

(Internet)

Amended

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transferred 69783

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Sulphur Creek Livestock Phone (208) 876-4406
Post Office address PO Box 151 May ID 83253

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 source
2. Describe the reason for the proposed changes Source will be changed to Pishinwari River to provide habitat for bull trout & other species on Makah and Pishinwari River

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 |
|---|------------|-----------------------|------------------|----------------|
| 73-2098
73-11967 | 11/09/1915 | 2.37 cfs | irrigation | 04/01 to 11/01 |
| | | | | to |
| | | | | to |
| | | | | to |
| | | | | to |
| 2. Total amount of water being transferred <u>2.37 cfs</u> cubic feet per second and/or _____ acre-feet per annum | | | | |
| 3. Source of water <u>Paisimeroi River</u> tributary to <u>Salmon River</u> | | | | |
| 4. Point(s) of Diversion: | | | | |

[illegible]

5. Lands irrigated or place of use:

[illegible]

PART 1

8. General Information:

a. Description of diversion system Ditch pump and pivot

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:
land currently irrigated will be taken out of production

d. Remarks:

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. 73-2098 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 Mahogany Creek tributary to Pahsimera River4. Date or priority 11/9/1915

5. Water is used for the following purpose:

amount 2.4 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 2.4 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
		NW	SW	11	10N	23E	Custer	

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	
11N	23E	14					40	40	40	40									160 ac.

Total acres 160 ac.

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?

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 2.37 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) _____

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SW	11	10N	23E	Custer	

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	
11N	23E	14					40	40	40	38									158 ac.

Total acres 158 ac.

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

1. amount .03 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) _____

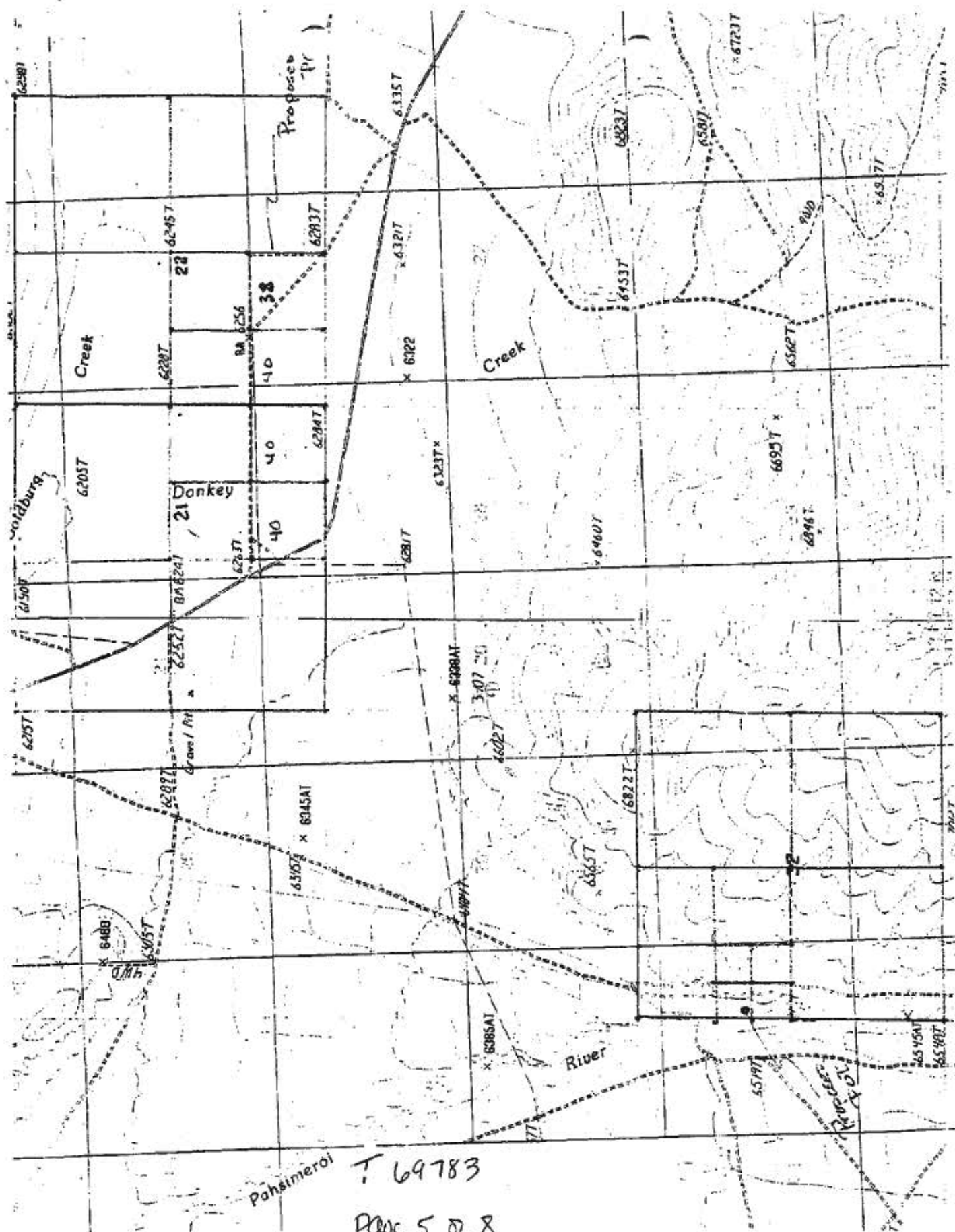
2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SW	11	10N	23E	Custer	

