29.7 CFS
 July 25 = 90.24 CFS July 25 Sta 130 = 24.2 CFS
 July 26 = 95.6 CFS July 26 Sta 130 = 24.2
 July 27 = 87.6 July 27 Sta 150 = 30.3 CFS
 July 28 = 90.24 July 28 Sta 152 = 31.2 CFS
 July 29 = 83.52 July 29 Sta 152 = 31.0 CFS
 July 30 = 67.67 July 30 Sta 152 = 31.0 CFS
 July 31 = 66.3 July 31 Sta 154 = 31.6 CFS

Aug 1 to 31, 2005
water from cul R.

P.W.F.D

Aug 1 Sta 46 = 11.4 CFS
 Aug 2 Sta 46 = 11.4 CFS
 Aug 3 Sta 45 = 11.0 CFS
 Aug 4 Sta 44 = 10.6 CFS
 Aug 5 Sta 44 = 10.6 CFS
 Aug 6 Sta 40 = 9.1 CFS
 Aug 7 Sta 40 = 9.1 CFS
 Aug 8 Sta 40 = 9.1 CFS
 Aug 9 Sta 40 = 9.1 CFS
 Aug 10 Sta 40 = 9.1 CFS
 Aug 11 Sta 40 = 9.1 CFS
 Aug 12 Sta 34 = 6.0 CFS
 Aug 13 Sta 24 = 5.0 CFS
 Aug 14 Sta 44 = 10.6 CFS
 Aug 15 Sta 38 = 8.5 CFS
 Aug 16 Sta 37 = 6.0 CFS
 Aug 17 Sta 37 = 6.0 CFS
 Aug 18 Sta 28 = 4.0 CFS
 Aug 19 Sta 26 = 4.0 CFS
 Aug 20 Sta 22 = 4.0 CFS
 Aug 21 Sta 20 = 4.0 CFS
 Aug 22 Sta 21 = 4.0 CFS
 Aug 23 Sta 21 = 4.0 CFS
 Aug 24 Sta 21 = 4.0 CFS
 Aug 25 Sta 21 = 4.0 CFS
 Aug 26 Sta 21 = 4.0 CFS
 Aug 27 Sta 21 = 4.0 CFS
 Aug 28 Sta 21 = 4.0 CFS
 Aug 29 Sta 21 = 4.0 CFS
 Aug 30 Sta 21 = 4.0 CFS
 Aug 31 Sta 21 = 4.0 CFS

main creek
 cut 3 ft

main creek
 shut down

Cul R. Albert Moore

Aug 1 66.38 CFS
 Aug 2 66.39 CFS
 Aug 3 66.39 "
 Aug 4 60.18 "
 Aug 5 58.99 CFS
 Aug 6 58.99 "
 Aug 7 58.99 "
 Aug 8 58.99 "
 Aug 9 54.39 CFS
 Aug 10 = 54.34 CFS
 Aug 11 = 52.19 CFS
 Aug 12 52.19 CFS
 Aug 13 52.19 CFS
 Aug 14 51.11 CFS
 Aug 15 50.50 CFS
 Aug 16 50.25 CFS
 Aug 17 47.97
 Aug 18 47.97
 Aug 19 46.95
 Aug 20 45.95
 Aug 21 44.60
 Aug 22 44.60
 Aug 23 43.99
 Aug 24 43.99
 Aug 25
 Aug 26
 Aug 27
 Aug 28
 Aug 29
 Aug 30
 Aug 31

Tomont F.D.

Aug 1 Sta 154 = 31.6 CFS
 Aug 2 Sta 152 = 31.0 CFS
 Aug 3 Sta 154 = 31.6 CFS
 Aug 4 Sta 154 = 31.6 CFS
 Aug 5 Sta 151 = 30.7 CFS
 Aug 6 Sta 142 = 27.8 CFS
 Aug 7 Sta 170 = 27.2 CFS
 Aug 8 Sta 141 = 27.8 CFS
 Aug 9 Sta 119 = 20.8 CFS
 Aug 10 Sta 106 = 17.5 CFS
 Aug 11 Sta 112 = 19.1 CFS
 Aug 12 Sta 110 = 19.1 CFS
 Aug 13 Sta 104 = 17.0 CFS
 Aug 14 Sta 92 = 13.8 CFS
 Aug 15 Sta 111 = 18.9 CFS
 Aug 16 Sta 120 = 16.0 CFS
 Aug 17 Sta 110 = 16.0 CFS
 Aug 18 Sta 110 = 18.6 CFS
 Aug 19 Sta 90 = 13.6 CFS
 Aug 20 Sta 90 = 13.6 CFS
 Aug 21 Sta 90 = 13.6 CFS
 Aug 22 Sta 95 = 14.5 CFS
 Aug 23 Sta 95 = 14.5 CFS
 Aug 24 Sta 95 = 14.5 CFS
 Aug 25 Sta 91 = 13.8 CFS
 Aug 26 Sta 94 = 14.5 CFS
 Aug 27 Sta 108 = 18.1 CFS
 Aug 28 Sta 111 = 18.9 CFS
 Aug 29 Sta 118 = 20.8 CFS
 Aug 30 Sta 112 = 19.1 CFS
 Aug 31 Sta 118 = 20.8

Sept 1 to 30 2005
water from Cub R.

P.W.F.D

Sept 1 off
Sept 2 off
Sept 3 off
Sept 4 off
Sept 5 off
Sept 6 off
Sept 7 off
Sept 8 off
Sept 9 off
Sept 10 off
Sept 11 off
Sept 12 off
Sept 13 off
Sept 14 off
Sept 15 off
Sept 16 off
Sept 17 off
Sept 18 off
Sept 19 off
Sept 20 off
Sept 21 off
Sept 22 off

Sept 23 - Sta. 44 = 10.6 CFS
Sept 24 - Sta. 44 = 10.6 CFS
Sept 25 - Sta. 44 = 10.6 CFS
Sept 26 - Sta. 36 = 8.8 CFS
Sept 27 - Sta. 40 = 9.1 CFS
Sept 28 - Sta. 46 = 9.1 CFS
Sept 29 - Sta. 40 = 9.1 CFS
Sept 30 - Sta. 40 = 9.1 CFS

Cub R. about noon
not Read

Turned some water
No blunder
2 CFS for 4 day

Amount F.D

Sept 1 Sta. 1.0 = 16 CFS
Sept 2 Sta. 1.10 = 18.6 CFS
Sept 3 Sta. 1.15 = 14.9 CFS
Sept 4 Sta. .85 = 12.4 CFS
Sept 5 Sta. .80 = 11.3 CFS
Sept 6 Sta. .65 = 8.31 CFS
Sept 7 Sta. .70 = 9.11 CFS
Sept 8 Sta. .80 = 11.3 CFS
Sept 9 Sta. .70 = 9.11 CFS
Sept 10 Sta. .70 = 9.11 CFS
Sept 11 Sta. .70 = 9.11 CFS
Sept 12 Sta. .70 = 9.11 CFS
Sept 13 Sta. .70 = 9.11 CFS
Sept 14 Sta. .70 = 9.11 CFS
Sept 15 Sta. .66 = 8.31 CFS
Sept 16 Sta. .54 = 6.85 CFS
Sept 17 Sta. .54 = 6.85 CFS
Sept 18 Sta. .54 = 6.85 CFS
Sept 19 Sta. .50 = 5.36 CFS
Sept 20 off
Sept 21 off
Sept 22 off
Sept 23 off
Sept 24 off
Sept 25 Sta. .80 = 11.3 CFS
Sept 26 Sta. .62 = 7.53 CFS
Sept 27 Sta. .70 = 9.32 CFS
Sept 28 Sta. .62 = 7.53 CFS
Sept 29 Sta. .71 = 9.32 CFS
Sept 30 Sta. .71 = 9.32 CFS

P.V.P.D

Oct 1 to 31 2005
Water From Cul.R.

Jamrat F.D

Oct 1 Sta. 140 = 9.1 CFS
Oct 2 Sta. 140 = 9.1 CFS
Oct 3 Sta. 140 = 9.1 CFS
Oct 4 Sta. 140 = 9.1 CFS
Oct 5 Sta. 30 = 5.03 CFS
Oct 6 Sta. 30 = 5.03 CFS
Oct 7 Sta. 35 = 5.5 CFS
Oct 8 Sta. 35 = 5.5 CFS
Oct 9 Sta. 35 = 5.5 CFS
Oct 10 Sta. 38 = 6.8 CFS
Oct 11 Sta. 50 = 4.4 CFS
Oct 12 Sta. 30 = 4.4 CFS
Oct 13 Sta. 40 = 9.1 CFS
Oct 14 Sta. 40 = 9.1 CFS
Oct 15 Sta. 46 = 11.4 CFS
Oct 16 Sta. 52 = 13.9 CFS
Oct 17 Sta. 52 = 13.9 CFS
Oct 18 Sta. 52 = 13.9 CFS
Oct 19 Sta. 52 = 13.9 CFS
Oct 20 Sta. 52 = 13.9 CFS
Oct 21 Sta. 52 = 13.9 CFS
Oct 22 Sta. 52 = 13.9 CFS
Oct 23 Sta. 52 = 13.9 CFS
Oct 24 Sta. 54 = 14.8 CFS
Oct 25 Sta. 54 = 14.8 CFS
Oct 26 Sta. 54 = 14.8 CFS
Oct 27 Sta. 54 = 14.8 CFS
Oct 28 Sta. 54 = 14.8 CFS
Oct 29 Sta. 54 = 14.8 CFS
Oct 30 Sta. 54 = 14.8 CFS
Oct 31 Sta. 54 = 14.8 CFS
Oct 1 to 31 = 675.46 AF

Rain 6.4" recorded

Oct 1 Sta. 70 = 9.1 CFS
Oct 2 Sta. 75 = 10.4 CFS
Oct 3 Sta. 75 = 10.4 CFS
Oct 4 Sta. 64 = 7.91 CFS
Oct 5 Sta. 48 = 5.03 CFS
Oct 6 Sta. 45 = 4.54 CFS
Oct 7 Sta. 45 = 4.54 CFS
Oct 8 Sta. 56 = 6.41 CFS
Oct 9 Sta. 56 = 6.41 CFS
Oct 10 Sta. 50 = 5.36 CFS
Oct 11 Sta. 50 = 5.36 CFS
Oct 12 Sta. 55 = 6.23 CFS
Oct 13 Sta. 55 = 6.23 CFS
Oct 14 Sta. 58 = 6.77 CFS
Oct 15 Sta. 60 = 7.15 CFS
Oct 16 Sta. 90 = 13.6 CFS
Oct 17 Sta. 92 = 14.0 CFS
Oct 18 Sta. 80 = 11.3 CFS
Oct 19 Sta. 80 = 11.3 CFS
Oct 20 Sta. 80 = 11.3 CFS
Oct 21 Sta. 80 = 11.3 CFS
Oct 22 Sta. 80 = 11.3 CFS
Oct 23 Sta. 80 = 11.3 CFS
Oct 24 Sta. 80 = 11.3 CFS
Oct 25 Sta. 90 = 13.6 CFS
Oct 26 Sta. 90 = 13.6 CFS
Oct 27 Sta. 96 = 15.0 CFS
Oct 28 Sta. 97 = 15.3 CFS
Oct 29 Sta. 82 = 11.7 CFS
Oct 30 Sta. 83 = 11.9 CFS
Oct 31 Sta. 84 = 12.2 CFS

rain
rain

Nov 1 to 2005

PWFP

Water From cul R.

Jamont RD
~~FD~~

Nov 1 Sta 58 = 16.6 CFS
Nov 2 Sta 58 = 16.6 CFS
Nov 3 Sta 60 = 17.5 CFS
Nov 4 Sta 60 = 17.5 CFS
Nov 5 Sta 60 = 17.5 CFS
Nov 6 Sta 60 = 17.5 CFS
Nov 7 Sta 60 = 17.5 CFS
Nov 8 Sta 60 = 17.5 CFS
Nov 9 Sta 68 = 21.5 CFS
Nov 10 Sta 70 = 22.5 CFS
Nov 11 Sta 70 = 22.5 CFS
Nov 12 Sta 70 = 22.5 CFS
Nov 13 Sta 70 = 22.5 CFS
Nov 14 Sta 70 = 22.5 CFS
Nov 15 Sta 70 = 21.5 CFS
Nov 16 Sta 70 = 23.5 CFS
Nov 17 Sta 48 = 12.2 CFS
Nov 18 Sta 48 = 12.2 CFS
Nov 19 Sta 48 = 12.2 CFS
Nov 20 Sta 48 = 12.2 CFS
Nov 21 Sta 48 = 12.2 CFS
Nov 22 Sta 48 = 12.2 CFS
Nov 23 Sta 48 = 12.2 CFS
Nov 24 Sta 48 = 12.2 CFS
Nov 25 Sta 48 = 12.2 CFS
Nov 26 Sta 48 = 12.2 CFS
Nov 27 Sta 64 = 19.5 CFS
Nov 28 Sta 64 = 19.5 CFS
Nov 29 Sta 64 = 19.5 CFS
Nov 30 Sta 64 = 19.5 CFS
Nov 1 to 30 = 1,032.4 CF

CR. 22.86 CFS Recorder Nov 1 Sta 70 = 11.3 CFS

Raine

Jamont Pipe Jammed
Started Filling
Jamont Res.

snow
0.31" rain
16° Fagan

turned 10.3 cfs to CR.

turned 7.3 cfs to Bend to
P. W. D.

