

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

APPROVED

Name of applicant Dale T. Smedley Phone 876-3389

Post office address Rt. #1, Morgan, UT 84050

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree to Sophronia Pollard (Name)

in case of E. T. Andrews & W. S. Andrews vs John Martin et al

dated 9-30-1893 in 5th Dist. Court county of Lemhi (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

right acquired by purchase of property to which it is appurtenant

3. Source of water Pollard Creek tributary to Jesse Creek trib to Salmon River

4. Date of priority May 1, 1883

5. Water is used for the following purposes:

amount 0.10 for irrigation purposes from Apr. 1 to Nov. 1

amount for purposes from to

amount for purposes from to (month/day - both dates inclusive)

6. Total amount of water under right: a. 0.10 cubic feet per second &/or b. acre feet per annum

7. Location of original point of diversion is SE 1/4 of SW 1/4 of Section 2

Township 21N Range 21E, B.M., in Lemhi County

Additional points of diversion, if any

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
21N	21E	1									X	X	X	X	X	X	X	X	320

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Department of Water Resources
Eastern District Office

Total number of acres to be irrigated 320

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

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

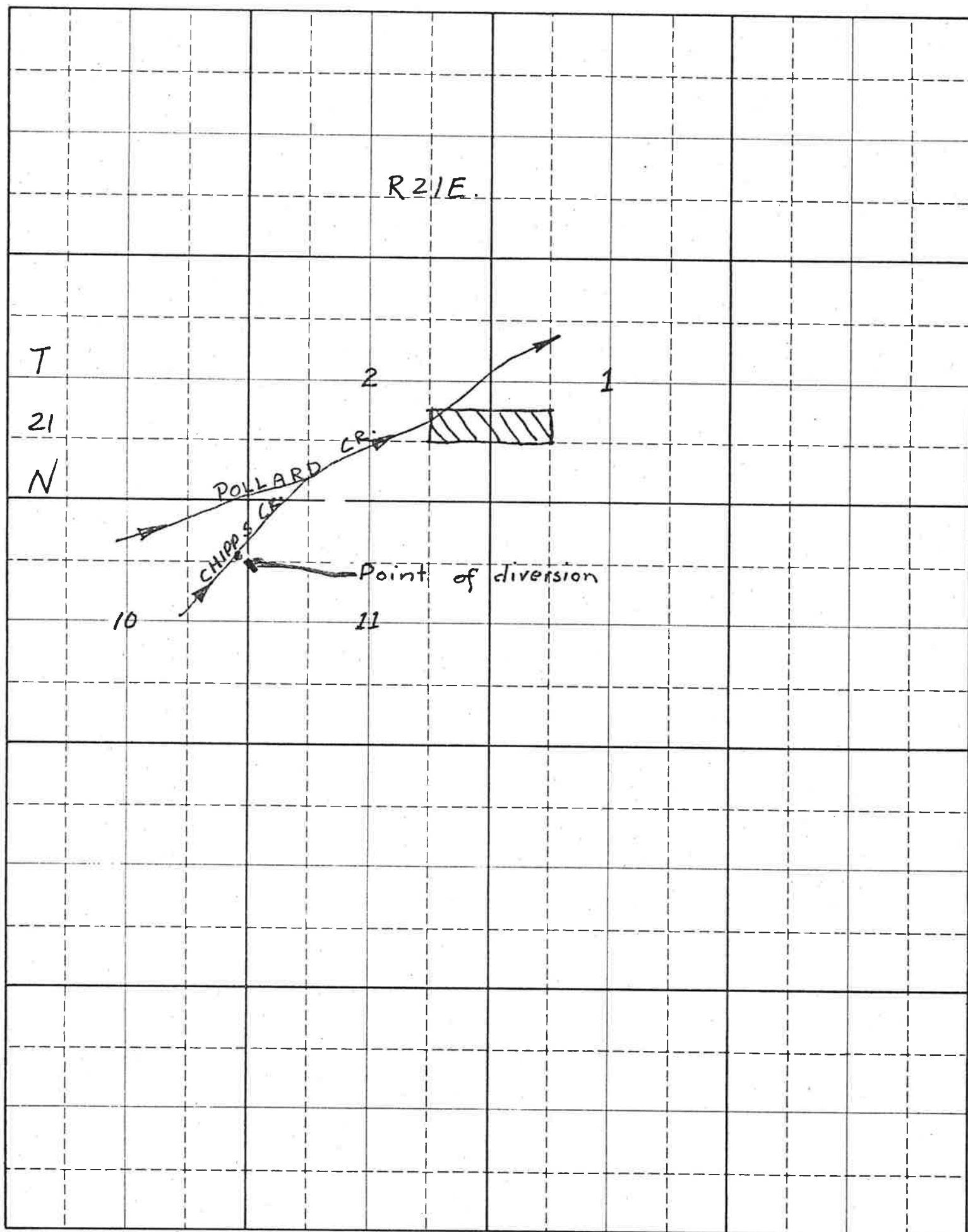
1. Change in point of diversion
- a. Amount of water to be diverted 0.10 c.f.s. &/or _____ acre feet
- b. Point(s) of diversion NE ¼ NE ¼, Section 10 Township 21N
Range 21E, B.M., Lemhi County
Additional points _____
- c. Description of diverting works headgate and pipeline
- d. Describe the reasons for applying for a change in the point(s) of diversion
for better irrigation use

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	
21N	21E	1									20								20
		2												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.



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

4. Remarks _____

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.

Dale J Smalley
(Signature of applicant)

Subscribed and sworn to before me this 1st day of October, 19 79.

Patricia Wray
(Notary public)

My commission expires 6/15/81

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 75-0021 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 right shall be subject to the control of the watermaster of State Water District No. 75-A, Jessie Creek.

Witness my hand this 29th day of June, 19 81.

L. Glen Saxton
L. GLEN SAXTON
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by CW Date 10-01-79

Prelim. check by JH Fee \$20.00

Receipted by CW Date 10-01-79

Published in Recorder Herald

Pub. dates 10-11 & 10-18-79

Watermaster recommendation requested on 10-9-79

rec'd. 10/23/79

Protest filed by Spelman & Sweeney

Spelman & Sweeney
Robert A. Blackadar

Copies of protest forwarded by CW

Hearing held by _____ Date _____

Recommended for approval denial

by GMO in DET