

| WATER RIGHT<br>NUMBER | NAME                                   | CFS  |
|-----------------------|----------------------------------------|------|
| 11-00330              | Split into 11-00330A-F by Trans. 2409. |      |
| 11-00330A             | BAIRD , JOHN C                         | 0.10 |
| 11-00330B             | BIGELOW , ILLA J                       | 0.10 |
| 11-00330C             | MUNRO , DORRIAN E                      | 0.31 |
| 11-00330D             | MUNRO , O OTTO                         | 0.35 |
| 11-00330E             | AINA , MARY E                          | 0.15 |
| 11-00330F             | MUNRO , FORRIEST M                     | 0.20 |

MICROFILMED

OCT 23 1992

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## STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

Department of Water Resources  
AMENDED Eastern District Office

## APPLICATION FOR TRANSFER OF WATER RIGHT

APPROVED  
AMENDED

## To Change the Point of Diversion and/or the Place of Use

Name of applicant O. Otto Munro or Forriest M. Munro or  
Illa J. Bigelow Dorrian E. Munro or Phone 547-4631  
Mary E. Aina  
 Post Office address RED, Soda Springs, Idaho 83276

## A. DESCRIPTION OF RIGHT AS RECORDED

## 1. Right evidenced by:

- a. Decree No. \_\_\_\_\_ Decreed to W.C. Munro  
 in case of Utah Power & Light Co. vs The Last Chance Canal Co.  
 dated in July 14, 1920 in U.S. District Court County of Bear Lake  
 (Name of court)
- b. License No. \_\_\_\_\_ issued by the Idaho Department of Water Resources
- c. Claim No. \_\_\_\_\_ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant Land and water  
rights were conveyed through Last Will and Testament of Orren  
Munro.

3. Source of water Eight Mile Creek tributary to Bear River

4. Date of priority (11-0358) 5/1/1889; (11-0359) 5/15/1912

5. Water is used for the following purposes:

11-0358 amount 1.06cfs for Irrigation purposes from 4-20 to 9-30  
11-0359 amount 1.00cfs for Irrigation purposes from 4-20 to 9-30  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (month/day — both dates inclusive)

6. Total amount of water under right: a. 2.06 cubic feet per second  
 &/or  
 b. \_\_\_\_\_ acre feet per annum

7. Location of original point of diversion is NW  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 35  
 Township 9S Range 42E B.M. in Caribou County  
 Additional points of diversion, if any Head works for Munro-Ellis ditch

8. Lands irrigated or place of use:

| TWP            | RANGE     | SEC        | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | TOTALS    |
|----------------|-----------|------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|-----------|
|                |           |            | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |           |
| <u>11-0358</u> | <u>9S</u> | <u>42E</u> | <u>35</u>        |                  | X                | X                |                  |                  |                  |                  | X                | X                |                  |                  |                  |                  |                  |                  | <u>53</u> |
| <u>11-0359</u> | <u>9S</u> | <u>42E</u> | <u>35</u>        |                  | X                | X                |                  |                  |                  |                  | X                | X                |                  |                  |                  |                  |                  |                  | <u>50</u> |
|                |           |            |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |           |

Total number of acres to be irrigated 103

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

10. To your knowledge, has a portion of this water right undergone a period of five or more consecutive years of nonuse? No  
 If yes, describe in item D. REMARKS \_\_\_\_\_

Name of applicant \_\_\_\_\_  
Post Office address \_\_\_\_\_

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. \_\_\_\_\_ Decreed to John Baird, Charles H. Munro & Orren Munro & Chas. H. Munro  
(Name) Chas. H. Munro  
in case of Utah Power & Light Co. vs The Last Chance Canal Co.  
dated in July 14, 1920 in U.S. Dist. Court county of Bear Lake  
(Name of court)
- b. License No. \_\_\_\_\_ issued by the Idaho Department of Water Resources
- c. Claim No. \_\_\_\_\_ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant Land and water rights were acquired through Last Will and Testament of Orren Munro.