Nov 2 Sta 92 = 14.0 CFS
Nov 3 Sta 96 = 15.0 CFS
Nov 4 Sta 96 = 15.0 CFS
Nov 5 Sta 96 = 15.0 CFS
Nov 6 Sta 96 = 15.0 CFS
Nov 7 Sta 92 = 14.0 CFS
Nov 8 Sta 96 = 15.0 CFS
Nov 9 Sta 114 = 19.7 CFS
Nov 10 Sta 120 = 21.3 CFS
Nov 11 Sta 120 = 21.3 CFS
Nov 12 Sta 120 = 21.3 CFS
Nov 13 Sta 122 = 21.9 CFS
Nov 14 Sta 128 = 23.6 CFS
Nov 15 Sta 116 = 20.2 CFS
Nov 16 Sta off
Nov 17 off
Nov 18 off
Nov 19 off
Nov 20 off
Nov 21 off
Nov 22 off

Water from Cut A,
Dec 1 to Dec 31 2005

PWFD

Remarks

Lowest F.D.

Dec 1 Sta 64 = 19.5 CFS
 Dec 2 Sta 64 = 19.5 CFS
 Dec 3 Sta 64 = 19.5 CFS
 Dec 4 Sta 64 = 19.5 CFS
 Dec 5 Sta 64 = 19.5 CFS
 Dec 6 Sta 64 = 19.5 CFS
 Dec 7 Sta 64 = 19.5 CFS
 Dec 8 Sta 54 = 14.8 CFS
 Dec 9 Sta 54 = 14.8 CFS
 Dec 10 Sta 54 = 14.8 CFS
 Dec 11 Sta 54 = 14.8 CFS
 Dec 12 Sta 50 = 13.1 CFS
 Dec 13 Sta 50 = 13.1 CFS
 Dec 14 Sta 50 = 13.1 CFS
 Dec 15 Sta 50 = 13.1 CFS
 Dec 16 Sta 50 = 13.1 CFS
 Dec 17 Sta 50 = 13.1 CFS
 Dec 18 Sta 54 = 16.1 CFS
 Dec 19 Sta 54 = 16.1 CFS
 Dec 20 Sta 76 = 24.6 CFS
 Dec 21 Sta 74 = 24.6 CFS
 Dec 22 Sta 74 = 24.6 CFS
 Dec 23 Sta 73 = 24.1 CFS
 Dec 24 Sta 70 = 22.5 CFS
 Dec 25 Sta 70 = 22.5 CFS
 Dec 26 Sta 70 = 22.5 CFS
 Dec 27 Sta 70 = 22.5 CFS
 Dec 28 Sta 72 = 23.5 CFS
 Dec 29 Sta 73 = 24.1 CFS
 Dec 30 Sta 74 = 24.6 CFS
 Dec 31 Sta 78 = 26.8 CFS
 Dec 1 to 31 = 1189.0 AF

min 8"

Dec 1 off

cold

cold
cold

rain

rain

Foster 19' down = 14.91 AF
 Glendale 23' down = 26.40 AF

Rain

Glendale 20' down = 30.00 AF

Foster 15' down = 16.01 AF

Water From Cut R.
Jan 1 to Jan 31
2006

PWFD

Remarks

Summit F.D.

Jan 1 Sta 98 = 38.7 CFS - cut fill ditch to 24.6 CFS

Jan 2 Sta 96 = 20.4 CFS Dec 31 Fracture Basin 2.8" rain

Jan 3 Sta 86 = 31.4 CFS Jan 2 Paired PWFD = Sta 78 = 26.8 CFS 5 PM

Jan 4 Sta 74 = 24.6 CFS Jan 3 Set 3 CFS out into Below Lamp

Jan 5 Sta 70 = 22.5 CFS Leaving 28.4 for PWFD 4:30 PM

Jan 6 Sta 67 = 20.9 CFS Jan 4 3 ft Back to River Beyond Sta. 21.6 CFS

Jan 7 Sta 66 = 20.4 CFS Jan 5 until water drops there will be

Jan 8 Sta 65 = 19.9 CFS 3 CFS less - I have Sta. Reads

Jan 9 Sta 64 = 19.5 CFS

Jan 10 Sta 61 = 18.0 CFS

Jan 11 Sta 63 = 19.0 CFS

Jan 12 Sta 63 = 19.0 CFS

Jan 13 Sta 63 = 19.0 CFS

Jan 14 Sta 63 = 19.0 CFS

Jan 15 Sta 62 = 18.5 CFS

Jan 16 Sta 61 = 18.0 CFS

Jan 17 Sta 61 = 18.0 CFS

Jan 18 Sta 60 = 17.5 CFS

Jan 19 Sta 59 = 17.1 CFS

Jan 20 Sta 59 = 17.1 CFS

Jan 21 Sta 58 = 16.6 CFS

Jan 22 Sta 58 = 16.6 CFS

Jan 23 Sta 58 = 16.6 CFS

Jan 24 Sta 58 = 16.6 CFS

Jan 25 Sta 58 = 16.6 CFS

Jan 26 Sta 58 = 16.6 CFS

Jan 27 Sta 58 = 16.6 CFS

Jan 28 Sta 59 = 17.1 CFS

Jan 29 Sta 59 = 17.1 CFS

Jan 30 Sta 44 = 10.6 CFS

Jan 31 Sta 44 = 10.6 CFS

Jan 1 to 31 1219.2 AF

SNOW

Jan 21 Glendale 11 ft down
= 4358 AF

Jan 23 Foster down 13 ft
= 1796.2 H.F.

Jan 30 3 CFS In River
below wire

Water from Cut R. 2006
Feb 1 To 28

P. H. F.D.

Remarks

Summit F.D.

Feb 1 Sta 44 = 10.6 CFS	3 CFS turned to River
Feb 2 Sta 44 = 10.6 CFS	below Waco Sta.
Feb 3 Sta 37 = 8.5 CFS	3 CFS
Feb 4 Sta 36 = 6.2 CFS	
Feb 5 Sta 36 = 6.2 CFS	
Feb 6 Sta 36 = 6.2 CFS	
Feb 7 Sta 36 = 6.2 CFS	
Feb 8 Sta 37 = 6.49 CFS	
Feb 9 Sta 38 = 8.73 CFS	colol
Feb 10 Sta 38 = 8.73 CFS	
Feb 11 Sta 36 = 7.68 CFS	
Feb 12 Sta 37 = 8.02 CFS	
Feb 13 Sta 37 = 8.02 CFS	
Feb 14 Sta 37 = 8.02 CFS	
Feb 15 Sta 37 = 8.02 CFS	
Feb 16 Sta 37 = 8.02 CFS	
Feb 17 Sta 37 = 8.02 CFS	colol
Feb 18 Sta 36 = 7.68 CFS	
Feb 19 Sta 36 = 7.68 CFS	
Feb 19 Sta 36 = 7.68 CFS	
Feb 20 Sta 36 = 7.68 CFS	
Feb 21 Sta 36 = 7.68 CFS	
Feb 22 Sta 36 = 7.68 CFS	
Feb 23 Sta 38 = 8.73 CFS	
Feb 24 Sta 40 = 9.10 CFS	Ramr
Feb 25 Sta 42 = 9.8 CFS	
Feb 26 Sta 39 = 9.5 CFS	
Feb 27 Sta 38 = 8.73 CFS	
Feb 28 Sta 38 = 8.73 CFS	
Feb 29 Sta 36 = 7.68 CFS	
Feb 30 Sta 36 = 7.68 CFS	

Water from Cut R. 2006
March 1 to

Samuel F.D.

<u>P.W.F.D.</u>	<u>CFS</u>	<u>Remarks</u>	
Mar-1 Sta 36 = 7.68 CFS		Back To River	
Mar 2 Sta 36 = 7.68 CFS		Below Weir Mar 1	
Mar 3 Sta 36 = 7.68 CFS		3 CFS	
Mar 4 Sta 36 = 7.68 CFS		"	
Mar 5 Sta 36 = 7.68 CFS		"	
Mar 6 Sta 33 = 6.68 CFS		"	
Mar 7 Sta 30 = 6.05 CFS		"	
Mar 8 Sta 37 = 8.05 CFS		"	
Mar 9 Sta 37 = 8.05 CFS		"	
Mar 10 Sta 39 = 8.73 CFS		"	
Mar 11 Sta 39 = 8.73 CFS		"	
Mar 12 Sta 40 = 9.10 CFS		"	
Mar 13 Sta 40 = 9.10 CFS		"	
Mar 14 Sta 44 = 10.6 CFS		Now Handled	
Mar 15 Sta 44 = 10.6 CFS			
Mar 17 Sta 44 = 10.6 CFS			
Mar 18 Sta 34 = 7.01 CFS			
Mar 19 Sta 34 = 7.01 CFS			
Mar 20 Sta 40 = 9.09 CFS			
Mar 21 Sta 40 = 9.09 CFS		Water to Samuel Johnson	Mar 21 Sta 54 = 7.52 CFS
Mar 22 Sta 50 = 13.00 CFS			Mar 22 Sta 54 = 7.52 CFS
Mar 23 Sta 50 = 13.00 CFS			Mar 23 Sta 110 = 18.6 CFS
Mar 24 Sta 64 = 19.5 CFS			Mar 24 Sta 132 = 24.8 CFS
Mar 25 Sta 58 = 16.6 CFS			Mar 25 Sta 134 = 25.4 CFS
Mar 26 Sta 40 = 9.1 CFS			Mar 26 Sta 134 = 25.4 CFS
Mar 27 Sta 62 = 18.3 CFS		Rain	Mar 27 Sta 134 = 25.4 CFS
Mar 28 Sta 40 = 9.09 CFS		Rain	Mar 28 Sta 125 = 22.8 CFS
Mar 29 off		Rain Cold	Mar 29 Sta 134 = 25.4 CFS
Mar 30 off			Mar 30 off
Mar 31 off			Mar 31 Sta 110 = 18.6 CFS

John son
Res. Filled
April 17-06

PHFD

Water from creek R 2006
April 1 to 30 - 2006

Remarks

LMFD

Worm Creek, Nevada

April 1 Sta 34 = 7.01 CFS	April 1 Sta 134 = 25.4 CFS
April 2 Sta 56 = 4.56 CFS	April 2 Sta 120 = 21.30 CFS
April 3 Sta 55 = 13.8 CFS	April 3 Sta 134 = 25.4 CFS
April 4 Sta 26 = 4.56 CFS	April 4 Sta 134 = 25.4 CFS
April 5 Sta 26 = 4.56 CFS	April 5 Sta 146 = 29.1 CFS
April 6 Sta road closure	April 6 Sta 126 = 23.0 CFS
April 7 off	April 7 Sta 132 = 24.8 CFS
April 8 off	April 8 Sta 112 = 19.1 CFS
April 9 off	April 8 Sta 135 = 25.7 CFS
April 10 off	April 9 Sta 130 = 24.2 CFS
April 11 off	April 9 Sta 135 = 25.7 CFS
April 12 off	April 10 Sta 150 = 30.3 CFS
April 13 off	April 10 Sta 140 = 27.2 CFS
April 14 off	April 11 Sta 140 = 27.2 CFS
April 15 off	April 11 Sta 150 = 29.6 CFS
April 16 off	April 12 Sta 142 = 27.8 CFS
April 17 off	April 12 Sta 147 = 29.4 CFS
April 18 off	April 13 Sta 150 = 30.3 CFS
April 19 off	April 13 Sta 140 = 27.2 CFS
April 20 off	April 14 Sta 135 = 27.8 CFS
April 21 off	April 14 Sta 138 = 26.6 CFS
April 22 off	April 15 Sta 135 = 25.3 CFS
April 23 off	April 15 Sta 138 = 26.6 CFS
April 24 off	April 16 Sta 138 = 26.6 CFS
April 25 off	April 16 Sta 140 = 28.8 CFS
April 26 off	April 17 Sta 138 = 26.6 CFS
April 27 off	April 17 Sta 138 = 26.6 CFS
April 28 off	April 18 Sta 138 = 26.6 CFS
April 29 off	April 18 Sta 142 = 27.8 CFS
April 30 off	April 19 Sta 142 = 27.8 CFS
April 30 = 69.16 AF	April 19 Sta 140 = 27.2 CFS
	April 20 Sta 142 = 27.8 CFS
	April 20 Sta 140 = 27.2 CFS
	April 21 Sta 142 = 27.8 CFS
	April 21 Sta 140 = 27.2 CFS
	April 22 Sta 142 = 27.8 CFS
	April 22 Sta 140 = 27.2 CFS
	April 23 Sta 142 = 27.8 CFS
	April 23 Sta 140 = 27.2 CFS
	April 24 Sta 142 = 27.8 CFS
	April 24 Sta 140 = 27.2 CFS
	April 25 Sta 142 = 27.8 CFS
	April 25 Sta 140 = 27.2 CFS
	April 26 Sta 142 = 27.8 CFS
	April 26 Sta 140 = 27.2 CFS
	April 27 Sta 142 = 27.8 CFS
	April 27 Sta 140 = 27.2 CFS
	April 28 Sta 142 = 27.8 CFS
	April 28 Sta 140 = 27.2 CFS
	April 29 Sta 142 = 27.8 CFS
	April 29 Sta 140 = 27.2 CFS
	April 30 Sta 142 = 27.8 CFS
	April 30 Sta 140 = 27.2 CFS

water from cub River
May 1 to 2006

Wink Creek, DE
2006 1 came out 140 CFS

P.W.F.P.

