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Page 1 of 7STATE OF IDAHO Department of Water Resources
DEPARTMENT OF WATER RESOURCES Eastern RegionTransfer No. 72361

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APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

NOV 03 2005

Department of Water Resources
Eastern RegionName of applicant Jimmie L. Dowton Phone 208-876-4264Post Office address HC 62 Box 2320, May, Idaho 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 _____
2. Describe the reason for the proposed changes Transfer irrigation water to Asthetics/Wildlife Pond.

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
<u>73-87</u>	<u>5/1/1900</u>	<u>7.20</u>	<u>Irrigation</u>	<u>4/1</u> to <u>10/31</u>
		<u>0.33</u>	<u>Asthetics/Wildlife Pond</u>	<u>1/1</u> to <u>12/31</u>
				to _____
				to _____

2. Total amount of water being transferred _____ cubic feet per second and/or 0.33 acre-feet per annum.3. Source of water Pahsimeroi River tributary to Salmon River

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	21	15N	21E	Custer	Original for Irrigation
	NE	SE	SE	17	15N	21E		POD for Pond

5. Lands irrigated or place of use: Same as recommendation of directors report, less .2 acres.

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
15N	21E	16											4.6						4.6
15N	21E	17									26.0		1.9		17.0	35.0	24.7		104.6
15N	21E	20	25.0	2.6															27.6
15N	21E	21					1.2	34.0	.9	2.2									38.3

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5. Pond T17N, R21E, Sec. 17, SESE Asthetics/Wildlife Pond Total acres 175.1

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PART 1

6. General Information:

a. Description of diversion system The river channel has been widened slightly to allow the pond/river to be widened.

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:
Irrigated lands will be reduced by 0.3 acres and will no longer be irrigated.

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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Transfer No. 72361
Receipt No. _____

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

Current Water Right No. 73-87

Priority Date: 05/01/1900

Origin: Adjudication Recommendation

Basis: Decreed

Status: Active

Source: PAHSIMEROI RIVER

Tributary to: SALMON RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	7.20 CFS		
	Total Diversion	7.20 CFS		

Source and Point(s) of Diversion:

PAHSIMEROI RIVER SENW 15N 21E 21 CUSTER

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	
15N 21E 16											4.6						4.6
15N 21E 17								26.0				1.9	17.0	35.0	25.0		104.9
15N 21E 20	25.0	2.6															27.6
15N 21E 21					1.2	34.0	.9	2.2									38.3

Total Acres: 175.4

Conditions/Remarks:

1. 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.

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Jan. 13. 2006 1:38PM

Idaho Dept. of Water Resources

No. 5727 P. 3

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Page 2**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**Transfer No. 72361

Receipt No. _____

Current Water Right No. 73-87**Documentation of Ownership of the Current Place of Use**

Correction Grant Deed, August 2002

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

Yes. Please see attached Consent Form.

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

0.30 acres will dried-up in perpetuity.

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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Received Time Jan. 30. 5:10PM