3. Lands irrigated or place of use:

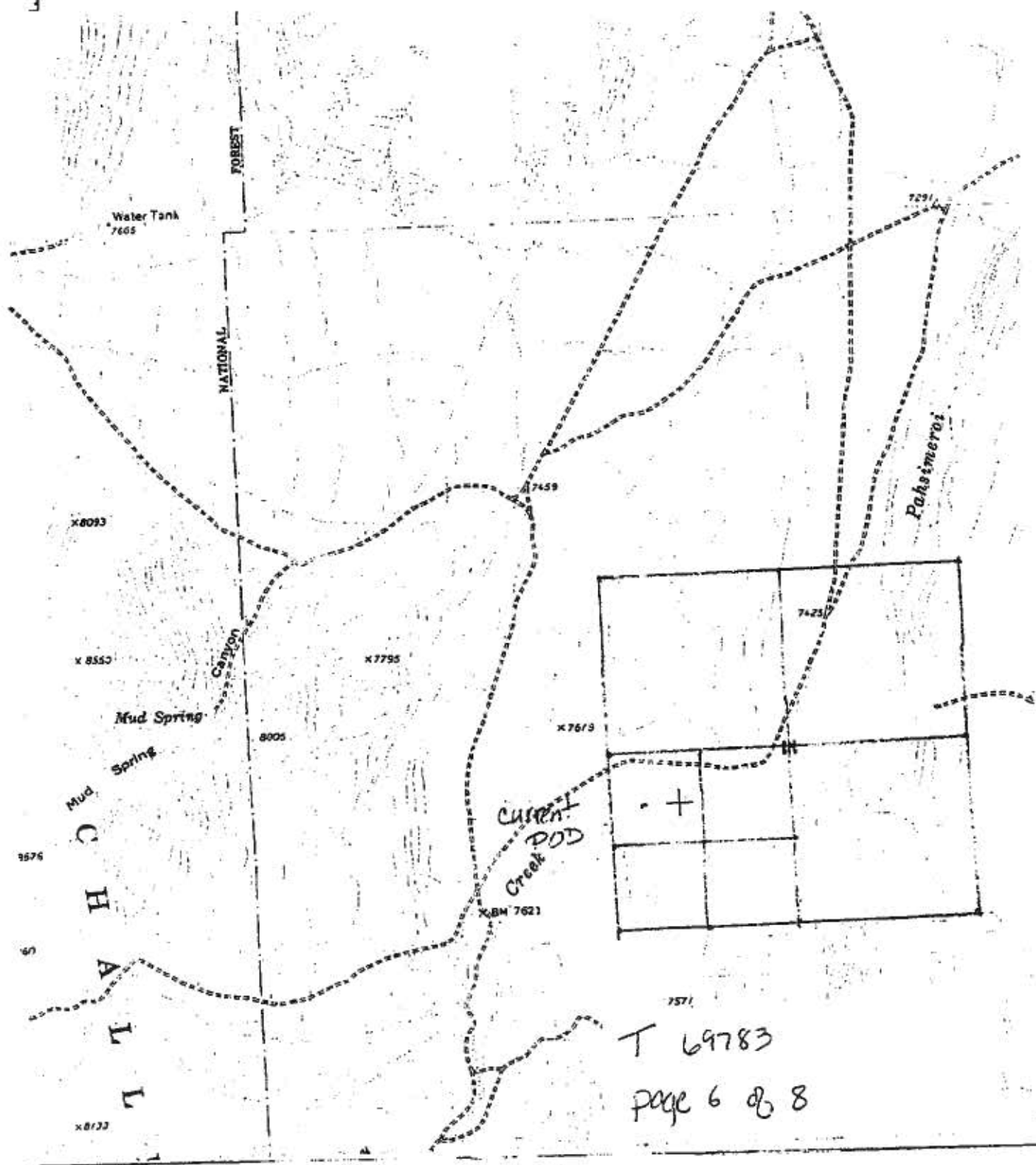
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
11N	23E	14								2									2 ac.

