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Department of Water Resources
Southern Region

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Southern Region

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Tina Weeks Phone (208) 879-2456
Post Office address HC 82 BOX 4023, Challis, ID 83226

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 Name Change
2. Describe the reason for the proposed changes Must put in a fish screen as mandated by law.
Recently divorced and took back my maiden name.

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>72-00158A</u>	<u>5-1-1919</u>	<u>.46</u>	<u>irrigation</u>	<u>4-1</u> to <u>10-31</u>
<u>72-00159A</u>	<u>5-1-1919</u>	<u>.46</u>	<u>"</u>	<u>4-1</u> to <u>10-31</u>
<u>72-00160A</u>	<u>5-1-1919</u>	<u>.23</u>	<u>"</u>	<u>4-1</u> to <u>10-31</u>
<u>72-1627B</u>	<u>5-1-1919</u>	<u>2.78</u>	<u>"</u>	<u>4-1</u> to <u>10-31</u>

2. Total amount of water being transferred 1.5 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Morgan Creek tributary to Salmon River

4. Point(s) of Diversion: lower to be moved upstream 100 to 200 yards for fish screen installation.

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	<u>NE</u>	<u>NW</u>	<u>NW</u>	<u>32</u>	<u>16N</u>	<u>19E</u>	<u>Custer</u>	<u>W.F.R. Morgan Cr - Upper</u>
	<u>NE</u>	<u>NE</u>	<u>SE</u>	<u>32</u>	<u>16N</u>	<u>19E</u>	<u>Custer</u>	<u>Morgan Creek - lower (old)</u>
	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>32</u>	<u>16N</u>	<u>19E</u>	<u>Custer</u>	<u>Morgan Creek - lower (New)</u>

5. Lands irrigated or place of use: No Changes

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE %	NW %	SW %	SE %	NE %	NW %	SW %	SE %	NE %	NW %	SW %	SE %	NE %	NW %	SW %	SE %	
16N	19E	29															.6	.6	
16N	19E	32		17.0	28	54	5.9							8.8			39.9	39.9	
16N	19E	33									5.8	4.0					9.8	9.8	

Total acres 50.3

PART 1**6. General Information:**

a. Description of diversion system Small rock dam - well type intake - fish screen - headgate - outlet pipe down south side of stream - across under main channel into original ditch system.

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:

No changes - A measuring, lockable headgate will be included in the fish screen assembly.

d. Remarks:

New point of diversion provides better location for screen. All work to be on my property under the direction of the Idaho F&G, NRCS, OSC, and Salmon River Coalition.

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____.

MICROFILMED

1993 11 10

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

Transfer No. _____

Receipt No. _____

Current Water Right No. 72-158A

5. RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
7. 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.

* 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?

Must be included
with transfer
and question
answered on each
water right.

MICROFILMED

1972

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

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1987

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

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

MICHAEL J. HARRIS

DEPT. OF WATER RESOURCES

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

Transfer No. _____
Receipt No. _____

Current Water Right No. 72-16278

5. 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.

* 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

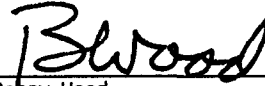
* To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

MICHAEL

5/10/11

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



Barry Wood
Administrative District Judge
Presiding Judge of the
Snake River Basin Adjudication

MICROFILMED
JAN 1 1999

Conditions:**GROUNDWATER:**

DRILLING PERMIT - 046
 DP upgrade req'd Y N (contact GW)

WMD - North/East/West
 ≤ 0.24 cfs/5 acres - No MD
 > 0.24 cfs/5 acres - 067

WMD
 ≤ 0.24 cfs/5 acres - No MD
 > 0.24 cfs/5 acres - 01M or 01Q

SURFACE WATER:

WD - R05
 ≤ 0.20 cfs/others - R02, 01P or No MD
 > 0.20 cfs - R43
 WD, SPRINGS/SINK, INACTIVE WD & REST OF STATE
 ≤ 0.24 cfs/5 acres - No MD
 > 0.24 cfs/5 acres - 01M or 01Q

STANDARD SEASON 4-1 to 10-31 (use X61 if extended season)
 STANDARD VOLUME 3.5 af/ac
 CONSUMPTIVE USE VOLUME NA af/ac

**SUPPLEMENTAL
 SUPPLEMENTAL
 WITHIN ESPA**

- 065-104 (where irrigation is the only use)
- 100-105 (where there are other uses besides irrigation)
 - 113-114-116 (mitigation)
 - 115 (meas. Device for non-irrig uses or new irrig systems)
 - 131 (existing irrig systems)

USES:

STORAGE - 18C-R02-01P-18B-NA
 IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
 > 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
 Volume only - R58/R59/R60/R61
 STOCKWATER - R37 (all BLM/USFS)
 MINING- 054-106
 FISH PROP - 029 (70's basins only)-007-122-106
 HEAT/COOL - R07 (injection well)
 FIRE PROT. - 077
 DAIRY - 082 (zoning if a concern)-106-WD8

USES:

POWER - 17H-17K (+uses)-025-106
 MUNICIPAL
 Restricted area - 022-075 RAFN - 007-109-X64
 Irr., GW supp to SW - 102
 DOMESTIC
 Surface water - WB5 (Big Wood or Boise above Star Bridge)
 - 27A (Payette River)
 > 1 in restricted area - 070-071-075 (no parks/common areas, etc)
 Irr use listed separate - WB5

MISC CONDITIONS/REMARKS:

T07 - 1 yr to develop
 T08 - comply or rescind
 T17 - > 1 pd, measure all (use w/ WB4)
 T18 - Special T17 & R43 combined - multiple pds in WD

Protested - 020-X19
 Water Quality - 106-R07

X27 - Number of acres/season in ppu
 X35 - Combined totals of multiple rts
 083 - replaces C11 (enlargement rights)

X49 - measure p/d's (source chg'd to orig trib)
 X51 - 2+ yrs to develop
 X53 - Use ltd to orig. source availability
 X54 - forfeited ac/rate (used rarely)
 X55 - (transfer shrinks total water to less ac)
 004 - no right-of-way
 X58 - pending claim (statutory or AJ b/u claim)
 X61 - extended irr season
 X62 - replaces N11 and N13
 X63 - replaces C12
 WB4 - + p/ds, cfs & afa (used with T17)
 WD8 - land application of waste water
 01Q - used instead of 01M when there's another meas. Cond (i.e. T17 & 01M)

Apply one to chg'd & unchg'd
 rts that are subject to SRBA:

T09 - on-going SRBA (no Dir Rpt yet)

T19 - replaces C18
 (if at Directors Report
 or Partial Decree stage)

T20 - use only on unchg'd rts
 not subject to SRBA

OTHER CONDITIONS/REMARKS:

X60 = Property also known as homestead entry no. 147

Initial Allocation Review by S. F.

SRBA Review Completed by NA

Regional Manager Review by AM

Date 5/6/03

Date

Date 6/18/03

Comments:

*final update
 6/20/03
 SC*

Baldwin, Mary

From: Baldwin, Mary
Sent: Wednesday, May 14, 2003 4:23 PM
To: Blau, Terry; Troxell, Liz
Cc: Baldwin, Mary
Subject: NEW transfer

FYI &/or comment:

Transfer No. 70565 was filed by Tina Weeks to change point of diversion on Morgan Creek, Basin 72, and proposes to put in a fish screen.