

T3187 MCREA

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Department of Water Resources
Eastern District Office

Identification No. 74-0996
74-0031
Exchange No. 3187

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR EXCHANGE OF WATER

APPROVED

APPLICANT'S RIGHT - Describe the water right under which you wish to exchange water

1. Name of Right Holder Marjorie E. or Earl McRea
Post office address P.O. Box 121, Leadore, ID 83464
2. Right obtained by: 74-0031
a. Decree to Terry E. McRea, in Case of Lemhi Findings of Water Rights
(Name) et ux
vs. _____, Dated _____ in _____
(Name of Court)
Court, County of _____. Fully describe decree _____

- b. Permit, License, or Claim No. _____ in the records of the Department of Reclamation.
3. Source of water Big TimberCreek tributary to Lemhi River
(Name of stream or source)
4. Date of Priority of Right June 1, 1884
5. Amount of water a. 1.40 c.f.s. and/or
b. _____ acre feet/annum
6. Water is used for irrigation from 3/15 to 11/15
(Purpose) (Month-Day) (Month-Day)
_____ from _____ to _____
(Purpose) (Month-Day) (Month-Day)
7. Location of point of diversion is SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 28,
Township 16N, Range 26E, B.M., in Lemhi County;
Additional points of diversion, if any SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 28, T. 16N, R. 26E

8. Lands 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 $\frac{1}{4}$	
16N	26E	28					10	34		27									71
		21											18						18

DESCRIBE RIGHT HELD BY USER WITH WHOM YOU WISH TO EXCHANGE WATER

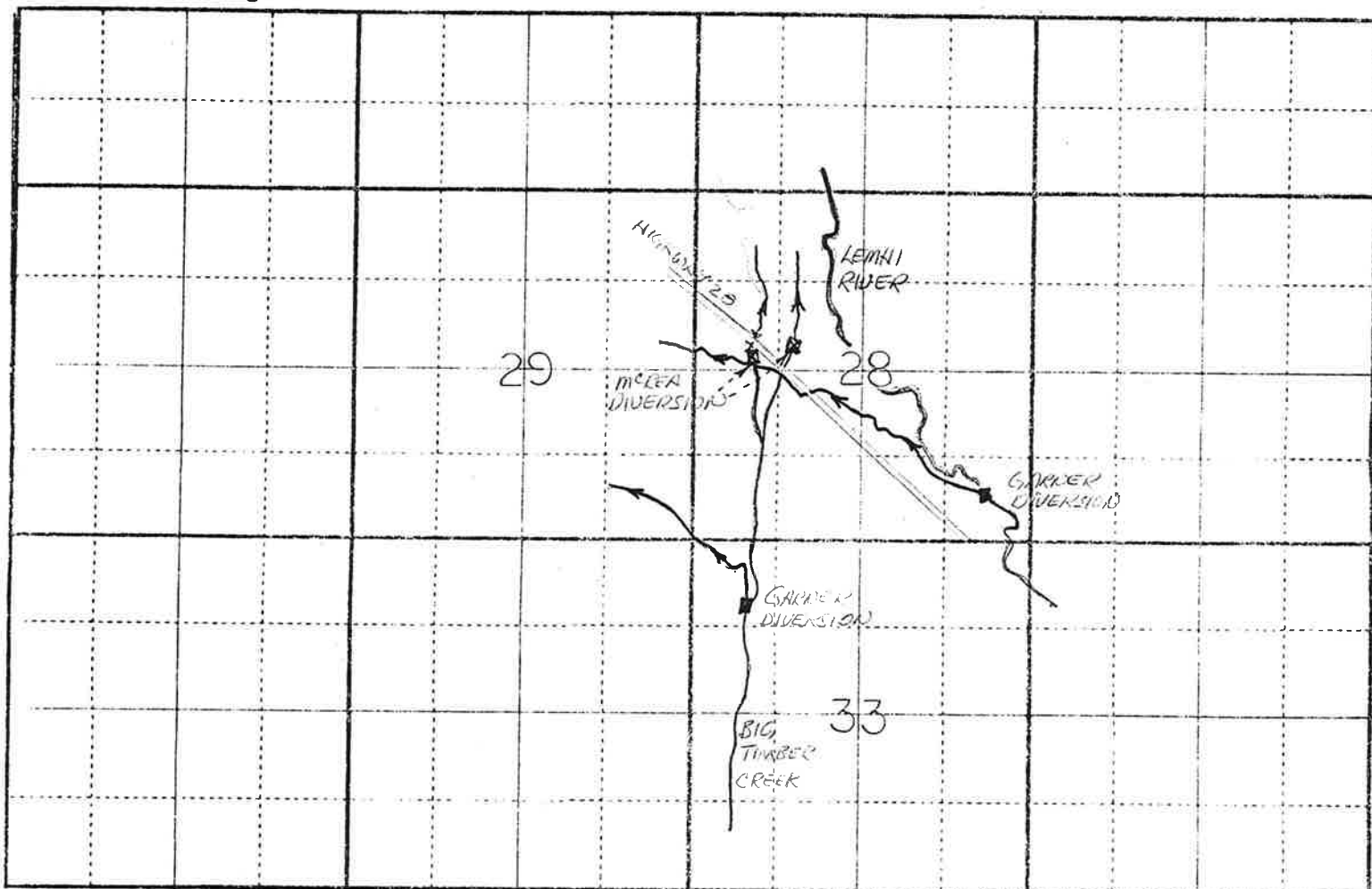
9. Name of Right Holder Clinger Enterprises, Inc.
Post office address 230 Harvard Avenue, Rexburg, ID 83440
10. Source of water Lemhi River tributary to Salmon River
(Name of stream or source)
11. Name of canal or ditch Garner's River Ditch (Div L-63) SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28,
12. Amount of water a. 8.32 c.f.s. and/or T. 16N, R. 26E
b. _____ acre feet/annum
13. Right obtained by: 74-0996
a. Decree to Clinger Enterprises Inc. in Case of Findings of Water Right Lemhi Basin
(Name) vs. _____, Dated _____ in _____
(Name of Court)
Court, County of Lemhi. Fully describe decree (if known) _____

