

R.27E

12

7

8

9

(29)

CANYON CREEK

NF

LEADVILLE PIPELINE

DIVERSION POINT

17

16

18

NF

NF

NF

NF

T/16

24 CANYON CREEK

(29)

20

21

19

PROPOSED

TRAIL

PIPELINE

TRAIL

OLD RAILROAD GRADE

25

30

MICROFILMED

APR 19 1990

29

28

V

P

V

V

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
NO. 74-00164**

Notice is hereby given that Charles or Fern Isom, Leadore, ID, have applied to the Department of Water Resources for a change in point of diversion, place of use, nature of use, and period of use. The right sought to be changed is evidenced by Decree No. 74-00164 Decreed to Ralph Sims. Source of water Canyon Creek tributary to Lemhi River. Date of priority 11-09-1909. The water is used for the following purposes:

AMOUNT: 3.20 cfs FROM: 3-15 to 11-15

POINT OF DIVERSION: NWSW S24 T16N R26E, Lemhi County

The water is used to irrigate 76 acres within the S½SW¼, NESE S24 T16N R26E, B.M.

**TO BE CHANGED AS
FOLLOWS:**

Only .042 cfs of water will be diverted within the SWSWNE S18 T16N R27E and used for stock-water purposes from 5-1 to 10-1 within the SWNE S19, SWSW SESW S20 T16N R27E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, ID, 83402, on or before November 20, 1989.

R. Keith Higginson
Director

Published in The Recorder-Herald on November 2 & 8, 1989.

Affidavit of Publication

STATE OF IDAHO

County of Lemhi

ss.

NOV 15 1989

Department of Water Resources
Eastern District Office

RICKY G. HODGES

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

That the Notice of Proposed Water Right 74-00164

is 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 Nov. 2, 1989 and ending with the issue dated Nov. 9, 1989.

STATE OF IDAHO

COUNTY OF LEMHI

ss.

On this ninth day of November in the year of 1989

before me, A Notary Public, personally appeared known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Shirley K. Hodges
Notary Public for Idaho

Residing At Salmon, Idaho

My Commission expires: 9-21-95

Publication Fee \$ 48.60

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APR 19 1990

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3621APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

APPROVED

Name of applicant Charles or Fern Isom Phone (208) 768-2204Post Office address Lendore Idaho 83464

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 I have applied for a permit for groundwater to irrigate the ground covered by this decree. This water will be better used as stock water

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>74-00164</u> | <u>11-09-1909</u> | <u>.042</u> | <u>Stockwater</u> | <u>1 May</u> to <u>1 September</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
2. Total amount of water being transferred .042 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Canyon Creek tributary to Lemhi River
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	<u>SW</u>	<u>SW</u>	<u>NE</u>	<u>18</u>	<u>16N</u>	<u>27E</u>	<u>Lemhi</u>	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>16N</u>	<u>27E</u>	<u>20</u>											<u>S</u>	<u>S</u>					
<u>16N</u>	<u>27E</u>	<u>19</u>			<u>S</u>														

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APR 19 1990

Total acres _____

PART 1**6. General Information:**

- a. Description of diversion system small diversion dam and pipe line to stockwatering troughs on BLM ground.
- 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:
I am only drying up one acre. I have applied for a permit to use ground water to irrigate this acre.
- d. Remarks:
I hold the only grazing permit on this BLM allotment and need the water for my cattle.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 74-0164

And said application is hereby APPROVED, subject to the following limitations and conditions:

1. A measuring device of a type approved by this Department shall be maintained as part of the diverting works.
2. The annual volume of water under this right shall not exceed 225.0 afa for irrigation and 3.0 afa for stockwatering.
3. Use of water under this right is subject to control by the watermaster of State Water District No. 74-W, Canyon Creek.
4. This right, when considered with all other rights common to the same grazing allotment, shall be limited to the quantity of water beneficially used by the number of stock within the allotment.

Witness my hand this

30th day of

January

1990

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APR 19 1990

J. Glen Saxton
Chief, Water Alloc. Bureau

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 74-00164 Decreed to Ralph Sims
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water Canyon Creek tributary to Lemhi River

4. Date or priority 11-09-1909

5. Water is used for the following purpose:

amount 3.20 for Irrigation purposes from 15 March to 15 November
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 3.20 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SW	24	16N	26E	Lemhi	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
16N	26E	24											5	31					76

Total acres 76

9. 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 non-use?

NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.42 for Irrigation purposes from 15 March to 15 November
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		<u>NW</u>	<u>SW</u>	<u>24</u>	<u>16N</u>	<u>27E</u>	<u>Lemhi</u>	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>16N</u>	<u>26E</u>	<u>23</u>											<u>1.0</u>						<u>1.0</u>

Total acres 1.0

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 3.158 for Irrigation purposes from 15 March to 15 November
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		<u>NW</u>	<u>SW</u>	<u>24</u>	<u>16N</u>	<u>27E</u>	<u>Lemhi</u>	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>16N</u>	<u>26E</u>	<u>23</u>											<u>4.0</u>	<u>31</u>	<u>40</u>				<u>75</u>

Total acres 75

R. 27 E

12

7

8

9

(29)

CANYON CREEK

NF

LEADVILLE PIPELINE

DIVERSION POINT

18

17

16

NF

NF

NF

NF

T16N

24 CANYON CREEK

(29)

PROPOSED

from

19

PIPELINE

20

21

V

V

V

V

OLD RAILROAD GRADE

25

30

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



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APR 19 1990

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

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	<u>Stockwater</u>	<u>.042</u>		<u>1 May</u> to <u>1 September</u>
				to _____

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

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

NONE

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 Sept. 3rd day of Sept., 1989.

Charles Lson
(Signature of Applicant)

Clara E. Ellis
(Notary Public)

My commission expires 5-1-92**FOR DEPARTMENT USE ONLY** *Prepared by Dennis M Dunn*

Transfer contains _____ pages and _____ attachments

Received by OW Date 9-12-89

Protest filed by _____

Prelim. check by _____ Fee \$20.00 FEO 10285Receipted by HWS Date 9-12-89Published in Recorder-Herald

Copies of protest forwarded by _____

Pub. dates 11-2-9-89

Hearing held-by _____ Date _____

Watermaster recommendation requested on _____

Recommended for ☒ approval ☐ denial_____ rec'd. **APR 19 1990**by RK JFL 1/16/90 Bary

Copy of transfer sent to lien holder _____

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UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
ROUTING AND TRANSMITTAL SLIP

RECEIVED

TO		ACTION 1289	ROOM NO.
CODE	NAME		
	<i>Pennis Dunn</i>	Department of Water Resources	
	<i>1/6 Water Resources</i>	Eastern District Office	
	<i>150 Shoup Suite 15</i>		
	<i>Idaho Falls, Idaho</i>		
	<i>83401</i>		

Indicate Action by Number

- | | |
|----------------------------|---------------------|
| 1. Necessary action | 6. Note and surname |
| 2. Approval | 7. Note and return |
| 3. Signature | 8. Your information |
| 4. Prepare reply | 9. See me |
| 5. Your comment and return | 10. |

From	Date	Room No.
<i>Jerry Wilfong</i>	<i>8/7/89</i>	
Office	Phone	
<i>Salmon, Idaho</i>		

Remarks

Estimated volume is ^{approximately} 3 gallons/minute

220 cattle 5/10 - 6/90
127 " 7/1 -

Total length 11,025 feet

NOT FILMED

APR 19 1990

COPY
WARRANTY DEED

For Value Received RALPH E. SIMS and RUTH A. SIMS, husband and wife.

the grantors, do hereby grant, bargain, sell and convey unto CHARLES ISOM and FERN ISOM, husband and wife, whose current address is Leadore, Idaho.

the grantees, the following described premises, in Lemhi County Idaho, to-wit:

The premises described on Exhibit "A" attached hereto, and by this reference made a part hereof.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: May 18, 1973

Ralph E. Sims
Ruth A. Sims

STATE OF IDAHO, COUNTY OF Lemhi
On this 18 day of May, 1973,
before me, a notary public in and for said State, personally
appeared RALPH E. SIMS and
RUTH A. SIMS

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Residing at Salmon
Comm. Expires 3-21-77

Notary Public
, Idaho

STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for record at
the request of

at minutes past o'clock m.,
this day of
19, in my office, and duly recorded in Book
of Deeds at page

Ex-Officio Recorder

By *MICROFILMED*
Fees \$
Mail to APR 19 1990

Deputy.

RECEIVED

SEP 12 1989

Department of Water Resources
Eastern District Office

INSTRUMENT No.

The South Half of the Southeast Quarter (S $\frac{1}{2}$ SE $\frac{1}{4}$) and all of the unplatted portion of the South Half of the Southwest Quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$) of Section Twenty-seven (27), Township Sixteen (16) North, Range Twenty-six (26) East of the Boise Meridian.

The Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$), the West Half of the Northeast Quarter (W $\frac{1}{2}$ NE $\frac{1}{4}$), the Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$), and that part of the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$) lying North and East of the Gilmore and Pittsburg Railroad right-of-way. ALSO, all of the unplatted portion of the Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$ NW $\frac{1}{4}$) lying North and East of the Gilmore and Pittsburg Railroad right-of-way. The West Half of the Southeast Quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$) and the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Thirty-four (34), Township Sixteen (16) North, Range Twenty-six (26) East of the Boise Meridian.

EXCEPTING THEREFROM, the following described property:

A fraction of the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Thirty-four (34), in Township Sixteen (16) North, Range Twenty-six (26) East of the Boise Meridian, in Lemhi County, Idaho, more particularly described as follows, to-wit:

Commencing at the Northwest corner of said Section Thirty-four (34) run thence South 773.2 feet; thence South 48° 00' East 1776.5 feet to a point on the West boundary of the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Thirty-four (34), and the point of beginning; continuing thence South 48° 00' East 1014.1 feet to a point on the South boundary of the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$) of Section Thirty-four (34); thence East 448.3 feet; thence North 48° 00' West 1557.4 feet; thence South 403.7 feet to the point of beginning.

