

TOWNSHIP 14 NORTH - RANGE 21 EAST, B.M.



SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

MICROFILMED

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
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	Maelzer, Julius	2.8		73-0113
1576	Uresti, Bolen	2.8	0	73-0113A

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COPY
3106

Identification No. 7.3. 10001

Transfer No. 1. 16

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED

SEP 27 1968

APPROVED

APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

1. Name of Right Holder Bolen Uresti
Post office address Challis, Idaho 83226
2. Right obtained by:
a. Decree to Julius Maelzer in Case of Hamilton ~~no case~~ - filed by Judge Ralph W.
(Name) Adair 2/19/26 to Julius Maelzer
vs. Swendsen, Dated _____ in 6th judicial Dist.
(Name of Court)
Court, County of Custer
b. License No. _____ issued by the State of Idaho, Department of Reclamation.
3. Source of water Sulphur Creek tributary to Pahsamoroi River
(Name of stream or source)
4. Date of Priority 5/1/1884 ALSO 140 inches - priority 5/11/11
5. Amount of water a. 30 inches c.f.s. and/or
b. _____ acre feet/annum
6. Water is used for irrigation from March 1 to October 31
(Month, Day) (Month, Day)
7. Original location of point of diversion is NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 24,
Township 14 N, Range 21 E, B.M., in Custer County;
Additional points of diversion, if any _____

8. Lands presently irrigated or place of use:

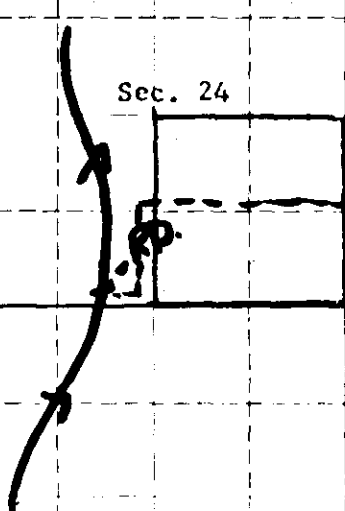
TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
14 N	21 E	13															40		40
		24		40			40		40										120

Total number of acres presently irrigated 160

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TOWNSHIP 14 NORTH - RANGE 21 EAST, B.M.

Sec. 24



SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

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9. If applicant was not the original holder of this right explain how it was acquired: by purchase
of the land

10. CHANGE IN POINT OF DIVERSION

- a. Quantity to be diverted at new point: 170 inches c.f.s. and/or _____ acre feet
- b. New point of diversion: SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 24, Township 14 N
_____, Range 21 E, B.M.
- c. Description of method of diversion and conveyance from new points of diversion: sump pump
for sprinkler system
- d. Is water to be conveyed to the lands previously irrigated? Yes X No _____
If not, the place of use should be changed below.
- e. Describe the reasons for applying for a change in the point of diversion:
because of new irrigation design
- f. Do you intend to make the transfer permanent? yes
- g. Do you intend to abandon completely the old point of diversion? yes
- h. Indicate on the above plat the new point of diversion and lands to be irrigated.

11. CHANGE IN PLACE OF USE

- a. Describe the new lands on which you wish to use your right.

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 $\frac{1}{4}$	
14 N	21 E	24													40	40	40	40	160

Total number of acres to be irrigated 160

b. Do you intend to make the transfer permanent? yes

c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans:

I have a well in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 24, T14N, R21E, B.M. which I will
use to irrigate the lands I am transferring this water from.

d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right. none

e. Indicate on the above plat the new land to be irrigated and the point of diversion.

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

Bolen Uresti
Bolen Uresti

(signature of applicant)

Subscribed and sworn to before me this 25th day of September, 1968

J. Russell Sharp
(notary public)

My commission expires March 17, 1971

ACTION OF STATE RECLAMATION ENGINEER
AND CERTIFICATE OF TRANSFER

APPROVED

This is to certify that I have examined Application for Transfer of Water Rights No. 1576

and said application is hereby APPROVED

1. Approval of said application is subject to the following limitations and conditions:

That headgate and measuring device be installed at points of
diversion.