Total acres 2 ac.



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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.

Subscribed and sworn to before me this

11th day of March, 182002

Julius A. K. Wiegand
(Signature of Applicant)



Robert E. Foster
(Notary Public)

My commission expires

02-16-2007**FOR DEPARTMENT USE ONLY**Transfer contains 8 pages and 1 attachmentsReceived by HWT Date 3-13-02

Protest filed by _____

Prelim. check by _____ Fee \$330Receipted by HWT #E027535 Date 3-13-02Published in Challis Messenger

Copies of protest forwarded by _____

Pub. dates June 20 & 27, 2002

Hearing held by _____ Date _____

Watermaster recommendation requested on 3/27/2002Recommended for ☐ approval ☐ denial

rec'd. _____

by _____

Copy of transfer sent to lien holder _____

(Internet)

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

TL69783
 RECEIVED
 MAR 13 2002
 Department of Water Resources
 Eastern Region
 Transfer Fee

Name of applicant Sulphur Creek Livestock Phone (208) 876-4406
Post Office address PO Box 151 May ID 83253

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 source
2. Describe the reason for the proposed changes Source will be changed to
Pahsimeroi River to provide habitat for bull trout & other species in
Makengay Creek and Pahsimeroi River

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 |
|-----------------|------------|-----------------------|------------------|----------------|
| 73-2098 | 11/09/1915 | 2.40 cfs | irrigation | 04/01 to 11/01 |
| | | | | to |
| | | | | to |
| | | | | to |
| | | | | to |
2. Total amount of water being transferred 2.40 cfs cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Panximeroi River tributary to Salmon River
4. Point(s) of Diversion:

[illegible]

5. Lands irrigated or place of use:

[illegible]

PART 1

6. General Information:

- a. Description of diversion system Ditch, pump and pivot
- 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:
land currently irrigated will be taken out of production
- d. Remarks:

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 _____

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

Current Water Right No. 73-2098

Priority Date: 11/09/1915

Origin: Adjudication Claim

Basis: License

Status: Active

Source: MAHOGANY CREEK Tributary Trib
to: PAHSIMEROI RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 11/01	2.40 CFS		
	Total Diversion	2.40 CFS		

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
MAHOGANY CREEK	10N	23E	11	NWSW		CUSTER

PLACE OF USE: IRRIGATION

<u>Twp</u>	<u>Rge</u>	<u>Sec</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>	<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>Totals</u>
11N	23E	14					40.0	40.0	40.0	40.0									160.0

Total Acres: 160

Conditions/Remarks:

- LIC. INCORRECTLY SHOWS P/D IN SEC.3. CORRECTED TYPO IN ADDRESS 03/29/95 SS. CHANGED OWNERSHIP PER REQUEST/JC/5-11-00.

