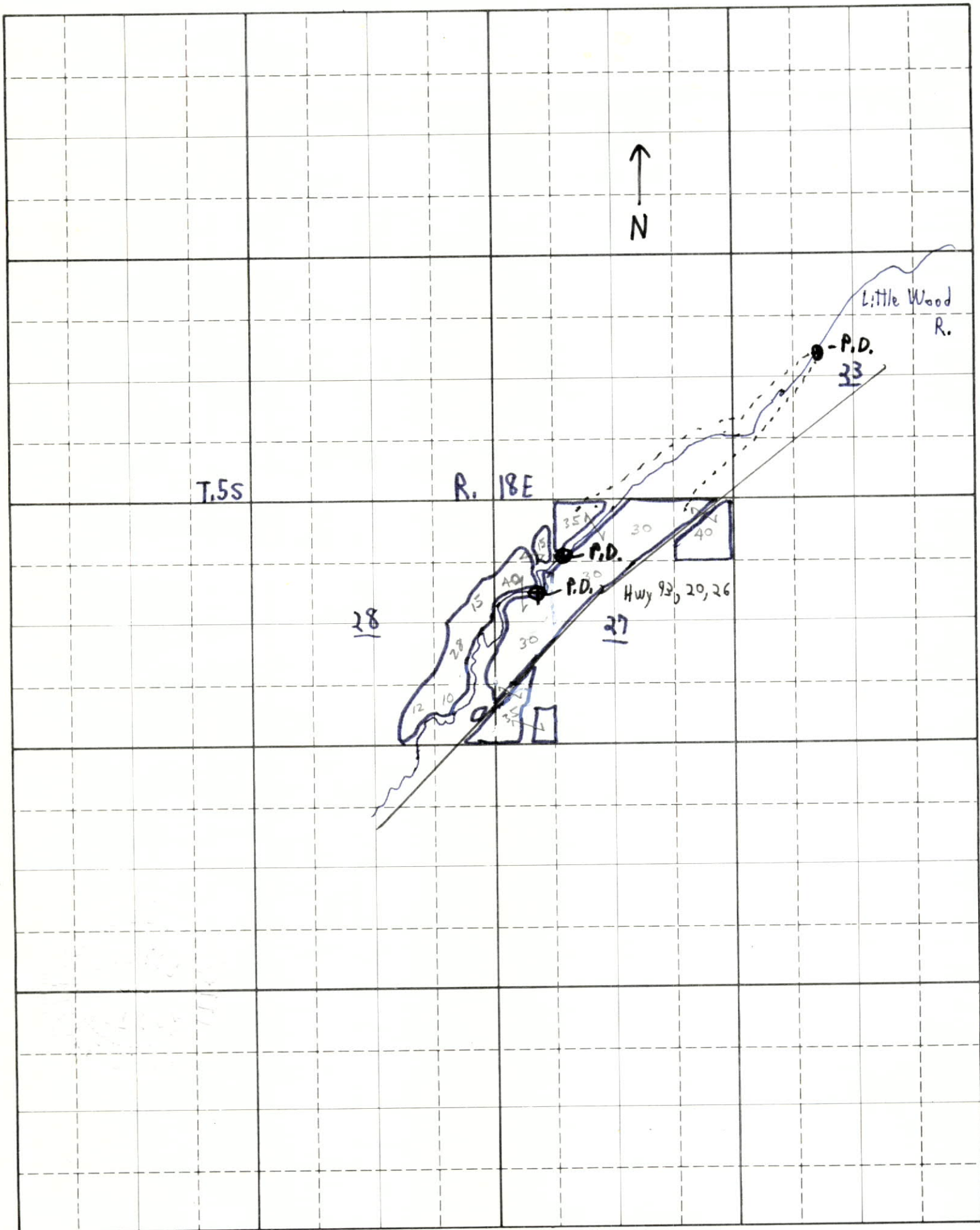


50



"NOT TO SCALE"

- b. 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

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Lincoln } SS.

JUN 19 1978

Department of Water Resources
Southern District Office

Melba Thome, being first duly sworn, deposes and says that he is the printer (publisher) of the Lincoln County Journal, a newspaper published every week in Shoshone, Lincoln County, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 8 day of June, 1978, and the date of the last publication was on the 15 day of June, 1978.