3. Source of water Eight Mile Creek tributary to Bear River

4. Date of priority (11-0338) 5/1/1895; (11-0339) 5/15/1912; (11-0347) 5/1/1900; (11-0350) 5-1-1911; (11-0351) 5/15/1912; (11-0352) 5/15/1912

5. Water is used for the following purposes:

|         |        |         |     |            |               |      |    |      |
|---------|--------|---------|-----|------------|---------------|------|----|------|
| 11-0338 | amount | 1.1 cfs | for | Irrigation | purposes from | 4-20 | to | 9-30 |
| 11-0339 | amount | 1.1cfs  | for | Irrigation | purposes from | 4-20 | to | 9-30 |
| 11-0347 | amount | 0.8cfs  | for | Irrigation | purposes from | 4-20 | to | 9-30 |
| 11-0350 | amount | 0.2cfs  | for | Irrigation | purposes from | 4-20 | to | 9-30 |
| 11-0351 | amount | 1.8cfs  | for | Irrigation | purposes from | 4-20 | to | 9-30 |
| 11-0352 | amount | 1.0cfs  | for | Irrigation | purposes from | 4-20 | to | 9-30 |

(4000/day — both dates inclusive)

6. Total amount of water under right: a. 6.0 cubic feet per second  
&/or  
b. \_\_\_\_\_ acre feet per annum

7. Location of original point of diversion is SE 1/4 of NW 1/4 of Section 16  
Township 10S Range 42E B.M. in Bear Lake County  
Additional points of diversion, if any Headworks for the Simmons Ditch

8. Lands irrigated or place of use:

| TWP                                   | RANGE | 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 |        |
| 11-0338                               | 10S   | 42E  |        |        |        | X      |        |        | X      |        |        |        |        |        |        |        |        |        | 55     |
| 11-0339                               | 10S   | 42E  |        |        |        | X      |        |        | X      |        |        |        |        |        |        |        |        |        | 55     |
| 11-0347                               | 10S   | 42E  |        | X      | X      |        | X      |        | X      |        |        |        |        |        |        |        |        |        | 40     |
| 1-0350                                | 10S   | 42E  |        |        |        |        |        |        |        |        |        |        |        |        |        | X      |        |        | 10-    |
| 11-0351                               | 10S   | 42E  |        |        |        |        |        |        |        |        |        |        |        |        |        | X      | X      |        | 90     |
| 11-0352                               | 10S   | 42E  |        |        |        |        |        |        |        |        | X      |        |        | X      |        | X      | X      |        | 300    |
| Total number of acres to be irrigated |       |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        | 50     |

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

10. To your knowledge, has any part of this water right undergone a period of five or more consecutive years of nonuse? \_\_\_\_\_ If yes, describe in item D, REMARKS. \_\_\_\_\_

Name of applicant \_\_\_\_\_  
Post Office address \_\_\_\_\_

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. \_\_\_\_\_ Decreed to W.C. Munro, John Baird  
(Name)  
in case of Utah Power & Light Co. vs The Last Chance Canal Co.  
dated in July 14, 1920 in U.S. District Court county of Bear Lake  
(Name of court)

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

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

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant Land and water rights were acquired through Last Will & Testament of Orron Munro.

3. Source of water Eight Mile Creek tributary to Bear River

4. Date of priority (11-0327) 5/1/1884; (11-0328) 5/15/1912; (11-0329) 5-15-19  
(11-0330) 5-1-1884; (11-0331) 5-15-191

5. Water is used for the following purposes:

11-0327 amount 0.6cfs for Irrigation purposes from 4-20 to 9-30  
11-0328 amount 0.6cfs for Irrigation purposes from 4-20 to 9-30  
11-0329 amount 0.5cfs for Irrigation purposes from 4-20 to 9-30  
11-0330 amount 1.1cfs for Irrigation purposes from 4-20 to 9-30  
11-0331 amount 1.0cfs for Irrigation purposes from 4-20 to 9-30  
6. Total amount of water under right: a. 3.8 cubic feet per second  
&/or  
b. \_\_\_\_\_ acre feet per annum

7. Location of original point of diversion is SE 1/4 of SE 1/4 of Section 4  
Township 10S Range 42E B.M. in Bear Lake County

