

T3615 CITY OF SALMON

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 3615

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

JUN 19 1992

APPROVED

Department of Water Resources

Eastern District Office Phone 756-3214

Name of applicant City of Salmon
Post Office address 200 Main St., Salmon, ID 83467

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 The city has been using the Jesse Creek water for domestic purposes since 1961 in exchange for pumping Salmon River water to the land the Jesse Creek water was used on. The city is now making the change permanent.

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

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use * |
|-----------------|-----------------|------------------------------------|------------------|--|
| <u>75-0017A</u> | <u>6/1/1867</u> | <u>1.26 cfs</u> ^{63"} | <u>Municipal</u> | <u>Apr. 1</u> to <u>Oct. 31</u>
<u>Jan. 1</u> to <u>Dec. 31</u> |
| <u>75-0019B</u> | <u>6/1/1868</u> | <u>0.493 cfs</u> ^{24.65"} | <u>Municipal</u> | <u>Apr. 1</u> to <u>Oct. 31</u>
<u>Jan. 1</u> to <u>Dec. 31</u> |
| <u>75-0007</u> | <u>4/1/1894</u> | <u>4.00 cfs</u> ^{200"} | <u>Municipal</u> | <u>Apr. 1</u> to <u>Oct. 31</u>
<u>Jan. 1</u> to <u>Dec. 31</u> |
2. Total amount of water being transferred 5.753 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Jesse Creek tributary to Salmon River
4. Point(s) of Diversion: Same for each right listed above.

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	NE	2	21N	21E	Lemhi	JC 3

5. Lands irrigated or place of use: CITY OF SALMON

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	

* Point of Use Amendment per letter by J. Slavin, Salmon City Attorney Letter Recd 4/22/92
Total acres _____

PART 1

6. General Information:

- a. Description of diversion system Water diverted into collection house and transferred to sand filters.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X 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:
Land will continue to be irrigated by continuing the existing pumping system from the Norton Ditch.
- d. Remarks:
The transfer is requested in order to document the use that has been in existance since 1961.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 75-00007/00017A/00019B
And said application is hereby APPROVED, subject to the following limitations and conditions:

SEE ATTACHED SHEET FOR CONDITIONS OF APPROVAL.

Witness my hand this

10th

day of

June, 19 92

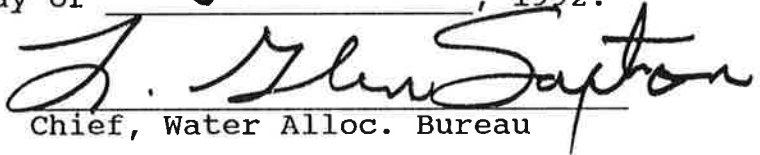
A. Glen Saylor
Chief, Water Alloc. Bureau

CONDITIONS OF APPROVAL

Transfer of Water Right Nos. 75-00007/00017A/00019B

1. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
3. 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.
4. Use of water under this water right will be regulated by the watermaster of State Water District No. 75A.
5. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
6. The combined annual volume of water under these rights shall not exceed 700 acre feet.

Dated this 10th day of June, 1992.


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. 75-0017A Decreed to Delmer Manfull
in case of Andrews & Andrews vs. Martin, etal
dated September 30, 1893 in Salmon county of Lemhi
- 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 Jesse Creek tributary to Salmon River

4. Date or priority 6/1/1867

5. Water is used for the following purpose:

amount 1.26 cfs for irrigation purposes from (not listed in decree) to _____
(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 _____ cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW SW	NW	1	21N	21E	Lemhi	JC 1

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
22N	22E	30												A			A		
22N	22E	31		A			A												
* 22N	22E	30											40				28		68 }*
22N	22E	31		8			40												48 }

* P/O As recorded in IDWR DATABASE pursuant to Transfer 1773
Amended for clarification - Tim Luke 4-20-92

Total acres 116

See attached sheet

9. Describe any other water rights used for the same purpose as described above

"Decreed Rights on Jesse Creek Drainage"

If yes, describe

[illegible]

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. 75-0019B Decreed to Wheeler & Willis
in case of Andrews & Andrews vs. Martin, et al
dated Sept. 30, 1893 in Salmon county of Lemhi
- 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. unknown 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 Jesse Creek tributary to Salmon River

4. Date or priority 6-1-1868

5. Water is used for the following purpose:

Not listed

amount 0.493 cfs for Irrigation purposes from _____ to _____
(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 0.493 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion: Not listed

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

8. Lands irrigated or place of use: Not listed - See Dept. abstract

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	

Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

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

_____ 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 _____ for _____ purposes from _____ to _____
 (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	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

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

1. amount _____ for _____ purposes from _____ to _____
 (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	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

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. 75-0007 Decreed to Citizens National Bank
in case of Miller vs. Long
dated June 19, 1925 in Salmon county of Lemhi
- 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 Jesse Creek tributary to Salmon River4. Date or priority 4/1/1894

5. Water is used for the following purpose:

(not listed in decree)

amount 4.0 cfs for irrigation purposes from _____ to _____
(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 _____ 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
		SW	NW	1	21N	21E	Lemhi	JC 1

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	
22N	22E	30											<u>L4</u> A	A			A		
22N	22E	31		A			A	<u>L1</u> A	<u>L2</u> A	A									

* from Decree, DMD

Total acres _____

9. Describe any other water rights used for the same purpose as described above _____

Same as 3 of 10

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

1	<u>New Nature of Use</u>	<u>Amount (cfs/ac-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
	<u>Municipal</u>	<u>5.753 cfs</u>	<u>*24hrs/day</u>	<u>Jan. 1 to Dec. 31</u>
		<u>5.56</u>		
		<u>5.753</u>		<u>to</u>

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

Unused water diverted directly back to Jesse Creek at Pt. of Diversion.

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

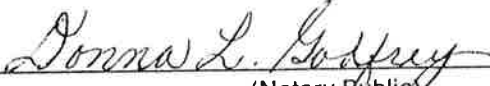
None - Requested change reflects present use since 1961

* The actual use of the water would probably be about six hours per/day or less
during the non irrigation season.

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.


 (Signature of Applicant)
 Subscribed and sworn to before me this Fourteenth day of June, 19 89.


 (Notary Public)
 My commission expires May 10, 1992

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by HWS Date 7-7-89 Protest filed by _____Prelim. check by DMD Fee \$50.00 # M003855Receipted by HWS Date 7-7-89Published in Recorder-Herald Copies of protest forwarded by _____Pub. dates 10-19 & 26-89 Hearing held by _____ Date _____Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

(SEE ATTACHED USGS MAP)

