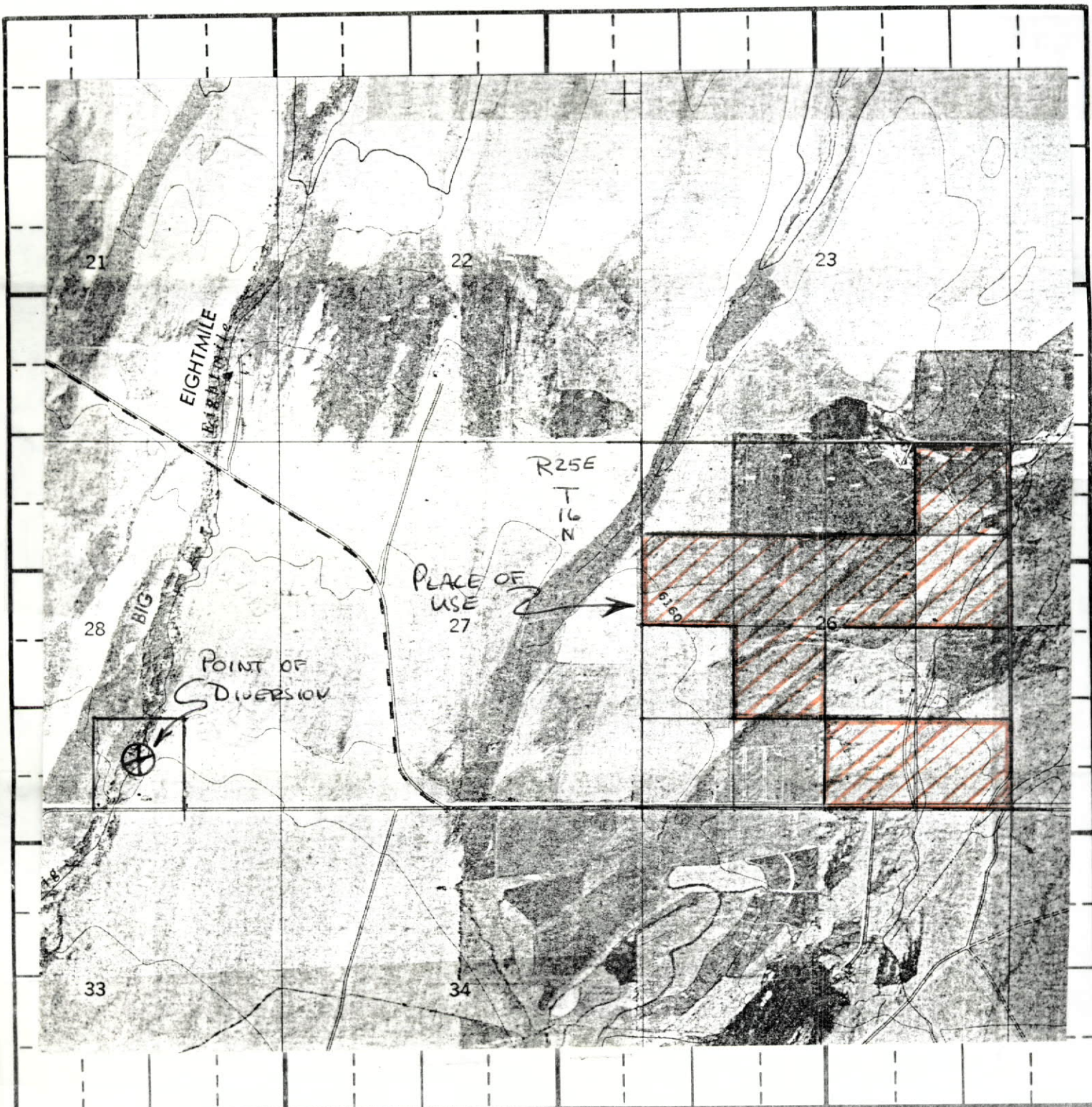


c. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
16N	25E	26	40		40	40			40	40	40						32	39	311

Total number of acres to be irrigated 311

4. Describe any other water rights used for the same purpose as described above. None
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

MICROFILMED

**NOTICE OF PROPOSED
CHANGE OF WATER
RIGHT
NO. 74-0345**

Notice is hereby given that Donald O. Peterson, Leadore, Idaho, has applied to the Department of Water Resources to change the place of use of the waters of Big Eight Mile Creek tributary to Lemhi River. The right to be changed is evidenced by No. 74-0345 to Donald O. and/or Billie Peterson in case of determination of surface water rights - Lemhi River Basin dated in December 30, 1982 in Seventh Judicial District County of Lemhi and is recorded as follows:

AMOUNT: 7.04 cfs
PRIORITY: December 6, 1909

POINT OF DIVERSION:
SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 16N,
R. 25E, B.M., Lemhi County
The water is used to irrigate 311 acres within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ N $\frac{1}{2}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 26, T. 16N, R. 25E.