ALSO EXCEPTING:

The following described property, situated in the County of Lemhi, State of Idaho, to-wit:

Part of the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) and part of the West Half of the Southeast Quarter (W $\frac{1}{2}$ SE $\frac{1}{4}$) of Section Thirty-four (34), Township Sixteen (16) North of Range Twenty-six (26) East of the Boise Meridian in Lemhi County, more particularly described as follows: Commencing at a point on the South line of the said Section Thirty-four (34), 621.8 feet, more or less, West of the Southeast corner of said section, said point being 51.2 feet East of the Center line of the main track of the Gilmore and Pittsburg Railroad Company Limited railroad as the same is now located and staked out; run thence West along the said section line 102.4 feet; thence North 12° 49' West, 717.5 feet, more or less, to the South point of a curve; thence on a curved line concave to the Southwest with radius of 666.8 feet, a distance of 409.7 feet, more or less, to a point, said point being the North point of said curve; thence North 48° 00' West, 445 feet, more or less, to a point on the South line of the Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$) of said Section Thirty-four (34); thence West along said line 76 feet to a point; said point being 100 feet distant from the Center line of said railroad measured at right angles thereto with said Center line; thence North 48° 00' West on a line parallel with and 100 feet distant Westerly from said center line of said railroad (Salmon Branch) 1520 feet to a point on the West line of the said Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$), thence North 269.2 feet, thence South 48° 00' East, 1760 feet, more or less, by a line parallel with and 100 feet distant Easterly from the Center line of the main track of the Gilmore and Pittsburg Railroad (Salmon Branch) to a point

on the East line of the said Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$); thence South 110 feet to the Southeast corner of the said Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$); thence East along the North line of the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$) 902.5 feet, more or less, to a point on a line 50 feet distant from and parallel with the said Center line of said railroad measured at right angles with said Center line; thence South 45° 28' West 215 feet, more or less, to a point, said point being the North end of a curve; thence by a curved line concave to the East having a radius of 666.8 feet, 677.7 feet to a point, said point being the South end of said curve; thence South 12° 46' East 560 feet, more or less, to the place of beginning.

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ALSO, the following described property:

The North Half of the Southeast Quarter ($N\frac{1}{2}SE\frac{1}{4}$), the Southeast Quarter of the Northeast Quarter ($SE\frac{1}{4}NE\frac{1}{4}$), of Section Twenty-seven (27); the Northwest Quarter of the Northwest Quarter ($NW\frac{1}{4}NW\frac{1}{4}$) and the Northeast Quarter of the Northwest Quarter ($NE\frac{1}{4}NW\frac{1}{4}$), of Section Thirty-five (35); the Southwest Quarter ($SW\frac{1}{4}$), the Northwest Quarter ($NW\frac{1}{4}$), and the West Half of the Northeast Quarter ($W\frac{1}{2}NE\frac{1}{4}$), of Section Twenty-six (26); and the South Half of the South Half ($S\frac{1}{2}S\frac{1}{2}$) of Section Twenty-three (23), all in Township Sixteen (16), Range Twenty-six (26) East of the Boise Meridian.

ALSO, Lots One (1), Two (2), Three (3), Four (4), Five (5), Six (6), Seven (7), and Eight (8) in Block Nine (9), of and in the East Leadore Townsite, Lemhi County, Idaho, as the same appears of record on the official plat of said townsite in the office of the County Recorder of said county.

ALSO, all those portions of the South Half of the Southwest Quarter ($S\frac{1}{2}SW\frac{1}{4}$) of Section Twenty-seven (27); the Southeast Quarter of the Southeast Quarter ($SE\frac{1}{4}SE\frac{1}{4}$) of Section Twenty-eight (28); and the Northwest Quarter of the Northwest Quarter ($NW\frac{1}{4}NW\frac{1}{4}$) of Section Thirty-four (34), all in Township Sixteen (16) North, Range Twenty-six (26) East of the Boise Meridian, and formerly designated as Block Ten (10), Eleven (11), Twelve (12), Eighteen (18), Nineteen (19), Twenty (20), Twenty-one (21), Twenty-two (22), Twenty-three (23), Twenty-six (26), and Twenty-seven (27); the Northeast Half ($NE\frac{1}{2}$) of Blocks Eight (8) and Nine (9); and the Southeast Half ($SE\frac{1}{2}$) of Blocks Fourteen (14) and Seventeen (17), and also all streets and alleys included and enclosed within the said numbered blocks and portions of blocks within the East Leadore Townsite (now vacated).

