

~~RECEIVED~~

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT,

FEB 1 - 1990

PART 1

Department of Water Resources

Name of applicant Southern Region Office
Charles or Fern Tsom

Phone (208) 768-2204

Post Office address Leadore Idaho 83464

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☒ Change nature of use ☒ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes I have applied for a permit for groundwater to irrigate the ground covered by this decree. This water will be better used as stock water

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | DESCRIPTION OF RIGHT(S), DIVERSION, AND/OR TRANSFER | | | | |
|--|-------------------|-----------------------|-------------------|------------------------------------|
| 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
| <u>74-00164</u> | <u>11-09-1909</u> | <u>.042</u> | <u>Stockwater</u> | <u>1 May</u> to <u>1 September</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
| 2. Total amount of water being transferred <u>.042</u> cubic feet per second and/or _____ acre-feet per annum. | | | | |
| 3. Source of water <u>Canyon Creek</u> tributary to <u>Lemhi River</u> | | | | |
| 4. Point(s) of Diversion: _____ | | | | |

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total acres _____

PART 1**6. General Information:**

- a. Description of diversion system small diversion dam and pipeline to stockwatering troughs on BLM ground.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes / No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
I am only drying up one acre. I have applied for a permit to use ground water to irrigate this acre.
- d. Remarks:
I hold the only grazing permit on this BLM allotment and need the water for my cattle.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 74-0164

And said application is hereby APPROVED, subject to the following limitations and conditions:

1. A measuring device of a type approved by this Department shall be maintained as part of the diverting works.
2. The annual volume of water under this right shall not exceed 225.0 afa for irrigation and 3.0 afa for stockwatering.
3. Use of water under this right is subject to control by the watermaster of State Water District No. 74-W, Canyon Creek.
4. This right, when considered with all other rights common to the same grazing allotment, shall be limited to the quantity of water beneficially used by the number of stock within the allotment.

Witness my hand this

30th

day of

January

, 1990

J. Glen Saylor
Chief, Water Alloc. Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 74-00164 Decreed to Ralph Sims
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

- ☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Canyon Creek tributary to Lemhi River

4. Date or priority 11-09-1909

5. Water is used for the following purpose:

amount 3.20 for Irrigation purposes from 15 March to 15 November
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 3.20 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SW	24	16N	26E	Lemhi	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
16N	26E	24											5	31	40				76

Total acres 76

9. Describe any other water rights used for the same purpose as described above None

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.42 for Irrigation purposes from 15 March to 15 November
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		<u>NW</u>	<u>SW</u>	<u>24</u>	<u>16N</u>	<u>27E</u>	<u>Lemhi</u>	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>16N</u>	<u>26E</u>	<u>23</u>											<u>1.0</u>						<u>1.0</u>

Total acres 1.0

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 3.158 for Irrigation purposes from 15 March to 15 November
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