**TO BE CHANGED AS
FOLLOWS**

The water will be used to irrigate 311 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$.

Any protest against approval of the above proposed change of water rights must be filed with the Idaho Department of Water Resources, 150 Shoup, Suite 15, Idaho Falls, Idaho 83402, on or before November 12, 1985.

A. Kenneth Dunn
Director

Published in The Recorder-Herald, Salmon, Idaho, October 24 and October 31, 1985.

10-24-2tc

Affidavit of Publication

STATE OF IDAHO

County of Lemhi

ss.

Department of Water Resources
Eastern District Office

Jerry G. Rosin

being first duly sworn, deposes and says that he is one of the printers (publisher) of the RECORDER HERALD, a newspaper published weekly at Salmon, Lemhi County, Idaho, and of general circulation therein,

That the Notice of Proposed Change Of Water Right

No. 74-0345

a true printed copy of which is attached to the margin hereof, has been and was correctly printed and published in the regular and entire issue of every number of said newspaper and not in any supplement thereof or thereto for 2 consecutive issues, commencing with the issue dated Oct. 24, 1985 and ending with the issue dated Oct. 31, 1985.

Jerry G. Rosin

Subscribed and sworn to before me, this Thirty-first

day of October, 1985

Carl Armstrong

Notary Public for the State of Idaho,
Residing at Salmon, Idaho

Publication Fee \$ 35.91

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

APPROVED

To Change the Point of Diversion and/or the Place of Use

Name of applicant Donald O. Peterson Phone 768-2462
Post Office address P.O. Box 144, Leadore Id. 83464

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 74-0345 Decreed to Donald O. and/or Billie Peterson
(Name)
in case of Determination of Surface Water Rights - Lemhi River Basin
dated in December 30, 1982 in Seventh Judicial District county of Lemhi
(Name of court)
- b. License No. _____ issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired _____

3. Source of water Big Eightmile Creek tributary to Lemhi River4. Date of priority December 6, 1909

5. Water is used for the following purposes:

amount 7.04 cfs for Irrigation purposes from 3-15 to 11-15
4/ 11/
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 7.04 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 28
Township 16 N Range 25 E, B.M., in Lemhi County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
16 N	25 E	26	40		40	40			40	40	40				32	39			311

MICROFILMED

Total number of acres to be irrigated 3119. Describe any other water rights used for the same purpose as described above NONE

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? NO If yes, describe in item D, REMARKS.

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. Place of use:

