

AMENDED
8/3/07

Transfer No. 73272

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

Name of Applicant Bureau of Land Management

Phone 208-756-5400

Post Office Address 1206 S Challis St. Salmon, ID 83467

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 proposed changes To correct locations based on GPS data. Previous diversion was described at a junction box rather than the actual diversion. Season of use should be the full year to allow management discession with regard to cattle.

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	
				From	To
73-7083	8/10/1983	as ~~02~~ .01	Stockwater	as ~~1/1~~ 6/16	as ~~12/31~~ 12/11
73-7083	8/10/1983	as ~~02~~ .01	Wildlife	1/1	12/31

2. Total amount of water being transferred .02 cubic feet per second and/or 7.7 acre-feet per annum.

3. Source of water Spring tributary to Elkhorn Creek.

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local Name for Diversion
	SE	SE	NE	27	11N	24E	Custer	

5. 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	
10N	24E	1								S+W		S+W	S+W						
10N	24E	12							S+W							S+W			
10N	24E	13		S+W															
11N	24E	35								S+W								S+W	

RECEIVED

AUG 07 2007

Department of Water Resources
Eastern Region

RECEIVED

NOV 15 2006

Department of Water Resources
Eastern Region

73272

6. General Information:

- a. Description of diversion system Culvert type headbox in spring
- 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: none
- d. Remarks: Three springs are located at the POD and three pipeline originate here. The pipelines split at a junction box located at T11N R24E S27 SESE.

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 _____, 20_____.

Signature

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2
(Attach one copy for each water 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. 73-7083 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 4165 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 Master Title Plat

3. Source of water Spring tributary to Elkhorn Creek.

4. Date of priority 8/10/1983.

5. Water is used for the following purpose:

amount .02 for Stockwater purposes from 6/16 to 12/11
(cfs/ac-ft)

amount .02 for Wildlife purposes from 1/1 to 12/31
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right .02 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
	NE	NE	NE	34	11N	24E	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	
10N	24E	1		S+W <u>lot 2</u>															
10N	24E	2													S+W				
10N	24E	12						S+W						S+W					
10N	24E	13		S+W															
11N	24E	35								S+W						S+W		S+W	

Total Acres _____

9. Describe any other water rights used for the same purpose as described above 73-2194, 73-7078, 73-7079, 73-10986, 73-10988, 73-10990, 73-11694.

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use? ☐ Yes ☒ 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 (cfs/ac-ft) .02 for Stockwater purposes from 1/1 to 12/31
 amount (cfs/ac-ft) .02 for Wildlife purposes from 1/1 to 12/31
 amount (cfs/ac-ft) _____ for _____ purposes from _____ to _____

2. Point(s) of diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local Name for Diversion
	NE	NE	NE	34	10N	24E	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	
10N	24E	1		S+W lot 2															
10N	24E	2													S+W				
10N	24E	12						S+W						S+W					
10N	24E	13		S															
11N	24E	35								S+W						S+W		S	

Total Acres _____

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

1. amount (cfs/ac-ft) .02 for Wildlife purposes from 1/1 to 12/31
 amount (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount (cfs/ac-ft) _____ for _____ purposes from _____ to _____

2. Point(s) of diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local Name for Diversion

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	
10N	24E	13		W															
10N	24E	35																W	

Total Acres _____

73-07083

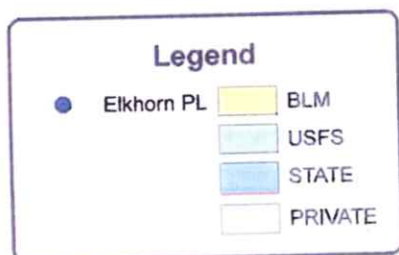


R24E / R24¹³ E

A horizontal number line representing distance in miles. It starts at 0 on the left and ends at 1 on the right. A tick mark is placed exactly halfway between 0 and 1, labeled 0.5. The word "Miles" is written at the right end of the line.