Additional points of diversion, if any headworks for the Baird-Munro Ditch

8. Lands irrigated or place of use:

| TWP     | RANGE | 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 |        |
| 11-0327 | 9S    | 42E |        |        | X      |        |        |        |        | X      | X      |        |        |        |        |        |        |        | 30     |
| 11-0328 | 9S    | 42E |        |        | X      |        |        |        |        | X      | X      |        |        |        |        |        |        |        | 30     |
| 11-0329 | 9S    | 42E |        |        | X      |        |        |        |        |        |        |        |        |        |        |        |        |        | 25     |
| 11-0330 | 10S   | 42E |        |        |        |        |        | X      |        |        |        |        |        |        |        |        |        |        |        |
|         |       | 3   | X      |        |        |        | X      |        |        |        |        |        |        |        |        |        |        |        | 55     |
| 11-0331 | 10S   | 42E |        |        |        |        |        | X      |        |        |        |        |        |        |        |        |        |        |        |
|         |       | 3   | X      |        |        |        | X      |        |        |        |        |        |        |        |        |        |        |        | 50     |

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

10. To your knowledge, has any of this water right undergone a period of five or more consecutive years of nonuse? \_\_\_\_\_ If yes, describe in item D, REMARKS.

G. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

- a. Amount of water to be diverted 11.86 c.f.s. &/or          acre foot
- b. Description of diverting works Headworks for Simmons Ditch, Baird-Munro Ditch and Munro-Ellis Ditch
- c. Describe the reasons for the proposed changes To make all the points of diversion appurtenant to all of the water rights.

2. Change in point of diversion

Point of diversion NW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 35 Township 9S  
 Range 42E, B.M., Caribou County  
 Additional points SE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 16; SE $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 4, T. 10S, R. 42E,  
B.M., Bear Lake County

3. Change in place of use

- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes          No         . If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer

c. Describe the lands or place of use to which the right will be transferred:

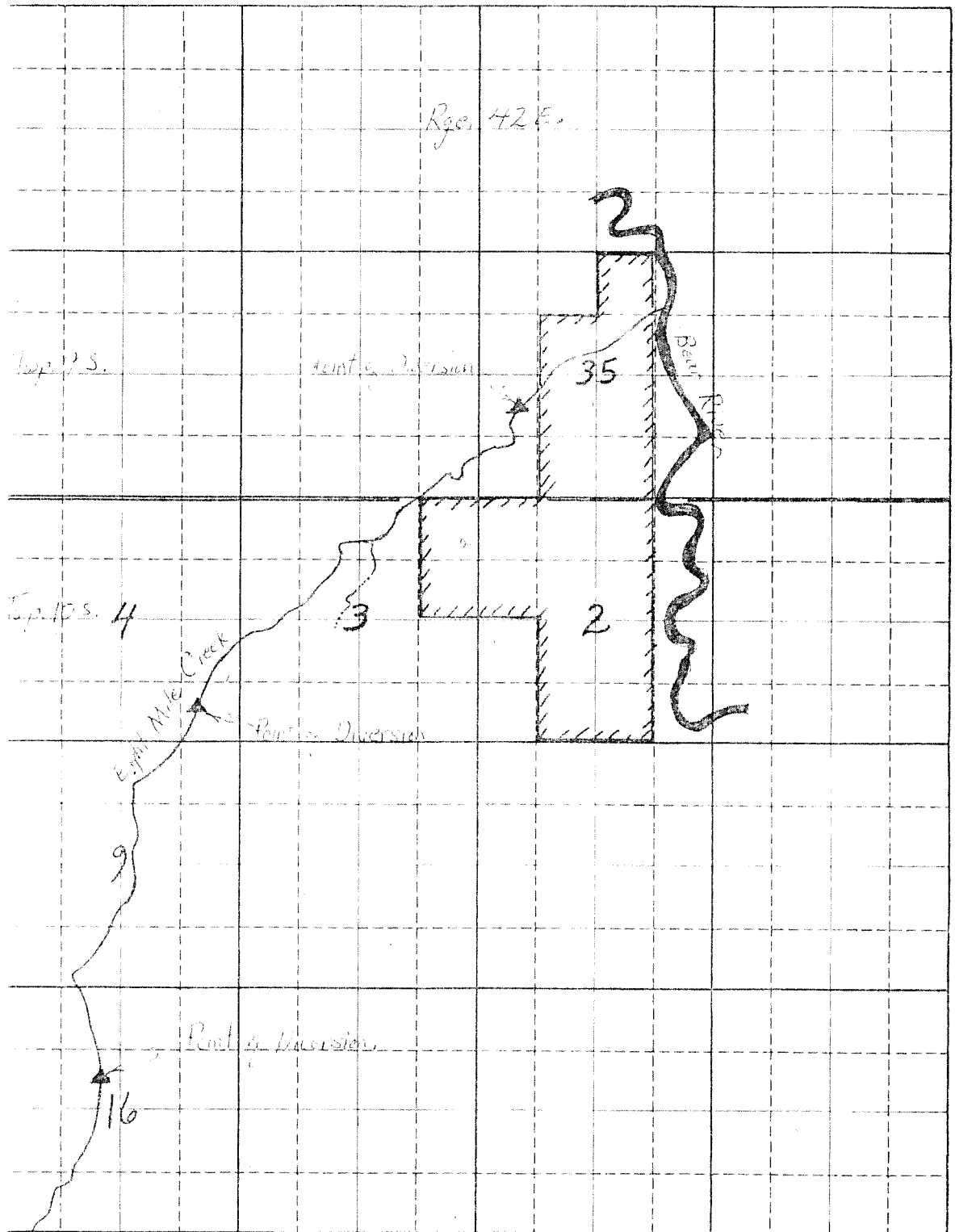
| TWP.     | RANGE | SEC. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | TOTALS |
|----------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|          |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| Corrigan |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
| 9S       | 42E   | 35   |                  | 25               | 33               |                  |                  |                  |                  |                  |                  |                  |                  | 24               |                  | 40               | 37               |                  | 159    |
| lla      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
| 9S       | 42E   | 35   |                  |                  |                  |                  |                  |                  |                  | 37               | 14               |                  |                  |                  |                  |                  |                  |                  | 51     |
| itto     |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
| 10S      | 42E   | 2    |                  | 31               | 37               |                  | 37               | 29               |                  | 36               | 11               |                  |                  |                  |                  |                  |                  |                  | 181    |
| ary      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
| 10S      | 42E   | 2    |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 12               |                  | 37               | 30               |                  | 79     |
| orriest  |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
| 10S      | 42E   | 2    |                  |                  |                  |                  |                  |                  | 38               |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|          |       | 3    | 32               |                  |                  | 33               |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 103    |