MICROFILMED

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

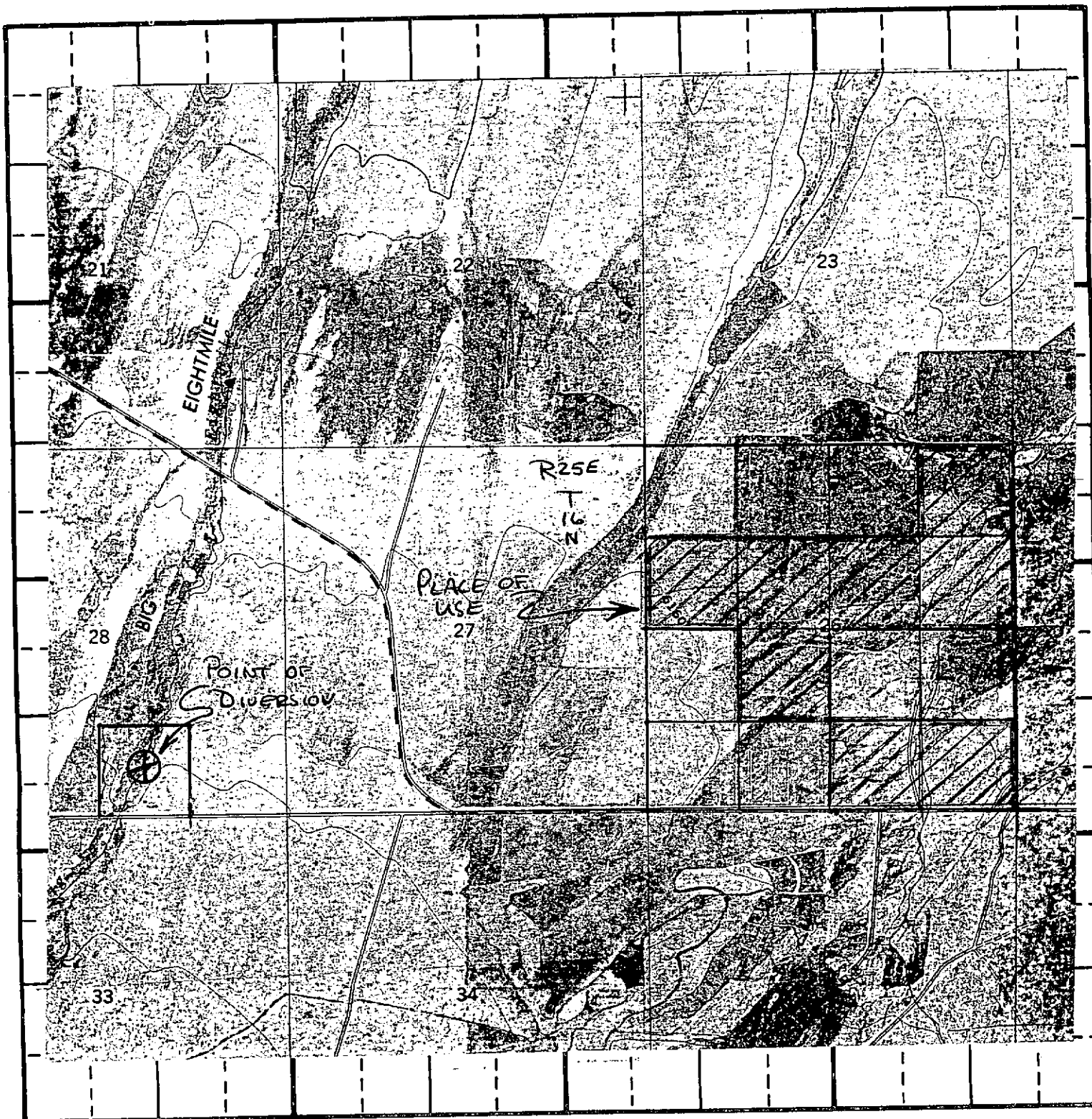
1. General Information
- a. Amount of water to be diverted 7.04 c.f.s. &/or _____ acre feet
- b. Description of diverting works Headgate to ditch for flood irrigation
- c. Describe the reasons for the proposed changes Change in place of use for DLE Lands
2. Change in point of diversion No Change
- Point of diversion SW ¼ SE ¼, Section 28 Township 16N
- Range 2SE, B.M., Lemhi County
- Additional points _____
3. Change in place of use
- a. 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 change.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
Land will continue to be used for pasture without irrigation; however, Irrigation of DLE Lands (S½ SE¼ Sec 26) will raise the sub water on the N½ SE¼ Sec 26.

c. Describe the land or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
16N	25E	26	40		40	40			40	40	40						32	39	311

Total number of acres to be irrigated 311

4. Describe any other water rights used for the same purpose as described above. None
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

MICROFILMED

D. REMARKS

This application is being made conditionally on approval by BLM
of DLE application. DLE I-21563

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 willfull misrepresentations made in this application may result in voiding its approval.

Donald O. Peterson
(Signature of Applicant)

Subscribed and sworn to before me this 7th day of Oct., 19 85.

Clara E. Ellis
(Notary Public)

My commission expires May 1986

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 74-0345
and said application is hereby APPROVED, subject to the following limitations and conditions:

1. A measuring device and lockable controlling works of a type acceptable to the
Department shall be permanently installed and maintained as part of the diverting
works.
2. Use of water under this right is subject to control by the watermaster
of State Water District No. 74Z, Big Eightmile & Lee Creeks.

