

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5020
WATER RIGHT NO(S). 47-00119/47-00154

This is to certify that: **DAVID W CROCKETT**
2678 ROCK CREEK RD
HANSEN ID 83334

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 47-00119 :			
IRRIGATION	04/01 to 10/31	0.80 CFS	201.2 AF
Priority: 01/09/1881			
Right No. 47-00154 :			
IRRIGATION	04/01 to 10/31	1.60 CFS	201.2 AF
Priority: 03/14/1892			
TOTAL:		* 2.40 CFS	** 201.2 AF

SOURCE
ROCK CREEK

TRIBUTARY OF
SNAKE RIVER

LOCATION OF POINT(S) OF DIVERSION:

SESE , Sec. 11, Township 12S, Range 18E
SWNW , Sec. 13, Township 12S, Range 18E
NWSW , Sec. 13, Township 12S, Range 18E
TWIN FALLS County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
12S	18E	11	SESE 10.5			10.5
		13	NWNW 7.2	SWNW 23.1	SENE 1.6	31.9
		14	NENE 7.3	SENE 0.6		7.9
Total number of acres irrigated:						** 50.3

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 47-0.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

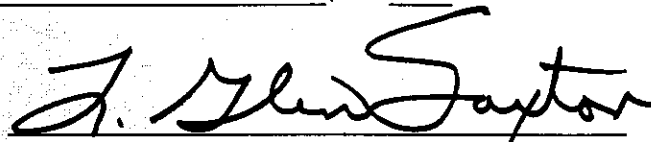
MICROFILMED
JAN 11 1993

TRANSFER NO. 5020
WATER RIGHT NO(S). 47-00119/47-00154

CONDITIONS OF APPROVAL AND REMARKS

3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works from all authorized points of the diversion that is acceptable to the watermaster and will provide suitable control of the diversions.
- * 7. The total instantaneous diversion of water from all points of diversion under Transfer 5020 shall not exceed 2.40 cfs.
- ** 8. Rights 47-00119 and 47-00154 when combined shall not exceed a total annual maximum diversion volume of 201.2 af at the field headgate and the irrigation of 50.3 acres.
9. A fish screen of 1/4 inch or smaller mesh shall be installed and maintained at the point of diversion.
10. No structure in the stream channel shall constitute a migration barrier to fish indigenous to this stream.

Dated this 27th day of November, 1998.


Chief, Water Allocation Bureau

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JAN 11 1999

In the District Court of the Fourth Judicial District of Idaho,
in and for Cassia County.

A. D. Norton, L. H. Norton, Henry Jones,
Albert Jones, and Wilmoth Jones,
Plaintiffs,

VS.

DECREE.

Nephi Larsen, E. M. Crockett, A. J. Harrall,
Lawrence Hansen, Lars Larsen, H. P. Larsen,
Robert Brose, Edward Domrose, Charles Roarback,
Chris Peterson, Herman Stricker, Thomas Atkins,
Mary E. Robison, John F. Hansen, James Steel,
Frank Workman, A. B. Norton and Merritt Eignor
Defendants.

This cause coming on to be heard upon the findings of fact and
conclusions of law herein filed and the court being fully advised in the
premises, it is hereby ordered, adjudged and decreed:

- 47-0148 ~~45-0342~~ 1st: That the Plaintiff A. D. Norton and L. H. Norton be and they
are hereby awarded the use of the amount of undecreed water hereinafter
stated from the waters of Rock Creek in each year to-wit: 110 inches dated
from March 14th 1892.
- 47-0149 ~~45-0343~~ 2nd: That the Plaintiff Henry Jones, be and is hereby awarded the use
of the amount of undecreed water hereinafter stated from the waters of
Rock Creek, in each year, to-wit: 70 inches dated from March 14, 1892.
- 47-0150 ~~45-0344~~ 3rd: That the Plaintiff Henry Jones, be and is hereby awarded the
use of the amount of undecreed water hereinafter stated from the waters of
Rock Creek in each year to-wit: 60 inches dated March 14th 1892.
- 47-0151 ~~45-0345~~ 4th: That the Plaintiff Albert Jones be and is hereby awarded the
use of the amount of the undecreed water of hereinafter stated from the
waters of Rock Creek, in each year to-wit: 50 inches dated from March 14th,
1892.
- 47-0152 ~~45-0346~~ 5th: That the Plaintiff Wilmoth Jones, be and is hereby awarded the
use of the amount of the undecreed water hereinafter stated, from the
waters of Rock Creek, in each year to-wit: 40 inches dated from March
14th 1892.

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RECORDED
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JAN 11 1999

6th: That the Defendant Nephi Larsen, be and is hereby awarded the use of the amount of the undecreed water hereinafter stated from the waters of Rock Creek in each year, to-wit: 100 inches dated from March 14th, 1892.

