

RECEIVED

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SEP 17 2012

Department of Water Resources
Eastern Region

Transfer No. 78144
Receipt No.E038020

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

1. Applicant Information WILLIAM ROBERT MAXWELL
PO BOX 256
CARMEN ID 83462
(208)756-2616

Will this transfer result in an ownership change? Yes ☒ No

2. Current Water Right

Part 2 Attached for Each Right

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
75-83C	WR/Decreed	0.02			2.3	WALLACE CREEK
75-14577	WR/Decreed	0.03			2.3	WALLACE CREEK
75-10330	WR/Beneficial Use	0.09			3.0	WALLACE CREEK

3. Purpose of Transfer (Change Proposed)

Part 3A Attached for Each Proposed Right

Part 3B Attached for Each Split Right

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
75-83C	NO	YES	YES	NO	NO	NO
75-14577	NO	YES	YES	NO	NO	NO
75-10330	NO	NO	YES	NO	NO	NO

Describe the reason for the proposed changes

This reason for this transfer is to combine these rights into a permissible place of use and to change the point of diversion on 2 of the rights. All three rights will be delivered via a common system.

4. FOR CHANGES IN NATURE OF USE ONLY

A. Describe the expected quantity of the return flows and location of discharge after the proposed change

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

5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
75-83C	0.02 cfs	2.3	5.3	
75-14577	0.03 cfs	2.3	5.3	
75-10330	0.09 cfs	3.0	5.3	
TOTAL	0.14 cfs	5.3	5.3	

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STATE OF IDAHO
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PART 1

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.

William Robert Maxwell
(Signature of Applicant)

(Title or Office)

Subscribed and sworn to before me this _____ day of _____, 20____.

(Notary Public)

My commission expires _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 75-83C

Priority Date: May 13, 1898
Origin: Water Right
Basis: Decreed
Status: Active

Source: WALLACE CREEK

Tributary: SALMON RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
DOMESTIC	01/01 12/31	0.02 CFS		
IRRIGATION	04/01 10/31	0.02 CFS		
Total Diversion		0.02 CFS		

Source and Point(s) of Diversion:

WALLACE CREEK L7 (NWSW) Sec. 6 Twp 22N Rge 22E LEMHI County

WALLACE CREEK L7 (NWSW) Sec. 6 Twp 22N Rge 22E LEMHI County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
22N 22E 6										X							
										L 7							

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
22N 22E 6										2.3							2.3
										L 7							

Total Acres: 2.3

Conditions/Remarks:

1. The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.
2. The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.

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3. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
4. This right is a split from decreed right 75-83.
5. Right Nos. 75-83C and 75-14577 are limited to the irrigation of a combined total of 2.3 acres in a single irrigation season.

Documentation of Ownership of the Current Place of Use

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

No change. The land currently irrigated will continue to be irrigated by these rights.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?
NO

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 75-14577

Priority Date: June 01, 1902

Origin: Water Right

Basis: Decreed

Status: Active

Source: WALLACE CREEK

Tributary: SALMON RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	0.03 CFS		
	Total Diversion	0.03 CFS		

Source and Point(s) of Diversion:

WALLACE CREEK L7 (NWSW) Sec. 6 Twp 22N Rge 22E LEMHI County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
22N 22E 6																	2.3

Total Acres: 2.3

Conditions/Remarks:

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. This right is a split from decreed right 75-84.
3. Right Nos. 75-83C and 75-14577 are limited to the irrigation of a combined total of 2.3 acres in a single irrigation season.

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Documentation of Ownership of the Current Place of Use

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

No change. The land currently irrigated will continue to be irrigated by these rights.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 75-10330

Priority Date: April 01, 1949
Origin: Water Right
Basis: Decreed
Status: Active

Source: WALLACE CREEK

Tributary: SALMON RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	0.09 CFS		
	Total Diversion	0.09 CFS		

Source and Point(s) of Diversion:

WALLACE CREEK L6 (NESE) Sec. 1 Twp 22N Rge 21E LEMHI County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
22N	22E	6										3.0							3.0
												L 7							

Total Acres: 3

Conditions/Remarks:

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Documentation of Ownership of the Current Place of Use

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

No change. The land currently irrigated will continue to be irrigated by these rights.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?
NO

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 75-83C

Priority Date: May 13, 1898

Origin: Water Right

Basis: Decreed

Status: Active

Source: WALLACE CREEK**Tributary:** SALMON RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
DOMESTIC	01/01 12/31	0.02 CFS		
IRRIGATION	04/01 10/31	0.02 CFS		
Total Diversion		0.02 CFS		

Source and Point(s) of Diversion:

WALLACE CREEK L6 (NESE) Sec. 1 Twp 22N Rge 21E LEMHI County

Describe the proposed diversion system

Point of Diversion # 1 2 inch line to sprinkler system

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
22N 22E 6										X							
										L 7							

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
22N 22E 6																	
										5.3							5.3
										L 7							

Total Acres: 5.3

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 75-14577

Priority Date: June 01, 1902
Origin: Water Right
Basis: Decreed
Status: Active

Source: WALLACE CREEK **Tributary:** SALMON RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	0.03 CFS		
	Total Diversion	0.03 CFS		

Source and Point(s) of Diversion:

WALLACE CREEK L6 (NESE) Sec. 1 Twp 22N Rge 21E LEMHI County

Describe the proposed diversion system

Point of Diversion # 1 2 inch pipe to sprinklers

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
22N 22E 6											5.3						5.3
											L 7						

Total Acres: 5.3

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 75-10330

Priority Date: April 01, 1949

Origin: Water Right

Basis: Decreed

Status: Active

Source: WALLACE CREEK

Tributary: SALMON RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	0.09 CFS		
	Total Diversion	0.09 CFS		

Source and Point(s) of Diversion:

WALLACE CREEK L6 (NESE) Sec. 1 Twp 22N Rge 21E LEMHI County

Describe the proposed diversion system

Point of Diversion # 1 2 inch pipe to sprinkler system

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
22N	22E	6									5.3								5.3
											L 7								

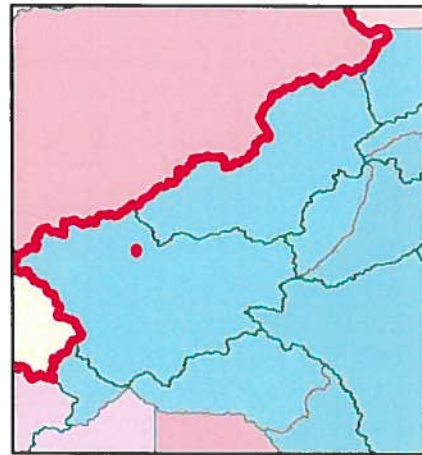
Total Acres: 5.3



Idaho Department of Water Resources

**Water Right
75-83C
(IRRIGATION)**

- Point of Diversion
- Place of Use
- State Outline
- Townships
- PLS Sections
- Quarter Quarters



**Lemhi County
IDWR Basin 75**

Prepared by Holliday, Michael

2009 Aerial Photography