Witness my hand this 20th day of January, 19 86

J. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by <u>QW</u>	Date <u>10-08-85</u>	Protest filed by _____
Prelim. check by <u>HWS</u>	Fee <u>\$50.00</u>	_____
Receipted by <u>MD</u>	Date <u>10/10/85</u> # <u>35511</u>	_____
Published in <u>THE RECORDER-HERALD, Salmon</u>	Copies of protest forwarded by _____	
Pub. dates <u>Oct 24 + 31, 1985</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on <u>10-17-85</u>	Recommended for <u>approval</u> denial	
<u>WD 74-Z</u> rec'd. <u>1-07-86</u>	by <u>BDC Sim</u>	

RECEIVED

OCT 8 1985

Department of Water Resources
Eastern District Office

CONSOLIDATED TAX NOTICE AND RECEIPT

LENHI COUNTY, STATE OF IDAHO
206 COURTHOUSE DR., SALMON, 83467
PHONE (208) 756-2515 REAL PROPERTY

MARKET VALUE TAX CODE AREA PARCEL NUMBER BILL NUMBER

103,836 3-000P16N25C260000A 5613

72,362L

31,4541 S2N2 NE4NE4 N2SE4
NE4S44

26 16 25

12,269HM

91,567#

MAC 4.000

AC 320.000 PETERSON, DONALD O

6 PETERSON, BILLIE

BOX 144

LEADORE, IDAHO 83464

DELINQUENT CERT.

TAXING DISTRICT	RATE	AMOUNT	RECEIPT
STATE	.000005	.46	FULL PAYMENT
COUNTY	.002277	208.50	TAX 489.44
SCHOOL DIST 292	.003063	280.48	PEN.
		SUB TOT.	
		INT.	
		TOT.	
		1ST INSTALLMENT	
		TAX	244.72
		PEN.	
		SUB TOT.	
		INT.	
		TOT.	
		2ND INSTALLMENT	
		TAX	244.72
		PEN.	
		SUB TOT.	
		INT.	
		TOT.	
		489.44	

LENHI COUNTY, IDAHO
PAID

JUN 12 1985

SHIRLEY L. LEE, CLERK

TOTAL .005345

FOR FURTHER INFORMATION REGARDING TAX PAYMENT,

PLEASE READ REVERSE SIDE OF THIS BILL**THANK YOU**

#COPY#

#COPY#

MICROFILMED

**NOTICE OF PROPOSED
CHANGE OF WATER
RIGHT
NO. 74-0345**

Notice is hereby given that Donald O. Peterson, Leadore, Idaho, has applied to the Department of Water Resources to change the place of use of the waters of Big Eight Mile Creek tributary to Lemhi River. The right to be changed is evidenced by No. 74-0345 to Donald O. and/or Billie Peterson in case of determination of surface water rights - Lemhi River Basin dated in December 30, 1982 in Seventh Judicial District County of Lemhi and is recorded as follows:

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POINT OF DIVERSION:
SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 16N, R. 25E, B.M., Lemhi County
The water is used to irrigate 311 acres within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ N $\frac{1}{2}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 26, T. 16N, R. 25E.

**TO BE CHANGED AS
FOLLOWS**

The water will be used to irrigate 311 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$.

Any protest against approval of the above proposed change of water rights must be filed with the Idaho Department of Water Resources, 150 Shoup, Suite 15, Idaho Falls, Idaho 83402, on or before November 12, 1985.

A. Kenneth Dunn
Director

Published in The Recorder-Herald, Salmon, Idaho, October 24 and October 31, 1985.

10-24-2tc

Affidavit of Publication

STATE OF IDAHO

County of Lemhi

ss.

NOV 1 1985

Department of Water Resources

Jerry G. Rosin

Eastern District Office

being first duly sworn, deposes and says that he is one of the printers (publisher) of the RECORDER HERALD, a newspaper published weekly at Salmon, Lemhi County, Idaho, and of general circulation therein,

That the Notice of Proposed Change Of Water Right

No. 74-0345

a true

printed copy of which is attached to the margin hereof, has been and was correctly printed and published in the regular and entire issue of every number of said newspaper and not in any supplement thereof or thereto for 2 consecutive issues, commencing with the issue dated Oct. 24, 1985 and ending with the issue dated Oct. 31, 1985