7th: That the Defendant E. M. Crockett, be and is hereby awarded the use of the amount of the undecreed water hereinafter stated from the waters of Rock Creek, in each year to-wit: 80 inches dated from March 14th 1892.

8th: That the Defendant Robert Brose, be and is hereby awarded the use of the amount of the undecreed water hereinafter stated from the waters of Rock Creek in each year to-wit: 100 inches dated March 14th, 1892.

9th: That the Defendant Chris Peterson be and is hereby awarded the use of the amount of the undecreed water hereinafter stated from the waters of Rock Creek, in each year to-wit: 105 inches dated from March 14th, 1892.

10th: That the Defendant A. J. Harrell, be and is hereby awarded the use of the amount of undecreed water hereinafter stated from the waters of Rock Creek, in each year to-wit: 475 inches dated from March 14th, 1892.

11th: That the Defendant Lawrence Hansen, be and is hereby awarded the use of the amount of undecreed water hereinafter stated, from the waters of Rock Creek, in each year, to-wit: 83 inches dated from March 14, 1892.

12th: That the Defendant Lars Larsen, be and is hereby awarded the use of the amount of undecreed water hereinafter stated from the waters of Rock Creek in each year, to-wit: 20 inches Dated from March 14th, 1892.

13th: That the Defendant, H. P. Larsen, be and is hereby awarded the use of the amount of undecreed water hereinafter stated, from the waters of Rock Creek, in each year to-wit: 90 inches, dated from March 14th, 1892.

14th: That the Defendant, Thomas Atkins be, and he is hereby awarded the use of the amount of undecreed water hereinafter stated, from the waters of Rock Creek in each year, to-wit: 100 inches dated from March 14th, 1892.

15th: That the defendant, Mary E. Robison, be and she is hereby awarded the use of the amount of the undecreed water hereinafter stated from the waters of Rock Creek in each year to-wit: 100 inches, dated from March 14th, 1892.

JUN 19 1896

the judgment and decree of this court rendered filed and entered on the 10th day of March 1904 in this Court in the cause entitled A. D. Norton et al versus Nephi Larsen et al and recorded in the record of Judgments of this Court in Book 1 thereof at pages 150, 151, and 152 thereof and that said judgment and decree is continued in full force and effect and fixes and determines the relative rights of all the parties thereto and hereto in and to the waters of said Rock Creek undecreed before said date, to-wit: the tenth day of March 1904 and the right in and to the use of the waters of said Rock Creek herein decreed the plaintiff herein is intended to be of equal date and dignity with that of the parties decreed waters of said Rock Creek by and in said former decree.

It is further ordered, adjudged and decreed that all penalties directions and conditions in said decree of March 10th, 1904 made had and contained apply to this decree and to the rights of the plaintiff herein in and to the waters and right to the use of the waters of said Rock Creek and to the plaintiff herein equally and to the same extent as to other parties hereto and thereto.

It is further ordered and adjudged that each of the parties hereto shall pay their respective costs herein incurred.

Lyttleton Price,

District Judge.

Dated September 21st, 1905.

Recorded September 22, 1905.

STATE OF IDAHO)
County of Twin Falls) ss. CERTIFICATE OF TRUE COPY---RECORDER

I, E. J. FINCH, Ex Officio Recorder in and for Twin Falls County, State of Idaho, do hereby certify that the annexed is a full, true and correct copy of a certain Judgment and Decree, Charles Roraback vs. Thomas Atkins et al as the same appears on File in Book No. 1 of Judgments at page 415, Records of Twin Falls County, State of Idaho.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official Seal this 16th day of May, A. D. 1912.

E. J. FINCH
Ex Officio Recorder.

By P. H. CROW, Deputy.

JUN 19 1906

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JAN 11 1999

MEMORANDUM

TO: Files 47-00119 & 47-00154

FROM: Pam Skaggs/State Office

SUBJECT: Transfer 5020

DATE: November 30, 1998

Transfer 5020 adds and identifies three (3) points of diversion and changes the place of use to reflect the historical use under Rights 47-00119 and 47-00154.

The applicant is adding a pump and converting gravity to sprinkler irrigation in one of the fields. The gravity system will continue to be used as needed. Investigation by region staff and discussion with the watermaster found that the junior right is a high water right available only the early part of the season, and that when the gravity system is used the high diversion rate is required for conveyance losses. The region staff deferred further analysis until the SRBA investigation of the associated claims. The transfer approval limits the total volume delivered at the field headgate.

Diversion volume and season of use were identified according to current standards. Recommended conditions include watermaster control, measuring & lockable devices, irrigation overlap, fish screens, stream channel structure limits and standard transfer conditions.

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MEMORANDUM

TO: FILE 47-00154

FROM: PAM SKAGGS

RE: TRANSFER # 5020

DATE: 3/13/97

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 47-00119.

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