ALSO, H. E. Survey No. 659, embracing a portion of approximately Sections Four (4) and Five (5) in Township Fifteen (15) North, and Sections Thirty-two (32) and Thirty-three (33) in Township Sixteen (16) North, all in Range Twenty-eight (28) East of the Boise Meridian, and more particularly described as follows:

Beginning at Corner No. One (1), from which the corner of Townships Fifteen (15) and Sixteen (16) North of Range Twenty-seven (27) and Twenty-eight (28), bears North $84^{\circ} 38' 30''$ West 128.29 chains distant; thence North $41^{\circ} 28'$ East 27.27 chains to Corner No. Two (2); thence South 80° East 17.13 chains to Corner No. Three (3); thence South 45° East 40.21 chains to Corner No. Four (4); thence South 40° West 26.82 chains to Corner No. Five (5); thence North 45° West 40.21 chains to Corner No. Six (6); thence North 80° West 18 chains to Corner No. One (1), the place of beginning.

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APR 19 1990

Water Right Number - 74-00164

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

--- Last Name --- +

+ First Name --- +

+ Address --- +

*** C - CURRENT OWNER ***
SIMS

RALPH

1 - P.O. BOX 192

2 -

3 - City- LEADORE

Phone - 1 - P.O. BOX 192

2 -

3 - City- LEADORE

Phone -

State- ID Zip- 83464

SIMS

RUTH

+ Priority Date - + 11/09/1909 15 + Region - - - +

+ Stage - - - + D - DECREED

+ Status - - - +

Source - - - +
CANYON CREEK

+ Tributary - - - +
LEMHI RIVER

+ --- Point of Diversion --- +
Twn Rng Sec Tract Lot Rfig County

16N 26E 24 NW SW (59) LEMHI

+ Code Description Period From Period To Water Use Diversion Rate Diversion Volume

01 - IRRIGATION

03/15

11/15

3.200

+ Total Div. Rate - + 3.200 + Total Div. Volume - + + Total Div. Capacity - +

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
16N	26E	23	SW SW		5.0		01	IRRIGATION	(59) LEMHI
16N	26E	23	SE SW		31.0		01	IRRIGATION	(59) LEMHI
16N	26E	23	SW SE		40.0		01	IRRIGATION	(59) LEMHI

Total Acres: 76.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

AC. IRR.=76.2.

Remarks - - - - -

APR 19 1990

Water right number - 74-00164

Adj. flag translation: Standard Water Right Number

+ - - - - Conditions of Approval - - - - -
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - Audit Fields -

+ - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date - 00/00/0000
Approved/Denied - 00/00/0000
Proof Made Date - 00/00/0000
Start Work Date - 00/00/0000
Order Show Cause - 00/00/0000
Licensed Date - 00/00/0000
Decree Date - 00/00/0000

Field Exam Made - 00/00/0000
Protested Date - 00/00/0000
Hearing Date - 00/00/0000
Verified Date - 00/00/0000
Receipt Number -
Appl Received - 00/00/0000

Field Exam Fee -
Swan Falls -
Temporary Right - P
DLE/Carey Act -
Water District -
Transfer/Amended -

MICROFILMED

APR 19 1990

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
NO. 74-00164**

Notice is hereby given that Charles or Fern Isom, Leadore, ID, have applied to the Department of Water Resources for a change in point of diversion, place of use, nature of use, and period of use. The right sought to be changed is evidenced by Decree No. 74-00164 Decreed to Ralph Sims. Source of water Canyon Creek tributary to Lemhi River. Date of priority 11-09-1909. The water is used for the following purposes:

AMOUNT: 3.20 cfs FROM: 3-15 to 11-15

POINT OF DIVERSION: NWSW S24 T16N R26E, Lemhi County

The water is used to irrigate 76 acres within the S½SW¼, NESE S24 T16N R26E, B.M.

**TO BE CHANGED AS
FOLLOWS:**

Only .042 cfs of water will be diverted within the SWSWNE S18 T16N R27E and used for stock-water purposes from 7-1 to 10-1 within the SWNE S19, SWSW SESW S20 T16N R27E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, ID, 83402, on or before November 20, 1989.

R. Keith Higginson
Director

Published in The Recorder-Herald on November 2 & 8, 1989.

APR 19 1990

RECORDED

Affidavit of Publication

RECEIVED

STATE OF IDAHO

County of Lemhi

ss.

NOV 15 1989

Department of Water Resources
Eastern District Office

RICKY G. HODGES

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

That the Notice of Proposed Water Right 74-00164

....., 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 Nov. 2, 19..... and ending with the issue dated Nov. 9, 19. 89.....

[Signature]

STATE OF IDAHO

COUNTY OF LEMHI

ss.

On this ninth day of November in the year of 19. 89

before me, A Notary Public, personally appeared known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Shirley K. Hodges

Notary Public for Idaho

Residing At Salmon, Idaho

My Commission expires: 9-21-95

Publication Fee \$ 48.60

74-A-6
Junction Creek

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE STATE OF
IDAHO, IN AND FOR THE COUNTY OF LEMHI.