Jerry G. Rosin

Subscribed and sworn to before me, this Thirty-first

day of October, 1985

Carl Armstrong

Notary Public for the State of Idaho,
Residing at Salmon, Idaho

Publication Fee \$ 35.91

MICROFILMED

01 WATER RIGHT NUMBER - 74-0345 02 OLD (D) NUMBER -

03001 - PETERSON
03002 - PETERSON

04001 - DONALD D.
04002 - BILLIE

05001 - C
05002 - C

06 ADD LINE 1 - P.G. BOX 144
08 ADD LINE 3 -
12 STAGE - D DECREE
07 ADD LINE 2 -
09 CITY - LEADORE
13 STATUS -
10 STATE - ID
11 ZIP - 83464

14001 - BIG EIGHT MILE CREEK
16 DIVERSION MEANS -
18 DIVERSION CAPACITY - .000
21 WATER DISTRICT - 742

17 CCUNTY - 59 LEMHI
19 TOTAL DIVERSION RATE - 7.040
20 TOTAL DIVERSION VOLUME - .00

22001 - SWSE 23001 - 28 24001 - 16N 25001 - 25E 26001 - 27001 -
28001 - 0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

29 NON-IRRIGATION USE -

TRACT	SEC	TWN	RNG	PLACE OF USE	TRACT	ACRES	LOT
30001 - 01 IRRIGATION		31001 - 16N	32001 - 25E	33001 - 26	34001 - NENE	35001 - 40	36001 -
30002 - 01 IRRIGATION		31002 - 16N	32002 - 25E	33002 - 26	34002 - SWNE	35002 - 40	36002 -
30003 - 01 IRRIGATION		31003 - 16N	32003 - 25E	33003 - 26	34003 - SENE	35003 - 40	36003 -
30004 - 01 IRRIGATION		31004 - 16N	32004 - 25E	33004 - 26	34004 - SWNW	35004 - 40	36004 -
30005 - 01 IRRIGATION		31005 - 16N	32005 - 25E	33005 - 26	34005 - SENW	35005 - 40	36005 -
30006 - 01 IRRIGATION		31006 - 16N	32006 - 25E	33006 - 26	34006 - NESW	35006 - 40	36006 -
30007 - 01 IRRIGATION		31007 - 16N	32007 - 25E	33007 - 26	34007 - SWSE	35007 - 32	36007 -
30008 - 01 IRRIGATION		31008 - 16N	32008 - 25E	33008 - 26	34008 - SESE	35008 - 39	36008 -

TOTAL ACRES: 311

PERIOD FROM PERIOD TO USE CODE / USE WATER USE DIVERSION RATE DIVERSION VOLUME

37001 - 0315 38001 - 1115 39001 - 01 IRRIGATION 40001 - 7.040 41001 - 0.00

42 DECREE PLAINTIFF NAME -

43 DECREE DEFENDANT NAME -

44001 - TRANS. 3221

REMARKS

APPROVAL CONDITIONS: 45001 01E
45002 05

46 OTHER RIGHTS FOR SAME USE -

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS PROOF READING REPORT

	PRIORITY	DATE	STATUS	DATE	STATUS	TRANSFER/AMENDED	FLAG
47	PRIORITY	6-DEC-1909	LICENSE	55	63	TRANSFER/AMENDED	63
48	PROOF DUE		APPL RECEIVED	56	64	DLE/CAREY ACT	64
49	PROOF MADE		FIELD EXAM MADE	57	65	FLAG_1	65
50	APPROVE/DENIED		DECREE	58	66	FLAG_2	66
51	PROTESTED		START WORK	59	67	FLAG_3	67
52	HEARING		GROER SHOW CAUSE	60			
53	VERIFIED		DATE_1	61			
54	LAST UPDATE	24-FEB-1986	DATE_2	62			

VERIFIED CRC
2/25/86



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

January 20, 1986

RE: Transfer of Water Right No. 74-0345

Donald O. Peterson
Box 144
Leadore, ID 83464

Dear Mr. Peterson:

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 3221). Be sure to note the conditions of approval as listed on the final page.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

APPLICATION FOR TRANSFER OF
WATER RIGHT NO. 74-0345

RECEIVED

JAN 7 1986

Department of Water Resources
Eastern District Office

WATER DISTRICT

742

WATERMASTER

RICHARD A. MOLL

DATE:

4 JANUARY 1986

COMMENTS:

AFTER READING THE APPLICATION, I AM
CONVINCED THAT THE ONLY LANDS THAT COULD BE
AFFECTED BY THIS CHANGE BELONG TO THE
APPLICANT - AND SINCE IT DOESN'T AFFECT THE IRRIGATION
OF LANDS BELONGING TO OTHERS - I DO APPROVE THIS CHANGE

☒

I do endorse approval of this change.