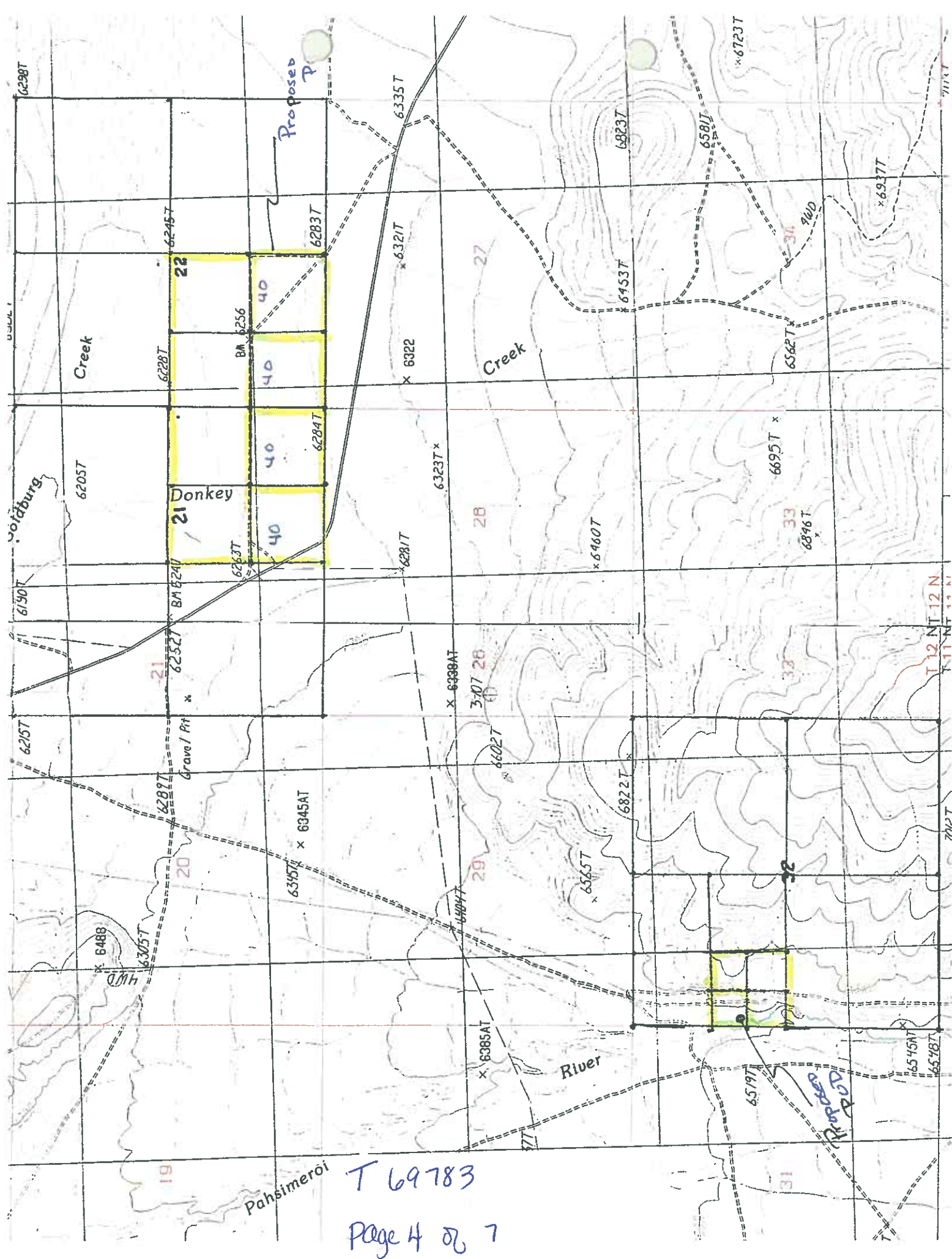
Documentation of Ownership of the Current Place of Use *2001 tax notice*

