

T1722 SMALL

Not Shenton Watermaster

32 0052

Identification No. _____

Transfer No. 1722

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED
JAN 8 1975
Department of Water Resources
Eastern District Office

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

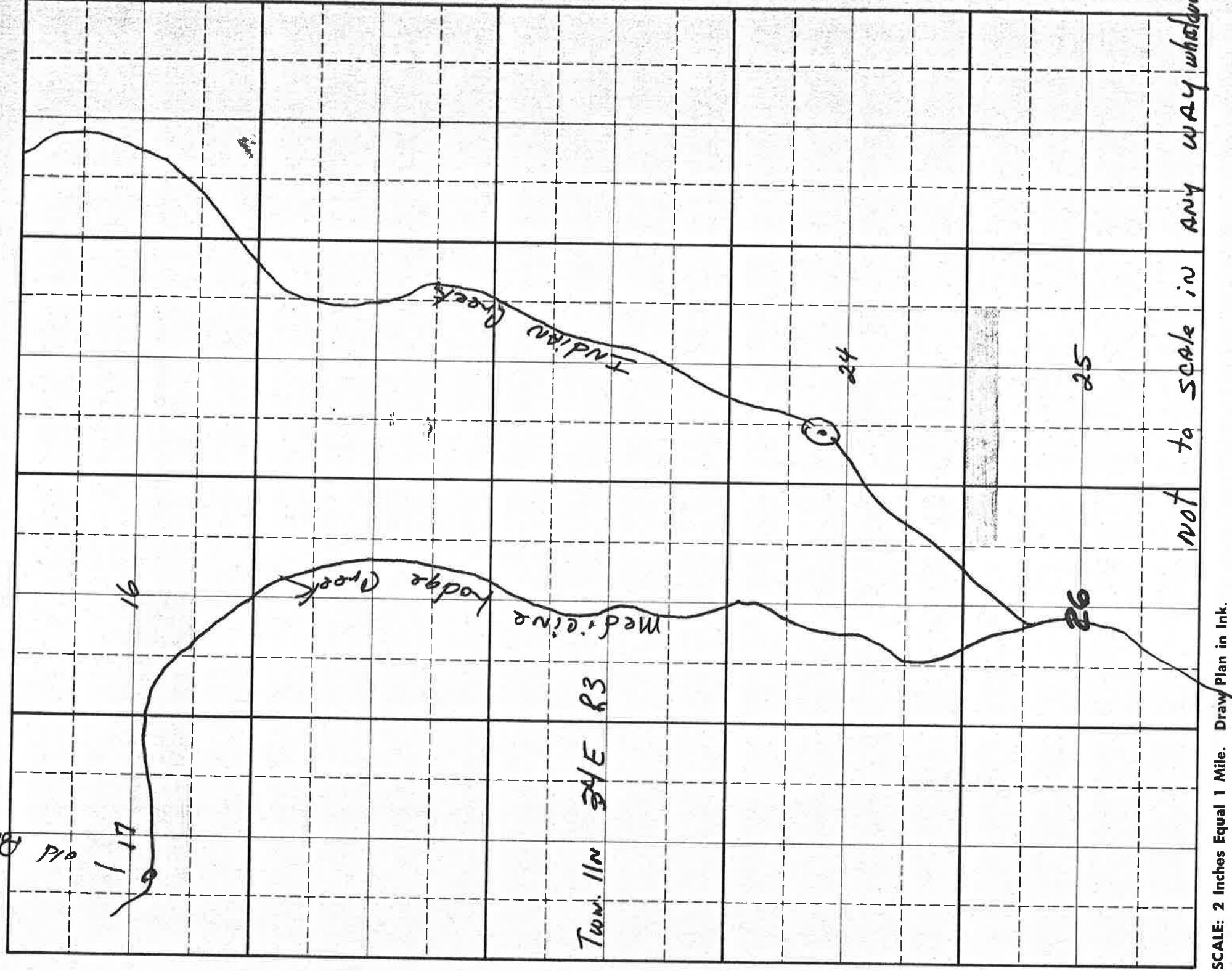
1. Name of Right Holder Hugh L. Small
Post office address Dubois, Idaho
2. Right obtained by:
a. Decree to Hugh L. Small in Case of Thomas A. Robson et al.
(Name)
vs. James Colson et al., Dated June 13, 1901 in Fifth District
(Name of Court)
Court. County of Fremont, as modified by the stipulation and agreement
dated 9-15-1953
DECREE
b. ~~license~~ No. 32-0052 issued by the State of Idaho, Department of Reclamation.
3. Source of water Medicine Lodge Creek tributary to Medicine Lodge Creek
(Name of stream or source)
4. Date of Priority 5-15-1895
5. Amount of water a. 1.36 c.f.s. and/or
b. _____ acre feet/annum
6. Water is used for irrigation from April 1 to November 1
(Month, Day) (Month, Day)
7. Original location of point of diversion is NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 17,
Township 11N, Range 34E, B.M., in Clark 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 $\frac{1}{4}$	
11N	34E	16									X	X							80
11N	34E	17								X	X				X	X			160

