

T4493 STODDARD / SHENTON / ALLEN

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4493

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant KYLE STODDARD OR TODD SHENTON OR JOHN ALLEN Phone (208) 657-2235
Post Office address 2300 N 738 E MONTEVIEW ID

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 CHANGE NATURE OF USE
2. Describe the reason for the proposed changes WE WISH TO CHANGE THE USE TO STOCKWATER AND RUN IT THROUGH 10 MILES OF DITCH. OUR STOCK WILL DRINK DIRECTLY OUT OF THE DITCH. DUE TO DITCH LOSSES, MOST OF THE WATER WILL BE LOST TO RE-CHARGE.

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

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use | |
|--|-----------|-----------------------|---|---------------|-------|
| 32-00007A | 5/15/1883 | 1.00 cfs | STOCKWATER | 1-1 | 1-31 |
| | | " | " | 3-1 | 12-31 |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| 2. Total amount of water being transferred | | 1.00 | cubic feet per second and/or _____ acre-feet per annum. | | |
| 3. Source of water | | MEDICINE LODGE CREEK | tributary to SINKS | | |
| 4. Point(s) of Diversion: | | | | | |

[illegible]

5. Lands irrigated or place of use: SEE ATTACHMENT A

[illegible]

PART 1

6. General Information:

a. Description of diversion system HEADGATE TO 10 MILES OF STOCKWATER DITCH.b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? X Yes _____ 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 1883 water has been unstacked from the other rights +
sold to Middle Creek Ranch (Tr. 4452) and us. As a result
less land will be irrigated.

d. Remarks:

used for ⁷⁵⁰~~600~~ head of cattle + 3600 head of sheep.

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)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ 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. Pending 4452/32-0007A 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 CONTRACT OF SALE

3. Source of water MEDICINE LODGE CREEK tributary to SINKS

4. Date or priority 5/15/1883

5. Water is used for the following purpose:

amount 1.00 cfs 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)

6. Total amount of water under right 1.00 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	NW	25	11N	34E	CLARK	
		NE	SE					

8. Lands irrigated or place of use:

Place of use Legal Description for: IRRIGATION															
NE				NW				SW				SE			
T	R	S		T	R	S		T	R	S		T	R	S	
10N	34E	12		10N	34E	15		10N	35E	6		10N	35E	7	
11N	34E	25		11N	34E	36		11N	35E	30		11N	35E	31	
11N	35E	31		11N	35E	31		11N	35E	31		11N	35E	31	

Total acres _____

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?

_____ 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 _____ for _____ purposes from _____ to _____
 (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

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	

Total acres _____

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

1. amount _____ for _____ purposes from _____ to _____
 (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

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	

Total acres _____

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.

SEE ATTACHED MAP

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

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	Stockwater	1.00 cfs		1-1 to 1-31
				3-1 to 12-31

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

N.A.

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

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.

Cliff Stoddard
(Signature of Applicant)

Subscribed and sworn to before me this 17th day of November, 19 94.

Betty J. Thompson
(Notary Public)

BETTY J. THOMPSON, NOTARY PUBLIC

My commission expires AT IDAHO FALLS, IDAHO
MY COMMISSION EXPIRES: 7-05-2000

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by Huf Date _____ Protest filed by _____Prelim. check by _____ Fee \$100 EC20514

Receipted by _____ Date _____

Published in Post-Register Copies of protest forwarded by _____Pub. dates 12-15; 22-1994 Hearing held by _____ Date _____Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