Estimate Wink Creek

L.F.D.

May 1		Water from WC + Wink Creek 440	May 1 Sta 152 = 31.3 CFS	
May 2		Sta 180 = 39.6 CFS	May 2 Sta 150 = 59.6 CFS	
May 3		Sta 168 = 35.5 CFS	May 3 Sta 152 = 31.3 CFS	
May 4	Sta 114 = 50.8	Sta 176 = 38.2 CFS	May 4 Sta 154 = 31.6 CFS	
May 5	Sta 126 = 58.1 CFS	Sta 182 = 40.4 CFS	May 5	
May 6	Sta 130 = 41.1 CFS	Sta 188 = 39.6 CFS	May 6	Sta 154 = 31.6 CFS
May 7	Sta 139 = 67.3 CFS	Sta 190 = 43.3 CFS	May 7	Sta 152 = 31.3 CFS
May 8	Sta 143 = 71.3 CFS	Sta 192 = 44.4 CFS	May 8	Sta 154 = 31.6 CFS
May 9	Sta 151 = 77.9 CFS	Sta 194 = 43.3 CFS	May 9	Sta 152 = 31.3 CFS
May 10	Sta 158 = 83.18 CFS	Sta 202 = 47.7 CFS	May 10	Sta 150 = 29.6 CFS
May 11	Sta 162 = 89.2 CFS	Sta 204 = 48.5 CFS	May 11	Sta 151 = 30.0 CFS
May 12	Sta 163 = 88.1 CFS	Sta 192 = 44.4 CFS	May 12	Sta 151 = 30.0 CFS
May 13	Sta 160 = 17.5 CFS	Sta 180 = 39.6 CFS	May 13	Sta 151 = 30.0 CFS
May 14	Sta 172 = 23.5 CFS	Sta 186 = 41.8 CFS	May 14	Sta 150 = 29.6 CFS
May 15	Sta 86 = 31.4 CFS	Sta 184 = 41.1 CFS	May 15	Sta 154 = 31.6 CFS
May 16	Sta 114 = 49.4 CFS	Sta 186 = 41.8 CFS	May 16	Sta 156 = 32.3 CFS
May 17	Sta 109 = 46.0 CFS	Sta 188 = 41.8 CFS	May 17	Sta 152 = 31.6 CFS
May 18	Sta 118 = 52.3 CFS	Sta 184 = 41.1 CFS	May 18	Sta 154 = 31.6 CFS
May 19	Sta 135 = 65.0 CFS	Sta 186 = 41.8 CFS	May 19	Sta 154 = 31.6 CFS
May 20	Sta 147 = 74.6 CFS	Sta 188 = 41.8 CFS	May 20	Sta 156 = 32.3 CFS
May 21	Sta 156 = 82.0 CFS	Sta 190 = 43.3 CFS	May 21	Sta 154 = 31.6 CFS
May 22	Sta 161 = 86.4 CFS	Sta 192 = 44.4 CFS	May 22	Sta 156 = 32.3 CFS
May 23	Sta 164 = 89.0 CFS	Sta 194 = 43.3 CFS	May 23	Sta 148 = 29.7 CFS
May 24	Sta 164 = 89.0 CFS	Sta 196 = 44.8 CFS	May 24	Sta 154 = 31.6 CFS
May 25	Sta 166 = 91.6 CFS	Sta 198 = 46.2 CFS	May 25	Sta 152 = 31.3 CFS
May 26	Sta 138 = 67.3 CFS	Sta 200 = 47.7 CFS	May 26	Sta 156 = 32.3 CFS
May 27	Sta 114 = 49.4 CFS	Sta 202 = 47.7 CFS	May 27	Sta 156 = 32.3 CFS
May 28	Sta 85 = 30.8 CFS	Sta 204 = 48.5 CFS	May 28	Sta 154 = 31.6 CFS
May 29	Sta 84 = 30.2 CFS	Sta 206 = 49.9 CFS	May 29	Sta 154 = 31.6 CFS
May 30	Sta 88 = 32.5 CFS	Sta 208 = 51.3 CFS	May 30	Sta 156 = 32.3 CFS
May 31	Sta 71 = 23.0 CFS	Sta 210 = 52.7 CFS	May 31	Sta 156 = 32.3 CFS

Water from CUR 2006

General to 30

P.L.V.F.D

Tomont F.D

~~Wormwood Marsh Creek~~

June 1 Sta 71 = 23.0 CFS
 June 2 Sta 81 = 28.5 CFS
 June 3 Sta 66 = 20.4 CFS
 June 4 Sta 72 = 23.5 CFS
 June 5 Sta 68 = 21.5 CFS
 June 6 Sta 90 = 33.7 CFS
 June 7 Sta 102 = 41.3 CFS
 June 8 Sta 105 = 45.3 CFS
 June 9 Sta 98 = 38.7 CFS
 June 10 Sta 90 = 33.7 CFS
 June 11 Sta 88 = 32.5 CFS
 June 12 Sta 84 = 30.2 CFS
 June 13 Sta 82 = 29.0 CFS
 June 14 Sta 82 = 29.0 CFS
 June 15 Sta 100 = 40.0 CFS
 June 16 Sta 98 = 38.1 CFS
 June 17 Sta 125 = 57.4 CFS
 June 18 Sta 140 = 68.9 CFS
 June 19 Sta 123 = 79.5 CFS
 June 20 Sta 153 = 81.2 CFS
 June 21 Sta 130 = 61.1 CFS
 June 22 Sta 121 = 54.4 CFS
 June 23 Sta 118 = 52.3 CFS
 June 24 Sta 136 = 58.9 CFS
 June 25 Sta 130 = 61.1 CFS
 June 26 Sta 131 = 61.1 CFS
 June 27 Sta 142 = 70.5 CFS
 June 28 Sta 142 = 70.5 CFS
 June 29 Sta 136 = 65.7 CFS
 June 30 Sta 136 = 65.7 CFS
 June 1 to 30 = 2833.4 AF

June 1 Sta 154 = 30.9 CFS
 June 2 Sta 152 = 30.3 CFS
 June 3 Sta 126 = 31.5 CFS
 June 4 Sta 156 = 31.5 CFS
 June 5 Sta 156 = 31.5 CFS
 June 6 Sta 155 = 31.2 CFS
 June 7 Sta 154 = 30.9 CFS
 June 8 Sta 154 = 30.9 CFS
 June 9 Sta 154 = 30.9 CFS
 June 10 Sta 158 = 32.1 CFS
 June 11 Sta 156 = 31.5 CFS
 June 12 Sta 156 = 31.5 CFS
 June 13 Sta 154 = 30.9 CFS
 June 14 Sta 154 = 30.9 CFS
 June 15 Sta 156 = 31.5 CFS
 June 16 Sta 156 = 31.5 CFS
 June 17 Sta 152 = 30.3 CFS
 June 18 Sta 156 = 31.5 CFS
 June 19 Sta 156 = 31.5 CFS
 June 20 Sta 154 = 30.9 CFS
 June 21 Sta 154 = 30.9 CFS
 June 22 Sta 148 = 29.0 CFS
 June 23 Sta 156 = 31.5 CFS
 June 24 Sta 152 = 30.3 CFS
 June 25 Sta 154 = 30.9 CFS
 June 26 Sta 154 = 30.9 CFS
 June 27 Sta 154 = 30.9 CFS
 June 28 Sta 154 = 30.3 CFS
 June 29 = Sprinkler on Field
 June 30 = Sprinkler on Field

June 1 Sta 166 = 32.3 CFS
 June 2 Sta 158 = 32.9 CFS
 June 3 Sta 158 = 32.9 CFS
 June 4 Sta 156 = 32.3 CFS
 June 5 Sta 158 = 32.9 CFS
 June 6 Sta 159 = 33.3 CFS
 June 7 Sta 158 = 32.9 CFS
 June 8 Sta 156 = 32.3 CFS
 June 9 Sta 158 = 32.9 CFS
 June 10 Sta 158 = 32.9 CFS
 June 11 Sta 156 = 32.3 CFS
 June 12 Sta 158 = 32.9 CFS
 June 13 Sta 156 = 32.3 CFS
 June 14 Sta 158 = 32.9 CFS
 June 15 Sta 158 = 32.9 CFS
 June 16 Sta 158 = 32.9 CFS
 June 17 Sta 158 = 29.6 CFS
 June 18 Sta 158 = 32.9 CFS
 June 19 Sta 156 = 32.3 CFS
 June 20 Sta 158 = 32.9 CFS
 June 21 Sta 158 = 32.9 CFS
 June 22 Sta 158 = 32.9 CFS
 June 23 Sta 158 = 32.9 CFS
 June 24 Sta 156 = 32.3 CFS
 June 25 Sta 154 = 31.6 CFS
 June 26 Sta 156 = 32.3 CFS
 June 27 Sta 156 = 32.3 CFS
 June 28 Sta 154 = 31.6 CFS
 June 29 Sta 154 = 31.6 CFS
 June 30 Sta 152 = 31.3 CFS

Water from Cent R 2006

July 1 to 31

P.W.F.D

Linmont F.D

Wormored

Sprinkler on Field

" " "

