

REC'D

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 72799

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of Applicant Judd A. Whitworth Phone 208) 940-0456

Post Office address Box 26 Ellis, ID 83253

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 GAIN ELEVATION FOR GRAVITY SYSTEM
ADD A REDIVERSION POINT

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
3-146	5/25/87	6 cfs	Irrigation	4-01 to 10-31
				to
				to
				to

2. Total amount of water being transferred 6 cubic feet per second and/or 0 acre-feet per annum.

3. Source of water Gold Butte Creek tributary to San Simon River

4. Point(s) of Diversion:

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total Acres ~~300~~ 374.

PART 1

6. General Information:

a. Description of diversion system HEADGATE INTO GRAVITY 18" ppe

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:
NO CHANGE IN PLACE OF USE

d. Remarks: Only 4465 of the 5.6 cfs will be transferred

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 _____.

72799

page 3 of 4

72799

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 73-146 V1

WATER RIGHT NUMBER: 73-146 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JUDD A WHITWORTH 2604 PAHSIMEROI RD MAY, ID 83253-2011 (208)876-4405
Original Owner	GOLDBERG GRAZING ASSN INC C/O JEDD WHITWORTH 2604 PAHSIMEROI RD MAY, ID 83253-2011 (208)876-4471
Lienholder	ZIONS FIRST NATIONAL BANK 2460 S 3270 W SALT LAKE CITY, UT 84119 (208) 678-2291

Priority Date: 05/25/1887

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
PAHSIMEROI RIVER	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	6.000 CFS	
	<u>Total Diversion:</u>	6.000 CFS	

Location of Point(s) of Diversion

PAHSIMEROI RIVER	SE1/4SW1/4	Sec. 5,	Twp 12N,	Rge 24E, B.M.
CUSTER County	(Rediversion)			
PAHSIMEROI RIVER	SW1/4NW1/4	Sec. 32,	Twp 12N,	Rge 24E, B.M.
CUSTER County				
PAHSIMEROI RIVER	SW1/4NW1/4	Sec. 16,	Twp 12N,	Rge 24E, B.M.
CUSTER County	(Injection)			
PAHSIMEROI RIVER	SW1/4SW1/4	Sec. 5,	Twp 12N,	Rge 24E, B.M.
CUSTER County	(Rediversion)			

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	
12N	24E	5							37.0				37.0						74.0
									L 5				L 6						
12N	24E	6		26.0	38.0	40.0	6.2			15.0	20.0				38.0	37.0			220.2
				L 2			L 3												

72799

page 4 of 6

72799

Page 2

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 73-146 V1

13N 24E 31				17.0		31.0	2.9	29.0		79.9
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Total Acres: 374.1

Conditions of Approval:

1. C18 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. K06 This right is limited to the irrigation of 304 acres within the place of use described above in a single irrigation season.
3. E55 Right Nos. 73-145, 73-146 and 73-191 are limited to the irrigation of a combined total of 374.1 acres in a single irrigation season.

