

Transfer No. 2768

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Application No. 22-0617/22-0625

STATE OF IDAHO

DEC 12 1977

DEPARTMENT OF WATER RESOURCES

APPROVED

APPLICATION FOR TRANSFER OF WATER RIGHT

Department of Water Resources
Eastern District Office

To Change the Point of Diversion and/or the Place of Use

Eames-Thompson Irrigation Ditch

624-3375

Name of applicant	Norval Birch &/or Dallas Dean Leavitt

Phone 458-4125

Post office address Box 117, Teton City, Idaho

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
 - a. Decree to Albert Birch and Mark Clark
in case of Floyd Gardner et al (Name) vs Lynn Crandall
dated 4-06-1954 in 9th Judicial District county of Fremont
(Name of court) Court
 - b. License No. _____ issued by the Idaho Department of Water Resources
 - c. Claim No. _____ on file with the Idaho Department of Water Resources
2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant
Applicants purchased land to which water rights were appurtenant

3. Source of water Teton River tributary to Snake River
4. Date of priority 12-01-1903
5. Water is used for the following purposes:
amount 1.20 for Irrigation purposes from Apr. 1 to Nov. 1
amount 1.60 for " purposes from " to "
amount for purposes from to
(month/day — both dates inclusive)
6. Total amount of water under right: a. 2.80 cubic feet per second
b. acre feet per annum
&/or
7. Location of original point of diversion is ¼ of ¼ of Section
Township Range , B.M., in County
Additional points of diversion, if any Not given in decree but historically has been
located in the NE¼NW¼, Sec. 31, T. 7N, R. 41E, B.M., Fremont County
8. Lands irrigated or place of use:

[illegible]

XX Acreages not stated in decree
but confirmed through the Fremont
County Assessor

Total number of acres to be irrigated

B. DESCRIPTION OF PORTION OF RIGHT FOR WHICH THE CHANGE IS REQUESTED (If the entire right is requested changed, omit part B)

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ Section _____ Township _____
Range _____, B.M., _____ County _____
Additional points _____

2. Point of diversion $\frac{1}{4}$ $\frac{1}{4}$ Section Township

Range _____, B.M., _____
County _____

Additional points

3. Place of use:

[illegible]

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion

a.	Amount of water to be diverted	2.80	c.f.s. &/or	acre feet

b. Point(s) of diversion NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 31 Township 7N

Range 41E
Fremont, B.M.,
County

Additional points

- c. Description of diverting works pump, mainline and sprinkler system
- d. Describe the reasons for applying for a change in the point(s) of diversion
Flood of June 5, 1976, washed out headgate and ditch plus left ground in such a condition that it can no longer be flood irrigated