Worm Creek Sta 152 = 30.3 CFS

Worm Creek Sta 148 = 29.0 CFS

Worm Creek Sta 148 = 29.0 CFS

Worm Creek Sta 147 = 28.6 CFS

Worm Creek Sta 150 = 29.6 CFS

Worm Creek Sta 148 = 29.0 CFS

Worm Creek Sta 110 = 17.0 CFS

Worm Creek Sta 118 = 19.5 CFS

Worm Creek Sta 116 = 18.9 CFS

Worm Creek Sta 114 = 18.2 CFS

Worm Creek Sta 112 = 17.6 CFS

Worm Creek Sta 112 = 17.6 CFS

Worm Creek Sta 112 = 17.6 CFS

Worm Creek Sta 110 = 17.0 CFS

Worm Creek Sta 114 = 18.2 CFS

Worm Creek Sta 112 = 17.6 CFS

Worm Creek Sta 110 = 17.0 CFS

Worm Creek Sta 108 = 16.4 CFS

Worm Creek Sta 138 = 25.8 CFS

Worm Creek Sta 132 = 23.8 CFS

Worm Creek Sta 128 = 22.6 CFS

Worm Creek Sta 128 = 22.6 CFS

Stopped Reading

Worm Creek Sta 138 = 25.8 CFS

Worm Creek Sta 132 = 25.4 CFS

July 1 Sta 134 = 64.2 CFS

July 2 Sta 134 = 64.2 CFS

July 3 Sta 122 = 55.2 CFS

July 4 Sta 110 = 46.7 CFS

July 5 Sta 110 = 46.7 CFS

July 6 Sta 110 = 46.7 CFS

July 7 Sta 96 = 37.5 CFS

July 8 Sta 195 = 36.8 CFS

July 9 Sta 95 = 36.8 CFS

July 10 Sta 76 = 25.7 CFS

July 11 Sta 74 = 24.6 CFS

July 12 Sta 70 = 22.5 CFS

July 13 Sta 66 = 20.4 CFS

July 14 Sta 66 = 20.4 CFS

July 15 Sta 66 = 20.4 CFS

July 16 Sta 66 = 20.4 CFS

July 17 Sta 66 = 20.4 CFS

July 18 Sta 66 = 20.4 CFS

July 19 Sta 46 = 11.4 CFS

July 20 Sta 46 = 11.4 CFS

July 21 Sta 46 = 11.4 CFS

July 22 Sta 43 = 10.2 CFS

July 23 Sta 43 = 10.2 CFS

July 24 Sta 42 = 9.8 CFS

July 25 Sta 46 = 11.4 CFS

July 26 Sta 46 = 11.4 CFS

July 27 Sta 46 = 11.4 CFS

July 28 Sta 40 = 9.1 CFS

July 29 Sta 40 = 9.1 CFS

July 30 Sta 40 = 9.1 CFS

July 31 Sta 38 = 8.5 CFS

July 1 Sta 155 = 32.3 CFS

July 2 Sta 155 = 32.3 CFS

July 3 Sta 155 = 32.3 CFS

July 4 Sta 158 = 32.9 CFS

July 5 Sta 158 = 32.9 CFS

July 6 Sta 152 = 31.3 CFS

July 7 Sta 152 = 31.3 CFS

July 8 Sta 155 = 32.3 CFS

July 9 Sta 152 = 31.3 CFS

July 10 Sta 156 = 32.3 CFS

July 11 Sta 156 = 32.3 CFS

July 12 Sta 156 = 32.3 CFS

July 13 Sta 156 = 32.3 CFS

July 14 Sta 152 = 31.3 CFS

July 15 Sta 155 = 32.3 CFS

July 16 Sta 155 = 32.3 CFS

July 17 Sta 152 = 31.3 CFS

July 18 Sta 152 = 31.3 CFS

July 19 Sta 152 = 31.3 CFS

July 20 Sta 152 = 31.3 CFS

July 21 Sta 152 = 31.3 CFS

July 22 Sta 152 = 31.3 CFS

July 23 Sta 145 = 29.7 CFS

July 24 Sta 158 = 32.9 CFS

July 25 Sta 152 = 31.3 CFS

July 26 Sta 152 = 31.3 CFS

July 27 Sta 152 = 31.3 CFS

July 28 Sta 156 = 32.3 CFS

July 29 Sta 152 = 31.3 CFS

July 30 Sta 154 = 31.6 CFS

July 31 Sta 156 = 32.3 CFS

Water from ~~Creek~~ River 2006

Aug 1 to 31

P.W.F.D CFS

Aug 1 Sta 36 = 7.5 CFS
 Aug 2 Sta 36 = 7.5 CFS
 Aug 3 Sta 36 = 7.5 CFS
 Aug 4 Sta 36 = 7.5 CFS
 Aug 5 Sta 36 = 7.5 CFS
 Aug 6 Sta 36 = 7.5 CFS
 Aug 7 Sta 36 = 7.5 CFS
 Aug 8 Sta 36 = 7.5 CFS
 Aug 9 Sta 36 = 7.5 CFS
 Aug 10 Sta 36 = 7.5 CFS
 Aug 11 Sta 36 = 7.5 CFS
 Aug 12 Sta 36 = 7.5 CFS
 Aug 13 Sta 34 = 6.5 CFS
 Aug 14 Sta 34 = 6.5 CFS
 Aug 15 Sta 34 = 6.5 CFS

Aug 16 Sta 34 = 6.5 CFS
 Aug 17 Sta 34 = 6.5 CFS
 Aug 18 Sta 20 = 3.0 CFS
 Aug 19 Sta 20 = 3.0 CFS
 Aug 20 Sta 15 = 2.0 CFS

Aug 21 - off
 Aug 22 - off
 Aug 23 - off
 Aug 24 - off
 Aug 25 - off
 Aug 26 - off
 Aug 27 - off
 Aug 28 - off
 Aug 29 - off
 Aug 30 - off

Aug 1 to 31 = 261.0 AF

Water Weir Posture
 " " "

Aug 19 - Warm Creek - Sta 141 = 26.9 CFS

Aug 21 ^{Mink Creek} Sta 90 = 20.3 CFS
 Aug 22 ^{Warm Creek} Sta 141 = 26.9 CFS

Aug 24 Warm Creek Sta 138 = 25.9 CFS
 Think creek cut
 Rained 28"

L.F.D

Aug 1 Sta 156 = 32.3 CFS
 Aug 2 Sta 152 = 31.3 CFS
 Aug 3 Sta 150 = 29.6 CFS
 Aug 4 Sta 152 = 31.3 CFS
 Aug 5 Sta 156 = 32.3 CFS
 Aug 6 Sta 156 = 32.3 CFS
 Aug 7 Sta 152 = 31.3 CFS
 Aug 8 Sta 152 = 31.3 CFS
 Aug 9 Sta 152 = 31.3 CFS
 Aug 10 Sta 146 = 29.0 CFS
 Aug 11 Sta 154 = 31.6 CFS
 Aug 12 Sta 154 = 31.6 CFS
 Aug 13 Sta 152 = 31.3 CFS
 Aug 14 Sta 152 = 31.3 CFS
 Aug 15 Sta 154 = 31.6 CFS

Aug 16 Sta 140 = 27.2 CFS
 Aug 17 Sta 150 = 30.3 CFS
 Aug 18 Sta 148 = 29.7 CFS
 Aug 19 Sta 140 = 27.2 CFS
 Aug 20 Sta 139 = 26.9 CFS
 Aug 21 Sta 138 = 26.6 CFS
 Aug 22 Sta 134 = 25.4 CFS
 Aug 23 Sta 134 = 25.4 CFS
 Aug 24 Sta 130 = 24.8 CFS
 Aug 25 Sta 162 = 19.1 CFS
 Aug 26 Sta 118 = 20.8 CFS
 Aug 27 Sta 118 = 20.8 CFS
 Aug 28 Sta 118 = 20.8 CFS
 Aug 29 Sta 120 = 21.3 CFS
 Aug 30 Sta 118 = 20.8 CFS

Water from Cul R. 2006
Sept 1 to 30

P.W.F.D

Remarks

Lumont F.D

Sept 1 - off
Sept 2 - off
Sept 3 - off
Sept 4 - off
Sept 5 - off
Sept 6 - off
Sept 7 - off
Sept 8 - off
Sept 9 - off
Sept 10 - off
Sept 11 - off
Sept 12 - off
Sept 13 - off
Sept 14 - off
Sept 15 - off

Started cleaning P.W.F.D

Rain
turned 4 CFS to Johnson R.

Rain

Sept 1 Sta 114 = 19.7 CFS
Sept 2 Sta 120 = 21.3 CFS
Sept 3 Sta 120 = 21.3 CFS
Sept 4 Sta 120 = 21.3 CFS
Sept 5 Sta 123 = 22.2 CFS
Sept 6 Sta 120 = 21.3 CFS
Sept 7 Sta 122 = 21.9 CFS
Sept 8 Sta 121 = 21.6 CFS
Sept 9 Sta 122 = 21.9 CFS
Sept 10 Sta 123 = 21.9 CFS
Sept 11 Sta 124 = 22.5 CFS
Sept 12 Sta 124 = 22.5 CFS
Sept 13 Sta 120 = 21.3 CFS
Sept 14 Sta 120 = 21.3 CFS
Sept 15 Sta 126 = 23.0 CFS

Sept 16 - off
Sept 17 - off
Sept 18 - off
Sept 19 - off
Sept 20 - off
Sept 21 - off
Sept 22 - off
Sept 23 - off
Sept 24 - off
Sept 25 - off
Sept 26 - off
Sept 27 - off

Rain

34°
30°
36

Wink Creek Shut off - Rain

Started Pump at Glendale

5:45 PM Shut Down To
Sta 75 = 11.0 CFS

Shut Pump off 9-29-06 - 9:20 AM

Sept 16 Sta 126 = 23.0 CFS
Sept 17 Sta 126 = 23.0 CFS
Sept 18 Sta 126 = 23.0 CFS
Sept 19 Sta 126 = 23.0 CFS
Sept 20 Sta 126 = 23.0 CFS
Sept 21 Sta 126 = 23.0 CFS
Sept 22 Sta 130 = 24.2 CFS
Sept 23 - off
Sept 24 - off
Sept 25 - off
Sept 26 - off
Sept 27 - Pump 10.0 CFS
Sept 28 Sta 80 = 11.3 CFS
Sept 29 Sta 80 = 11.3 CFS
Sept 30 Sta 86 = 12.6 CFS

Sept 28 Sta 86 = 31.4 CFS
Sept 29 Sta 48 = 12.2 CFS
Sept 30 Sta 48 = 12.2 CFS
Sept 1 to 30 = 111.6 AF

Water From Cut River 2006

Oct 1 to 31 - 2006

P.W.F.D

CFS

Remarks

Lament F.D

Oct 1 Sta 49 = 12.6 CFS
 Oct 2 Sta 49 = 12.6 CFS
 Oct 3 Sta 49 = 12.6 CFS
 Oct 4 Sta 46 = 11.4 CFS
 Oct 5 Sta 46 = 11.4 CFS
 Oct 6 Sta 46 = 11.4 CFS
 Oct 7 Sta 46 = 11.4 CFS
 Oct 8 Sta 46 = 11.4 CFS
 Oct 9 Sta 46 = 11.4 CFS
 Oct 10 Sta 42 = 10.2 CFS
 Oct 11 Sta 42 = 10.2 CFS
 Oct 12 Sta 42 = 10.2 CFS
 Oct 13 Sta 40 = 9.1 CFS
 Oct 14 Sta 41 = 10.6 CFS
 Oct 15 Sta 46 = 10.6 CFS
 Oct 16 Sta 46 = 10.6 CFS
 Oct 17 Sta 46 = 10.6 CFS
 Oct 18 Sta 42 = 10.2 CFS
 Oct 19 Sta 42 = 10.2 CFS
 Oct 20 Sta 42 = 10.2 CFS
 Oct 21 Sta 41 = 10.6 CFS
 Oct 22 Sta 41 = 10.6 CFS
 Oct 23 Sta 41 = 10.6 CFS
 Oct 24 Sta 41 = 10.6 CFS
 Oct 25 Sta 41 = 10.6 CFS
 Oct 26 Sta 41 = 10.6 CFS
 Oct 27 Sta 41 = 10.6 CFS

Cut Sta. From 49 to 46

Rain

Rain

Rain

Rain

Cut Sta 46 to 42

Cut Sta 42 to 40

Dump 1.5 CFS Below Bridge

Rain

Bridge to W. Creek 3.43 Sta

Oct 1 Sta 86 = 12.6 CFS
 Oct 2 Sta 86 = 12.6 CFS
 Oct 3 Sta 86 = 12.6 CFS
 Oct 4 Sta 96 = 12.6 CFS
 Oct 5 Sta 86 = 12.6 CFS
 Oct 6 Sta 86 = 12.6 CFS
 Oct 7 Sta 88 = 13.1 CFS
 Oct 8 Sta 90 = 11.3 CFS
 Oct 9 Sta 88 = 11.3 CFS
 Oct 10 Sta 80 = 11.3 CFS
 Oct 11 Sta 70 = 9.11 CFS
 Oct 12 Sta 70 = 9.11 CFS
 Oct 13 Sta 70 = 9.11 CFS
 Oct 14 Sta 72 = 9.53 CFS
 Oct 15 Sta 66 = 8.31 CFS
 Oct 16 Sta 68 = 8.77 CFS
 Oct 17 Sta 65 = 8.11 CFS
 Oct 18 Sta 58 = 6.77 CFS
 Oct 19 Sta 59 = 6.77 CFS
 Oct 20 Sta 60 = 7.15 CFS
 Oct 21 Sta 58 = 6.77 CFS
 Oct 22 Sta 58 = 6.77 CFS
 Oct 23 Sta 58 = 6.77 CFS
 Oct 24 Sta 58 = 6.77 CFS
 Oct 25 Sta 58 = 6.77 CFS
 Oct 26 Sta 58 = 6.77 CFS
 Oct 27 Sta 58 = 6.77 CFS