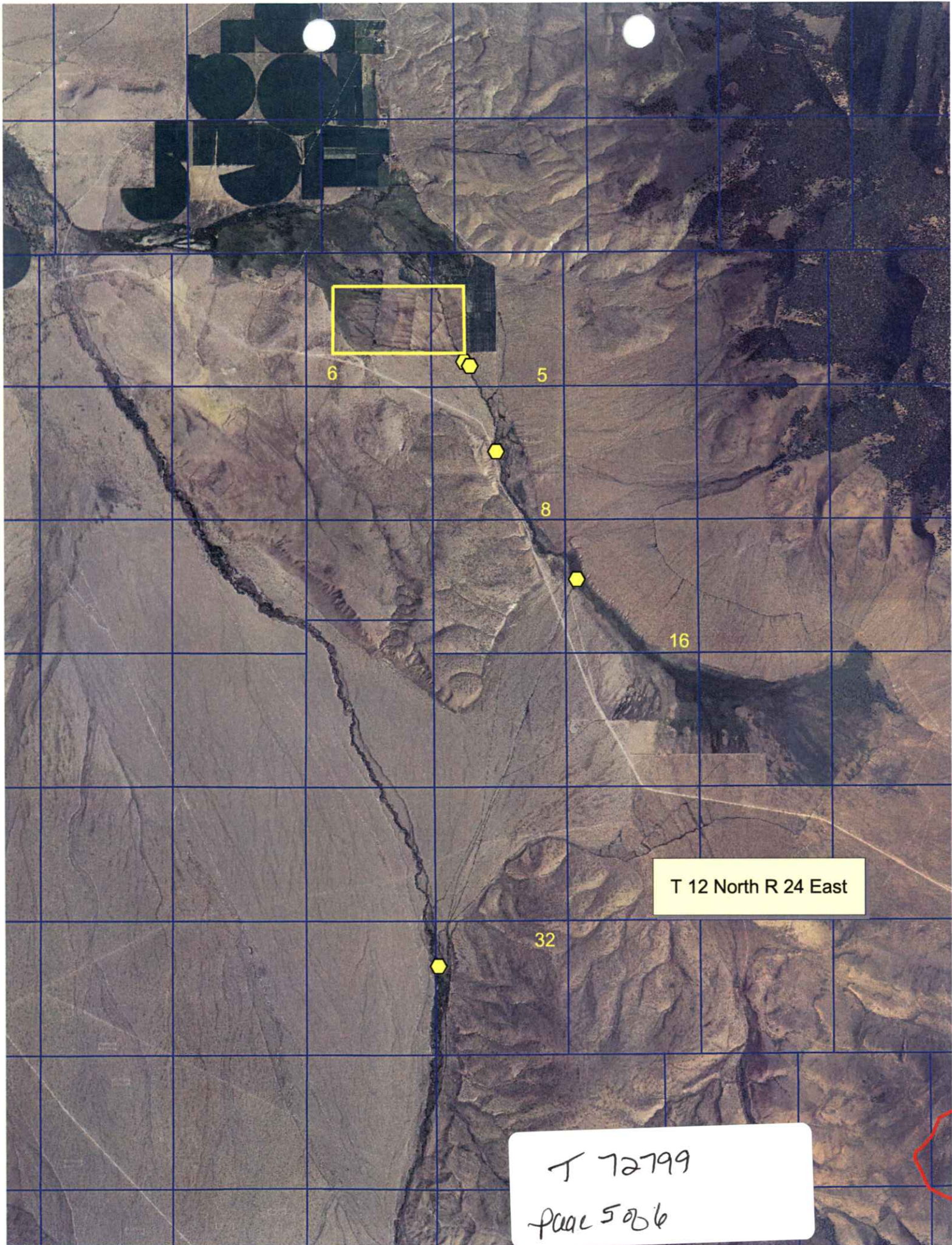
Remarks:

Comments:

1. rbrown 2/22/2006 POD
Comment: from Pahsimeroi River confirmed with diversion inventory information and BLM GPS data.
2. rbrown 2/22/2006 POD
Comment: into Goldberg Creek digitized from aerial photo

Water Supply Bank:

72799



6

5

8

16

32

T 12 North R 24 East

T 72799
page 5 of 6

PART 3

B. CHANGES IN NATURE OF USE

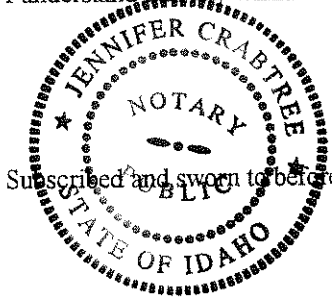
1.

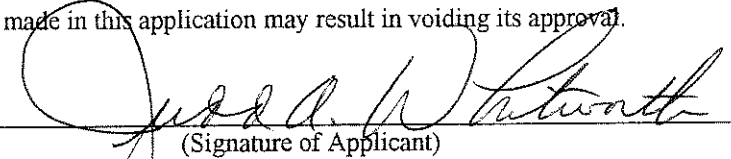
New Nature of Use	Amount(cfs/af-ft)	Hours/days/year	Period of Use
_____	_____	_____	_____ to _____
_____	_____	_____	_____ to _____
2. Quantity and quality of return flows and location of discharge:

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.

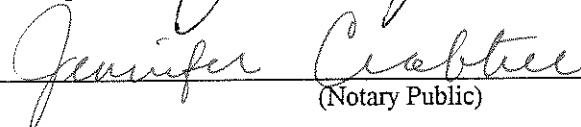
I understand that any willful misrepresentations made in this application may result in voiding its approval.





 (Signature of Applicant)

Subscribed and sworn to before me this 26 day of April, 2006.



 (Notary Public)

My commission expires 9/23/09

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 0 attachments

Received by _____ Date _____ Protest filed by _____

Prelim. Check by _____ Fee 370 -

Received by _____ Date 4-26-06 E031830

Published in Challis Messenger 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 _____

72799