573

Total number of acres to be irrigated

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3. Draw a map indicating new point(s) of diversion and/or the end to be irrigated. Show clearly the land involved by section, township and range number.



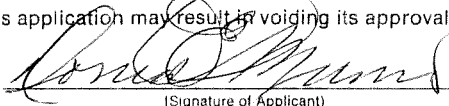
SCALE: 2 inches equal 1 mile. Draw plan in ink.

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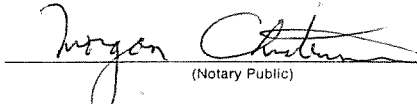
D. REMARKS

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 willfull misrepresentations made in this application may result in voicing its approval.

  
(Signature of Applicant)

Subscribed and sworn to before me this 19 day of Nov., 19 86

  
(Notary Public)

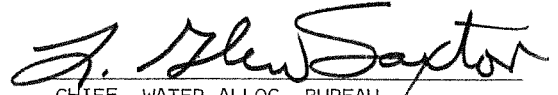
My commission expires 12-5-91

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 11-00327/00328/00329/00330/00331/00338/00339/00347/00350/00351/00352/00358/00359 and said application is hereby APPROVED, subject to the following limitations and conditions:

1. A MEASURING DEVICE OF A TYPE APPROVED BY THIS DEPARTMENT SHALL BE MAINTAINED AS A PART OF THE DIVERTING WORKS.
2. USE OF WATER UNDER THESE RIGHTS WILL BE REGULATED BY THE WATERMASTER OF STATE WATER DISTRICT NO. 11, BEAR RIVER & TRIBUTARIES.

Witness my hand this 7<sup>th</sup> day of October, 19 92

  
CHIEF, WATER ALLOC. BUREAU

FOR DEPARTMENT USE ONLY

Received by OW Date 11-20-86 Protest filed by \_\_\_\_\_  
Prelim. check by 28 Fee 50 No Amended Fee Required  
Receipted by RW Date 3/11/80 # 13847  
Published in CARIBBEAN CITY SUN & NEWS EXAMINER Copies of protest forwarded by \_\_\_\_\_  
Pub. dates JAN 1 & JAN 8, 1987 Hearing held by \_\_\_\_\_ Date \_\_\_\_\_  
Watermaster recommendation requested on 1-6-87 Recommended for approval denial  
WD #11 rec'd. 1-16-87 by \_\_\_\_\_

OCT 23 1992