Water from cut River

Nov 1 to Nov 31 2006

Nov 1 to 31 Water brought over 725 AF

Moser Olmerson - PWR .90 CFS PWI 41.85 CFS

Rendlishaber PWR .36 CFS PWI = 2.5785 CFS

Chadwick System PWR .39 CFS PWI = 2.754 CFS

Jarson & Wendward - PWR .375 CFS PWI = 2.29635 CFS

Fater System = PWR - none PWI = 1.89135 CFS

Hall System = PWR - .225 CFS PWI = 4.1796 CFS

Palmer System - PWR - none PWI = 1.43775 CFS

Moser System PWR - .05 PWI = 4.7601 CFS

Palmer 5325.00

Mosier 3800.00

PL. 10. 120.00

Jay 3050.00

Broaden 120.00

Egypt

June 15 = 5317.49
June 1 = 5244.56
June 1 to 15 = 72.93 AF used

July 1 - 5537.51
June 15 - 5317.49
June 15 to July 1 220.02 AF used

July 15 5670.92
July 1 - 5537.51
July 1 to 15 = 133.41 AF used

Aug 1 5834.68
July 15 5670.92
July 15 to Aug 1 = 163.76 AF used

Aug 15 6042.67
Aug 1 5834.68
Aug 1 to 15 207.99 AF used

Sept 1 6106.52
Aug 15 6042.67
Aug 15 to 31 63.85 AF used

Sept 15
Sept 1 6106.52
Sept 1 to 15 AF used

Condie

June 15 - 6232.31
June 1 - 6124.89
June 1 to 15 = 107.42 AF used

July 1 - 6395.67
June 15 - 6232.31
June 15 to July 1 63.36 AF used

July 15 6491.50
July 1 - 6395.67
July 1 to 15 95.86 AF used

Aug 1 6620.69
July 15 6491.53
July 15 to Aug 1 = 129.16 AF used

Aug 15 6757.48
Aug 1 6620.69
Aug 1 to 15 136.79 AF used

Sept 1 - 6815.84
Aug 15 - 6757.48
Aug 15 to 31 58.36 AF used

Sept 15
Sept 1 6815.84
Sept 1 to 15 AF used

Methu Reading 2005

Condie June 1-05

5591.77 July 16
5408.64 June 1
 183.13 H.F. used

5749.36 Aug 2
5591.77 ~~July 16~~
 157.59 H.F. used

5898.13 Aug 26
5749.36 - Aug 2
 148.77 = H.F. used

148.77 Total H.F. used

Aug 26 = 5898.20

Egypt = June 1-05

July 16 4596.14
June 1 4255.44
 340.7 H.F. used

Aug 2 = 4709.72
 July 16 = 4596.14
 Aug 2 = 113.58 H.F. used

Aug 26 = 5001.20
 Aug 2 = 4709.72

↑ ~~Aug 26~~
 Aug 26 745.76 H.F. used 291.48 H.F. used

Aug 26 = 5001.20

June 1 to 30 2005
Reservoir outlets

Sanborn outlet

Johnson outlet

Fater outlet

June 1 - Sta 75 = 9.53 CFS
 June 2 - Sta 80 = 11.30 CFS
 June 3 - Sta 80 = 11.30 CFS
 June 4 - Sta 80 = 11.30 CFS
 June 5 - Sta 80 = 11.30 CFS
 June 6 - Sta 88 = 13.10 CFS
 June 7 - Sta 88 = 13.10 CFS
 June 8 - Sta 88 = 13.11 CFS
 June 9 - Sta 88 = 13.10 CFS
 June 10 - Sta 88 = 13.1 CFS
 June 11 - Sta 88 = 13.1 CFS
 June 12 - Sta 88 = 13.1 CFS
 June 13 - Sta 88 = 13.1 CFS
 June 14 - Sta 98 = 15.5 CFS
 June 15 - Sta 98 = 15.5 CFS
 June 16 - Sta 98 = 15.5 CFS
 June 17 - Sta 98 = 15.5 CFS
 June 18 - Sta 99 = 15.8 CFS
 June 19 - Sta 99 = 15.8 CFS
 June 20 - Sta 96 = 15.32 CFS
 June 21 - Sta 96 = 15.00 CFS
 June 22 - Sta 94 = 14.5 CFS
 June 23 - Sta 91 = 9.32 CFS
 June 24 - Sta 80 = 11.30 CFS
 June 25 - Sta 500 = 16.00 CFS
 June 26 - Sta 1.00 = 16.01 CFS
 June 27 - Sta 102 = 16.5 CFS
 June 28 - Sta 102 = 16.5 CFS
 June 29 - Sta 120 = 21.3 CFS
 June 30 - Sta 120 = 21.3 CFS
 June 1 to 30 = 419.77 CFS
 11 " 839.54 AF

June 1 off
 June 2 off
 June 3 off
 June 4 off
 June 5 off
 June 6 off
 June 7 off
 June 8 off
 June 9 off
 June 10 off
 June 11 off
 June 12 off
 June 13 off
 June 14 off
 June 15 off
 June 16 off
 June 17 off
 June 18 off
 June 19 off
 June 20 off
 June 21 off
 June 22 off
 June 23 off
 June 24 off
 June 25 off
 June 26 off
 June 27 off
 June 28 off
 June 29 off
 June 30 off

June 1 Sta 1.00 = 24.0 CFS
 June 2 Sta 86 = 19.4 CFS
 June 3 Sta 74 = 14.9 CFS
 June 4 Sta 69 = 12.7 CFS
 June 5 Sta 70 = 13.6 CFS
 June 6 Sta 68 = 13.0 CFS
 June 7 Sta 68 = 13.0 CFS
 June 8 Sta 68 = 13.0 CFS
 June 9 Sta 58 = 10.1 CFS
 June 10 Sta 58 = 10.1 CFS
 June 11 Sta 58 = 10.1 CFS
 June 12 Sta 58 = 10.1 CFS
 June 13 Sta 58 = 10.1 CFS
 June 14 Sta 56 = 9.52 CFS
 June 15 Sta 20 = 13.6 CFS
 June 16 Sta 70 = 13.6 CFS
 June 17 Sta 79 = 16.5 CFS
 June 18 Sta 78 = 16.2 CFS
 June 19 Sta 78 = 16.2 CFS
 June 20 Sta 98 = 22.5 CFS
 June 21 Sta 1.00 = 24.0 CFS
 June 22 Sta 1.01 = 24.0 CFS
 June 23 Sta 1.06 = 27.1 CFS
 June 24 Sta 1.20 = 32.1 CFS
 June 25 Sta 1.28 = 32.1 CFS
 June 26 Sta 1.20 = 32.1 CFS
 June 27 Sta 1.22 = 33.0 CFS
 June 28 Sta 1.28 = 35.6 CFS
 June 29 Sta 1.26 = 34.7 CFS
 June 30 Sta 1.26 = 34.7 CFS
 June 1-30 = 590.82 CFS
 June 1-30 = 1181.64 AF

← used →

Summit down
July 16: 2005
14:30
14:30

Summit down
July 20 12:00 down
14:30

July 1 to

2005

Summit outlet

Johnson outlet

Father outlet

July 1 Sta 131 = 24.5 CFS
July 2 Sta 131 = 24.5 CFS
July 3 Sta 131 = 24.5 CFS
July 4 Sta 131 = 24.5 CFS
July 5 Sta 131 = 24.5 CFS
July 6 Sta 140 = 27.2 CFS
July 7 Sta 140 = 27.2 CFS
July 8 Sta 154 = 31.6 CFS
July 9 Sta 145 = 28.1 CFS
July 10 Sta 140 = 27.2 CFS
July 11 Sta 154 = 31.6 CFS
July 12 Sta 140 = 27.2 CFS
July 13 Sta 127 = 23.6 CFS
July 14 Sta 130 = 24.2 CFS
July 15 Sta 130 = 24.2 CFS
July 16 Sta 130 = 24.2 CFS

July 1 off
July 2 off
July 3 off
July 4 off
July 5 Sta 44 = 3.80 CFS
July 6 Sta 48 = 4.32 CFS
July 7 Sta 60 = 6.00 CFS
July 8 Sta 60 = 6.00 CFS
July 9 Sta 72 = 7.89 CFS
July 10 Sta 50 = 4.72 CFS
July 11 Sta 50 = 4.72 CFS
July 12 Sta 50 = 4.72 CFS
July 13 Sta 50 = 4.72 CFS
July 14 Sta 28 = 1.95 CFS
July 15 Sta 28 = 1.95 CFS
July 16 off

July 1 Sta 126 = 34.7 CFS
July 2 Sta 124 = 33.8 CFS
July 3 Sta 124 = 33.8 CFS
July 4 Sta 124 = 33.8 CFS
July 5 Sta 124 = 33.8 CFS
July 6 Sta 123 = 33.4 CFS
July 7 Sta 126 = 34.7 CFS
July 8 Sta 130 = 36.5 CFS
July 9 Sta 130 = 36.5 CFS
July 10 Sta 130 = 36.5 CFS
July 11 Sta 129 = 36.0 CFS
July 12 Sta 127 = 35.1 CFS
July 13 Sta 126 = 34.7 CFS
July 14 Sta 120 = 32.1 CFS
July 15 Sta 120 = 32.1 CFS
July 16 Sta 110 = 27.9 CFS

July 1 to 16 = 837.8 AF

used 101.58 AF

July 1 to 16 = 1090.8 AF

July 17 Sta 132 = 24.8 CFS
July 18 Sta 141 = 27.5 CFS
July 19 Sta 145 = 28.8 CFS
July 20 Sta 140 = 27.2 CFS
July 21 Sta 140 = 27.2 CFS
July 22 Sta 135 = 25.7 CFS
July 23 Sta 135 = 25.7 CFS
July 24 Sta 134 = 25.4 CFS
July 25 Sta 134 = 25.4 CFS
July 26 Sta 126 = 23.0 CFS
July 27 Sta 118 = 20.8 CFS
July 28 Sta 118 = 20.8 CFS
July 29 Sta 110 = 18.6 CFS
July 30 Sta 104 = 17.0 CFS
July 31 Sta 104 = 17.0 CFS

July 17 = off
July 18 = off
July 19 = off
July 20 = off
July 21 = off
July 22 = off
July 23 = off
July 24 = off
July 25 = off
July 26 = off
July 27 = off
July 28 = off
July 29 = off
July 30 = off
July 31 = off

July 17 Sta 106 = 26.3 CFS
July 18 Sta 96 = 24.5 CFS
July 19 Sta 98 = 23.2 CFS
July 20 Sta 96 = 22.5 CFS
July 21 Sta 96 = 22.5 CFS
July 22 Sta 96 = 22.5 CFS
July 23 Sta 96 = 22.5 CFS
July 24 Sta 82 = 21.0 CFS
July 25 Sta 96 = 22.5 CFS
July 26 Sta 94 = 21.8 CFS
July 27 Sta 91 = 20.7 CFS
July 28 Sta 88 = 19.6 CFS
July 29 Sta 84 = 18.2 CFS
July 30 Sta 104 = 25.6 CFS
July 31 Sta 98 = 23.2 CFS

July 17 to 31 = 709.8 AF

July 1 to 31 = 21

101.58 AF

aug 8 2005
Lamont 12' down
1445 HF

Aug 1 to 31 2005
Reservoir outlets

Lamont outlet

Johnson outlet

Forster outlet

Aug 1 Sta 92 = 14.3 CFS
Aug 2 Sta 92 = 14.3 CFS
Aug 3 Sta 91 = 13.8 CFS
Aug 4 Sta 106 = 17.5 CFS
Aug 5 Sta 116 = 20.2 CFS
Aug 6 Sta 116 = 20.2 CFS
Aug 7 Sta 116 = 20.2 CFS
Aug 8 Sta 116 = 20.2 CFS
Aug 9 Sta 132 = 24.8 CFS
Aug 10 Sta 140 = 27.2 CFS
Aug 11 Sta 146 = 29.1 CFS
Aug 12 Sta 146 = 29.1 CFS
Aug 13 Sta 149 = 30.0 CFS
Aug 14 Sta 136 = 26.0 CFS
Aug 15 Sta 140 = 27.2 CFS
Aug 16 Sta 138 = 26.6 CFS
Aug 17 Sta 124 = 24.8 CFS
Aug 18 Sta 122 = 21.9 CFS
Aug 19 Sta 122 = 21.9 CFS
Aug 20 Sta 120 = 21.3 CFS
Aug 21 Sta 118 = 20.8 CFS
Aug 22 Sta 126 = 23.0 CFS
Aug 23 Sta 130 = 24.2 CFS
Aug 24 Sta 138 = 26.6 CFS
Aug 25 Sta 140 = 27.2 CFS
Aug 26 Sta 144 = 28.5 CFS
Aug 27 Sta 142 = 27.8 CFS
Aug 28 Sta 120 = 21.3 CFS
Aug 29 Sta 100 = 16.0 CFS
Aug 30 Sta 90 = 13.6 CFS
Aug 31 Sta 94 = 14.5 CFS
Aug 1 to 31 = 1383.6 HF