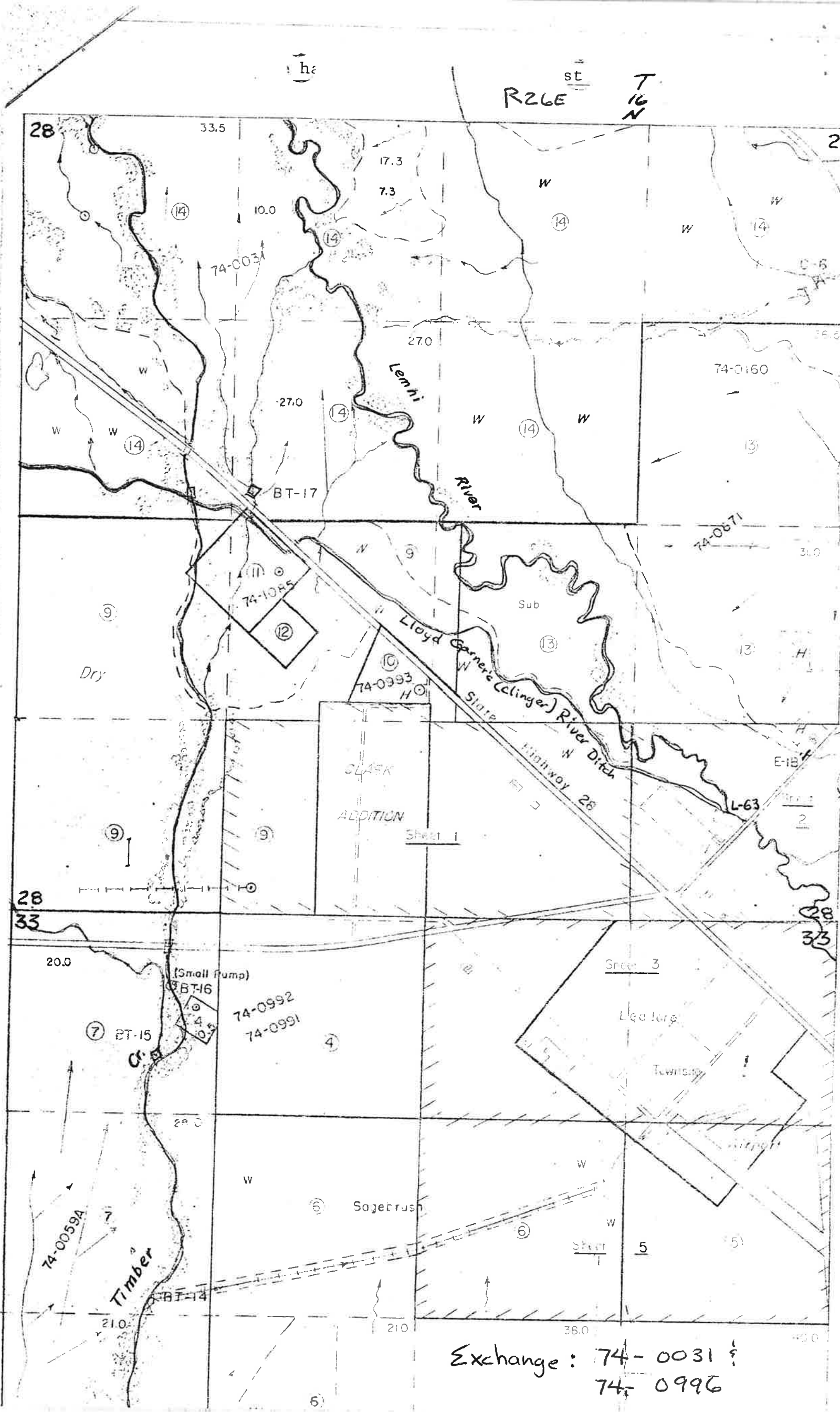
b. Permit, License, or Claim No. _____ in the records of the Department of
Water Resources.

