

T4075 SAGER

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

RECEIVED

TRANSFER NO. 4075
WATER RIGHT NO. 74-00712B

MAY 28 1993

Department of Water Resources
Eastern District Office

This is to certify that: **RICK SAGER**
RT 1 BOX 52A
SALMON ID 83467

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	03/15 to 11/15	0.10 CFS

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
LEMHI RIVER	SALMON RIVER

Priority: 05/30/1884

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 10, Township 20N, Range 23E
LEMHI County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
20N	23E	10	NWNE	3.2		3.2

Total number of acres irrigated: 3.2

CONDITIONS/REMARKS:

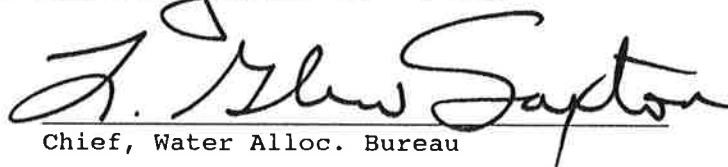
1. Use of water under this water right will be regulated by the watermaster of State Water District No. 74.
2. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
3. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.5 afa per acre for the lands above.
4. A separate stream alteration permit from the IDWR is required for any activity in the stream channel other than construction and/or maintenance of the diversion structure. If your proposed construction or operation involves construction of an outfall or any other work in the stream channel other than a water diversion, you must contact the Department and obtain a Stream Channel Alteration permit prior to the start of construction.

TRANSFER NO. 4075
WATER RIGHT NO. 74-00712B

CONDITIONS/REMARKS:

5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Dated this 14th day of may, 1993


Chief, Water Alloc. Bureau

3.0. 3-19-93

Form 222
1-87

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

RECEIVED
SEP 14 1992
Department of Water Resources
Eastern District OfficeName of applicant Pick Sager Phone 756-2825
Post Office address RT1 Box 524 Salmon, Id 83467

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes To avoid ditch loss and decrease
of subdivision of property.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 74-007123 Priority 5-30-1884 Amount (cfs/ac-ft) 0.096 0.098 Nature of Use irrigation Period of Use 3-15 to 11-15
4-1 to 11-1
2. Total amount of water being transferred 0.096 0.098 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Lemhi River tributary to Salmon River
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	NE		10	20N	23E	Lemhi	Pumpin Stream

5. Lands irrigated or place of use:

Twp.	Rge.	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	
20N	23E	10		3.2			3.2												3.2

Total acres 3.2

PART 1**6. General Information:**

a. Description of diversion system Pump in Stream for Sprinkler
irrigation.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

The land will be better irrigated because of ditch
loss and because of gravel type soil.

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

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

Witness my hand this _____ day of _____, 19 _____.

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

RECEIVED

SEP 14 1992

Department of Water Resources
Eastern District Office

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by: 74-00712

a. Decree No. 74-00712 Decreed to Gladys Porter (Snake River to Bill Sagua)
in case of State of IDAHO vs. Mary Adams, et al
dated Dec. 20, 1982 in District Court county of _____

b. License No. _____ issued by the Idaho Department of Water Resources.

c. Claim No. _____ on file with the Idaho Department of Water Resources.

d. Transfer No. 74-00712 which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Lemhi River tributary to Salmon River

4. Date or priority 5-30-1884

5. Water is used for the following purpose:

amount 0.36 for irrigation purposes from 3-15 to 11-15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.36 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW		11	20N	23E	Lemhi	L-16

8. Lands irrigated or place of use:

Twp.	Rge.	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	
20N	23E	3	*		X	X											4.7		4.7
20N	23E	10	*	X															2.0

Total acres 11.7

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

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.96 to 0.98 for Irrigation purposes from 4-1 to 11-1
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	NE		10	20N	23E	Lem Hi	Pampa Stream
	SW	SW		11				L-16

3. Lands irrigated or place of use:

Twp.	Rge.	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	
20N	23E	10	3.2	3.2			3.2	3.2											3.2

Total acres 3.2

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 0.264 for irrigation purposes from 4-1 to 11-1
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