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

yes

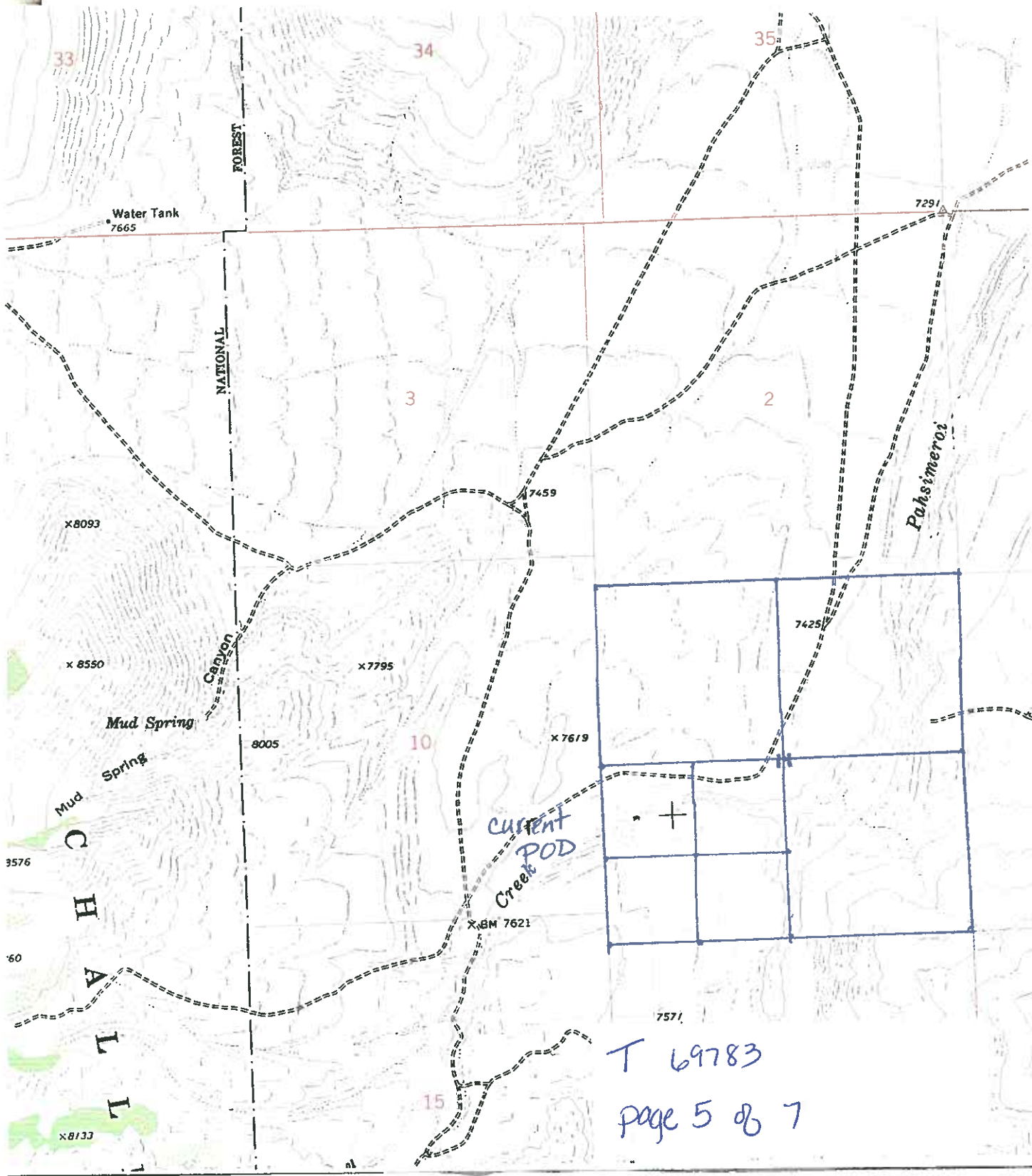
Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer *Current place of use will be taken out of production*