☐

I do not endorse approval of this change.

I recommend the following conditions of approval:

I RECOMMEND APPROVAL BASED UPON THE
CONDITIONS AS STATED IN THE APPLICATION.

Richard A. Moll
Watermaster

MICROFILMED

December 27, 1985

RE: Application for Transfer No. 74-0345 PETERSON

Richard A. Moll, Watermaster
Water District 74-Z
Leadore, ID 83464

Dear Mr. Moll:

Our files indicate we have not received your watermaster comments on the above captioned application for transfer, which was forwarded to you on October 17, 1985. Therefore, enclosed please find a copy of the application and another watermaster recommendation form.

Section 42-222 of the Idaho Code states that watermaster recommendations must be submitted to the Department before proceeding with final administrative action. Since advertising of the application is completed, I urge you to give this matter immediate attention.

Your cooperation is appreciated.

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosures

MICROFILMED



United States Department of the Interior

BUREAU OF LAND MANAGEMENT
Salmon District
P.O. Box 430
Salmon, Idaho 83467

IN REPLY
REFER TO: I-21563 (048)

RECEIVED

SEP 3 1985

August 28, 1985

Department of Water Resources
Eastern District Office

CERTIFIED MAIL: Return Receipt Requested

Donald O. Peterson
Box 144
Leadore, ID 83464

Dear Mr. Peterson:

Pursuant to 43 CFR 2450.4(b), attached is a copy of the initial decision on the petition for classification filed for the lands described therein.

No protests were received within the time allowed.

For a period of 30 days after receipt of this decision by the parties listed in Attachment "B", in accordance with 43 CFR 2450.5(a), this initial decision shall be subject to the exercise of the supervisory authority by the Secretary of the Interior for the purposes of administrative review. If the Secretary exercises his supervisory authority, you will be so notified. If he does not exercise his authority, this decision will become the final order of the Secretary.

All comments, objections or protests to this decision should be sent to the Secretary of the Interior, LLM, 320, Washington, D.C., 20240. They must be sent within 30 days of receipt of this decision. However, they should be sent as early as possible to insure enough time for their full review.

Sincerely,

Kenneth G. Walker
District Manager

Attachments

- A-Initial Classification Decision
- B-Mailing List

MICROFILMED

"Attachment A"
(Initial)
Classification Decision

The following described public land has been examined and found suitable for Desert Land Entry.

The following lands are hereby classified as suitable for entry under the provisions of the Desert Land Act of March 3, 1877, as amended.

T.16N., R.25E., Boise Meridian, Idaho
Section 26: S1/2SE1/4
Containing 80.00 Acres

This classification decision is based on the following reasons:

1. These lands are physically suitable or adaptable to agricultural development (43 CFR 2410.1(a)).
2. These lands meet the disposition criteria as stated in 43 CFR 2520.0-8.
3. These lands contain SCS Capability Class IIIs soils which are considered to be suitable for agricultural production.

Pursuant to Section 402(g) of the Federal Land Policy and Management Act of October 21, 1976, the grazing permittee involved is hereby notified that grazing use of the lands described in this decision will be terminated in the event these lands are transferred out of Federal ownership.

As required in 43 CFR 2521.2(d), the applicant must submit a showing of a right to the permanent use of sufficient water to irrigate and reclaim all of the irrigable portion of the land sought. This showing must be made prior to the allowance of a notice of entry.

The following petition for classification is hereby approved. The following person, by reason of having filed a petition-application for Desert Land Entry will have a preference right to make entry under this classification as provided by 43 CFR 2450.

Name of Petitioner: Donald O. Peterson

Type of Petition: Desert Land Act of March 3, 1877, as amended

The proposed decision relates only to the proper classification or disposition of the described public land administered by the Bureau of Land Management. Adjudicative action by the appropriate office, at a later date, will determine the merits of the application, as well as the qualifications of the applicant.