EDWARD McREA, MARY STEPHENSON,
and SUSAN A. CLARK,

Plaintiffs

VS.

THOMAS D. POWELL, DON C. REED,
CHARLES SPENCER and JAMES F.
SPENCER,

Defendants,

DECREE

Superseded

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE STATE OF
IDAHO, IN AND FOR THE COUNTY OF LEMHI.

THE GILMORE and PITTSBURGH
RAILROAD COMPANY, LIMITED,
a CORPORATION,

Plaintiff

VS.

ALEXANDER CRUIKSHANK and
T. R. DENNY,

Defendants.

DECREE

This cause having come on to be heard before the District Court of the State of Idaho, in and for the County of Lemhi, on the day of June, 1911, the Court sitting without a jury, and the evidence of the respective parties having been submitted to the Court, F. J. Cowen, Esq., appearing for the plaintiffs in the first above entitled cause, and E. W. Whitcomb, Esq., appearing as attorney for Mary Stephenson, therein and Messrs. Holden & Holden and A.W. Holden Esq., appearing as attorneys for the defendants therein, J.H. Padgham Esq., appearing for the Gilmore and Pittsburgh Railroad Company, plaintiff, and E.W. Whitcomb, Esq., appearing for the defendants, Alexander Cruikshank and T. R. Denny, and the stipulation of the parties herein having been filed, consolidating the said actions and authorizing the entry of a judgment and decree in such consolidated action to take the place of and be the judgment in both of said causes; and the Court having made its findings of fact and conclusions of law, with reference to the matters and issues in both of said actions and having filed the same in said consolidated action, and having ordered the entry of the judgment in accordance with such findings and conclusions, and being fully advised in the premises, now makes and files its judgment and decree herein, and orders, adjudge and decrees as follows, to wit:

RECORDED

APR 19 1990

I

74 0158

The Court orders, adjudges and decrees that the plaintiff Edward McRea, is entitled to the use of 250 inches, or 5 cubic feet per second of the flow of the waters of Junction Creek, the subject matter of this action, for the irrigation of the $S\frac{1}{2}$ of the $SW\frac{1}{4}$, the $NE\frac{1}{4}$ of the $SW\frac{1}{4}$, the $N\frac{1}{2}$ of the $SE\frac{1}{4}$ and the $SW\frac{1}{4}$ of the $SE\frac{1}{4}$ of Section 21, and the $NE\frac{1}{4}$ of the $NW\frac{1}{4}$ and the $NW\frac{1}{2}$ of the $NE\frac{1}{4}$ of Section 28, all in Township 16 North, Range 26 East of Boise Meridian, containing in all 320 acres, his right thereto, to date from the 1st day of July, 1876, but the said right shall be subject to the right of the Gilmore & Pittsburgh Railroad Company, hereinafter more fully described, to take 6 inches, or $12/100$ of a cubic foot per second of the said right, for public uses, when the same shall be required by the said railroad company.

II

74 0159

That the plaintiff, Mary Stephenson, is entitled to the use of 25 inches, or $\frac{1}{2}$ cubic foot per second of the flow of the waters of said Junction Creek, for the irrigation of the $SE\frac{1}{4}$ of the $SE\frac{1}{4}$ of Section 21, the $SW\frac{1}{4}$ of the $SW\frac{1}{4}$ of Section 22, the $NW\frac{1}{4}$ of the $NW\frac{1}{4}$ of Section 27, and the $NE\frac{1}{4}$ of the $NE\frac{1}{4}$ of Section 28, less 20 acres, all in Township 16 North, Range 26 East of Boise Meridian, containing in all 140 acres, her right thereto, to date from the 1st day of July, 1876.

III

74 0160

That the plaintiff, Susan A. Clark, is entitled to the use of 25 inches, or $\frac{1}{2}$ cubic foot per second of the flow of the waters of said Junction Creek, for the irrigation of the $NW\frac{1}{4}$ of the $NW\frac{1}{4}$ of Section 27, and the $N\frac{1}{2}$ of the $NE\frac{1}{4}$, and the $SE\frac{1}{4}$ of the $NE\frac{1}{4}$ of Section 28, all in Township 16 North, Range 26 East of Boise Meridian, containing in all 160 acres, her right thereto, to date from the 1st day of July, 1877.

APR 19 1990

IV

74 0161

That the defendant Thomas D. Powell, is entitled to the use of 77 inches, or $1-27/50$ cubic feet per second of the flow of the waters of said Junction Creek, for the irrigation of the $NE\frac{1}{4}$ of the $SW\frac{1}{4}$, the $S\frac{1}{2}$ of the $NW\frac{1}{4}$ of Section 26, and the $SE\frac{1}{4}$ of the $NE\frac{1}{4}$ of Section 27, Township 16 North, Range 26 East of Boise Meridian, contain-

ing in all 160 acres, his right thereto, to date from the 29th day of July, 1909.

