

T1800 BIRNEY

Identification No. 1800

Transfer No. 34-2304

APPROVED

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED

MAY 15 1972

APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

1. Name of Right Holder Donald H. Birney

Post office address Grouse, Idaho 83242

2. Right obtained by:

a. Decree to _____ in Case of _____
(Name)
vs. _____, Dated _____ in _____
(Name of Court)
Court. County of _____.

b. License No. 34-2304 issued by the State of Idaho, Department of Reclamation.

3. Source of water Groundwater tributary to _____
(Name of stream or source)

4. Date of Priority May 18, 1953

5. Amount of water a. 7.18 c.f.s. and/or
b. _____ acre feet/annum

6. Water is used for irrigation from April 1 to Nov. 1
(2 points) (Month, Day) (Month, Day)

7. Original location of point of diversion is SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 4,
Township 6N, Range 25E, B.M., in Custer County;

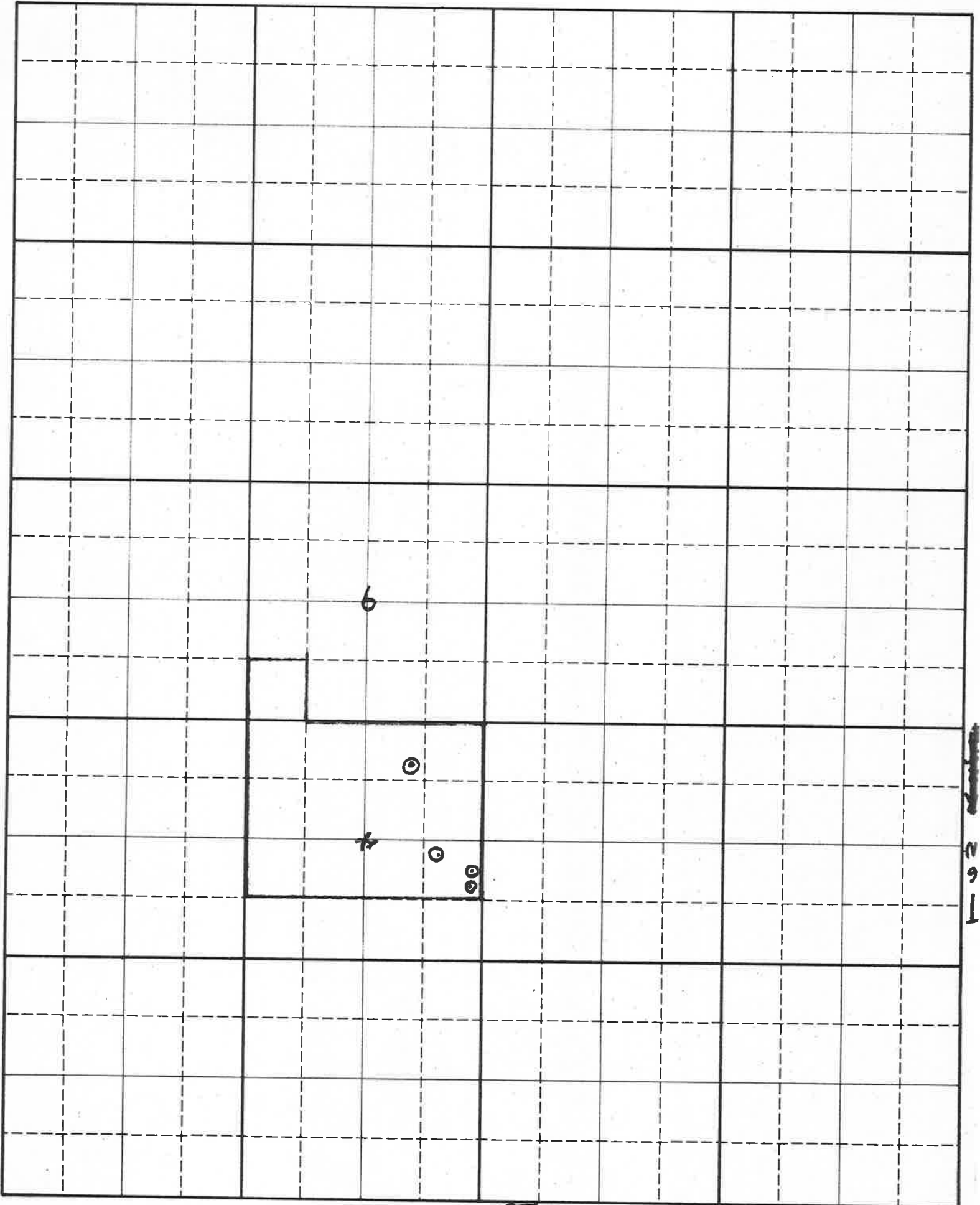
Additional points of diversion, if any _____

8. Lands presently irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6N	25E	4			25	24			30	35	40	40	2	30	30	20	23	40	339
		9	20																20

Total number of acres presently irrigated 359

SCALE: 2 inches Equal 1 Mile. Draw Plan in Ink.



161

R25E

9. If applicant was not the original holder of this right explain how it was acquired: Applicant purchased
the land.

10. CHANGE IN POINT OF DIVERSION

- a. Quantity to be diverted at new point: 7.18 c.f.s. and/or _____ acre feet
(3 points)
- b. New point of diversion: SW 1/4 NW 1/4, Section 4, Township 6N
(1 point)
_____, Range 25E, B.M. & SE 1/4 SW 1/4, Sec. 4, T. 6N, R. 25E, B.M.
- c. Description of method of diversion and conveyance from new points of diversion: Electric pumps,
drilled wells, and earth ditches
- d. Is water to be conveyed to the lands previously irrigated? Yes ☒ No _____
If not, the place of use should be changed below.
- e. Describe the reasons for applying for a change in the point of diversion:
To include additional wells located on the property and to allow more
flexibility in the operation of the irrigation system. A new application has
been filed to raise the quantity diverted to 1 1/2" per acre. This transfer does
not expand this right.
- f. Do you intend to make the transfer permanent? Yes.
- g. Do you intend to abandon completely the old point of diversion? No.
- h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE

- a. Describe the new lands on which you wish to use your right.

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	

Total number of acres to be irrigated _____

- b. Do you intend to make the transfer permanent? _____
- c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:

- d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right: _____

- e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

x Donald H. Durney
 (signature of applicant)

Subscribed and sworn to before me this 24 day of Febrero, 19 72

My commission expires Permanente

(notary public)



**ACTION OF STATE RECLAMATION ENGINEER
AND CERTIFICATE OF TRANSFER**

This is to certify that I have examined Application for Transfer of Water Rights No. 34-2304
 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.

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

Witness my hand this 9 day of May, 19 72

R. Keith Higginson
 State Reclamation Engineer

R. KEITH HIGGINSON, Director
 Department of Water Administration
FOR DEPARTMENT USE ONLY

Rec'd #8136

Received by y Date 3-6-72

Protest filed by: _____ Date _____

Prelim. check by De Date 3-7-1972

Fee received by ej Date 3/7/72 Fee \$ 30.00

Approved for publication by De
 Chaffis

Published in Messenger Dates 3/30/72 & 4/6/72

Hearing held _____

Watermaster Recommendation sent _____