

Transfer No. 73147

Name of Applicant F. Jones and or Paula J. Whittaker Phone (208) 768-2491

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

Total Acres 30

Department of Water Resources
Eastern Region

73147

PART 1**6. General Information:**

- a. Description of diversion system Small diversion into open canal
- 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:
NA The land from which we are transferring the water will no longer be irrigated.
- d. Remarks:
We are just fixing the place of use so that it contains only privately owned land.

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

73147

page 3 of 6

73147

Page 1

09/13/2006

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 74-15061 V1

WATER RIGHT NUMBER: 74-15061 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PAULA J WHITTAKER 83 BIG EIGHT MILE RD PO BOX 240 LEADORE, ID 83464 (208)768-2491
Current Owner	F JAMES WHITTAKER 83 BIG EIGHT MILE RD PO BOX 240 LEADORE, ID 83464 (208)768-2491
Original Owner	MAHAFFEY LIVESTOCK INC C/O STEPHEN MAHAFFEY PO BOX 4 TENDROY, ID 83468

Priority Date: 05/24/1910

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
EIGHTEENMILE CREEK	LEMHI RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.980 CFS	
STOCKWATER	03/15 to 11/15	0.040 CFS	
<u>Total Diversion:</u>		0.980 CFS	

Location of Point(s) of Diversion

EIGHTEENMILE CREEK NE1/4SW1/4 Sec. 27, Twp 14N, Rge 27E, B.M. LEMHI County

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	
14N	27E	27							6.0		1.0	8.0							15.0
14N	27E	28	10.0			5.0													15.0

Total Acres: 30

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	27E	21																X	

73147

page 4 of 6

73147

Page 2

09/13/2006

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 74-15061 V1

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. T09 Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

Remarks:

Comments:

1. pskaggs 11/21/2003 7:47:16 AM Transferred Right
Comment: This is now a approved transfer, transfer number = 70806

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector: AND/OR
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre: 3.5
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

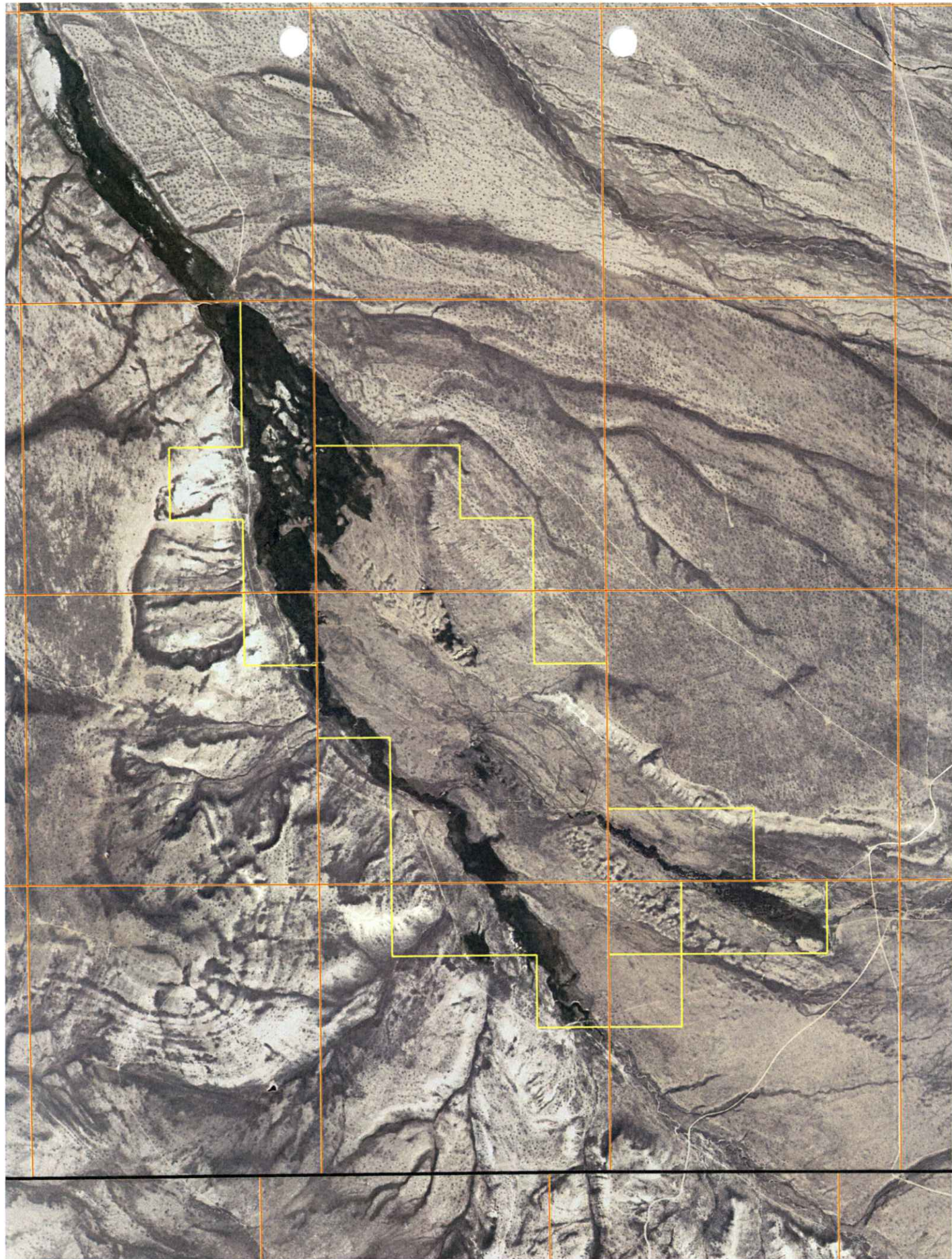
Combined Use Limits:

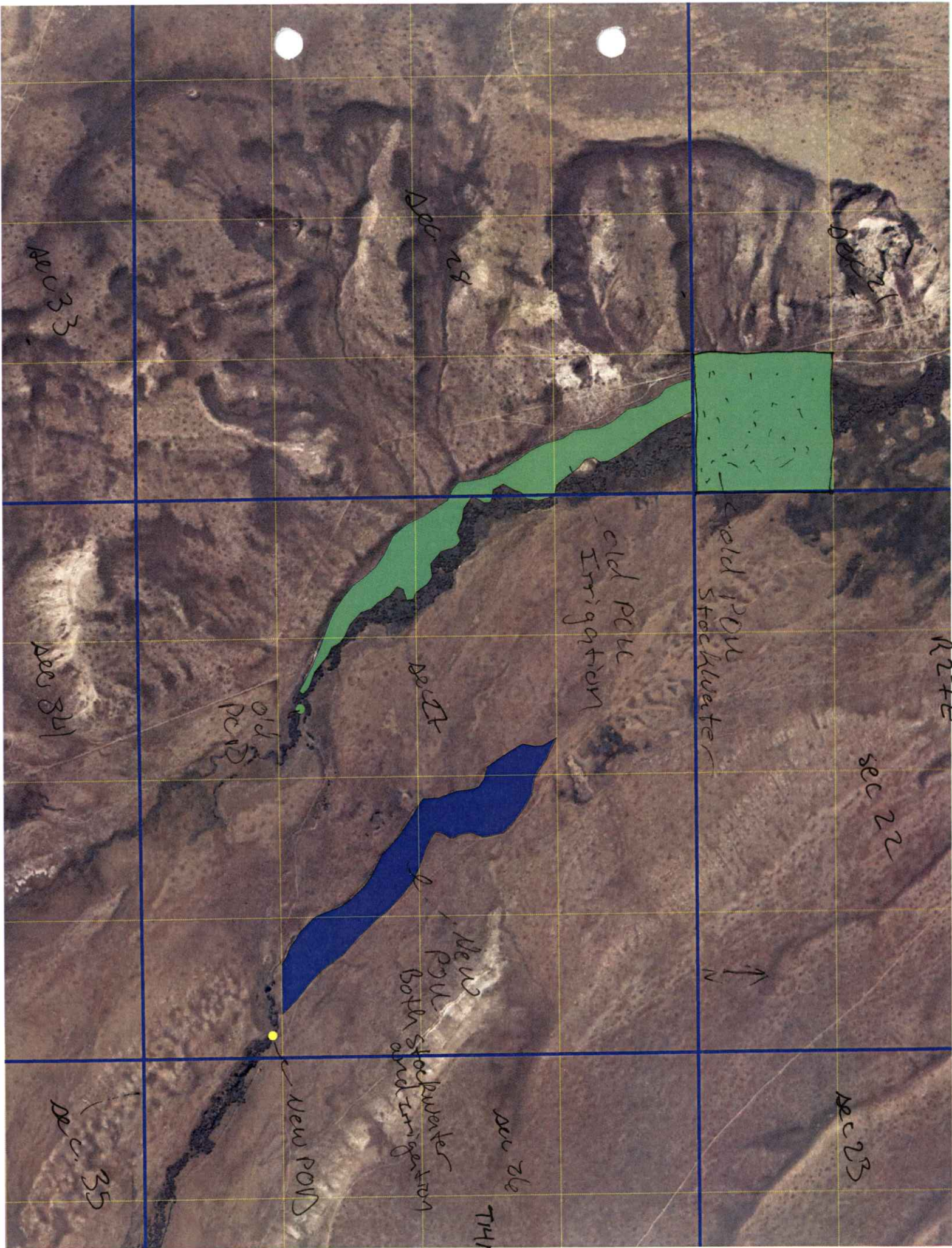
SubCase:

SubCase Number: 74-15061
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent: rbrown
Basis of Claim: Decreed

Water Supply Bank:

73147





sec 21

sec 28

sec 33

old POU stockwater

old POU Irrigation

R27E

sec 22

sec 27

old POU

sec 34

N

New POU Both stockwater and irrigation

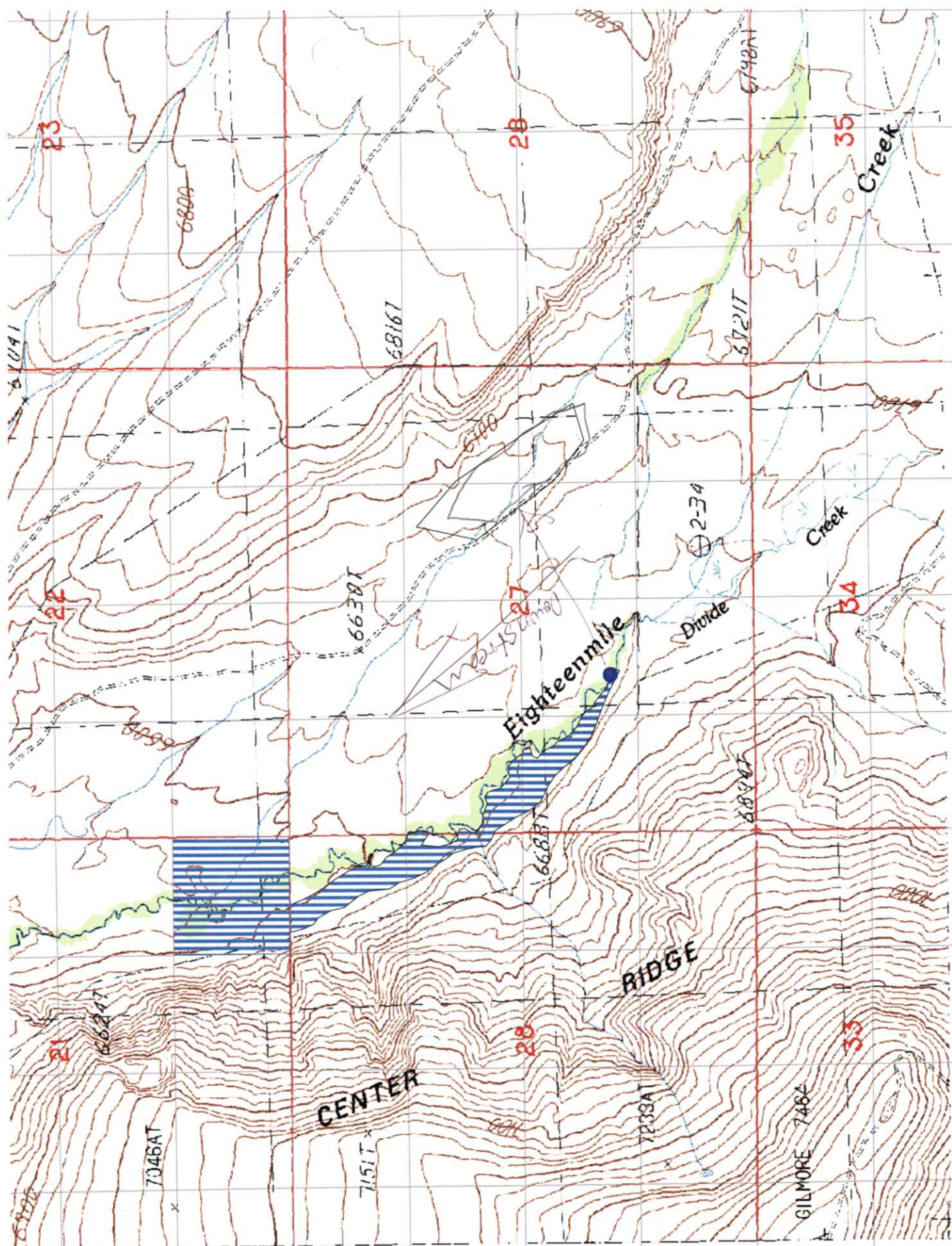
sec 23

sec 26

T4N

New POU

sec 35



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

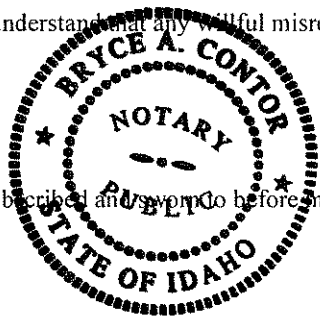
1. New Nature of Use Amount(cfs/af-ft) Hours/days/year Period of Use
 _____ to _____
 _____ to _____

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]
 (Signature of Applicant)

Subscribed and sworn to before me this 19 day of Sept, 20 06.

[Signature]
 (Notary Public)

My commission expires 14 Oct 2011

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 0 attachments

Received by _____ Date _____ Protest filed by _____

Prelim. Check by _____ Fee \$250.- ED 32244

Received by _____ Date 9-19-06

Published in Recorder Herald 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 _____

APR-12-2007 12:13

P.06

LEMHI COUNTY ASSESSOR
206 COURTHOUSE DRIVE
SALMON, IDAHO 83467
208-756-3116

2006

ASSESSMENT NOTICE

THIS IS NOT A BILL.
DO NOT PAY.

PARCEL DESCRIPTION:

NW4 W2NE4 SE4NE4 SE4
E2SW4
27 14 27
JAMES 50%
PAULA 50%

For any questions, please notify the Assessor's Office immediately.

Assessor's Telephone Number: (208) 756-3116

PARCEL ADDRESS:

WHITTAKER JAMES
& WHITTAKER PAULA
BOX 240
LEADORE ID 83464

Appeals of your property value must be filed in
writing, on a form provided by the County, by:

JUNE 26, 2006

Tax Code Area: 3-0000

Parcel Number: RP 14N27E272400 A