

T4447 SNOOK

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4447
WATER RIGHT NO(S). 74-00857/74-00858

4447
RECEIVED
MAR 06 1995

Department of Water Resources
Eastern District Office

This is to certify that: FRED H SNOOK
ELIZABETH H SNOOK
206 COURTHOUSE DR
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>	<u>ANNUAL VOLUME</u>
Right No. 74-00857 :			
IRRIGATION	04/15 to 10/15	2.35 CFS	274.4 AF
Priority: 06/28/1899			
Right No. 74-00858 :			
IRRIGATION	04/15 to 10/15	1.50 CFS	174.3 AF
Priority: 06/15/1950			
	TOTAL:	3.85 CFS	448.7 AF

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

<u>LOCATION OF POINT(S) OF DIVERSION:</u>	
Injection	NESW , Sec. 30, Township 20N, Range 24E
Rediversion 74-00857	SESE , Sec. 24, Township 20N, Range 23E
Rediversion 74-00857 & 74-00858	NWNW , Sec. 13, Township 20N, Range 23E
Rediversion 74-00857	NESW , Sec. 13, Township 20N, Range 23E
	NWSW , Sec. 13, 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	11	SWSE 17.0	SESE 7.2		24.2
		13	NWNW 1.2	SWNW 18.1		19.3
		14	NENE 24.6	NWNE 10.3		34.9
Total number of acres irrigated under Right No. 74-00857:						78.4

TRANSFER NO. 4447
WATER RIGHT NO(S). 74-00857/74-00858

PLACE OF USE: IRRIGATION

Right No. 74-00858 :

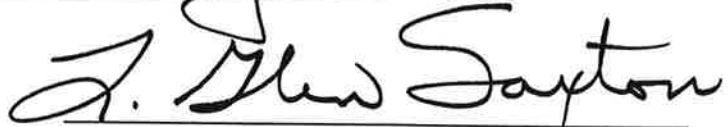
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
20N	23E	11	NESE 3.8	NWSE 3.1	SWSE 3.7	
			SESE 19.7			30.3
		13	NWNW 8.2	SWNW 1.7		9.9
		14	NENE 9.6			9.6
Total number of acres irrigated under Right No. 74-00858:						49.8

TOTAL NUMBER OF ACRES IRRIGATED UNDER TRANSFER NO. 4447: 128.2

CONDITIONS/REMARKS:

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 74.
2. A measuring device and lockable controlling works of a type approved by this 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. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
5. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
6. 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.
7. 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.
8. Water diverted under Right Nos. 74-00857 and 74-00858 from the Lemhi River is injected into an unnamed channel and rediverted from Sandy Creek.

Dated this 27th day ofFebruary, 1995.



Chief, Water Alloc. Bureau

MEMORANDUM

TO: FILE NOS. 74-00857 & 74-00858

FROM: PAM SKAGGS/^{CS}STATE OFFICE

SUBJECT: TRANSFER NO. 4447

DATE: February 23, 1995 ^{dkf}

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Transfer No. 4447 is one (1) of four (4) transfer applications filed in cooperation with the Department of Fish and Game to consolidate two (2) ditches to a single point of diversion and ditch. This transfer proposes to change the point of diversion under Right Nos. 74-00857 and 74-00858.

The irrigation season was adjusted and diversion volume added to reflect current standards. The place of use was described more specifically to equal the exact number of irrigated acres stated in the decree.

Recommended conditions include watermaster control, measuring device with lockable controlling works, irrigation overlap, right-of-way and standard transfer conditions.

Page 1 of 8

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4447

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant Snook, Fred H. and/or Elizabeth H. Phone (208) 756- 2125
Post Office address 206 Courthouse Drive, Salmon, Idaho 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 Cooperation with the Department of Fish & Game in Salmon recovery efforts. Consolidation of two ditches will eliminate one diversion berm in the Lemhi River and reduce the operation and maintenance costs to the Department by eliminating a fish screen.

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
<u>74-0857</u>	<u>6-28-1899</u>	<u>2.35</u>	<u>irrigation</u>	<u>3-15</u> to <u>11-15</u>
<u>74-0858</u>	<u>6-15-1950</u>	<u>1.50</u>	<u>irrigation</u>	<u>4-1</u> to <u>11-1</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 3.85 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	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SW	30	20N	24E	Lemhi	L-23

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
20N	23E	11															17.0	7.2	24.2
20N	23E	13						1.2	18.1										19.3
20N	23E	14	24.6	10.3															34.9
20N	23E	11													3.8	3.1	3.7	19.7	30.3
20N	23E	13						8.2	1.7										9.9
20N	23E	14	9.6																9.6

Total acres 128.2

PART 1

6. General Information:

a. Description of diversion system Water will be diverted with a rock and concrete berm in the Lemhi River with a bypass and lockable, controllable headgate, at the delivery system. System was designed by Soil Conservation Service(SCS) and reviewed by Idaho Fish & Game.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ 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:
none

d. Remarks:

This change will benefit fish recovery efforts in the Lemhi River by eliminating one diversion berm. The Department of Fish & Game will benefit by eliminating a fish screen and the long term maintenance and operation of that screen.

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. 74-0857 Decreed to Snook, Fred H. and/or Elizabeth H.
in case of _____ vs. _____
dated _____ in 7th Judicial District county of Lemhi
- 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. _____ 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 6-28-1899

5. Water is used for the following purpose:

amount 2.35 cfs for irrigation purposes from 3-15 to 11-15
(cfs/ac-ft) 4/1 11/1
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____

6. Total amount of water under right 2.35 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
		SE	NE	25	20N	23E	Lemhi	L-22A

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
20N	23E	11															17.07	7.2	24.2
20N	23E	13						1.2	18.1										19.3
20N	23E	14	24.6	10.3															34.9

Total acres 78.4

9. Describe any other water rights used for the same purpose as described above 74-0858

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 _____ 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 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 74-0858 Decreed to Snook, Fred H. and/or Elizabeth H.
in case of _____ vs. _____
dated _____ in 7th Judicial District county of Lemhi
- 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. _____ 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 6-15-1950

5. Water is used for the following purpose:

amount 1.50 cfs for irrigation purposes from 3-15 to 11-15
(cfs/ac-ft) -4/1 11/1
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____

6. Total amount of water under right 1.50 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
		SE	NE	25	20N	23E	Lemhi	L-22A

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	11													3.8	3.1	3.7	19.7	30.3
20N	23E	13					8.2	1.7											9.9
20N	23E	14	9.6																9.6

Total acres 49.8

9. Describe any other water rights used for the same purpose as described above 74-0857

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 _____ 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	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

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	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

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

1	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
	_____	_____	_____	_____ 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:

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.

Fred H. Snel
(Signature of Applicant)

Subscribed and sworn to before me this 20th day of September, 19 94.

Laura H. Norton
(Notary Public)

My commission expires 9-7-2000

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by HWT Date 9-23-94 Protest filed by _____Prelim. check by _____ Fee \$100.00Receipted by ALJ E020325 Date 9-23-94Published in Recorder Herald Copies of protest forwarded by _____Pub. dates 10-6 & 13-94 Hearing held by _____ Date _____Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

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.