This warranty is made by the Bureau of Land Management (BLM) for use of this data for purposes not intended by the BLM.

73272



STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES

MT PLAT

INDEX TO SEGREGATED TRACTS	
REMARKS	ORIGINAL SURVEY
TRACT NO. 1	SEC. 1
TRACT NO. 2	SEC. 2
TRACT NO. 3	SEC. 3
TRACT NO. 4	SEC. 4
TRACT NO. 5	SEC. 5
TRACT NO. 6	SEC. 6
TRACT NO. 7	SEC. 7
TRACT NO. 8	SEC. 8
TRACT NO. 9	SEC. 9
TRACT NO. 10	SEC. 10
TRACT NO. 11	SEC. 11
TRACT NO. 12	SEC. 12
TRACT NO. 13	SEC. 13
TRACT NO. 14	SEC. 14
TRACT NO. 15	SEC. 15
TRACT NO. 16	SEC. 16
TRACT NO. 17	SEC. 17
TRACT NO. 18	SEC. 18
TRACT NO. 19	SEC. 19
TRACT NO. 20	SEC. 20
TRACT NO. 21	SEC. 21
TRACT NO. 22	SEC. 22
TRACT NO. 23	SEC. 23
TRACT NO. 24	SEC. 24
TRACT NO. 25	SEC. 25
TRACT NO. 26	SEC. 26
TRACT NO. 27	SEC. 27
TRACT NO. 28	SEC. 28
TRACT NO. 29	SEC. 29
TRACT NO. 30	SEC. 30
TRACT NO. 31	SEC. 31
TRACT NO. 32	SEC. 32
TRACT NO. 33	SEC. 33
TRACT NO. 34	SEC. 34
TRACT NO. 35	SEC. 35

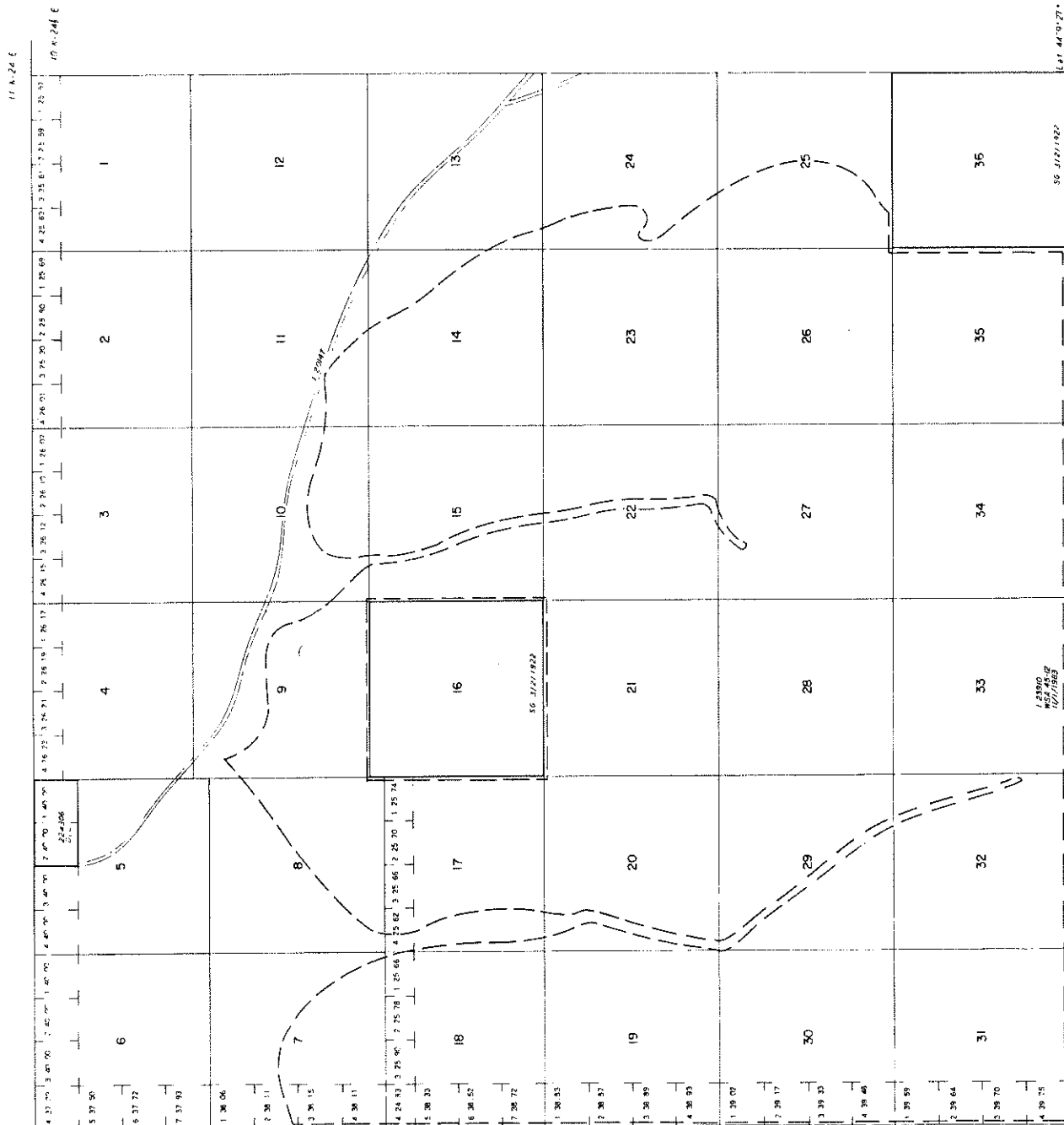
1-3379 Apts made prior to 10 A.M. 1/1/1972 considered Smiling
Sec. 2, Loh 3, 4
Sec. 3, Loh 1, 2