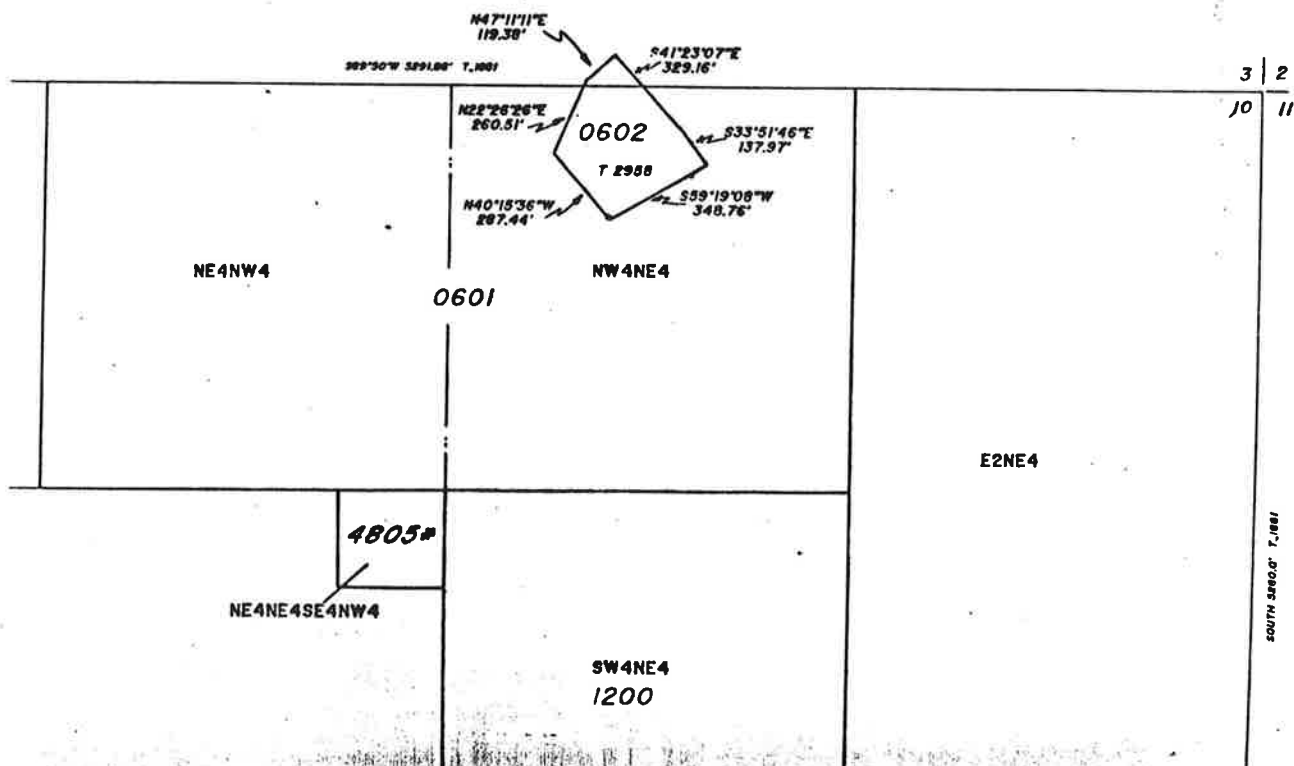
2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW		11	20N	23E	Lem Hi	L-16

3. Lands irrigated or place of use:

Twp.	Rge.	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	
20N	23E	10		3.8			3.8												3.8
20N	23E	3											4.7				4.7		4.7