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

Transfer No. 72361
Receipt No. _____

Current Water Right No. 73-87

Documentation of Ownership of the Current Place of Use

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

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

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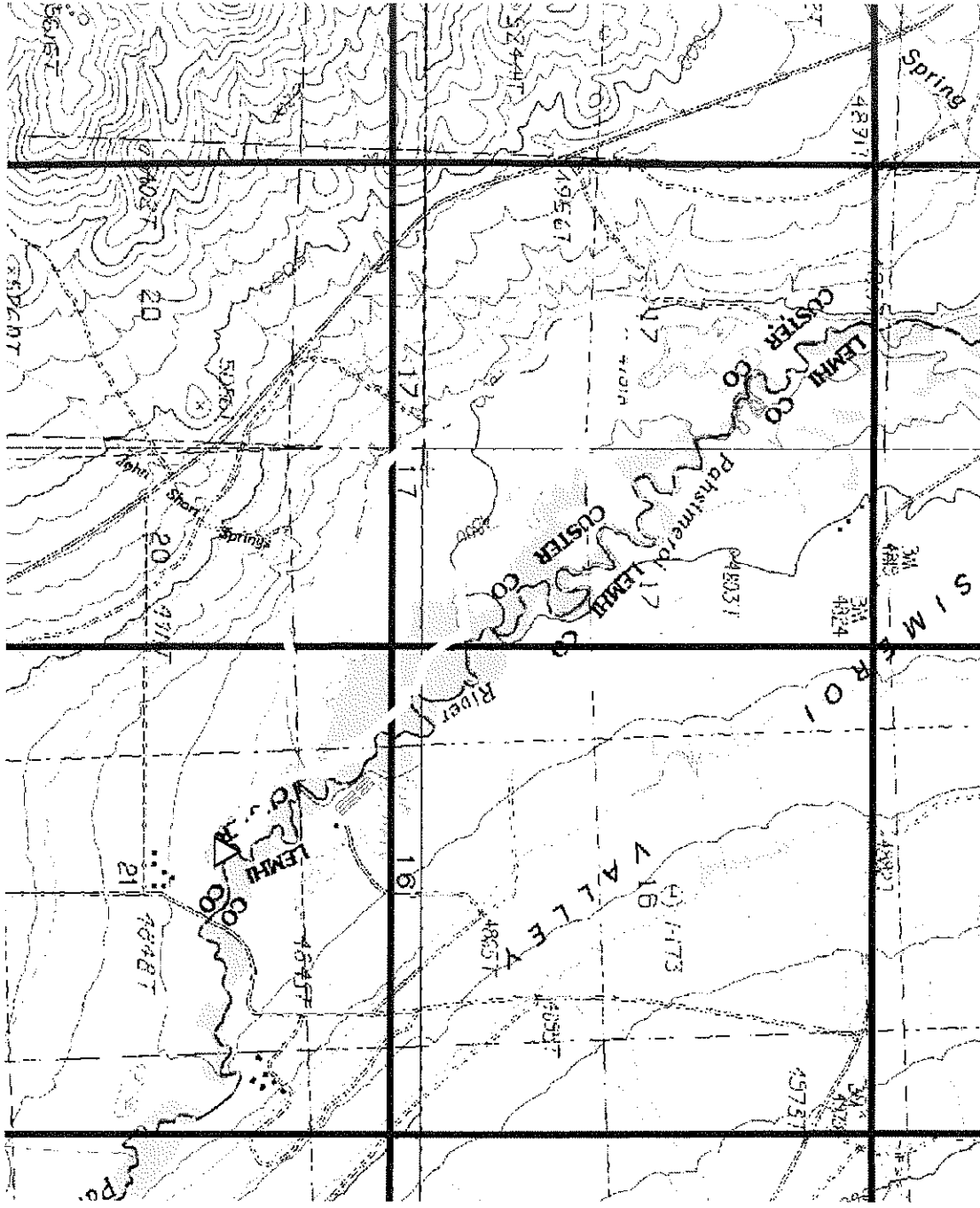
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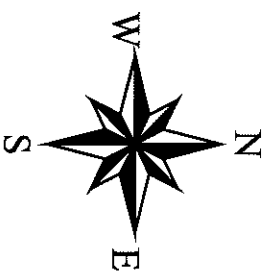
Downton Transfer