V

74 0162

That the defendant, Don C. Reed, is entitled to the use of 51 inches, or $1\frac{1}{50}$ cubic feet per second of the flow of the waters of said Junction Creek, for the irrigation of the $W\frac{1}{2}$ of the $SW\frac{1}{4}$ of Section 26, and the $N\frac{1}{2}$ of the $SE\frac{1}{4}$ of Section 27, Township 16 North, Range 26 East of Boise Meridian, containing in all 160 acres, his right thereto, to date from the 29th day of July, 1909.

VI

74 0163

That the defendant Charles A. Spencer, is entitled to the use of 51 inches, or $1\frac{1}{50}$ cubic feet per second of the flow of the waters of said Junction Creek, for the irrigation of the $N\frac{1}{2}$ of the $NW\frac{1}{4}$, and the $W\frac{1}{2}$ of the $NE\frac{1}{4}$ of Section 26, Township 16 North, Range 26 East of Boise Meridian, containing in all 160 acres, his right thereto, to date from the 29th day of July, 1909.

VII

74 0164

That the defendant, James F. Spencer, is entitled to the use of 180 inches, or $3\frac{2}{10}$ cubic feet per second of the flow of the waters of said Junction Creek, for the irrigation of the $S\frac{1}{2}$ of the $SE\frac{1}{4}$, and the $S\frac{1}{2}$ of the $SW\frac{1}{4}$ of Section 23, Township 16 North, Range 26 East of Boise Meridian, containing in all 160 acres, his right thereto, to date from the 9th day of November, 1909.

VIII

74 0165

That the defendants, Alexander Cruikshank and T. R. Denny, are entitled to the use of 75 inches, or $1\frac{1}{2}$ cubic feet per second of the flow of the waters of said Junction Creek, for the irrigation of about 160 acres of unsurveyed public land, in what will be when surveyed, Township 17 North, Range 27 East of Boise Meridian, in approximately, Sections 28 and 33 of said township, described as follows, to wit: commencing at a certain monument marked F. S. M. thence North $44^{\circ}30'$ East, 31.60 chains, to corner No. 1, the place of beginning, thence North 33° East, 58 chains to Corner No. 2, thence North 50° West 30.50 chains to Corner No. 3 thence South $27^{\circ}30'$ West 58.75 to Corner No. 4, thence South 50° East 25 chains to Corner No. 1, the place of beginning; their right thereto, to date from the 1st day of June, 1890.

MICROFILMED
APR 19 1990

The issues herein arising upon the complaint of the GILMORE and PITTSBURGH RAILROAD COMPANY having been duly considered by the court and the Court having heard all the evidence and proof produced on such issues, including the stipulation of the parties hereto, and duly considered the same, and being fully advised in the premises, the Court finds and determines that the use to which 24/100 of one cubic foot per second of the waters of the East Branch of the Left Fork of Canyon Creek in Lemhi County is to be applied by the THE GILMORE AND PITTSBURGH RAILROAD COMPANY is a public use, authorized by law, and that the taking of said water is necessary to such use, and that no damage is suffered by the plaintiffs and defendants herein by reason of such public use, other than the value of the use of said amount of water.

74 0166 It is therefore ordered, adjudged and decreed that said THE GILMORE AND PITTSBURGH RAILROAD COMPANY, LIMITED, take, acquire and have for its use, 24/100 of one cubic foot per second of the waters of the East Branch of the Left Fork of Canyon Creek in Lemhi County, as a first and prior right, out of the appropriation of Edward McRee, Alexander Cruikshank and T. R. Denny, for the purpose of storing and supplying water for use in the locomotives of said railroad company to create steam for motive power in drawing trains of cars over its railroad, and that said water be diverted from said stream at the point designated in water permit 6573 issued to said company by the State Engineer of the State of Idaho, to wit at a point 15 44' East 2347.3 feet from the junction of the Left Fork of Canyon Creek and the East Branch of the Left Fork of said Creek, said point being North 39 20' East 1273 feet from station 358 of said railroad, as now constructed, and conveyed to a railroad tank for storage for railroad purposes. That said railroad company pay as compensation to Edward McRee, Alexander Cruikshank and T. R. Denny, the persons entitled thereto, the following amounts, to wit:

To Edward McRee the sum of \$100.00

To Alexander Cruikshank and T. R. Denny the sum of \$100.00

It is further ordered and decreed that the THE GILMORE AND PITTSBURGH RAILROAD COMPANY, Limited, its successors and assigns, be and they are hereby required to cause the overflow of water from the tank or reservoir constructed for such storage, to pass into said Canyon Creek for use by the person or persons entitled to use same under

MICROFILMED
APR 19 1990

the provisions of this decree.

And it is further ordered and decreed that Alexander Cruikshank and all other parties to this consolidated action be and they are hereby enjoined and restrained from in any manner preventing the aforesaid amount of water from flowing into the intake of the pipe line of said railroad company which conveys said water to its railroad tank, and from in any manner interfering with said railroad company, its successors and assigns in its or their use of said amount of water from said East Branch of Left Fork of said creek.