2. Denial of said application is for the following reasons:

Witness my hand this 17 day of December, 19 68

P. Keith Higgins
State Reclamation Engineer

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73-E

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

ROSCOE HAMILTON, et al,
Plaintiffs

-vs-

W. G. SWENDSEN, Commissioner
of Reclamation, et al,
Defendant.

D E C R E E

This cause came on regularly for trial before Honorable James H. Anderson, sitting as a Referee, who by consent of all the parties to this action, and by order of the Court, was appointed Referee to try the same, and report his recommendations to the court, and the said Referee sitting without a jury, on the 12th day of August, 1924, at Challis, Challis, Custer County, State of Idaho and the plaintiffs and defendants appearing by their respective attorneys, and the default of the non-answering defendants having been duly entered and the parties hereto, by stipulation, being duly filed with the Court, having agreed upon a decree and the matter having been presented to the Referee for his findings and recommendations thereon and the findings and recommendations of the Referee, and a further stipulation having been entered into under date of November 2, 1925, and filed herein permitting Minnie W. Kerr to file her complaint in intervention and that the decree heretofore reported and recommended by the Referee be amended by adding thereto and including therein the rights said Minnie W. Kerr as claimed in her complaint in intervention, and the same having been fully considered by the court, and the court being fully advised in the premises finds that a decree should be entered in accordance with the stipulation filed herein.

RECORDED
INDEXED
AUG 11 1926

73 0110

F. M. Kobbe, from Pahsimeroi River to be diverted through the Reed & Bartlett Ditch .8 cubic feet per second of time to date from March 21, 1905, appurtenant to NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 3, T. 14 N., R. 21 E. B. M.; from Little Spring Creek and Pahsimeroi River to be diverted through the Mulvanie Ditch; from Little Spring Creek in the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 7, T. 14 N., R. 22 E. B. M., and from the Pahsimeroi River in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 7, T. 14 N., R. 22 E. B. M.; .8 cubic feet per second of time to date from March 21, 1905, and to be appurtenant to the NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 3, T. 14 N., R. 21 E. B. M.

73 0111

ALBERT J. EDSON, from Big Spring Creek to be diverted through the HardScrable ditch 3.2 cubic feet per second of time to date from July 27, 1900, and to be appurtenant to the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 5, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 8, all in T. 15 N., R. 21 E. B. M.

73 0001

73 0112

73 0113

JULIUS MAELZER from Sulphur Creek .6 cubic feet per second of time to be diverted in the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 24, T. 14 N., Range 21 E. B. M., to date from May 1, 1884; also 2.8 cubic feet per second of time to be diverted in the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 24, T. 14 N., R. 21 E. B. M., to date from May 1, 1911; all to be appurtenant to the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 13, NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and the E $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 24, all in Township 14, N. R. 21 E. B. M., that the right for .6 cubic feet per second of time with date of priority May 1, 1884, shall be a part of the waters of Sulphur Creek, that was decreed to Holiday H. Cochran, as evidenced by that certain decree entered in an action in the District Court of the Fourth Judicial District of the State of Idaho, in and for the County of Custer wherein Holiday H. Cochran was plaintiff and Valentine Maelzer was defendant of date of October 3rd, 1901.

73 0114

WILLIAM MILLICK from Big Spring Creek 1.6 cubic feet per second of time to be diverted in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 7, T. 14 N., R. 22 E. B. M., to date from June 20, 1908, and to be appurtenant to the NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 12, SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 1, all in T. 14, N., R. 21 E. B. M.

73 0115

ED MULVANIA from Little Spring Creek to be diverted in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 7, T. 14 N. R. 22 E. B. M. 2.8 cubic feet per second of time to date from April 25, 1904, and to be appurtenant to lot 1, Section 3, Lots 2, 3 and 4, and the S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 2 all in T. 14 N., R. 21 E. B. M.

73 0116

LEWIS DECOCQ, from Big Spring Creek 1.4 cubic feet per second of time to be diverted in NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 7, T. 14 N., R. 22 E. B. M., through the Mulvanie Ditch to date from November 29, 1907, and to be appurtenant to the NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 34, T. 15 N., R. 21 E. B. M.

73 0117

MINNIE W. KERR, from Spring Creek 2 cubic feet per second of time through what is known as the Hardscrable Ditch with date of priority July 27, 1900, and to be appurtenant to the S $\frac{1}{2}$ of the NE $\frac{1}{4}$, the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 8, and the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 9, T. 15 N. R. 21 E. B. M.

73 0118

MINNIE W. KERR from Spring Creek 4 cubic feet per second of time with date of priority March 24, 1891, to be conveyed through what is known as the Halleran Ditch, and to be appurtenant to the NE $\frac{1}{4}$ SE $\frac{1}{4}$, the S $\frac{1}{2}$ NE $\frac{1}{4}$, and the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 17, the SW $\frac{1}{4}$ NW $\frac{1}{4}$ and the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 16, T. 15 N., R. 21 E. B. M.

RECEIVED

See master files
73-0001 & 73-0002
for correspondence
relating to transfer
No 1577

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