

RECEIVED
JAN 9 1987
Department of Water Resources
Idaho 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

15 0040
APPROVED
15 0051
thru
15 0057

Name of applicant Deep Creek Irrigation Co. Phone 766-2573
Post office address c/o Lynn Alder (Pres.), Malad City, ID 83252

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
- a. Decree to See Exhibit A (Name)
in case of Peter Fredrickson et al vs Deep Creek Irrigation Co., et al
dated 5-9-11 in 5th Judicial Dist. county of Oneida
(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 Deep Creek Irr. Co. has purchased and consolidated the decreed water rights listed on exhibit A and has reallocated the natural flows of Deep Creek and its tributaries on the basis of number of shares of stock owned by each water user in the district.
3. Source of water Deep Cr. & trib. tributary to Malad River
4. Date of priority See exhibit A
5. Water is used for the following purposes:
amount 23.75** for irrigation purposes from * to *
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day – both dates inclusive)
6. Total amount of water under right: a. 23.75** cubic feet per second
b. _____ &/or
acre feet per annum
7. Location of original point of diversion is SE ¼ of NE ¼ of Section 4
Township 15S Range 36E, B.M., in Oneida County
Additional points of diversion, if any SE¼, Sec. 28, SW¼, Sec. 22, T. 14S, R. 36E, B.M.
Oneida County
8. Lands irrigated or place of use: See Exhibit B and Remarks under Item C3

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

*Not stated in decree
**Plus all water from springs listed on exhibit A
Total number of acres to be irrigated _____

B. DESCRIPTION OF PORTION OF RIGHT FOR WHICH THE CHANGE IS REQUESTED (If the entire right is requested changed, 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 23.75** c.f.s. &/or _____ acre feet

b. Point(s) of diversion NE ¼ NE ¼, Section 18 Township 14S
Range 37E, B.M., Oneida County
Additional points _____

c. Description of diverting works pipeline from reservoir, gravity flow sprinkler system

d. Describe the reasons for applying for a change in the point(s) of diversion A pipeline will diver water at a single point of diversion directly from Deep Creek Res. and will supply wa to a large gravity flow sprinkler irrigation project that will be used for the irrigation of lands described on Exhibit B

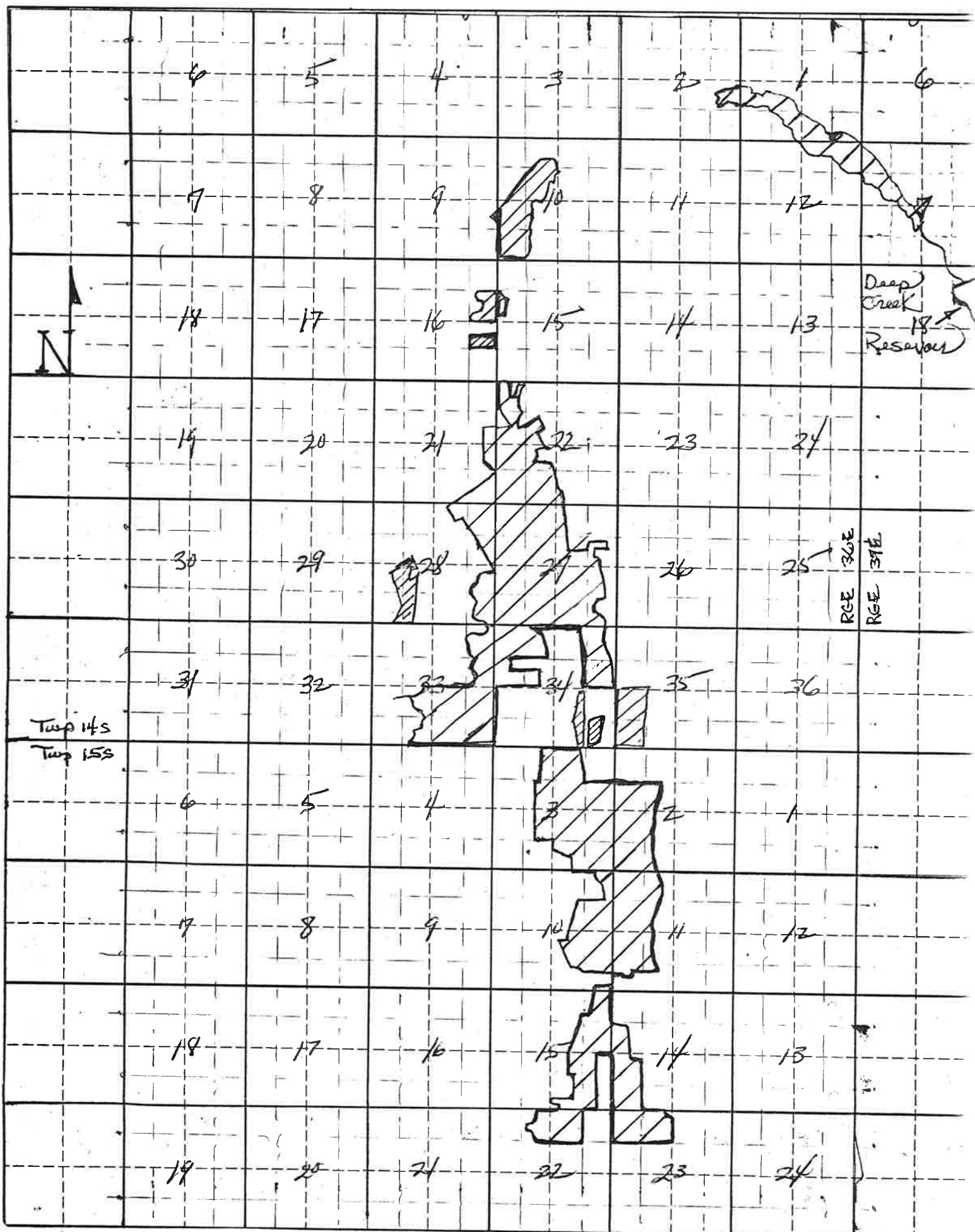
2. Change in place of useNO CHANGE

- 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	

**Plus all water from springs described on Exhibit A Total number of acres to be irrigated _____

- b. 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: $\frac{1}{2}$ inches equals 1 mile. Draw plan in ink.