23

24

19

Part of Diversion

26

R34E R35E

30

25

30

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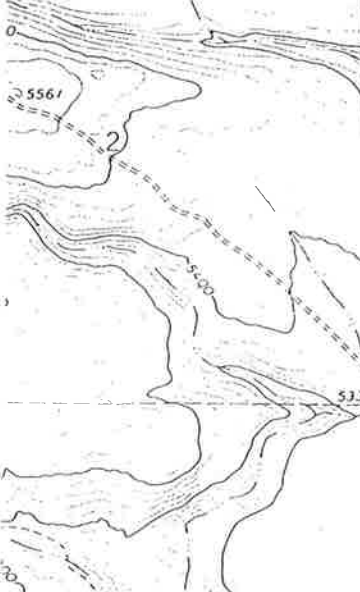
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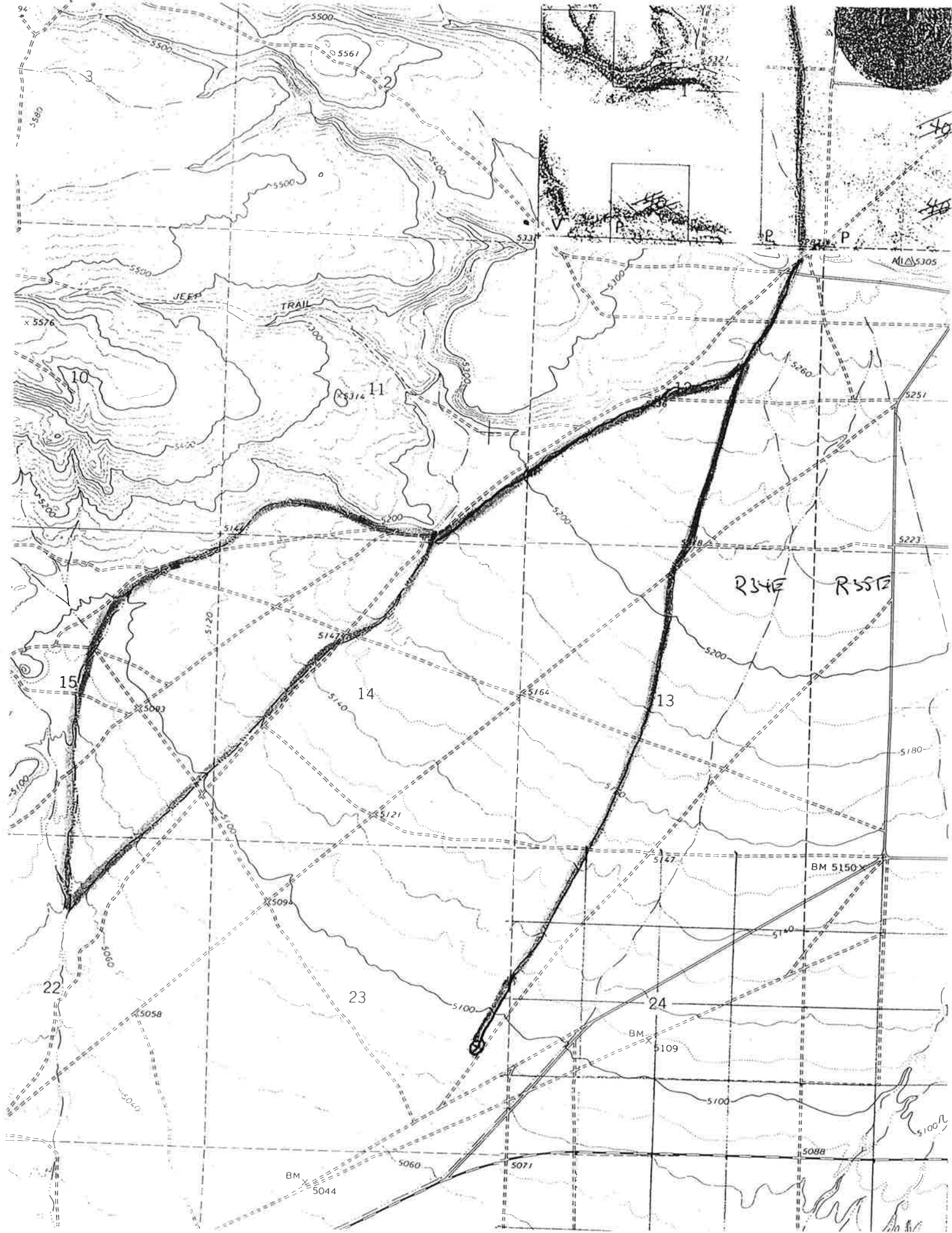


R34E

R35E

M15205

5281



LAND LIST ATTACHMENT "A"

Description and location of place of use:

[illegible]