Aug. 30, 1985
Date

Kenneth S. Walker
For the State Director

MICROFILMED

October 22, 1985

RE: Application for Transfer No. 74-0345

Mr. Donald O. Peterson
P.O. Box 144
Leadore, Idaho 83464

Dear Mr. Peterson:

Your application for transfer indicates that the proposed place of use is owned by the United States Bureau of Land Management. You further indicate that an application for desert land entry has been filed with the Bureau of Land Management.

Please be advised that this Department cannot proceed with your application for transfer until we have evidence that you have filed a desert land entry application. You must submit your entry number to this office within fifteen (15) days of the date of this letter or your application will be considered filed for speculation and delay and, therefore, will be denied.

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:CW

cc: IDWR - State Office

UNCLASSIFIED

October 22, 1985

RE: Application for Transfer No. 74-0345

Bureau of Land Management
Box 430
Salmon, Idaho 83467

Gentlemen:

Please be advised that the above referenced application for transfer has been filed with this office in connection with a desert land entry. The legal description of the application is as follows:

POINT OF DIVERSION: SWSE, Sec. 28, T. 16N, R. 25E,
B.M., Lemhi County.

PLACE OF USE: NE1/4NE1/4, S1/2N1/2, NE1/4SW1/4, S1/2SE1/4,
T. 16N, R. 25E for 311 acres.

If you have any further questions regarding this matter, please contact us.

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EC: CW

cc: IDWR - State Office

RECEIVED

October 17, 1985

RE: Application for Transfer No. 74-0345 PETERSON

Richard A. Moll, Watermaster
Water District 74-Z
Leadore, ID 83464

Dear Mr. Moll:

Please find enclosed a copy of the above referenced application(s) and water recommendation form(s). Please review the application(s) and complete the form(s), returning it to this office on or before November 12, 1985.

Thank you for your cooperation in this matter.

Very truly yours,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:CW

Enclosure

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: HWJ

1. Right number 74-0345 Applicant Donald Peterson
2. Type of right: ☒ Decree ☐ License ☐ Claim
3. Purpose of transfer: ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Other _____
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
 - b. ☐ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☒ All of right.
 - b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use.
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ☒ Check proof of ownership of right &/or land from which water is transferred.
 - h. ☒ Check for expansion in use of right. Comments * Note DLE component of transfer
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) NA
 - j. ☒ Is use within a Watermaster District? ☒ Yes ☐ No
If yes, what district? 74-2

PROTEST
DATE
11/12/85

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on 10-17-85 Received on 1-07-86
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☐ No

RECOMMENDED ACTION

1. ☒ Approve OIE
2. ☐ Deny 05/74-2, BIG EIGHTMILE AND LEE CREEKS
3. Conditions* The use of water under this right shall be subject to the control of the Watermaster of Water District
4. By RDC Date 12-2-85

MICROFILMED

RECEIVED
NOV 29 1985

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

OCTOBER 16, 1985

The Recorder-Herald
P. O. Box 310
Salmon, Idaho 83467

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before NOVEMBER 12, 1985.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

**NOTICE OF PROPOSED
CHANGE OF WATER
RIGHT
NO. 74-0345**

Notice is hereby given that Donald O. Peterson, Leadore, Idaho, has applied to the Department of Water Resources to change the place of use of the waters of Big Eight Mile Creek tributary to Lemhi River. The right to be changed is evidenced by No. 74-0345 to Donald O. and/or Billie Peterson in case of determination of surface water rights - Lemhi River Basin dated in December 30, 1982 in Seventh Judicial District County of Lemhi and is recorded as follows:

AMOUNT: 7.04 cfs
PRIORITY: December 6, 1909

POINT OF DIVERSION:
SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 28, T. 16N,
R. 25E, B.M., Lemhi County

The water is used to irrigate 311 acres within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ N $\frac{1}{2}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 26, T. 16N, R. 25E.

**TO BE CHANGED AS
FOLLOWS**

The water will be used to irrigate 311 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$.

Any protest against approval of the above proposed change of water rights must be filed with the Idaho Department of Water Resources, 150 Shoup, Suite 15, Idaho Falls, Idaho 83402, on or before November 12, 1985.

A. Kenneth Dunn
Director

Published in The Recorder-Herald, Salmon, Idaho, October 24 and October 31, 1985.

10-24-2tc

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A. Kenneth Dunn

Director

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