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STECKLEIN

#807

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
	Whitten, A. et al	12.0		27-0023
784	Just, Alvin & Charles	1.8	10.2	27-0023A
787	Bithell, Walter C. & Neil F.	1.2	9.0	27-0023B
807	Stecklein, Theo.	2.0	7.0	27-0023C



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STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 807.

THIS IS TO CERTIFY That THEO STECKLEIN, of Route 3, Blackfoot, Idaho, is the owner of and using a certain water right for Two (2) cubic feet per second of the waters of Blackfoot River with priority of March 25, 1880, being One sixth (1/6) share of the 600 inches decreed to P. B. Fox, Jr., William Howard, A. Whitten, Susan E. Whitten and Calvin Hiles by Judge Charles Cobb of the District Court of the 5th Judicial District of the State of Idaho, in and for the County of Bingham, in the case of

FRED S. STEVENS, ET AL.,
Plaintiff,
vs.

EASTERN IDAHO WATER COMPANY, ET AL.,
Defendants.

said decree bearing date of August 1, 1891, and being appurtenant, in part, to the following described lands, to-wit:

W $\frac{1}{2}$ NE $\frac{1}{4}$ Section 20, Township 2 South, Range 36 East, B.M.

That said decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 1 of Decrees, beginning at Page 31.

That said Theo Stecklein of Blackfoot, Idaho, has become the owner of said water right through mesne conveyance.

And that now, upon the application of Theo Stecklein of Blackfoot, Idaho, for the transfer of Two (2) cubic feet per second of said water, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of Two (2) cubic feet per second of the waters of Blackfoot River on the above described lands is hereby abandoned and the land to which the water right hereby confirmed shall, by this certificate, become appurtenant for irrigation and domestic purposes is described as follows, to-wit:

Lots 5, and 6, and East 10 acres of Lot 4 (except 20 feet off the North end thereof); also tract commencing 2 rods West of center of Section 23, running thence East 48 rods; thence North 80 rods; thence East 48 rods; thence South to beginning, all in Section 23, Township 3 South, Range 34 East, B.M.

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

2 cubic feet per second of the waters of Blackfoot River with priority of March 25, 1880.

REC-47

That the water right hereby transferred has heretofore been conducted to the first above described lands from Blackfoot River with point of diversion in Lot 5, Section 18, Township 2 South, Range 37 East, B.M.

That the water right hereby transferred shall hereafter be conducted to the last above described land with point of diversion in Lot 6, Section 18, Township 3 South, Range 35 East, B.M.

That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 20th day of April, 1953.

MARK R. KULP
State Reclamation Engineer

RECORDED

R O P Y

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Application of

Theo Stecklein, of
Blackfoot, Idaho

For a Transfer of Water Right, in Water
District No. 34, Bingham County, Idaho.

ORDER GRANTING TRANSFER

No. 807

WHEREAS, On the 20th day of March, 1953, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of an application of Theo Stecklein, of Route 3, Blackfoot, Idaho, for a transfer of water right, came on regularly for hearing, pursuant to the published notice, in due and statutory form; and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant, with the application, shows that the water will be put to a higher and more beneficial use, and that no one will be injured thereby.

NOW, THEREFORE, IT IS HEREBY ORDERED That the said application be, and the same is HEREBY GRANTED, And that a Certificate of Transfer be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand, and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 20th day of April, 1953.

