

JUN 24 1983

Water Right No. 73-0076

Department of Water Resources
Eastern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

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

Name of applicant Don A. Blatz Phone 208-876-2192

Post office address STAP RT, ELLIS Id. 83235

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree to Alvin M. Ellis
(Name)
in case of Roscoe Hamilton Et.al. vs W. G. Swendsen, Commissioner
dated Feb. 17, 1926, in 6th Jud. Dist. county of Custer
(Name of 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 property purchased from Alvin M. Ellis

3. Source of water Duck Spring & Spring Creek tributary to Pahsimeroi River & Salmon River

4. Date of priority April 1, 1912

5. Water is used for the following purposes:

amount .4 CFS for Irrigation purposes from April 1 to October 15
amount for purposes from to
amount for purposes from to
(month/day - both dates inclusive)

6. Total amount of water under right: a. .4 cubic feet per second
&/or
b. acre feet per annum

7. Location of original point of diversion is SW 1/4 of SE 1/4 of Section 26
Township 15 N. Range 21 E., B.M., in Custer County
Additional points of diversion, if any Approximate SE 1/4 SE 1/4, same Section

8. Lands irrigated or place of use:

TWP.	RANGE	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	
15N	21E	7															20		20

Total number of acres to be irrigated 20

9. Describe any other water rights used for the same purposes as described above NONE

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County _____
Additional points _____

3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

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

1. Change in point of diversion NONE
- a. Amount of water to be diverted 0.40 c.f.s. &/or _____ acre feet
- b. Point(s) of diversion SW ¼ SE ¼, Section 26 Township 15N
Range 21E, B.M., Custer County
Additional points _____
- c. Description of diverting works _____
- d. Describe the reasons for applying for a change in the point(s) of diversion _____

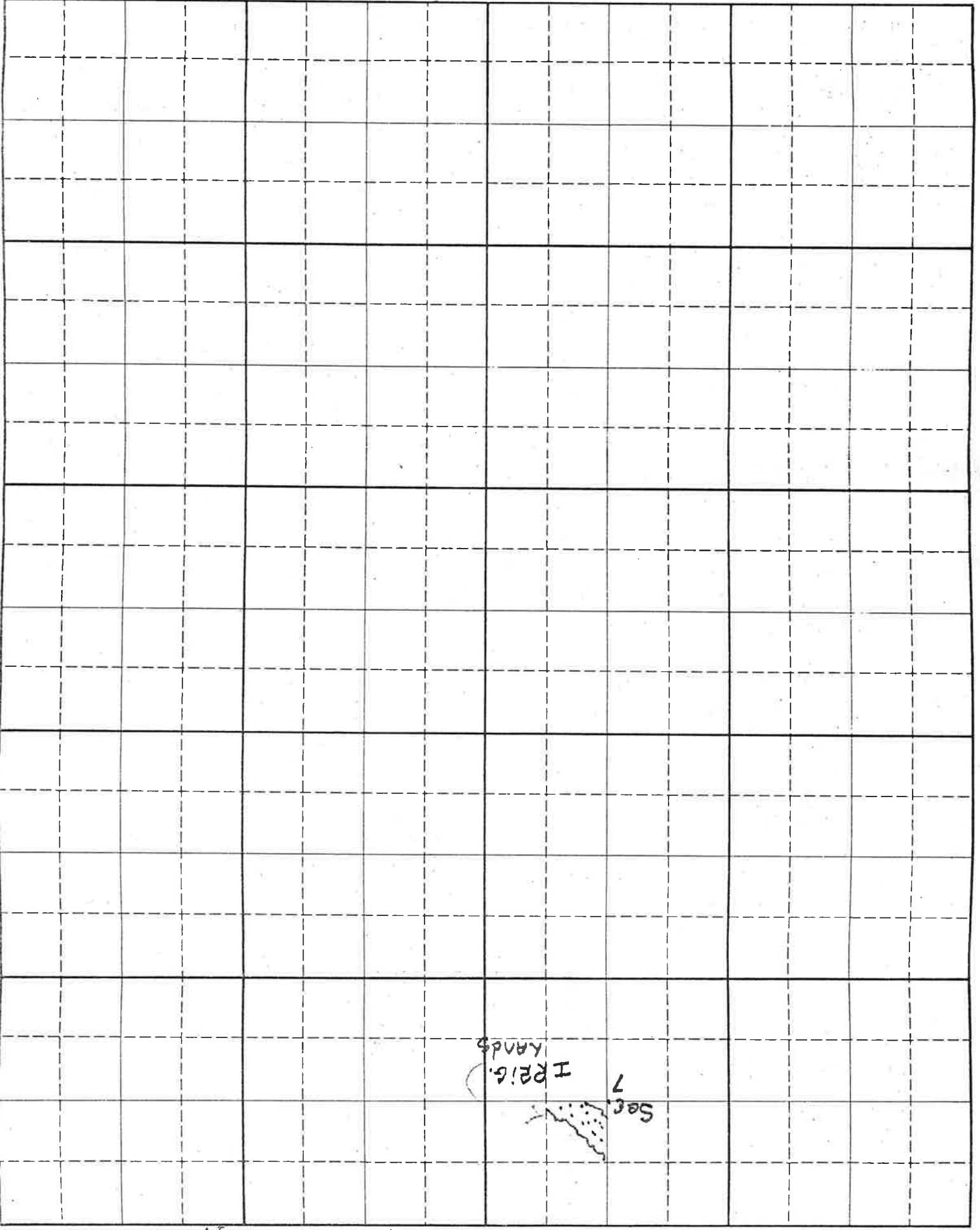
2. Change in place of use

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
15N	21E	7			20														20

3. 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.

TWP 15 N., R. 21 E., B.M., Custer County, Idaho



SCALE: 2 inches equal 1 mile. Draw plan in ink.

4. Remarks This is not a true change in point of use. The use will be where it has always been. However, there was an error in the original Decree. It shows the place of use as being on nearby public lands.

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.

Subscribed and sworn to before me this 16th day of July, 1982

Don A. Bely
(Signature of applicant)

Willard Reed
(Notary public)

My commission expires CONTINUOUS

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 73-0076

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

A measuring device and lockable controlling works of a type acceptable to the 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. 73, Pahsimeroi River.

Witness my hand this 16th day of June, 1983.

L. Glen Saxton

L. GLEN SAXTON, Chief Operations Bureau

FOR DEPARTMENT USE ONLY

Received by BP Date 5-03-83
Prelim. check by HWS Fee 50.00
Receipted by BP Date 2/7/83 #23373
Published in Custer County Pub. Co.
Pub. dates 2/17 & 2/24/83
Watermaster recommendation requested on 2-11-83
WD #73 rec'd. 4-6-83

Protest filed by _____
Copies of protest forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial
by EMC