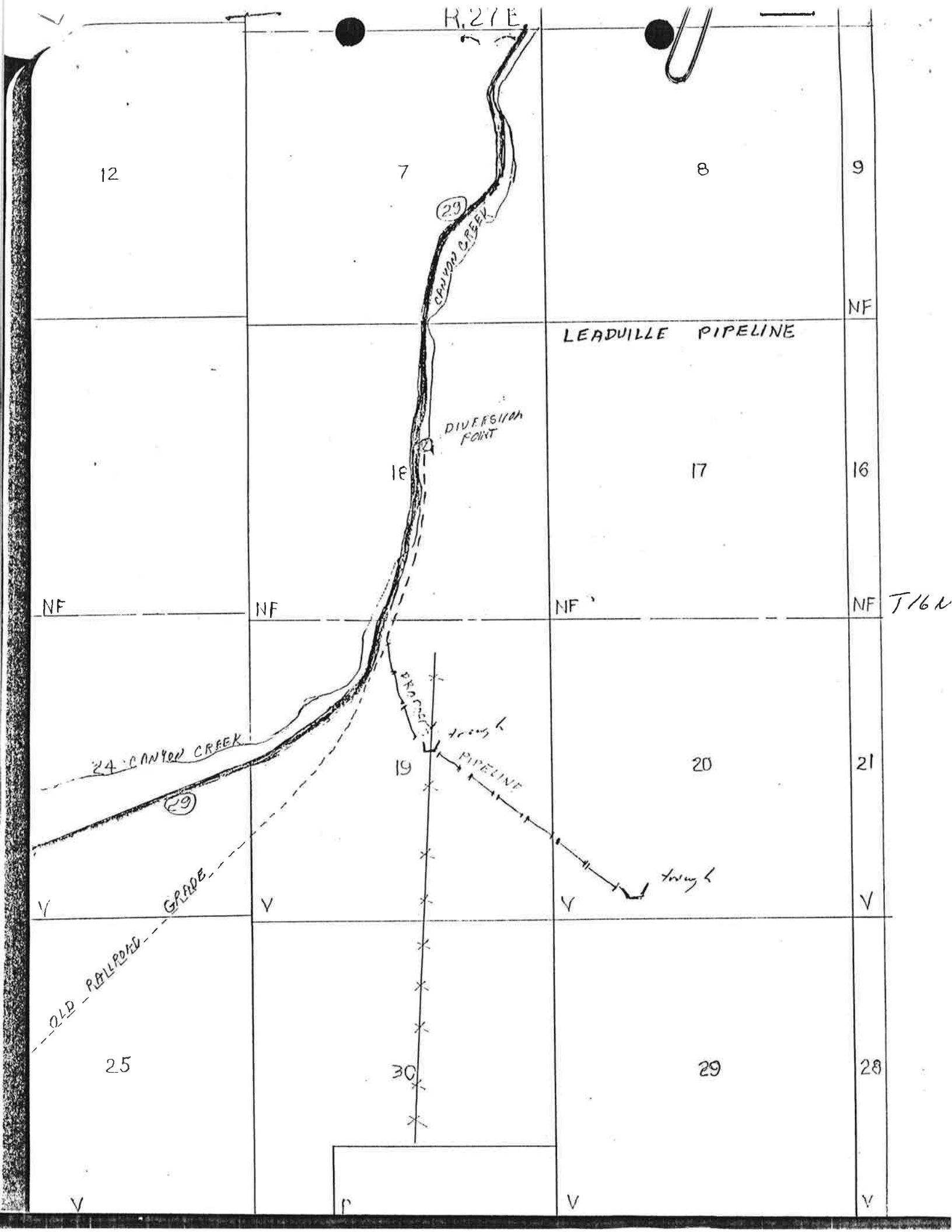
2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		<u>NW</u>	<u>SW</u>	<u>24</u>	<u>16N</u>	<u>27E</u>	<u>Lemhi</u>	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>16N</u>	<u>26E</u>	<u>23</u>											<u>4.0</u>	<u>31</u>	<u>40</u>				<u>75</u>

Total acres 75



PART 3**B. CHANGES IN NATURE OF USE**

1	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
	<u>Stockwater</u>	<u>.042</u>		<u>1 May</u> to <u>1 September</u>
				_____ to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

NONE

I hereby assert that no one will be injured by such change and that 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.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Charles Olson

(Signature of Applicant)

Subscribed and sworn to before me this Sept. 3rd day of Sept., 19 89.Clara E. Ellis

(Notary Public)

My commission expires 5-1-92**FOR DEPARTMENT USE ONLY** *Prepared by Dennis M Dunn*

Transfer contains _____ pages and _____ attachments

Received by CW Date 9-12-89

Protest filed by _____

Prelim. check by _____ Fee 5.00 EO 10285Receipted by HWS Date 9-12-89Published in Recorder-Herald

Copies of protest forwarded by _____

Pub. dates 11-2-89

Hearing held by _____ Date _____

Watermaster recommendation requested on _____

Recommended for ☒ approval ☐ denial

_____ rec'd. _____

by RK 11/16/90 Any

Copy of transfer sent to lien holder _____