

WD #34
RECEIVED
MAY 16 1978
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
Department of Water Resources
Eastern District Office
To Change the Point of Diversion and/or the Place of Use
APPROVED
Transfer No. 2230
Application No. 34-0479/T #437/
34-0507/T #379

Name of applicant Brad Pearson Phone 554-3392
Post office address Moore, ID 83255

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree to Dell Hanks is listed as present owner of each right
(Name)
in case of Utah Construction Co. vs John F. Abbott et al
dated 10-21-25 in U.S. District Court county of Butte & Custer
(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
Applicant purchased land to which water rights are appurtenant.

3. Source of water Big Lost River tributary to sinks

4. Date of priority (A) 4-30-1884 (B) 9-14-86 (C) 6-01-87 (D) 5-18-99

5. Water is used for the following purposes:

- A) T #437 amount 1.6 for irrigation & Domestic purposes from * to *
B) 34-0479 amount 3.2 for " purposes from to
C) 34-0507 amount 1.6 for " purposes from to
D) T #379 1.16 (month/day - both dates inclusive)

6. Total amount of water under right: a. 7.56 cubic feet per second
&/or
b. acre feet per annum

7. Location of original point of diversion is 1/4 of NW 1/4 of Section 14
Township 6N Range 25E, B.M., in Custer County
Additional points of diversion, if any

8. Lands irrigated or 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	
T437 and	34-0479																		
6N	26E	18	40	40	40	40	40												200
34-0507																			
6N	26E	18											40						40
		19					40												40
T379	6N	26E	40	40															80

Total number of acres to be irrigated 360

*Not stated in decree

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

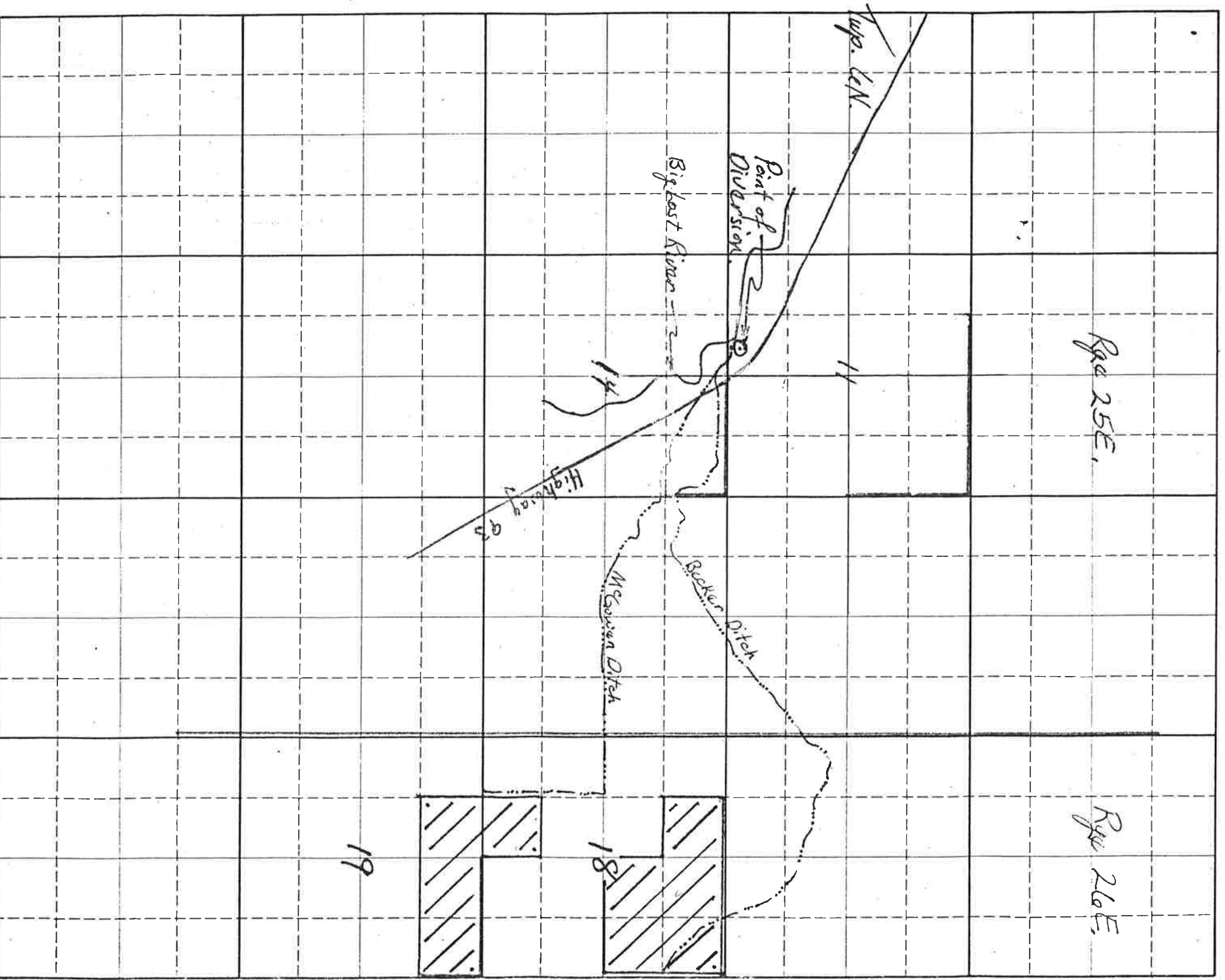
1. Change in point of diversion
- a. Amount of water to be diverted 7.56 c.f.s. &/or _____ acre feet
- b. Point(s) of diversion SE ¼ SW ¼, Section 11 Township 6N
Range 25E, B.M., Custer County _____
Additional points _____
- c. Description of diverting works headworks for McGowen & Becker Ditches
- d. Describe the reasons for applying for a change in the point(s) of diversion _____
no change in point of diversion but legal description needed correcting.
2. Change in place of use SEE REMARKS
- 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	
T#437, 34-0507 & T#379																			
6N	26E	18	40	40	40	40	40												200
34-0479																			
6N	26E	18											40						40
		19	40	40			40												120

Total number of acres to be irrigated 360

NOTE: T#437, 34-0507 and T#379 are appurtenant to the 200 acres in the NE¼, NE¼NW¼, Sec. 18,

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

3. Remarks Water rights T 437, 34-0507 and T 379 shall be treated as a single right evenly distributed over all of the 200 acres. Any future transfers or sales of water will require removal of a proportionate share of each and physically drying up the land from which the water was taken. They can not be sold or transferred individually.

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.

Bradley D. Pearson
(Signature of applicant)

Subscribed and sworn to before me this 21 day of March, 19 78

Jack L. Phillips
(Notary public)

My commission expires 10-20-79

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 34-0507/34-0856
34-0114/34-0479/
and said application is hereby APPROVED

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

- a. A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works. b. Use of water under this transfer is subject to the control of the watermaster of State Water District No. 34, Big Lost River. c. Maximum number of acres that may be irrigated under Water Right No.'s 34-0114A, 34-0507, and 34-0856B is 200 acres.

Witness my hand this 9th day of May, 19 78

Norman C. Young
Administrator

FOR DEPARTMENT USE ONLY

Received by OW Date 3-22-78

Prelim. check by ARK Fee \$30.00

Receipted by OW Date 3-22-78

Published in Wallis Messenger #9896

Pub. dates Apr 6 & 13, 1978

Watermaster recommendation requested on 3-31-78

Dec 1st 78 rec'd. 4-05-78

Protest filed by _____

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial

by EP/C J.T.