Aug 1 off
Aug 2 off
Aug 3 off
Aug 4 off
Aug 5 off
Aug 6 off
Aug 7 off
Aug 8 off
Aug 9 off
Aug 10 off
Aug 11 off
Aug 12 off
Aug 13 off
Aug 14 off
Aug 15 off
Aug 16 off
Aug 17 off
Aug 18 off
Aug 19 off
Aug 20 off
Aug 21 off
Aug 22 off
Aug 23 off
Aug 24 off
Aug 25 off
Aug 26 off
Aug 27 off
Aug 28 Sta 40 = 3.18 CFS
Aug 29 Sta 40 = 3.18 CFS
Aug 30 Sta 40 = 3.18 CFS
Aug 31 Sta 38 = 3.06 CFS
Aug 1 to 31 = 25.7 HF

Aug 1 Sta 90 = 20.3 CFS
Aug 2 Sta 96 = 22.5 CFS
Aug 3 Sta 96 = 22.5 CFS
Aug 4 Sta 96 = 22.5 CFS
Aug 5 Sta 96 = 22.5 CFS
Aug 6 Sta 96 = 22.5 CFS
Aug 7 Sta 92 = 21.0 CFS
Aug 8 Sta 96 = 22.5 CFS
Aug 9 Sta 106 = 26.3 CFS
Aug 10 Sta 120 = 32.1 CFS
Aug 11 Sta 118 = 31.3 CFS
Aug 12 Sta 118 = 31.3 CFS
Aug 13 Sta 104 = 30.4 CFS
Aug 14 Sta 116 = 30.4 CFS
Aug 15 Sta 100 = 24.8 CFS
Aug 16 Sta 104 = 25.6 CFS
Aug 17 Sta 94 = 21.9 CFS
Aug 18 Sta 102 = 24.8 CFS
Aug 19 Sta 88 = 19.6 CFS
Aug 20 Sta 80 = 16.8 CFS
Aug 21 Sta 74 = 14.9 CFS
Aug 22 Sta 76 = 15.5 CFS
Aug 23 Sta 76 = 15.5 CFS
Aug 24 Sta 74 = 14.9 CFS
Aug 25 Sta 96 = 22.5 CFS
Aug 26 Sta 98 = 23.2 CFS
Aug 27 Sta 88 = 19.6 CFS
Aug 28 Sta 86 = 18.9 CFS
Aug 29 Sta 74 = 14.9 CFS
Aug 30 Sta 74 = 14.9 CFS
Aug 31 Sta 68 = 13.0 CFS
Aug 1 to 31 = 1050.7 HF

Sept 1 to 30 - 2005
 Jamnath outlet

Sept 1 to 30 - 2005
 Reservoir out lets
 Johnson outlet
 Foster outlet

Sept 1 Sta 134 = 25.4 CFS
 Sept 2 Sta 125 = 23.8 CFS
 Sept 3 Sta 120 = 21.3 CFS
 Sept 4 Sta 115 = 19.9 CFS
 Sept 5 Sta 112 = 19.1 CFS
 Sept 6 Sta 95 = 14.8 CFS
 Sept 7 Sta 95 = 14.8 CFS
 Sept 8 Sta 95 = 14.8 CFS
 Sept 9 Sta 95 = 14.5 CFS
 Sept 10 Sta 120 = 21.3 CFS
 Sept 11 Sta 118 = 20.8 CFS
 Sept 12 Sta 120 = 21.3 CFS
 Sept 13 Sta 120 = 21.3 CFS
 Sept 14 Sta 110 = 18.6 CFS
 Sept 15 Sta 110 = 18.6 CFS
 Sept 16 Sta 58 = 6.91 CFS
 Empty

Sept 1 Sta 36 = 3.06 CFS
 Sept 2 Sta 36 = 3.06 CFS
 Sept 3 Sta 36 = 3.06 CFS
 Sept 4 Sta 36 = 3.06 CFS
 Sept 5 Sta 36 = 3.06 CFS
 Sept 6 Sta 36 = 3.06 CFS
 Sept 7 Sta 36 = 3.06 CFS
 Sept 8 off
 Sept 9 off
 Sept 10 off
 Sept 11 off
 Sept 12 off
 Sept 13 off
 Sept 14 off
 Sept 15 Sta 40 = 3.30 CFS
 Sept 16 Sta 83 = 9.67 CFS
 Sept 17 Sta 90 = 10.89 CFS
 Sept 18 Sta 90 = 10.89 CFS
 Sept 19 Sta 94 = 11.61 CFS
 Sept 20 Sta 94 = 11.61 CFS
 Sept 21 Sta 94 = 11.61 CFS
 Sept 22 Sta 92 = 11.25 CFS
 Sept 23 Sta 95 = 11.25 CFS
 Sept 24 Sta 90 = 10.89 CFS
 Sept 25 Sta 90 = 10.89 CFS
 Sept 26 Sta 88 = 10.71 CFS
 Sept 27 Sta 89 = 10.71 CFS
 Sept 28 Sta 89 = 10.71 CFS
 Sept 29 Sta 89 = 10.71 CFS
 Sept 30 Sta 89 = 10.71 CFS

Sept 1 Sta 68 = 13.7 CFS
 Sept 2 Sta 80 = 16.8 CFS
 Sept 3 Sta 88 = 19.6 CFS
 Sept 4 Sta 73 = 14.5 CFS
 Sept 5 Sta 74 = 14.9 CFS
 Sept 6 Sta 72 = 14.2 CFS
 Sept 7 Sta 80 = 16.8 CFS
 Sept 8 Sta 78 = 16.2 CFS
 Not read from 8th to 29th

Sept 30 ~ 10 CFS to CWR.
 Farrow

Sept 29 Sta 46 = 6.96 CFS
 Sept 30 Sta 76 = 15.5 CFS

2005

Lamont outlet

Johnson outlet

Foster outlet

Oct

Entry

Oct 1 =

off

Oct 11 A.M. = 15.545

2006

Lament & Johnson outlet

Lament outlet

May 1 to June 1

2006

Johnson outlet

Foster outlet

~~May 1 to June 1~~ CFS

CFS

CFS

May 21 - Sal 48 = 29.7 CFS

May 22 = Sal 42 = 27.8 CFS

May 23 Sal 36 = 23.0 CFS

May 24 Sal 34 = 25.4 CFS

May 25 Sal 38 = 26.6 CFS

May 26 Sal 28 = 23.6 CFS

May 27 Sal 110 = 18.6 CFS

May 28 Sal 102 = 16.3 CFS

May 29 Sal 92 = 14.0 CFS

May 30 Sal 83 = 11.9 CFS

May 25 Sal 96 = 22.5 CFS

June 25 = 5.1 Jamm
1971 HF

Res. Bullets 2006
Johnsonville

July 1 Jamm
Round 8 ft = 200
1737.62 AF

Jammout bullet

Forster outlet

June 1 La 90 = 13.8 CFS

June 2 La 96 = 13.8 CFS

June 3 La 88 = 11.9 CFS

June 4 La 83 = 11.9 CFS

June 5 La 82 = 11.7 CFS

June 6 La 92 = 14.0 CFS

June 7 La 106 = 17.5 CFS

June 8 La 96 = 15.0 CFS

June 9 La 86 = 12.6 CFS

June 10 La 82 = 11.7 CFS

June 11 La 94 = 14.5 CFS

June 12 La 96 = 15.0 CFS

June 13 La 104 = 17.0 CFS

June 14 La 104 = 17.0 CFS

June 15 La 112 = 19.1 CFS

June 15 = 432.6 HF

June 16 La 120 = 23.0 CFS

June 17 La 120 = 21.3 CFS

June 18 La 120 = 21.3 CFS

June 19 La 125 = 22.8 CFS

June 20 La 128 = 23.6 CFS

June 21 La 128 = 23.6 CFS

June 22 La 125 = 22.8 CFS

June 23 La 124 = 22.5 CFS

June 24 La 110 = 18.6 CFS

June 25 La 110 = 18.6 CFS

June 26 La 122 = 21.9 CFS

June 27 La 128 = 23.6 CFS

June 28 La 115 = 19.9 CFS

June 29 La 130 = 24.2 CFS

June 30 La 130 = 24.2 CFS

June 30 = 663 AF

June 16 to 30 = 1095.1 AF

June 1

off

off

off

off

off

off

off

off

off

off

off

off

off

off

off

off

off

off

off

off

off

off

off

off

off

off

off

off

off

off

off

off

off

off

CFS

June 1 La 52 = 8.46 CFS

June 2 La 66 = 12.4 CFS

June 3 La 76 = 15.5 CFS

June 4 La 74 = 14.9 CFS

June 5 La 74 = 14.9 CFS

June 6 La 92 = 21.0 CFS

June 7 La 100 = 24.0 CFS

June 8 La 100 = 24.0 CFS

June 9 La 106 = 26.3 CFS

June 10 La 90 = 20.3 CFS

June 11 La 96 = 22.6 CFS

June 12 La 100 = 24.0 CFS

June 13 La 117 = 30.8 CFS

June 14 La 118 = 31.3 CFS

June 15 La 128 = 35.6 CFS

June 1-15 = 651.93 HF

June 16 La 112 = 28.8 CFS

June 17 La 104 = 25.6 CFS

June 18 La 120 = 32.1 CFS

June 19-120 = 32.1 CFS

June 20-120 = 32.1 CFS

June 21-122 = 33.0 CFS

June 22-121 = 33.0 CFS

June 23-120 = 33.0 CFS

June 24-122 = 33.0 CFS

June 25-122 = 33.0 CFS

June 26 La 126 = 34.7 CFS

June 27 La 126 = 34.7 CFS

June 28 La 115 = 30.8 CFS

June 29 La 124 = 33.8 CFS

June 30 La 124 = 33.8 CFS

June 16 to 30 = 1064 AF

June 1-15 = 651.93 HF

July 15 Samont
Down 12 ft
1443.4 HF

Down Res. Outlets 2006

Samont

Johnson

Foster

July 1 Sta 125 = 22.8 CFS
July 2 Sta 125 = 22.8 CFS
July 3 Sta 120 = 21.3 CFS
July 4 Sta 132 = 24.8 CFS
July 5 Sta 138 = 26.6 CFS
July 6 Sta 144 = 28.5 CFS
July 7 Sta 123 = 23.9 CFS
July 8 Sta 125 = 22.8 CFS
July 9 Sta 125 = 22.8 CFS
July 10 Sta 125 = 22.8 CFS
July 11 Sta 120 = 21.3 CFS
July 12 Sta 108 = 18.1 CFS
July 13 Sta 100 = 16.0 CFS
July 14 Sta 96 = 15.0 CFS
July 15 Sta 86 = 12.6 CFS

July 1-15 = 644.2 HF
July 16 Sta 79 = 11.00 CFS
July 17 Sta 79 = 11.00 CFS
July 18 Sta 89 = 13.3 CFS
July 19 Sta 95 = 17.8 CFS
July 20 Sta 95 = 14.0 CFS
July 21 Sta 92 = 14.0 CFS
July 22 Sta 75 = 10.2 CFS
July 23 Sta 70 = 9.11 CFS
July 24 Sta 70 = 9.11 CFS
July 25 Sta 70 = 9.11 CFS
July 26 Sta 72 = 9.53 CFS
July 27 Sta 84 = 12.2 CFS
July 28 Sta 90 = 13.6 CFS
July 29 Sta 97 = 15.3 CFS
July 30 Sta 115 = 19.9 CFS
July 31 Sta 115 = 19.9 CFS

July 1 Sta 45 = 3.93 CFS
July 2 Sta 45 = 3.93 CFS
July 3 Sta 58 = 5.70 CFS
July 4 Sta 49 = 4.45 CFS
July 5 Sta 49 = 4.45 CFS
July 6 Sta 40 = 3.30 CFS
July 7 Sta 40 = 3.30 CFS
July 8 Sta 40 = 3.30 CFS
July 9 Sta 30 = 2.16 CFS
July 10 - off
July 11 - off
July 12 - off
July 13 - off
July 14 - off
July 15 - off