MARK R. KULP
State Reclamation Engineer

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
	Whitten, A. & Susan E.	3.5		27-0004
1561	Harris, Alva A., & Cook,	3.5	0	27-0004A

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Identification No. 27-0004
Transfer No. 27-0021
TRANSFER # 1962

APPROVED

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

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

1. Name of Right Holder FRED B., VINCENT and/or WALLACE R. REID
Post office address Route #1, Firth Idaho
2. Right obtained by: P. B. Fox Jr., et al ^{27-004 - Number change} ~~(#27-031)~~
a. Decree to F. M. Shoemaker (#27-021) & • in Case of Fred S. Stevens, et al
vs. Eastern Idaho (Name) Water Co., et al Dated 8-1-1891 in 5th Judicial District
Court. County of Bingham (Name of Court)
- b. License No. --- issued by the State of Idaho, Department of Reclamation.
3. Source of water Blackfoot River tributary to Snake River
(Name of stream or source)
4. Date of Priority June 1, 1885 ~~(#27-031)~~ April 1, 1879 (#27-021)
²⁷⁻⁰⁰⁴
5. Amount of water a. see side c.f.s. and/or #27-021 - 1.80 c.f.s.
#27-031 - 3.15 c.f.s.
b. --- acre feet/annum ²⁷⁻⁰⁰⁴ TOTAL 4.95 c.f.s.
6. Water is used for irrigation from Apr. 1 to Nov. 1
(Month, Day) (Month, Day)
7. Original location of point of diversion is (unlisted) 1/4 NW 1/4 XX of Section 7
(most recent)
Township 2S, Range 38E, B.M., in Bingham County;
Additional points of diversion, if any

8. Lands presently irrigated ^(unlisted on decree) or place of use: Most recent 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	
2S	37E	8									40	40	40	40		20	40		220
		17		20	10		40			30									100

Total number of acres presently irrigated 320

IDAHO DEPARTMENT OF WATER ADMINISTRATION
EASTERN DISTRICT OFFICE
240 S. HOLMES
IDAHO FALLS, IDAHO 83401

RECORDED

R 37E

4

3

9

10

JUST
DITCH

PUMP

P.D.

BLACKFOOT
RIVER

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

MICROFILMED

9. If applicant was not the original holder of this right explain how it was acquired: Purchased from
J. Berkley Larsen, the present owner of the land to which the right was decreed -
#27-021 - or most recently used on (copy of warranty deed attached.)

10. CHANGE IN POINT OF DIVERSION

- a. Quantity to be diverted at new point: 4.95 c.f.s. ~~and/or~~ XXXX acre feet
- b. New point of diversion: NW 1/4 SE 1/4, Section 10, Township 2S
Range 37E, B.M.
- c. Description of method of diversion and conveyance from new points of diversion: Surface diversion
from river into Just Ditch. Pump from Just Ditch at a point in the NW 1/4 SE 1/4, Sec.
10, Twp. 2S, Rge. 37E, B.M.
- d. Is water to be conveyed to the lands previously irrigated? Yes No X
 If not, the place of use should be changed below.
- e. Describe the reasons for applying for a change in the point of diversion:
Presto Ditch (most recent point of diversion) has been abandoned by all users.
Applicant had other water rights in Just Ditch and has an informal agreement to
use it for this right (has been paying additional assessment for this right since
1968).
- f. Do you intend to make the transfer permanent? YES
- g. Do you intend to abandon completely the old point of diversion? YES
- 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	
2S	37E	9	40																40
		10	5	30	32		40	40	30	30	8	5							220
		3															40	20	60

Total number of acres to be irrigated 320

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:
No, lands are irrigated by Mr. Larsen using Snake River water from Idaho Canal.

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.

Vincent Reid
(signature of applicant)

Subscribed and sworn to before me this 13th day of APRIL, 1972

Norman C. Young
(notary public)

My commission expires June 10, 1975.

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

This is to certify that I have examined Application for Transfer of Water Rights No. 27-0004 & 27-0021,
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 27th day of June, 19 72

[Signature]
Director ~~State Reclamation Engineer~~
Dept. of Water Administration

FOR DEPARTMENT USE ONLY

Received by ncy Date 4/13/72

Protest filed by: _____ Date _____

Prelim. check by ncy Date 4/13/72

Fee received by bj Date 4-13-72 Fee \$ 30.00 # 7279

Approved for publication by BDE

Published in Blackfoot Dates May 11 & 18, 1972
News

Hearing held _____

Watermaster Recommendation sent _____