Total number of acres presently irrigated 240

old Brant Div.



New lands to be irrigated in shaded color (grey)

Old lands irrigated shaded (red)

⊙ New point of Diversion

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

He is original Holder

10. CHANGE IN POINT OF DIVERSION

a. Quantity to be diverted at new point: 1.36 c.f.s. and/or _____ acre feet

b. New point of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 24, Township 11 N
34E, Range _____, B.M.

c. Description of method of diversion and conveyance from new points of diversion: Use of old
existing point of diversion which now exists on Indian Creek by present
owner under right listed in stipulation to Fred Small in the amount of
3.20 c.f.s. Dated 4-15-1883

d. Is water to be conveyed to the lands previously irrigated? Yes X 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:

Will better the operation of the applicant. Water is needed much more
on the lands desired to get the transfer on.

f. Do you intend to make the transfer permanent? Yes

g. Do you intend to abandon completely the old point of diversion? Will Keep old point of
diversion for stock watering purpose after irrigation season and during
early high waters.

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 $\frac{1}{4}$				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 $\frac{1}{4}$	
11 N	34E	25		X $\frac{1}{2}$			X $\frac{1}{2}$	X $\frac{1}{2}$											60
"	"	26	X $\frac{1}{2}$																20

Total number of acres to be irrigated 80

- b. Do you intend to make the transfer permanent? Yes
- c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:
We are planing to irrigate prior to the irrigation season with excess waters
on extra high water years.
- d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right: Old water right listed in stipulation and agreement to Fred Small
for 3.20 c.f.s. Dated 4-15-1883
- 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.

Hugh L Small
(signature of applicant)

Subscribed and sworn to before me this 29th day of July, 19 74

R. Phil Leonardson
(notary public)

My commission expires _____

R. PHIL LEONARDSON
CLERK OF DISTRICT COURT
CLATSOP COUNTY, OREGON
BY _____ DEPUTY

**ACTION OF Director, Department of Water Resources
AND CERTIFICATE OF TRANSFER**

This is to certify that I have examined Application for Transfer of Water Rights No. 32-0052,
and said application is hereby APPROVED.

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

- (1) That the water delivered to the applicant's headgate be subject to a 4%
delivery loss and, therefore, the rate of diversion shall not exceed 1.30 cfs.
- (2) That a measuring device of a type approved by this Department shall be
permanently installed and maintained as part of the diverting works.

Witness my hand this 2 day of January, 19 75.

R. Phil Leonardson
Director

FOR DEPARTMENT USE ONLY

Received by MB Date 7-29-74

Protest filed by: _____ Date _____

Prelim. check by NCV Date 7/29/74

Fee received by CB Date 7-29-74 Fee \$ 30.00

Approved for publication by MB 9-17-74 # 12987

Published in Clatsop County Dates 7/22 + 8/29/74

Hearing held _____

Watermaster Recommendation sent A.D. #320 Don Phenton MB 8/19/74