

T5763 BLM

Eastern

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 5763
WATER RIGHT NO. 29-13022

RECEIVED

OCT 30 2000

Department of Water Resources
Eastern Region

This is to certify that: **US DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
1405 HOLLIPARK DR
IDAHO FALLS ID 83401**

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>
STOCKWATER	01/01 to 12/31	0.02 CFS

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
SPRING	SINKS

Priority: 06/17/1902

LOCATION OF POINT(S) OF DIVERSION: NENWSW , Sec. 14, Township 08S, Range 38E
CARIBOU County

PLACE OF USE: STOCKWATER

TWN RGE SEC
08S 38E 14 NWSW

CONDITIONS OF APPROVAL AND REMARKS

1. This right, when considered with all other rights common to the same grazing allotment, is limited to the quantity of water beneficially used by the number of stock within the allotment.
2. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use and shall not exceed 13,000 gallons per day.

TRANSFER NO. 5763
WATER RIGHT NO. 29-13022

CONDITIONS OF APPROVAL AND REMARKS

5. Right 29-13022 is also known as BLM Record ID 2903780331 that is associated with BLM Record ID 2903788013.
6. The source is known locally as Milkshake Spring.

Dated this 20th day of October, 2000.



Chief, Water Allocation Bureau

PART 1

A. PURPOSE OF TRANSFER

2. Describe the reason for the proposed changes A recent field investigation indicates that the point of diversion and place of use were recommended erroneously

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
29-13022	6/17/1902	0.02 cfs	Stockwater	0101 to 1231
				to
				to
				to

- [illegible]

5. Lands irrigated or place of use:

[illegible]

PART 1

6. General Information:

a. Description of diversion system N/A

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:

N/A

d. Remarks:

This water right was filed as a beneficial use claim for surface water that was available for consumption by livestock prior to the development of this spring.

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 _____

PART 2

TRANS NO. 5763

A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 29-13022

STAGE: BENEFICIAL USE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
STOCKWATER	01/01 to 12/31	0.02 CFS

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
SPRING	SINKS

Priority: 06/17/1902

LOCATION OF POINT(S) OF DIVERSION: NESWSW , Sec. 14, Township 08S, Range 38E
CARIBOU County

PLACE OF USE:

STOCKWATER

				NE				NW				SW				SE																
				NENE	NWNE	SWNE	SENE	:				NENW	NWNW	SWNW	SENW	:				NESW	NWSW	SWSW	SESW	:				NESE	NWSE	SWSE	SESE	:
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:		
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	:		
08S	38E	14	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:			

CONDITIONS/REMARKS:

1. *****
* 4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT. *
*
* THIS WATER RIGHT IS ALSO CLAIMED BASED ON FEDERAL LAW *
* WITH AN APRIL 17, 1926, DATE OF PRIORITY PURSUANT TO AN *
* EXECUTIVE ORDER SIGNED THE SAME DATE AND KNOWN AS PUBLIC *
* WATER RESERVE 107. *

2. THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.
4. BLM RECORD ID = 2903780331
ASSOCIATED WITH 2903788013

Describe any other water rights used for the same purpose as described above:

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TRANS NO. 5763

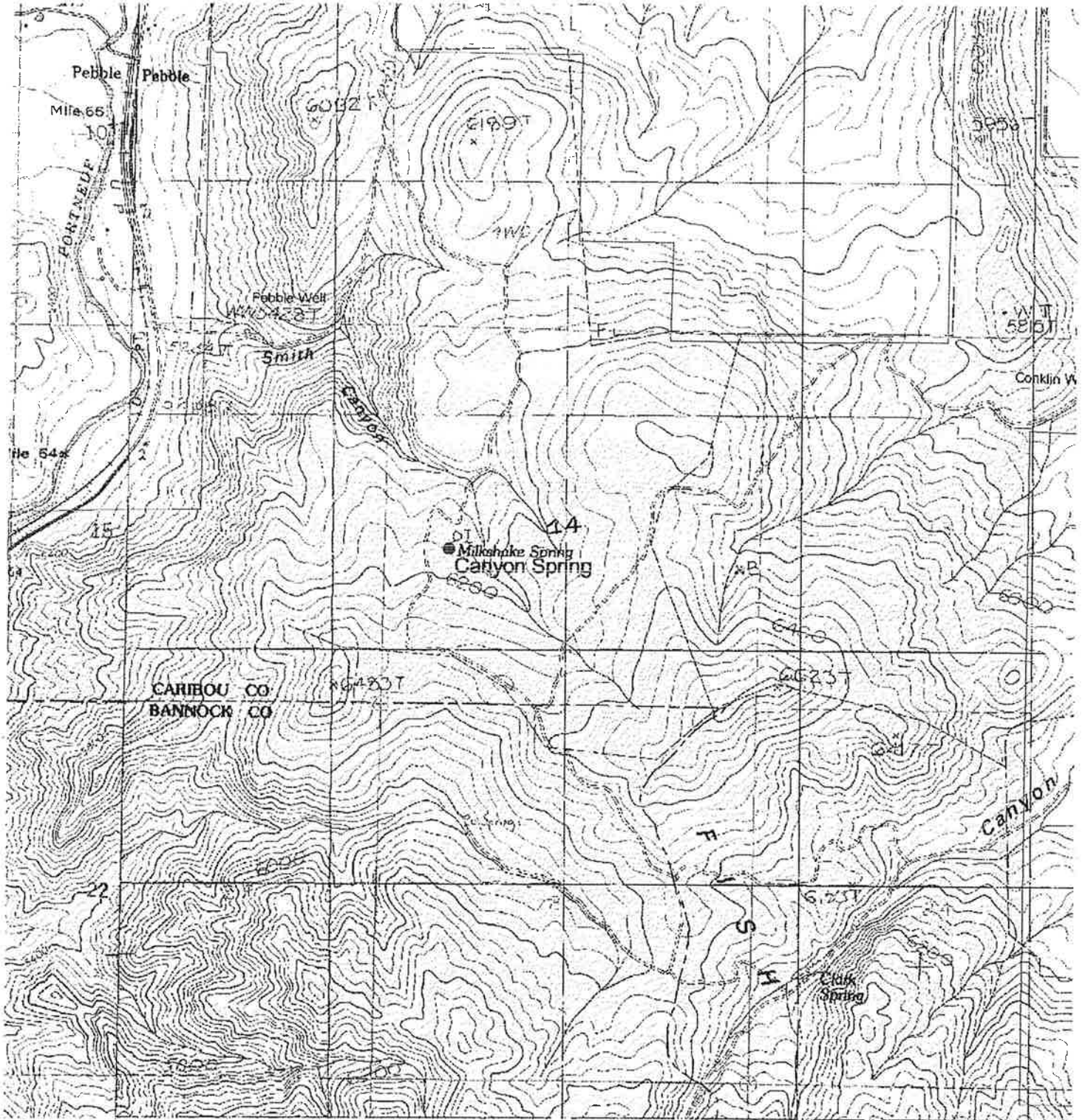
Claim No. 29-13022

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:

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 _____

BLM Water Right Filed in the SRBA - Canyon Spring
 29-13022; 2903780331
 T.8S, R.38E, S.14 NENWSW
 Bancroft Quad



0.5 0 0.5 Miles
 1:24,000 scale

down.shp
 BLM
 Bureau of Indian Affairs
 Department of Energy
 Forest Service
 Military Reservations
 National Parks & Monuments
 Open water
 Private
 State of Idaho
 U.S. Fish & Wildlife Service



PRODUCED BY THE BLM, IDAHO FALLS FIELD OFFICE
 Projection Universal Transverse Mercator
 Zone 12, 1927 North American Datum
 No warranty is made by the Bureau of Land Management
 as to the accuracy, reliability, or completeness of this data
 for individual or aggregate use with other data.
 Prepared by Deena Teel on 5/23/2000 from heads-up digitizing.

Done 4/17

TEEL

IDAHO FALLS DISTRICT

POCATELLO RAH

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

[illegible]

1. 012104 Det PL 167 (Act of Cong 7/23/1955)
completed 6/28/1961. All NF surface Mgmt by USFS

119479 Sites Act 1/7/1982
Sec 21: NW1/4, NE1/4, SW1/4, SE1/4

DOI 30478 SX Oeed to BLM OE on 1/30/1998
Sec 36: All

Yellow = BLM-administered lands

FOR ORDERS EFFECT. 'VG DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.

CURRENT TO	CURRENT TO
MAR 23 1959	
USE PLATS:	

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:

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.

[Signature]
(Signature of Applicant)

Subscribed and sworn to before me this 12th day of June, 2000.

[Signature]
(Notary Public)

My commission expires 11-25-2002

FOR DEPARTMENT USE ONLY

Transfer contains 76 pages and attachments

Received by HWT Date 6-12-00

Protest filed by

Prelim. check by Fee \$100.00

Received by HWT #E025895 Date 6-12-00

Published in Caribou Co. Sun

Copies of protest forwarded by

Pub. dates June 21 & 28, 2000

Hearing held by Date

Watermaster recommendation requested on

Recommended for ☐ approval ☐ denial

 rec'd. by

Copy of transfer sent to lien holder