It is further ordered and decreed that the said Gilmore and Pittsburgh Railroad Company should return all surplus and waste amounts of water not actually needed or required by it in the operation and moving of said locomotives and trains of cars and in the operation of its said railroad, to the channel of the said Junction Creek, which said surplus of waste water, the said Edward McRea, Alexander Cruikshank and T. R. Denny shall be entitled to use when not so required and used by the said Gilmore and Pittsburgh Railroad Company.

It is further ordered and decreed that each of the parties hereto, shall bear his own costs and expenses of this action.

Done in open Court this 27th day of June, 1912.

J. M. STEVENS, Judge

Filed July 24th, 1912

J. L. KIRTLEY, Jr., Clerk

STATE OF IDAHO)
) SS.
COUNTY OF LEMHI)

I, J. L. KIRTLEY, Jr., Clerk of the District Court of the Sixth Judicial District of the State of Idaho, in and for the County of Lemhi, do hereby certify that the above and foregoing Decree is a full true and correct copy of the same as recorded in Book B of Judgments on pages 79 and 80, Records of Lemhi County, Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 29th day of July, 1912.

APR 19 1990

J. L. KIRTLEY, Jr.
Clerk

(SEAL)



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

January 30, 1990

RE: Transfer of Water Right No. 74-0164

Charles or Fern Isom
Leadore,
Idaho 83464

Dear Mr. and Mrs. Isom:

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 3621). Be sure to note any conditions of approval on the second page.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

NOT FILMED

APR 19 1990

MEMORANDUM

TO: FILE

FROM: TIM LUKE

DATE: December 29, 1989

RE: TRANSFER APPLICATION NO. 3621

=====

This application proposes partial change in nature of use by transferring one acre of irrigation to stockwater. The stockwatering use results in an additional point of diversion.

Recommendations:

Assign volume of 225 afa to irrigation component and 3 afa to stockwater.

Conditions of Approval:

<<R01>> A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

<<R04>> Use of water under this right is subject to control by the watermaster of State Water District No. 74-W, Canyon Creek.

<<R37>> This right, when considered with all other rights common to the same grazing allotment, shall be limited to the quantity of water beneficially used by the number of stock within the allotment.

The annual volume of water under this right shall not exceed 225 afa for irrigation and 3 afa for stock watering.

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APR 19 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: ADM

1. Right number 74-00164 Applicant Charles or Fern Tson
2. Type of right: ☒ Decree ☐ License ☐ Claim
3. Purpose of transfer: ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☒ Other CHANGE NATURE OF USE.
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 Transf. can be approved upon condition that Special Use Permits obtained from USFS
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) NONE
 - j. ☒ Is use within a Watermaster District? ☒ Yes ☐ No
If yes, what district? 74-W (Daw Sunn WM) Send Copy

DOP
11-20-89

FINAL PROCESSING REVIEW BY: _____

None

1. Watermaster recommendation requested on _____ Received on _____
2. Is transfer published correctly? ☐ Yes ☐ No
3. Protest received? ☐ Yes ☐ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* _____

4. BY RDC TJL 11/16/90 Date 12/18/89 DEC 20 1989

RECEIVED



United States
Department of
Agriculture

Forest
Service

Salmon
National
Forest

P.O. Box 729
Salmon, ID 83467

RECEIVED

DEC 05 1989

Department of Water Resources
Eastern District Office

Idaho Department of Water Resources
ATTN: Ernest Carlsen
150 Shoup Avenue
Idaho Falls, ID 83402

Reply to: 2540

Date: November 29, 1989

Dear Mr. Carlsen:

We are writing in regard to a recent Notice of a Proposed Change of Water Right for Decree No. 74-00164.

The proposed change is a change in point of diversion from the NWSW, Section 24, T 16N, R 26E to a new point in SWSWNE, Section 18, T 16N, R 27E. This new point of diversion is located on National Forest land. Prior to final approval of this proposed change the proponent needs to contact the Leadore Ranger District of the Salmon National Forest to obtain the necessary Special-Use Permits for his proposed diversion dam and pipeline.

Sincerely,

JOHN E. BURNS
Forest Supervisor

RECEIVED

APR 18 1990



Caring for the Land and Serving People

FS-6200-28(7-82)

APPLICATION FOR TRANSFER OF
WATER RIGHT NO. 74-06164

RECEIVED

DEC 01 1989

Department of Water Resources
Eastern District Office

WATER DISTRICT 74-W

WATERMASTER Dan P. Smith

DATE: 11-30-89

COMMENTS: I approve if the other
water users ~~on~~ on Canyon Creek
approve.

☒ I do endorse approval of this change.

☐ I do not endorse approval of this change.

