

RECEIVED

DEC 06 2005

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

DEPARTMENT OF
WATER RESOURCES

(For Licensing Purposes)

WATER RIGHT NO. 74-07002B

Date of Priority: April 24, 1969

Maximum Diversion Volume: 269.3 AF

Comes now

Shiner Ranch Inc.~~ELLSWORTH LAND & CATTLE INC~~

PO BOX 26

LEMHI ID 83464

and represents to the Director of the Idaho Department of Water Resources that he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 74-07002B, and requests that the permit be changed as follows:

Source: YEARIAN CREEK

Tributary: LEMHI RIVER

BENEFICIAL USE**PERIOD OF USE****ANNUAL VOLUME**

IRRIGATION FROM STORAGE

03/15 to 11/15

269.3 AF

IRRIGATION STORAGE

01/01 to 12/31

269.3 AF

LOCATION OF POINTS OF DIVERSION:YEARIAN CREEK NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 18, Twp 18N, Rge 25E, B.M., LEMHI CountyYEARIAN CREEK SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 35, Twp 18N, Rge 24E, B.M., LEMHI County**PLACE OF USE:** IRRIGATION FROM STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
17N 24E 4	12.0	15.0	11.0	7.0	16.0			23.0									84.0
	L1	L2		L5	L3												
18N 24E 33			3.0				6.0	28.0	39.0	17.0	10.0	36.0	28.0	28.0			195.0
18N 24E 34									1.0	15.0	32.0	7.0		11.0	25.0		91.0
18N 24E 35											25.0						25.0

Total Acres: 395

PLACE OF USE: IRRIGATION STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
18N 24E 35															X		
18N 25E 18									X					X			

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 30 day of November, 2005.

Beverly Shiner Sec.
(Signature)

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FOR DEPARTMENT USE ONLY

Preliminary check by KW Fee = \$50.00 Received by pm # C079659 Date 11/17/2005

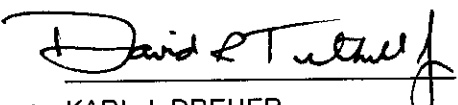
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 74-07002B with the following:

CONDITIONS OF APPROVAL

1. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 74-Y.
2. The right holder shall provide a means acceptable to the department to measure the amount of water entering the reservoir and the amount of water released from the reservoir.
3. The storage of water under this right is contingent upon continued certification by the Department of Water Resources under the dam safety provisions of the Idaho Code, authorizing storage.
4. Rights 74-0315, 74-2286, 74-0931, 74-0312, 74-0317B, 74-0313, 74-1794 and 74-7002B when combined shall not exceed the irrigation of 523 acres.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

Witness my hand this 8th day of December, 2005.


for **KARL J. DREHER**
Director