3. Remarks It is impossible to determine the original place of use and the original number of acres irrigated with decreed water as this information is not completely specified by the decree. We must rely upon acreage determinations of lands that are known to be currently irrigated with decreed water. It is intended that this document serve to more clearly define the Deep Creek decree.

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 5th day of January, 19 78

X Lynn Elder
(Signature of applicant)

Joan Lawler
(Notary public)

My commission expires Life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 15-0008/0040/0051-003 and said application is hereby approved .

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

The approval of this transfer authorizes a change in the point of diversion only and does not authorize a change in place of use or relocation of diversion rates any of the water rights identified herein.

Witness my hand this 21st day of September, 19 79

Norman C. Young
NORMAN C. YOUNG
Administrator, Resources Admin. Div.

FOR DEPARTMENT USE ONLY

Received by BP. 7-19-78
7-3-78
Date 1-06-78 Protest filed by
Prelim. check by ARK Fee \$25.00 SR
Receipted by Date 7-12-77 # 11454

Published in Idaho Enterprise

Pub. dates July 20 & 27, 1978

Watermaster recommendation requested on WA
rec'd.

Copies of protest forwarded by

Hearing held by Date

Recommended for approval denial

by Ernest Carlson 5.5.

Exhibit B - Place of Use, Irrigated Acreage

Township 14S, Range 36E

Section 1 - NWSW - 21 acres
NESW - 8 "
SESW - 18 "
SWSE - 25 "
SESE - 3 "

Section 2 - NESE - 19 "

** Section 7 - NWNW - 19 "
T. 14S, R. 37E SWNW - 19 "
SESW - 9 "
NESW - 8 "

Section 10- NENW - 6 "
SWNW - 6 "
SESW - 24 "
NWSW - 35 "
NESW - 9 "
SWSW - 40 "
SESW - 4 "

Section 12- NENE - 30 "
NWNE - 15 "

Section 15- SWNW - 7 "

Section 16- SENE - 33 "
NESE - 20 "

Section 21- SENE - 13 "
NESE - 22 "
SESE - 25 "
SWSE - 2 "

Section 22- NWNW - 24 "
SWNW - 28 "
SESW - 10 "
NWSW - 37 "
SWSW - 36 "
NESW - 14 "
SESW - 39 "
SWSE - 1 "

Section 27- NWNW - 38 "
SWNW - 38 "
NENW - 39 "
SESW - 39 "
NWNE - 9 "
SWNE - 20 "
SENE - 12 "
NWSW - 36 "
SWSW - 39 "
NESW - 38 "
SESW - 37 "
NWSE - 36 "
NESE - 14 "
SWSE - 36 "
SESE - 12 "

Section 28- NENE - 37 acres
NWNE - 7 "
SENE - 16 "
NESE - 22 "
SESE - 29 "
NWSW - 8 "
SWSW - 2 "
NESW - 22 "
SESW - 25 "
SESW - 2 "

Section 33- NENE - 35 "
SENE - 34 "
NESE - 39 "
SESE - 39 "
NWSE - 40 "
SWSE - 40 "
NESW - 26 "
SESW - 20 "

Section 34- NWNW - 40 "
NENW - 31 "
SWNW - 29 "
SESW - 9 "
NWNE - 8 "
NENE - 25 "
SWNE - 5 "
SENE - 35 "
NWSE - 8 "
SWSE - 7 "
SESE - 14 "

Section 35- NWSW - 40 "
SWSW - 40 "

Township 15S, Range 36E

Section 2 - SWNW - 40 "
SESW - 18 "
NWSW - 40 "
NESW - 11 "
SWSW - 40 "
SESW - 11 "

Section 3 - SENE - 35 "
NWNE - 38 "
SWNE - 38 "
NESE - 32 "
SESE - 35 "
NWSE - 40 "
SWSE - 27 "
NENW - 19 "
SESW - 23 "
NESW - 24 "

Section 10- NENE - 15 "
SENE - 35 "
SWNE - 12 "
NESE - 36 "
SESE - 9 "
NWSE - 23 "
SWSE - 1 "

Township 15S, R. 36E Cont'd

Section 11- NWSW - 39 acres
 NWNW - 40 "
 NENW - 23 "
 SWNW - 40 "
 SENW - 11 "
 NESW - 8 "
 SWSW - 13 "
 SESW - 3 "

Section 14- SWNW - 22 "
 NWSW - 39 "
 SWSW - 40 "

Section 15- NENE - 35 "
 SENE - 40 "
 SWNE - 18 "
 NESE - 20 "
 SESE - 20 "
 NWSE - 25 "
 SWSE - 26 "

Section 22- NWNE - 40 "
 NENW - 18 "

Section 23- NWNW - 40 "
 NENW - 38 "

Total- 3,006 acres