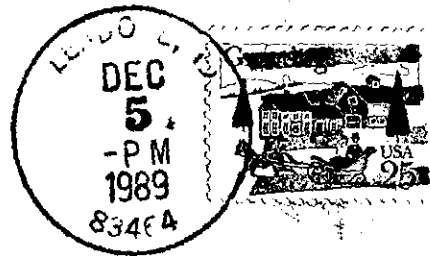
I recommend the following conditions of approval:

Dan P. Smith
Watermaster

MICROFILMED

APR 19 1990

Dan Smith
P.O. Box 22
Lewiston, Id
83464



Harold Jones
Idaho Department of Water Resources
150 Shoup Ave Suite 15
Idaho Falls, Idaho 83402

28-Nov-1989

Dan Smith
Water District #74-W
Box 22
Leadore, ID 83464

RE: Application for Transfer of Water Right No. 74-0164

Dear Watermaster:

Our files indicate we have not received your watermaster comments on the above captioned application for transfer which was forwarded to you on October 26, 1989. 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,

Harold Jones
Water Rights Supervisor

HJ/rb
Enclosures

INDEXED

APR 19 1990

Idaho Department of Water Resources



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

RECEIVED

OCT 25 1989

Department of Water Resources
Eastern District Office

October 17, 1989

Charles and Fern Isom
Leadore, Idaho 83464

RE: Application for Transfer of water from Canyon Creek.

Dear Mr. and Mrs. Isom,

This letter is in reference to the Application for Transfer of a Water Right that you filed September 12, 1989.

Unfortunately, there was a misunderstanding concerning the fee for submittal of your Application for Transfer. The fee for the Application for Transfer should have been \$30.00 instead of the \$20.00 that you paid.

Please send your check for \$10.00 (the \$30.00 fee minus the \$20.00 that you submitted) to this office so we can further process your Application for Transfer. If you would address the envelope 'Attention: Paul Meyer, WR Agent', I'll be able route your check properly.

If you have any questions, feel free to give me a call here at this office. I apologize for this misunderstanding.

Sincerely,

Paul R. Meyer
WR Agent, Senior

MICROFILMED

APR 19 1990



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

October 17, 1989

Charles and Fern Isom
Leadore, Idaho 83464

RE: Application for Transfer of water from Canyon Creek.

Dear Mr. and Mrs. Isom,

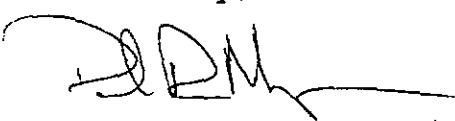
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If you have any questions, feel free to give me a call here at this office. I apologize for this misunderstanding.

Sincerely,



Paul R. Meyer
WR Agent, Senior

MICROFILMED

APR 19 1990

26-Oct-1989

Dan Smith
Water District 74-W
Box 22
Leadore, ID 83464

RE: Application for Transfer 74-00164

Dear Watermaster:

Please find enclosed a copy of the above referenced application. Please review the application and complete the form, returning them to this office as soon as possible.

Thank you for your cooperation in this matter.

Respectfully submitted,

Harold Jones
Water Rights Supervisor

HJ/rb
Enclosure

MICROFILMED

APR 15 1990

25-Oct-1989

Charles or Fern Isom
Leadore, ID 83464

RE: Transfer Application No. 74-00164

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your applications. Please refer to the application number above in all further correspondence.

This office is currently in the process of advertising the application in the Recorder-Herald. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before final action is taken. If the protest is not resolved by the involved parties this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. Department personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When final processing of the application is complete, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Harold W. Jones
Water Rights Supervisor

MICROFILMED

HWJ/rb

APR 19 1990

25-Oct-1989

Recorder Herald
P.O. Box 310
Salmon, ID 83467

Gentlemen:

Enclosed you will find legal notices which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notices 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 on or before November 20, 1989.

Respectfully submitted,

Rita Bodell
Office Secretary

Enclosure

MICROFILMED

APR 19 1990

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 74-00164

Notice is hereby given that Charles or Fern Isom, Leadore, ID, have applied to the Department of Water Resources for a change in point of diversion, place of use, nature of use, and period of use. The right sought to be changed is evidenced by Decree No. 74-00164 Decreed to Ralph Sims. Source of water Canyon Creek tributary to Lemhi River. Date of priority 11-09-1909. The water is used for the following purposes:

AMOUNT: 3.20 cfs FROM: 3-15 to 11-15

POINT OF DIVERSION: NWSW S24 T16N R26E, Lemhi County

The water is used to irrigate 76 acres within the S1/2SW1/4, NESE S24 T16N R26E, B.M.

TO BE CHANGED AS FOLLOWS:

Only .042 cfs of water will be diverted within the SWSWNE S18 T16N R27E and used for stockwater purposes from 5-1 to 10-1 within the SWNE S19, SWSW SESW S20 T16N R27E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, ID, 83402, on or before November 20, 1989.

R. Keith Higginson

Director

Published in the Recorder-Herald on November 2 & 8, 1989.

MICROFILMED

APR 19 1990