

JAN 30 2008

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WATER RESOURCES
WESTERN REGION

STATE OF IDAHO

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
JAN 28 2000

Transfer No. 14507

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of Applicant ELMER L. BROWN Phone 208 939 6225

Mailing address 295 N Taylor St Eagle Lake 87606 Email _____

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 _____

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 |
|-----------------|-----------|--------------------|---------------|---------------|
| 67-4136 B | 3/15/1939 | 0.31 | Irr | 3/15 to 11/15 |
| 67-11228 | 8/31/1887 | 1.13 | Irr | 3/15 to 11/15 |
| | | | | to |
| | | | | to |
2. Total amount of water being transferred 1.44 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Hornet Creek tributary to Weiser River
4. Point(s) of Diversion:

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total Acres **71.9**

PART 1

6. General Information:

a. Description of diversion system _____

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:
No change the water comes in the same ditches &
dividing places

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 the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20 _____.

 For the Director

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 = See Attachments 'A' + 'B'

1. Right as evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- 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 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 _____ tributary to _____

4. Date or priority _____

5. Water is used for the following purposes:

amount _____ for _____ purposes from _____ to _____
(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 _____ 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

8. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres _____

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

_____ If yes, describe _____

(If the entire right is to be changed by the applicant, omit part B and C.)

2. Point(s) of Diversion:

[illegible]

3. Lands irrigated or place of use:

[illegible]

Total Acres

2. Point(s) of Diversion:

[illegible]

3. Lands irrigated or place of use:

[illegible]

State Of Idaho

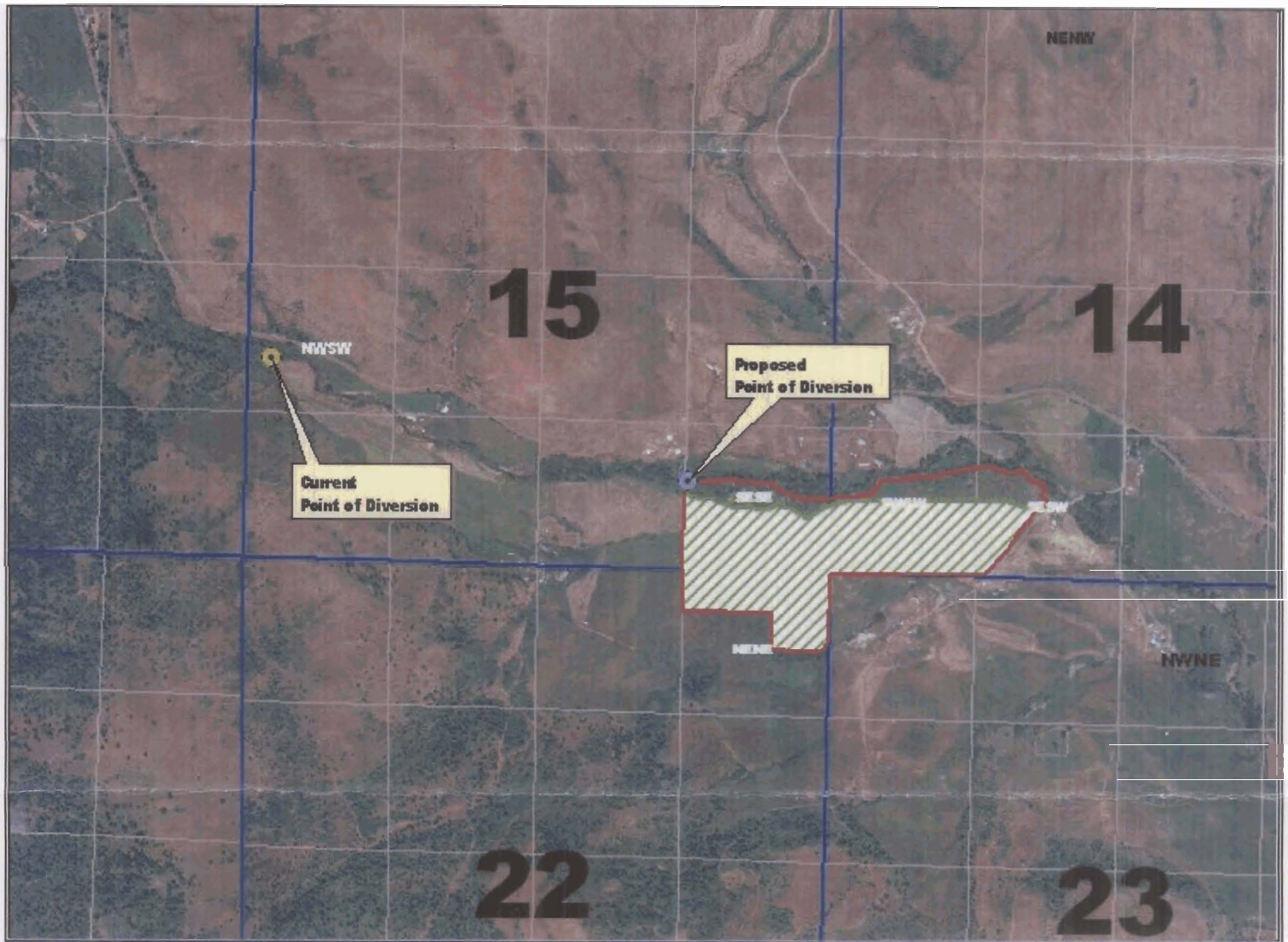
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AUG 18 2008