Total acres 8.5



VALUATION SUMMARY SHEET

TIME 10:12:17

DATE 5/21/92

PARCEL RP20N23E100602A PROPERTY ADDRESS

EFFECTIVE DATE 1/01/89 EXPIRE DATE 0/00/00 CAT YR QUANTITY UNIT VALUE

NAME SAGER, WILLIAM RICK 12 89 3.201 AC 15,880
& SAGER, TAMERA JEAN
RT 1 BOX 52A
SALMON, ID 83467

DESC T-2958
10 20 23

TOTALS -----
3.201 \$15,880

TAX CODE AREA 21-00
PREVIOUS PARCEL # RP20N23E100600A
COMMENTS

**** SUB-SYSTEMS PRESENT ****

RES/COM LAND

MAP # 2023040910

PHOTO #

ZONE

DEED #-NEW

OLD

SUBDIVISION

DATE 0/00/00

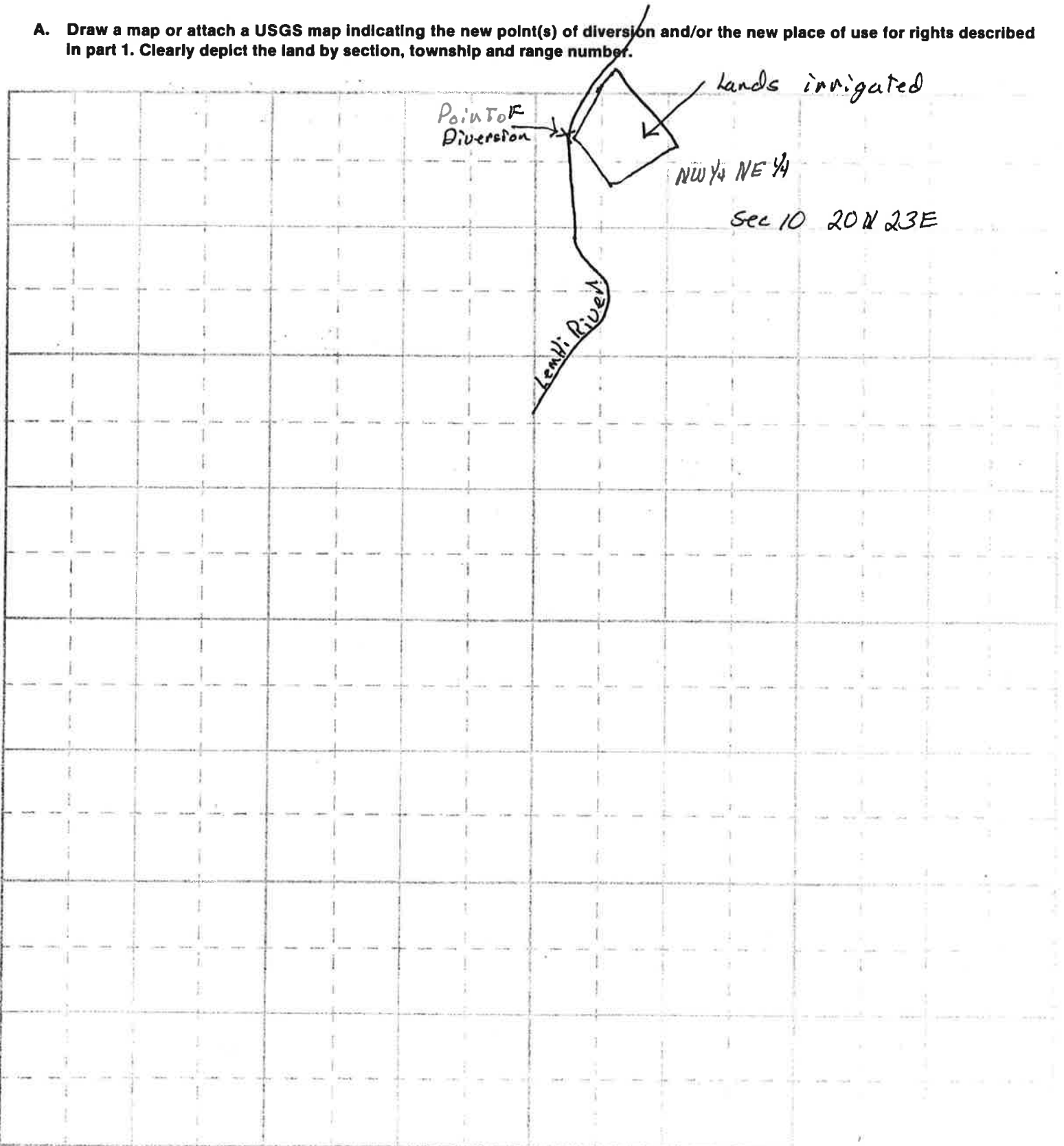
PARCEL TYPE TV LOCATION CODE 1200

EXEMPTIONS: ** NONE **

SPECIALS :

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				_____ to _____
				_____ to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

NONE

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 willful misrepresentations made in this application may result in voiding its approval.

Rick Sager

(Signature of Applicant)

Subscribed and sworn to before me this 10 day of Sept, 19 92.Arbusta Sheddwick

(Notary Public)

My commission expires 6/14/98**FOR DEPARTMENT USE ONLY**

Transfer contains _____ pages and _____ attachments

Received by HWS Date 9-14-92 Protest filed by _____Prelim. check by _____ Fee 50.00Receipted by HWS #E017860 Date 9-14-92Published in Recorder - Herald Copies of protest forwarded by _____Pub. dates October 1 & 8, 1992 Hearing held by _____ Date _____Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

INTERDEPARTMENT MEMO

DATE: 15 February 1993
FROM: Ernest Carlsen

RE: Application for transfer
74-00712
Rick Sager

PURPOSE: To change the POD on the Lemhi River from a ditch heading to a pump.

FINDINGS:

- > The rate of diversion for decree 74-00712 is 0.03 cfs/ac on 12 acres. The POU for the portion of 74-00712 described by the application is less than 5 acres and the number of acres being irrigated under the entire right is not being changed.
- > On 5 February 1993 Dennis Dunn obtained information from the ASCS in Salmon that the POU on this application was irrigated.
- > If granted this transfer will split 74-00712. SRBA records reveal IDWR has not received a request for change of ownership for that portion of A74-00712 held by Rick Sager.
- > There is a potential for the applicant to violate regulations of the Stream Channel Protection Act.

CONCLUSIONS:

- > Requested change will neither result in expansion of 74-00712 nor cause injury to other rights.

RECOMMENDATION/CONDITIONS:

The transfer should be granted with the following conditions:

- Approval of this transfer does not preclude the opportunity for review of the validity of the water rights in the ongoing Snake River Basin Adjudication.
- Delivery of these rights is subject to regulation by the Watermaster for Water District 74, Lemhi River and tributaries.
- A lockable device, subject to the approval of the Department, shall be installed on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
- A separate stream alteration permit from the IDWR is required for any activity in the stream channel other than construction and/or maintenance of the diversion structure. If your proposed construction or operation involves construction of an outfall or any other work in the stream channel other than a water diversion, you must contact the Department and obtain a Stream Channel Alteration permit prior to the start of construction.

(continued on page 2)

50 SHEETS IN 1 SET, 4 SQUARE
 10 SHEETS IN 1 SET, 4 SQUARE
 20 SHEETS IN 1 SET, 4 SQUARE
 30 SHEETS IN 1 SET, 4 SQUARE



5 Feb 1992

To file 74-2552

On 4 Feb 1992, I joined the K905 office in Saigon. The 2nd floor is
 above and separated. It is an average of 1000 sq ft. A bureau
 I recommended the chief of division transfer to Saigon.
 Dennis M. Curran