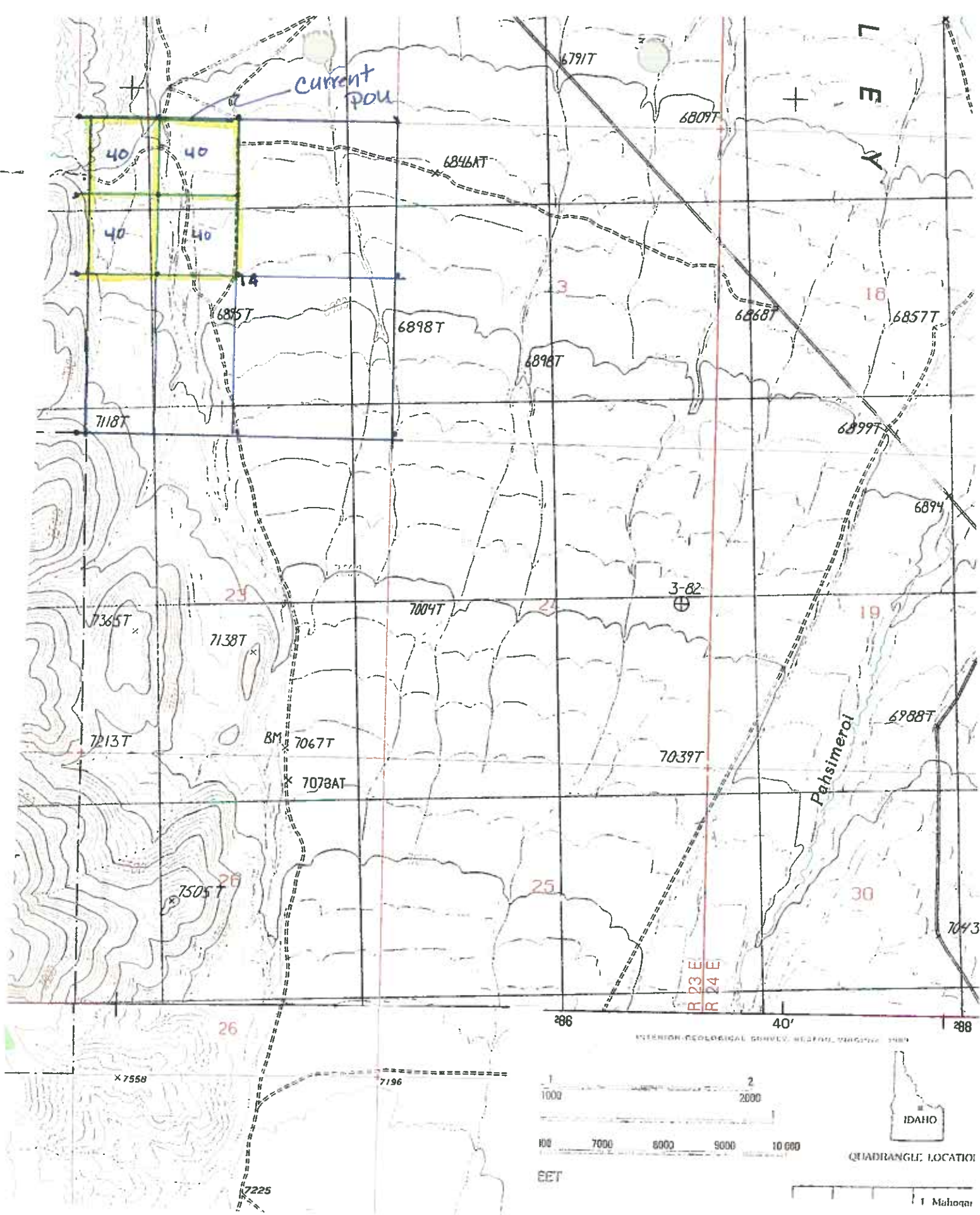
To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use? *NO*



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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.

Subscribed and sworn to before me this 11th day of March, 192002.

Robert E. Post
(Notary Public)

My commission expires 02-16-2007



FOR DEPARTMENT USE ONLY

Transfer contains 7 pages and 3 attachments

Received by #WT Date 3-13-02 Protest filed by _____

Prelim. check by _____ Fee \$330 _____

Receipted by #WT #E027535 Date 3-13-02 _____

Published in Challis messenger Copies of protest forwarded by _____

Pub. dates April 4 & 11, 2002 Hearing held by _____ Date _____

Watermaster recommendation requested on 3/27/2002 Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

MAKE CHECK PAYABLE TO: 2001 TAX BILL/RECEIPT
 CUSTER COUNTY TAX COLLECTOR
 P.O. BOX 350
 CHALLIS, IDAHO 83226
 BILL# 5654 CODE AREA 7-00 L
 PARCEL NUMBER
 RP11W23E142401A 5,667

1ST HALF DUE	2ND HALF DUE	FULL DUE	TOT NY	5,667
TAX 16.48	TAX 16.48	TAX 32.96	TOT ACS	145.310
LATE	LATE	LATE		
INT	INT	INT		
COST	COST	COST		
TOT	TOT	TOT		

SULPHUR CREEK LIVESTOCK CO
 HC 62 BOX 2010
 MAY 10 2003
 TAXING INITIAL RATE AMOUNT
 STATE .000000000
 COUNTY .002153153 12.20
 SCHOOL 181 .003396084 19.24
 COUNTY ROAD .000000000
 N.C. HOSP .000269619 1.52
 AMOUNT DUE .005818856 32.96

LOTS 1,2
 M2N4
 SEC 14 T11N R23E

*** IMPORTANT ***
 PLEASE READ BOTH FRONT AND BACK
 *** MONTHLY PAYMENTS ARE ACCEPTED ***

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
 APPLIED TO THE OLDEST DELINQUENT YEAR.
 TO AVOID LATE CHARGES, PAYMENTS MUST BE
 RECEIVED OR POSTMARKED BY THE DUE DATE.
 KEEP TOP PORTION FOR YOUR RECORDS.
 PERSONAL CHECKS ARE YOUR RECEIPT
 SUBJECT TO BANK CLEARANCE.

RECEIPT NOT VALID UNTIL CHECK CLEARS
 THANK YOU

ATTACHMENT T 69783
1 OF 3