WATER RESOURCES
WESTERN REGION



67-4136B & 67-11228 Bacus Transfer to add a Point of Diversion



1320 0 1320 2640 Feet

● Proposed Point of Diversion

● Current Point of Diversion

▨ Place of use 67-11228

▭ Place of Use 67-4136B

▭ Sections

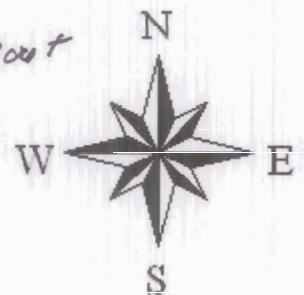
▭ Quarter Quarter

this is what we talked about

of is correct

Elmer Z Bacus

8-14-08



AMENDED

Prepared by: Craig L. Saxton
Date: October 23, 2007

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

1. New Nature of Use Amount(cfs/af-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.

Elmer L. Bauer
(Signature of Applicant)

ELMER L. BAUER
Print Name (and title, if applicable)

Subscribed and sworn to before me this 28th day of January, 2008.

Greg L. Fisher
(Notary Public)

My commission expires 12/13/2013

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 2 attachments
Received by (S.O.) by DB Date 1-28-08 Protest filed by _____
Prelim. Check by AK Fee 290.00
Received by KAW COB5775 Date 1/28/08
Published in _____ Copies of protest forwarded by _____
Pub. Dates _____ Hearing held by _____ Date _____
Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial
_____ received _____ by _____
Copy of transfer sent to lien holder _____

RIGHT NUMBER: 67-4136B

NAME AND ADDRESS: ELMER L BACUS
295 N TAYLOR ST
EAGLE ID 83616

RUTH E BACUS
295 N TAYLOR ST
EAGLE ID 83616

PURPOSE AND
PERIOD OF USE:

PLACE OF USE: IRRIGATION in ADAMS County

T17N R02W S14	SWSW	25.00	T17N R02W S14	SESW	8.90
T17N R02W S15	SESE	23.00	T17N R02W S22	NENE	15.00

71.9 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 71.9 acres in a single irrigation season. Combined Right Nos.: 67-4136B & 67-11228