EXCHANGE

- of right 73-0031 historically
14. 1.40 c.f.s. and/or _____ acre-feet per annum of water diverted at the
point described in line 7 and will be delivered into now be diverted _____ at a point in
NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 33, Township 16N, Range 26E, B.M.,
in Lemhi County; ~~Additional points, if any~~ at Lloyd Garner's
diversion on Big Timber Creek
15. In lieu thereof 1.40 c.f.s. and/or of 73-0996 acre-feet per annum will be diverted
from Lemhi River at a point within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 28
Township 16N, Range 26E, B.M., in Lemhi County.
16. ~~Explanation~~ and delivered to the McRea's in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$,
Sec. 28. Explanation: Because of the losses in Big Timber Ck., it is
mutually beneficial for all users for McRea's to divert 1.4 cfs from
Lloyd Garner's (Clinger) Ditch and allow Garner to divert 1.4 at his
In the space below draw a sketch map showing your point of diversion under the exchange,
where you will return the replacement water, land irrigated, and the general location of your
conveyance system. Include any other information which would help in understanding the pro-
posed exchange.

Diversion on
Big Timber Ck.





17. REMARKS

This exchange has taken place for at least 20 years. This application is filed to obtain the legal authority to assure that this exchange can continue indefinitely.

I hereby assert that no one will be injured by such change and that 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.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

E. M. R. M. R. E. M. R.
(Signature of Applicant)

Subscribed and sworn to before me this 14th day of June, 19 85.

Harold D. Carbo
(Notary Public)

My commission expires 2/14/86

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Exchange

This is to certify that I have examined Application for Transfer of Water Rights No. 74-0031/0996

and said application is hereby APPROVED, subject to the following limitations and conditions:

1. A lockable headgate and measuring device subject to approval of the Department shall be maintained at the points of diversion in NWNW, Sec. 33 & SESE, Sec. 28, T16N, R26E.
2. Use of water under this exchange is subject to control by the watermasters of State Water District Nos. 74, Lemhi River and 74W, Texas/Hawley/Timber/Junction/Bull, Jake/Canyon/18 Mile Creeks.

Witness my hand this 21st day of September, 19 88

J. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by RDC Date 6-14-85 Protest filed by Roger Ogden
Prelim. check by Kew Fee \$50.00
Received by RW Date 6-14-85 #33329
Published in Record-Herald Copies of protest forwarded by CW
Pub. dates 7-18 & 7-25-85 Hearing held by _____ Date _____
Watermaster recommendation requested on 7-17-85 Recommended for ☒ approval ☐ denial
WD 74-W rec'd. 7-23-85 by Jim