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS

CURRENT TO	CURRENT TO
USE PLATE	USE PLATE

THE NOTATION SHOWN ON WITHDRAWALS REPRESENT THE LAST
ACTION TAKEN BUT MAY NOT BE THE EFFECTIVE DATE. SEE T 10 N
THE HISTORICAL INDEX FOR THE DATE OF THE ORIGINAL WITH-
DRAWAL ORDER

TAHOE 10 NORTH PLATE 24 EAST OF THE COAST HIGHLAND, PLAIN
CLUSTER COUNTY 037
SALMON DISTRICT SEC 3



PART 3

B. CHANGES IN NATURE OF USE

1.	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Houses/days/year</u>	<u>Period of Use</u>
	<u>Stockwater</u>	<u>.02</u>	<u> </u>	<u>1/1 to 12/31</u>

2. Quantity and quality of return flows and location of discharge: All troughs are floated. No overflow at troughs.

3. Describe effects on other water uses resulting from the proposed change: none

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 the application is true to the best of my knowledge.

I understand that any willful misrepresentation made in this application may result in voiding its approval.

Alan Bitt

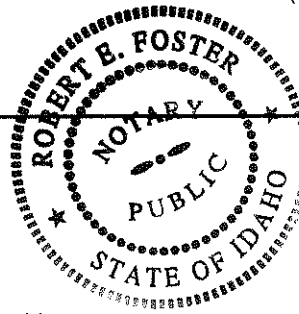
(Signature of Applicant)

Subscribed and sworn to before me this 13th day of November, 2006.

Robert E. Foster

(Notary Public)

My commission expires 2-16-07



FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and attachments.

Received by: sc Date 11/15/06 Protest filed by

Prelim. check by Fee 100 -

Receipted by sc Date 11/16/06 EO32405

Published in Challis Messenger Copies of protest forwarded by

Pub. Dates Hearing held by Date

Watermaster recommendation requested on Recommended for ☐ approval ☐ denial

 rec'd. by

Copy of transfer sent to lien holder