July 1-15 = 69.04 HF
July 16 Sta 60 = 6.00 CFS
July 17 Sta 60 = 6.00 CFS
July 18 Sta 60 = 6.00 CFS
July 19 Sta 60 = 6.00 CFS
July 20 Sta 60 = 6.00 CFS
July 21 Sta 60 = 6.00 CFS
July 22 Sta 60 = 6.00 CFS
July 23 Sta 60 = 6.00 CFS
July 24 Sta 60 = 6.00 CFS
July 25 Sta 48 = 4.05 CFS
July 26 Sta 40 = 3.30 CFS
July 27 Sta 40 = 3.30 CFS
July 28 Sta 40 = 3.30 CFS
July 29 Sta 40 = 3.30 CFS
July 30 Sta 40 = 3.30 CFS
July 31 Sta 60 = 6.00 CFS

July 1 Sta 106 = 26.7 CFS
July 2 Sta 106 = 26.7 CFS
July 3 Sta 96 = 21.8 CFS
July 4 Sta 106 = 26.7 CFS
July 5 Sta 108 = 27.1 CFS
July 6 Sta 103 = 24.8 CFS
July 7 Sta 103 = 25.2 CFS
July 8 Sta 103 = 25.2 CFS
July 9 Sta 99 = 21.4 CFS
July 10 Sta 93 = 21.0 CFS
July 11 Sta 88 = 19.6 CFS
July 12 Sta 83 = 17.8 CFS
July 13 Sta 83 = 17.8 CFS
July 14 Sta 78 = 16.2 CFS
July 15 Sta 78 = 16.2 CFS

July 1-15 = 668 HF
July 16 Sta 74 = 14.9 CFS
July 17 Sta 66 = 12.4 CFS
July 18 Sta 86 = 18.9 CFS
July 19 Sta 92 = 21.8 CFS
July 20 Sta 104 = 25.6 CFS
July 21 Sta 116 = 30.4 CFS
July 22 Sta 116 = 30.4 CFS
July 23 Sta 89 = 19.9 CFS
July 24 Sta 88 = 19.6 CFS
July 25 Sta 88 = 19.6 CFS
July 26 Sta 90 = 20.3 CFS
July 27 Sta 83 = 17.5 CFS
July 28 Sta 82 = 17.5 CFS
July 29 Sta 74 = 21.8 CFS
July 30 Sta 106 = 26.3 CFS
July 31 Sta 111 = 38.8 CFS

Samont Down 10' = 1815.00
 7 ft = 1815.00

Samont Down 10' = 1581.5 HF

Samont outlet CFS

Aug 1 Sta 125 = 22.8
 Aug 2 Sta 124 = 22.5
 Aug 3 Sta 124 = 22.5
 Aug 4 Sta 124 = 22.5
 Aug 5 Sta 124 = 22.5
 Aug 6 Sta 119 = 21.1 CFS
 Aug 7 Sta 105 = 17.5 CFS
 Aug 8 Sta 101 = 16.0 CFS
 Aug 9 Sta 118 = 20.8 CFS
 Aug 10 Sta 114 = 19.7 CFS
 Aug 11 Sta 100 = 16.0 CFS
 Aug 12 Sta 80 = 11.3 CFS
 Aug 13 Sta 80 = 11.3 CFS
 Aug 14 Sta 108 = 18.1 CFS
 Aug 15 Sta 104 = 17.0 CFS

Aug 16 Sta 115 = 19.1 CFS
 Aug 17 Sta 112 = 19.1 CFS
 Aug 18 Sta 100 = 16.0 CFS
 Aug 19 Sta 100 = 16.0 CFS
 Aug 20 Sta 100 = 16.0 CFS
 Aug 21 Sta 109 = 18.3 CFS
 Aug 22 Sta 100 = 16.0 CFS
 Aug 23 Sta 90 = 13.6 CFS
 Aug 24 Sta 90 = 13.6 CFS
 Aug 25 Sta 90 = 13.6 CFS
 Aug 26 Sta 82 = 11.7 CFS
 Aug 27 Sta 67 = 8.51 CFS
 Aug 28 Sta 67 = 8.51 CFS
 Aug 29 Sta 67 = 8.51 CFS
 Aug 30 Sta 67 = 8.51 CFS
 Aug 31 Sta 67 = 8.51 CFS

Aug 1 to 15 = 563.2 HF
 Aug 1 to 31 = 994.3 HF

Johnson outlet

Sta 60 = 6.00 CFS
 Sta 60 = 6.00 CFS
 Sta 60 = 6.00 CFS
 Sta 55 = 5.99 CFS
 Sta 55 = 5.99 CFS
 Sta 45 = 3.93 CFS
 Sta 45 = 3.93 CFS
 Sta 45 = 3.93 CFS
 Sta 45 = 3.93 CFS
 Sta 45 = 3.93 CFS
 Sta 45 = 3.93 CFS
 Sta 45 = 3.93 CFS
 Sta 45 = 3.93 CFS
 Sta 45 = 3.93 CFS
 Sta 45 = 3.93 CFS

Aug 16 Sta 45 = 3.93 CFS
 Aug 17 Sta 45 = 3.93 CFS
 Aug 18 Sta 45 = 3.93 CFS
 Aug 19 Sta 45 = 3.93 CFS
 Aug 20 Sta 45 = 3.93 CFS
 Aug 21 Sta 45 = 3.93 CFS
 Aug 22 Sta 42 = 3.54 CFS
 Aug 23 Sta 35 = 2.71 CFS
 Aug 24 Sta 30 = 2.16 CFS
 Aug 25 Sta 30 = 2.16 CFS
 Aug 26 Sta 30 = 2.16 CFS
 Aug 27 Sta 30 = 2.16 CFS
 Aug 28 Sta 25 = 1.65 CFS
 Aug 29 Sta 25 = 1.65 CFS
 Aug 30 Sta 30 = 2.16 CFS
 Aug 31

Aug 16 to 31 = 87.86 HF
 Aug 1 to 31 = 772.5 HF

Forster outlet

Aug 1 Sta 110 = 27.9 CFS
 Aug 2 Sta 116 = 30.4 CFS
 Aug 3 Sta 122 = 33.0 CFS
 Aug 4 Sta 124 = 33.8 CFS
 Aug 5 Sta 124 = 33.8 CFS
 Aug 6 Sta 124 = 33.8 CFS
 Aug 7 Sta 109 = 27.5 CFS
 Aug 8 Sta 114 = 29.6 CFS
 Aug 9 Sta 110 = 27.9 CFS
 Aug 10 Sta 118 = 31.3 CFS
 Aug 11 Sta 121 = 32.5 CFS
 Aug 12 Sta 120 = 32.1 CFS
 Aug 13 Sta 124 = 33.8 CFS
 Aug 14 Sta 124 = 33.8 CFS
 Aug 15 Sta 122 = 32.8 CFS

Aug 1-15 = 932.0 HF
 Aug 16 Sta 90 = 20.3 CFS
 Aug 17 Sta 95 = 23.2 CFS
 Aug 18 Sta 110 = 27.9 CFS
 Aug 19 Sta 102 = 24.8 CFS
 Aug 20 Sta 101 = 24.4 CFS
 Aug 21 Sta 108 = 27.1 CFS
 Aug 22 Sta 118 = 31.3 CFS
 Aug 23 Sta 118 = 31.3 CFS
 Aug 24 Sta 119 = 31.2 CFS
 Aug 25 Sta 124 = 33.8 CFS
 Aug 26 Sta 94 = 22.5 CFS
 Aug 27 Sta 82 = 17.5 CFS
 Aug 28 Sta 82 = 17.5 CFS
 Aug 29 Sta 75 = 14.2 CFS
 Aug 30 Sta 74 = 14.9 CFS
 Aug 31 Sta 24 = 14.9 CFS

Aug 16 to 31 = 754.6 HF

Sept 5 - 2006
Samon Down 9 ft.
= 1659.56 HF

Sept 23 - 2006
Samon Down 8 ft
= 1737.62 HF

Sept - 2006
Johnson

Foster outlet

Sept 1 Sta 67 = 8.51 CFS
Sept 2 Sta 67 = 8.51 CFS
Sept 3 Sta 67 = 8.51 CFS
Sept 4 Sta 84 = 12.2 CFS
Sept 5 Sta 82 = 11.7 CFS
Sept 6 Sta 83 = 11.9 CFS
Sept 7 Sta 83 = 11.9 CFS
Sept 8 Sta 83 = 11.9 CFS
Sept 9 Sta 65 = 8.11 CFS
Sept 10 Sta 65 = 8.11 CFS
Sept 11 Sta 62 = 8.11 CFS
Sept 12 Sta 60 = 8.11 CFS
Sept 13 Sta 65 = 8.11 CFS
Sept 14 Sta 60 = 7.15 CFS
Sept 15 Sta 48 = 3.77 CFS

Sept 1 off
Sept 2 off
Sept 3 off
Sept 4 off
Sept 5 off
Sept 6 off
Sept 7 off
Sept 8 off
Sept 9 Put 4 CFS to Johnson
Sept 10 off
Sept 11 off
Sept 12 off
Sept 13 off Put 9 CFS to Johnson
Sept 14 off
Sept 15 off

Sept 1 Sta 90 = 20.3 CFS
Sept 2 Sta 82 = 17.5 CFS
Sept 3 Sta 82 = 17.5 CFS
Sept 4 Sta 74 = 14.9 CFS
Sept 5 Sta 72 = 14.2 CFS
Sept 6 Sta 72 = 14.2 CFS
Sept 7 Sta 72 = 14.2 CFS
Sept 8 Sta 80 = 16.8 CFS
Sept 9 Sta 80 = 16.8 CFS
Sept 10 Sta 80 = 16.8 CFS
Sept 11 Sta 80 = 16.8 CFS
Sept 12 Sta 80 = 16.8 CFS
Sept 13 Sta 86 = 18.9 CFS
Sept 14 Sta 86 = 18.9 CFS
Sept 15 Sta 76 = 15.5 CFS

Sept 16 Sta 40 = 3.77 CFS
Sept 17 Sta 40 = 3.77 CFS
Sept 18 Sta 40 = 3.77 CFS
Sept 19 Sta 40 = 3.77 CFS
Sept 20 Sta 40 = 3.77 CFS
Sept 21 Sta 40 = 3.77 CFS
Sept 22 off

Sept 16 off
Sept 17 off
Sept 18 off
Sept 19 off
Sept 20 off
Sept 21 off
Sept 22 off

Sept 16 Sta 76 = 15.5 CFS
Sept 17 Sta 76 = 15.5 CFS
Sept 18 Sta 78 = 16.2 CFS
Sept 19 Sta 78 = 16.2 CFS

John outlet

Oct 1 =

Oct 2 =

Oct 3 - $\frac{1}{2}$ 79 = 16.5

Oct 17 - $\frac{1}{2}$ 80 = 16.8 cfs

nd

Oct 24 = $\frac{1}{2}$ 76 = 15.5 cfs

Foster outlet

Nov 21 =

Nov 2 -

Nov 3

Nov 4 - \$76.15.50

Cut R. Inga.

Max Sharp 5 shares
Cub HC 1 1/2 shares
Tom Ma Dinkie - 3/4 share
Randon Wheeler 1 share
Brandon Roundy 1/4 share
Woodrow Porter - 2 1/2 shares
Kenna Fitzgerald 1/2 share
Earl Kurr = 1 share

Walter Pige Willie Mae 3 shares
Terry Holmes 13 1/2 shares + Rent
Stalland 31 1/2 shares
Val Olsen 10 shares
Bert Whield 8 shares 19 shares
3.99 45000

B + M Pige Hale 10 shares
Kent 14 5/8 shares
Mike 7 3/4 shares
Doc Bookstiel 40 shares
4.29

93 shares for 5 1/2 ft.

8 shares to live.