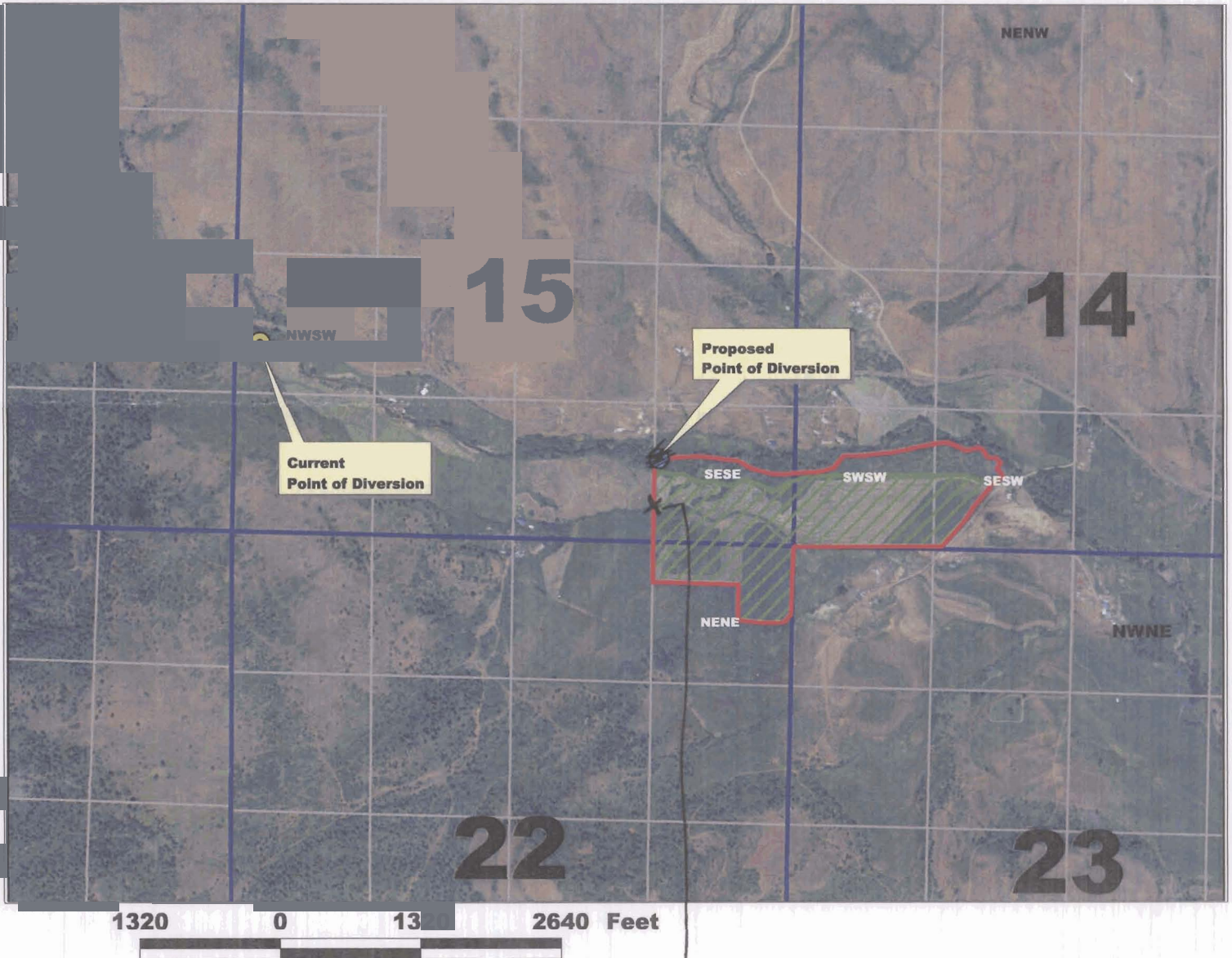
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

ATTACHMENT A



State Of Idaho

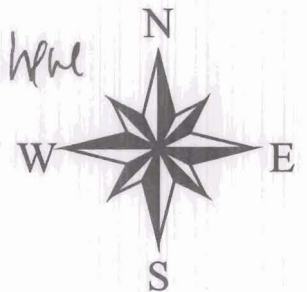
**67-4136B & 67-11228
Bacus Transfer to add a
Point of Diversion**



wastewater diverted here

- Proposed Point of Diversion**
- Current Point of Diversion**
- Place of use 67-11228**
- Place of Use 67-4136B**
- Sections**
- Quarter Quarter**

SUPERSEDED
-01/01/08 AA



**Prepared by: Craig L. Saxton
Date: October 23, 2007**