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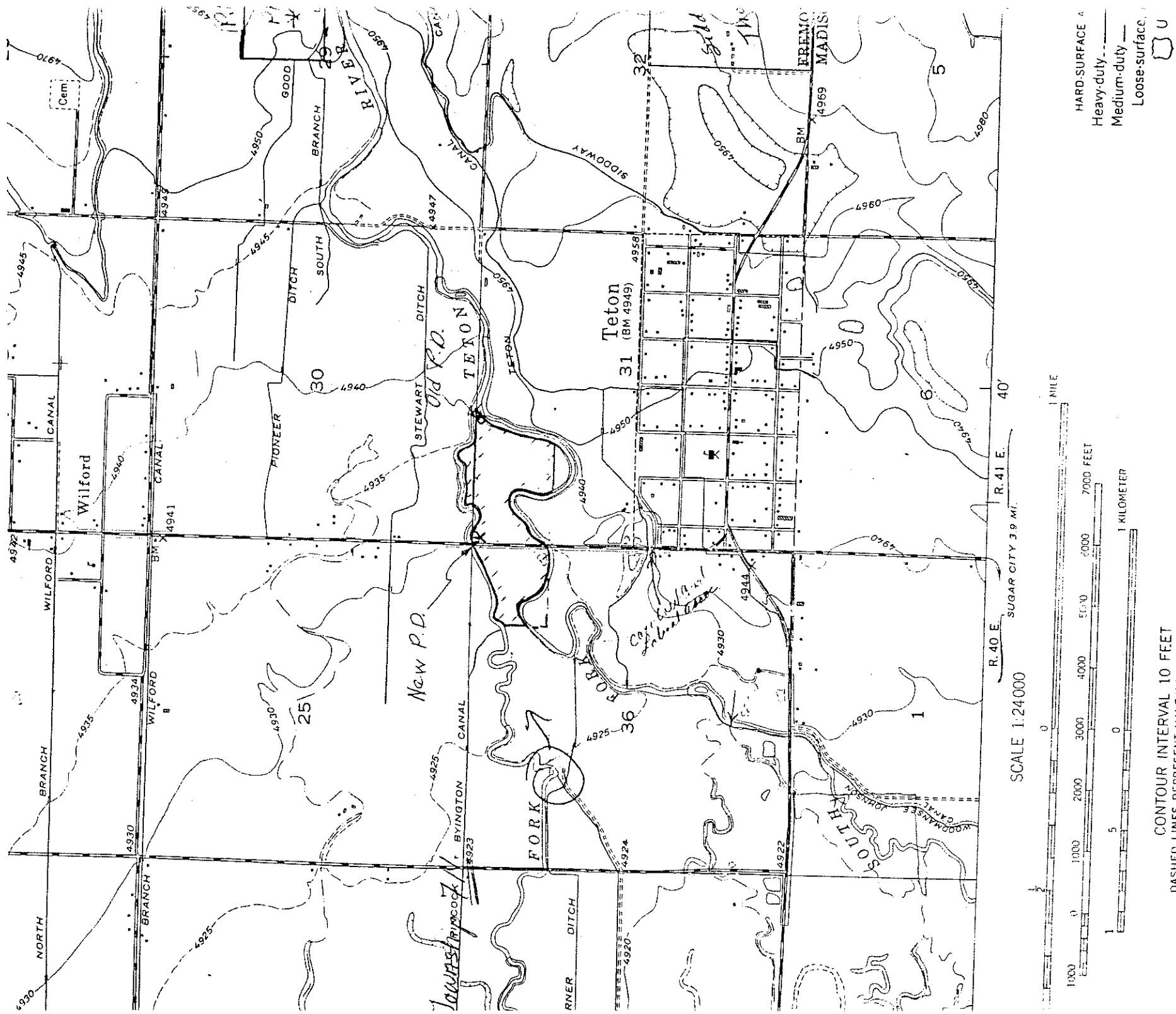
2. Change in place of use NO CHANGE (see decree)

- a. Describe the lands or place of use to which the right will be transferred:

[illegible]

Total number of acres to be irrigated

- b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
 MADE BY U. S. GEOLOGICAL SURVEY, DENVER, COLORADO OR WASHINGTON 25, D. C.

3. Remarks

I hereby assert that no one will be injured by such change and the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

Dallas Dean Leavitt
(Signature of applicant)

Subscribed and sworn to before me this 25th day of August, 19 77

Calleen McKay
(Notary public)

My commission expires 6/15/81

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 22-0617/22-0620, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works. Use of water under this permit is subject to control by the watermaster of State Water District No. 01, Teton River.

2. Denial of said application is for the following reasons:

Witness my hand this 30 day of November, 19 77

D. J. [Signature]
Deputy Director

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Received by OW Date 8-25-77

Prelim. check by EMC Fee \$7.00

Received by OW Date 8-25-77 # 8370

Published in Spokane County Chronicle

Pub. dates Sept. 22 & 29-1977

Watermaster recommendation requested on 9-15-77

WD #217 rec'd. 10-02-77

Art [Signature]

Protest filed by

Copies of protest forwarded by

Hearing held by Date

Recommended for approval denial

by EMC S.S.