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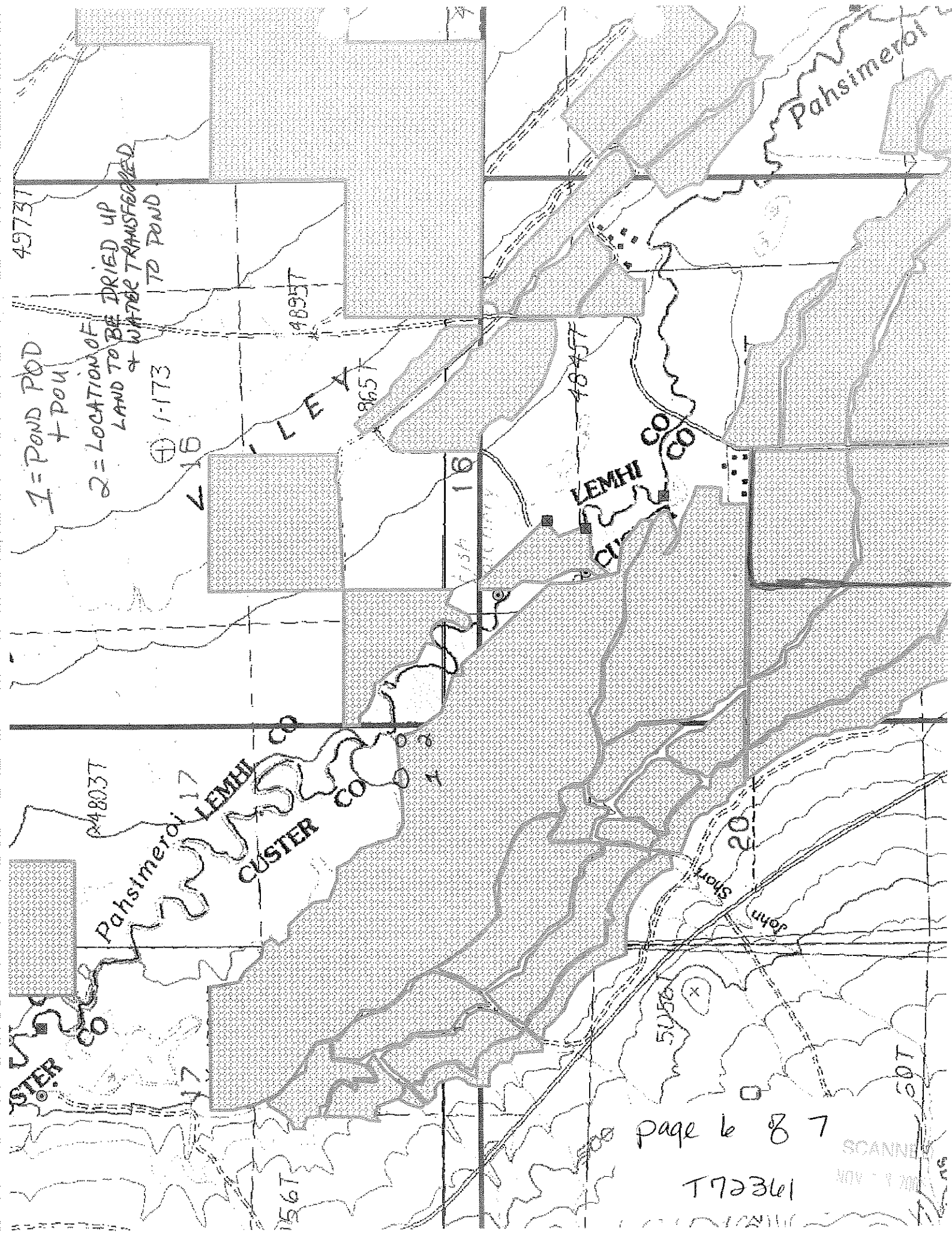
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PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	Aesthetics/Wildlife Pond	0.007	Run of River	1/1 to 12/31
				to

2. Quantity and quality of return flows and location of discharge:

N/A

3. Describe effects on other water uses resulting from the proposed change:

No effects on other water users as a result of pond.0.2 acres of land will no longer be irrigated.

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 21st day of September, 19 2005.

James L. Dowton
(Signature of Applicant) James Dowton

[Signature]
(Notary Public)

My commission expires 11-09-05

FOR DEPARTMENT USE ONLY

Transfer contains 7 pages and 10 attachments

Received by 9/21/05 Date _____ Protest filed by _____

Prelim. check by RW Fee _____

Received by SC Date 9/21/05 EO 31277 - \$100.00

Published in Challis Messenger Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on 10/21/05 Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

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