Glendale To Foster 2006

measuring Both Sides of River

May 12	Sta 124	=	33.8 CFS	
May 13	Sta 133 ^{AM}	=	39.8 CFS	Sta 142 ^{PM} = 42.0 CFS
May 14	Not read			Sta 142 ^{PM} = 42.00 CFS
May 15	Sta 141 ^{AM}	=	46.5 CFS	
May 16	Sta 126 ^{AM}	=	34.7 CFS	
May 17	Sta 170	=	56.0 CFS	
May 18	Sta 193	=	68.5 CFS	
May 19	Sta 205	=	75.4 CFS	
May 20	Sta 206	=	76.0 CFS	
May 21	Sta 207	=	76.6 CFS	
May 22	Sta 206	=	76.0 CFS	
May 23	Sta 207	=	76.6 CFS	
May 24	Sta 207	=	76.6 CFS	
May 25	Sta 207	=	76.6 CFS	
May 26	Sta 207	=	76.6 CFS	
May 27	Sta 152	=	46.8 CFS	Sta 137 ^{PM} = 39.7 CFS
May 28	Sta 137	=	39.7 CFS	
May 30	Sta 109	=	29.5 CFS	
May 31	Sta 105	=	25.9 CFS	
June 1	Sta 100	=	24.0 CFS	
June 2	Sta 95	=	22.1 CFS	
June 3	Sta 106	=	24.0 CFS	
June 4	Sta 94	=	21.8 CFS	
June 5	Sta 96	=	22.5 CFS	
June 6	Sta 112	=	28.8 CFS	
June 7	Sta 123	=	33.4 CFS	
June 8	Sta 137	=	39.7 CFS	
June 9	Sta 137	=	39.7 CFS	
June 10	Sta 138	=	40.1 CFS	
June 11	Sta 137	=	39.7 CFS	
June 12	Sta 137	=	39.7 CFS	
June 13	Sta 137	=	39.7 CFS	

Glendale to Foster 2006

Measuring the Stiles Weir

June 14 - Sta 146 = 43.9 CFS
 June 15 Sta 147 = 44.4 CFS
 June 16 Sta 147 = 44.4 CFS
 June 17 Sta 147 = 44.4 CFS
 June 18 Sta 146 = 43.9 CFS
 June 19 Sta 145 = 43.4 CFS
 June 20 Sta 152 = 46.8 CFS
 June 21 Sta 142 = 42.0 CFS
 June 22 Sta 147 = 44.4 CFS
 June 23 Sta 147 = 44.4 CFS
 June 24 Sta 151 = 46.3 CFS
 June 25 Sta 151 = 46.3 CFS
 June 26 Sta 166 = 53.9 CFS
 June 27 Sta 166 = 53.9 CFS
 June 28 Sta 186 = 64.6 CFS
 June 29 Sta 185 = 64.0 CFS
 June 30 Sta 185 = 64.0 CFS
 July 1 Sta 180 = 61.3 CFS
 July 2 Sta 161 = 57.3 CFS
 July 3 Sta 159 = 50.3 CFS
 July 4 Sta 149 = 45.3 CFS
 July 5 Sta 149 = 45.3 CFS
 July 6 Sta 146 = 43.9 CFS
 July 7 Sta 139 = 40.6 CFS
 July 8 Sta 143 = 42.5 CFS
 July 9 Sta 139 = 40.6 CFS
 July 10 Sta 124 = 33.8 CFS
 July 11 Sta 124 = 33.8 CFS
 July 12 Sta 103 = 25.2 CFS
 July 13 Sta 103 = 25.2 CFS
 July 14 Sta 103 = 25.2 CFS
 July 15 Sta 102 = 24.8 CFS

July 16 Sta 102 = 24.8 CFS
 July 17 Sta 101 = 24.4 CFS
 July 18 Sta 113 = 29.2 CFS
 July 19 Sta 122 = 33.0 CFS
 July 20 Sta 132 = 33.0 CFS
 July 21 Sta 117 = 30.8 CFS
 July 22 Sta 112 = 28.8 CFS
 July 23 Sta 112 = 28.8 CFS
 July 24 Sta 102 = 33.0 CFS
 July 25 Sta 122 = 33.0 CFS
 July 26 Sta 141 = 41.5 CFS
 July 27 Sta 140 = 41.1 CFS
 July 28 Sta 140 = 41.1 CFS
 Demose 10 PM
 July 29 Sta 140 = 41.1 CFS
 July 30 Sta 140 = 41.1 CFS
 July 31 Sta 139 = 40.6 CFS
 Aug 1 Sta 139 = 40.6 CFS
 Aug 2 Sta 129 = 36.0 CFS
 Aug 3 Sta 129 = 36.0 CFS
 Aug 4 Sta 129 = 36.0 CFS
 Aug 5 Sta 139 = 40.6 CFS
 Aug 6 Sta 139 = 40.6 CFS
 Aug 7 Sta 139 = 40.6 CFS
 Aug 8 Sta 151 = 46.3 CFS
 Aug 9 Sta 151 = 46.3 CFS
 Aug 10 Sta 149 = 45.3 CFS
 Aug 11 Sta 149 = 45.3 CFS
 Aug 12 Sta 149 = 45.3 CFS
 Aug 13 Sta 149 = 45.3 CFS
 Aug 14 Sta 149 = 45.3 CFS
 Aug 15 Sta 147 = 44.4 CFS

Glendale to Foster 2006

Measuring both sides Wien

July - 16 -	Sta 147 =	44.4 CFS	
Aug 17	Sta 145 =	43.4 CFS	
Aug 18 -	Sta 144 =	42.9 CFS	
Aug 19 -	Sta 144 =	42.9 CFS	
Aug 20 -	Sta 123 =	33.4 CFS	
Aug 21 -	Sta 123 =	33.4 CFS	
Aug 22 -	Sta 106 ^{Demo} =	26.8 CFS	
Aug 23	Sta 115 =	30.0 CFS	
Aug 24	Sta 113 =	29.2 CFS	
Aug 25	Sta 114 =	29.6 CFS	
Aug 26	Sta 122 =	33.0 CFS	
Aug 27	Sta 122 =	33.0 CFS	run Pump
Aug 28	Sta 122 =	33.0 CFS	
Aug 29	Sta 122 =	33.0 CFS	Shut Pump off
Aug 30	Sta 110 =	27.9 CFS	
Aug 31	Sta 110 =	27.9 CFS	
Sept 1	Sta 107 =	26.7 CFS	
Sept 2	Sta 119 =	31.7 CFS	
Sept 3	Sta 119 =	31.7 CFS	
Sept 4	Sta 119 =	31.7 CFS	
Sept 5	Sta 119 - Sta 104 =	25.6 CFS ^{increasing}	Demo
Sept 6	Sta 104 =	25.6 CFS	
Sept 7	Sta 108 =	27.1 CFS	
Sept 8	Sta 108 =	27.1 CFS	
Sept 9	Sta 107 =	26.7 CFS	
Sept 10	Sta 107 =	26.7 CFS	
Sept 11	Sta 107 =	26.7 CFS	
Sept 12	Sta 107 =	26.7 CFS	
Sept 13	Sta 107 =	26.7 CFS	
Sept 14	Sta 107 =	26.7 CFS	
Sept 15	Sta 102 =	24.4 CFS	
Sept 16	Sta 101 =	24.4 CFS	
Sept 17	Sta =	101 = 24.4 CFS	
Sept 18	Sta 104 =	25.6 CFS	
Sept 19	Sta 104 =	25.6 CFS	
Sept 20	Sta 104 =	25.6 CFS	
Sept 21	Sta 104 =	25.6 CFS	
Sept 22	Sta 103 =	25.2 CFS	
Sept 23	Sta 102 =	24.8 CFS	
Sept 24	Sta 102 =	24.8 CFS	
Sept 25	Sta 73 =	14.5 CFS	
Sept 26	Sta 62 =	11.2 CFS	
Sept 27	Sta 67 =	12.7 CFS	
Sept 28	Sta 67 =	12.7 CFS	
Sept 29	Sta 67 =	12.7 CFS	
Sept 30	Sta 67 =	12.7 CFS	
Oct 1	Sta 62 =	11.2 CFS	
Oct 2	Sta 62 =	11.2 CFS	
Oct 3	Sta 62 =	11.2 CFS	
Oct 5	Sta 50 =	9.02 CFS	
Oct 10	Sta 42 =	6.02 CFS	
Oct 14	Sta 42 =	6.02 CFS	
Oct 16	Sta 32 =	3.90 CFS	
Oct 17	Sta 14 =	1.50 CFS	
Oct 19	Sta 41 =	5.80 CFS	
Oct 20	Sta 42 =	6.02 CFS	
Oct 21	Sta 41 =	5.80 CFS	
Oct 23	Sta 41 =	5.80 CFS	
Oct 24	Sta 42 =	6.02 CFS	
Oct 26	Sta 41 =	5.80 CFS	
Oct 27	Sta 41 =	5.80 CFS	
Oct 28	Sta 41 =	5.80 CFS	
Oct 30	Sta 41 =	5.80 CFS	
Nov 7	Sta 40 =	5.57 CFS	

Glendale Dam

4-6-06	Sta 2.76	top of Peg to water =	33 $\frac{1}{4}$ inches	
4-7-06	Sta 2.50	top of Peg to water =	30" inches raised	3.25 inches
4-8-06	Sta 2.26	Top of Peg to water =	27" inches raised	3.00 inches
4-9-06	Sta 2.30	top of Peg to water =	27 $\frac{1}{2}$ inch	Propped $\frac{1}{2}$ inch
4-10-06	Sta 2.40	top of Peg to water =	29 inches	Dropped 1.50 inches
4-11-06	Sta 2.50	top of Peg to water =	30 inches	Dropped 1.00 inches
4-12-06	Sta 2.70	top of Peg to water =	32 inches	Dropped 2" inch
4-13-06	Sta 2.90	top of Peg to water =	35 inches	Dropped 3" inch
4-14-06	Sta 3.00	top of Peg to water =	36 inches	Dropped 1" inch
4-15-06	Sta 2.96	top of Peg to water =	35.5 inch	Gained 1 inch
4-16-06	Sta 2.70	top of Peg to water =	32.5"	Gained 3"
4-17-06	Sta 2.60	top of Peg to water =	31.0"	Dropped 1 $\frac{1}{2}$ inch from 32.5"
4-18-06	Sta 2.60	top of Peg to water =	31.0"	Dropped Even
4-19-06	Sta 2.88	top of Peg to water =	34.5"	Dropped 3.5"
4-20-06	Sta 3.16	top of Peg to water =	38.0"	Dropped 3.5"
4-21-06			41.0"	Dropped 3.0"
4-22-06			43.0"	Dropped 2.0"
4-23-06			45.0"	Dropped 2.0"
4-24-06			47.5"	Dropped 2. $\frac{1}{2}$ "
4-25-06			48.0"	Dropped 0 $\frac{1}{2}$ "
4-26-06			49.0"	Dropped 1"

Mink Creek 2006

5-17-06 8:40 AM Sta. 94 = 21.8 CFS

6-6-06 9:05 AM Sta. 50 = 24.0 CFS

used other Sub 6 Measure Oct 19 Slender to Worm Creek

Oct 19 Sta 38 = 3.48 CFS

Oct 20 Sta 33 = 2.78 CFS

Oct 21 Sta 37 = 3.34 CFS

Oct 23 Sta 36 = 3.19 CFS

Oct 24 Sta 36 = 3.19 CFS

Oct 26 Sta 36 = 3.19 CFS

Oct 27 Sta 36 = 3.19 CFS

Oct 28 Sta 36 = 3.19 CFS

Oct 30 Sta 36 = 3.19 CFS

Nov 7 Sta 35 = 3.06 CFS

Nov 20 Sta 38 = 3.48 CFS

$$\begin{array}{r} 15 \\ 31 \\ \hline 46 \end{array} \quad \begin{array}{r} 46 \\ 39 \\ \hline 9 \end{array}$$

Mink Creek

6-22-05 Sta 98 = 16.2 CFS

6-23-05 Skendall to Fortu
Sta 86 adjusted 76 = 15.5 CFS

6-24-05 Skendall to Fortu
Sta 94 adjusted 86 = 19.2 CFS

6-25-05 Skendall to Fortu

Sta 104 adjusted 25.6 CFS

6-27-05 Sta 116 adjusted 38.4 CFS

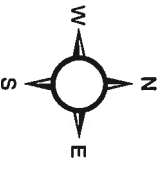
$$\begin{array}{r} 10.2 \\ 5 \\ \hline 51.8 \\ 40.5 \\ \hline 91.3 \\ 11.02 \\ \hline 10.17 \end{array}$$

$$\begin{array}{r} 43.3 \\ 16.5 \\ \hline 27.8 \end{array} \quad \begin{array}{r} 149 \\ 2 \overline{) 298} \\ \underline{2} \\ 9 \\ \underline{8} \\ 18 \end{array}$$

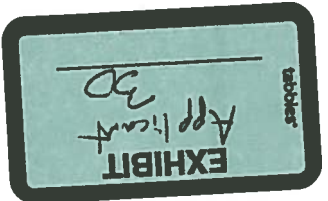
$$\begin{array}{r} 19.918 \\ 5.1 \\ \hline 14.818 \end{array}$$

$$\text{Sta } 98 = 14.8$$

PRESTON-WHITNEY AMENDED TRANSFER



- Legend**
- Service Area
 - gcdb_sections
 - Main_City
 - City_of_Preston
 - Points_of_Diversion
 - PW_Irrigated_2009



15919.3 Total Acres
(including Main City)