Subscribed and sworn to before me this 15 day of June, 1978.
(SEAL)

May Ann Hagen
NOTARY PUBLIC

LINCOLN COUNTY JOURNAL

Shoshone, Idaho

COST OF PUBLICATION

Number of Lines in Notice
Number of Insertions
Lines tabular at 315c
68 Lines straight at 21c 14.28
68 Subsequent lines at 15c 10.20
TOTAL COST 24.48

MICROFILMED

COPY OF NOTICE

(Paste Here)

Water Right
TITLE OF NOTICE

Letter 37-0049
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

BILL TO

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 37-0049

Notice is hereby given that James B. Ritter of Richfield, Idaho, has applied to the Department of Water Resources for a change of the point of diversion and place of use of the waters of Little Wood River.

The right sought to be changed is evidenced by Decree to W. H. Baugh No. 37-0049 in case of S. C. Frost vs. Alturas Water Co. dated Oct. 6, 1909, in Fourth Judicial Court county of Blaine & Lincoln, and is recorded as follows:

Amount: 4.20cfs

Priority: Apr. 1, 1883

Point of diversion: (2 Points) SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 23, Twp. 5S, Rge. 18E., B.M., Lincoln County.

The water is used for irrigation purposes of 320 acres within SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 28: W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 27, Twp. 5S, Rge. 18E., B.M.

TO BE CHANGED AS FOLLOWS

Amount: 4.20cfs (No change)
Point of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 27; (2 Points) SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 23, Twp. 5S, Rge. 18E., B.M.
The water will be used for irrigation purposes of 320 acres within the N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 27: SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 28, Twp. 5S, Rge. 18E., B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Dept. of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Id 83301, on or before June 26, 1978.

/s/ C. Stephen Allred
Director

Pub: 6-8, 15

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
--------------	------	------------------	-------------------	--------------

	Baugh, W. H.	4.2		37-0049
2252	Ritter, James B.	4.07*		37-0049

* 3% channel loss assigned to rate of diversion.

R

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RECORDED

T

	Baugh W. H.	4.2	37-0049
Tran. 2252	Ritter, James B.	4.07 *	37-0049

* 3% channel loss assigned to rate of diversion.

Transfer No. 2252

Application No. 37-0049

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

APPROVED

Name of applicant James B. Ritter Phone 886-2163
Post office address Star Route, Richfield, Idaho 83349

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by: 37-0049
- a. Decree to W.H. Baugh (Name)
in case of S. C. Frost vs Alturas Water Co.
dated Dec. 13, 1909 in 4th Judicial county of Blaine & Lincoln
(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. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant
By Purchase
3. Source of water Little Wood River tributary to Big Wood River
4. Date of priority April 1, 1883
5. Water is used for the following purposes:
amount 4.20 CFS for Irrigation purposes from April 1 to Nov. 1
amount for purposes from to
amount for purposes from to
(month/day - both dates inclusive)
6. Total amount of water under right: a. 4.20 cubic feet per second
&/or
b. (2 Points) acre feet per annum
7. Location of original point of diversion is SE 1/4 of NW 1/4 of Section 23
Township 5 S Range 18 E, B.M., in Lincoln County
Additional points of diversion, if any None

8. Lands irrigated or place of use:

TWP.	RANGE	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	
5S	18 E	28				40									40	40	40		160
5S	18 E	27		40	40		40	40											160

Total number of acres to be irrigated 320

B. DESCRIPTION OF PORTION OF RIGHT FOR WHICH THE CHANGE IS REQUESTED (If the entire right is requested changed, 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:

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

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

1. Change in point of diversion
- a. Amount of water to be diverted 4.20 c.f.s. &/or _____ acre feet
- b. Point(s) of diversion NE ¼ NW ¼, Section 27 Township 5 S.
Range 18 E., B.M., Lincoln County
Additional points SW¼ NW¼, Sec. 27, T. 5S. R. 18 E.B.M.
(2 Points) SE¼ NW¼, Sec. 23, T. 5S., R. 18 E.B.M.
- c. Description of diverting works Pump, Wheel Lines and Hand Lines from New Points and existing Orifice and gravity ditch from old Diversions
- d. Describe the reasons for applying for a change in the point(s) of diversion _____
To eliminate ditch losses , and more beneficially apply the
water to the land.

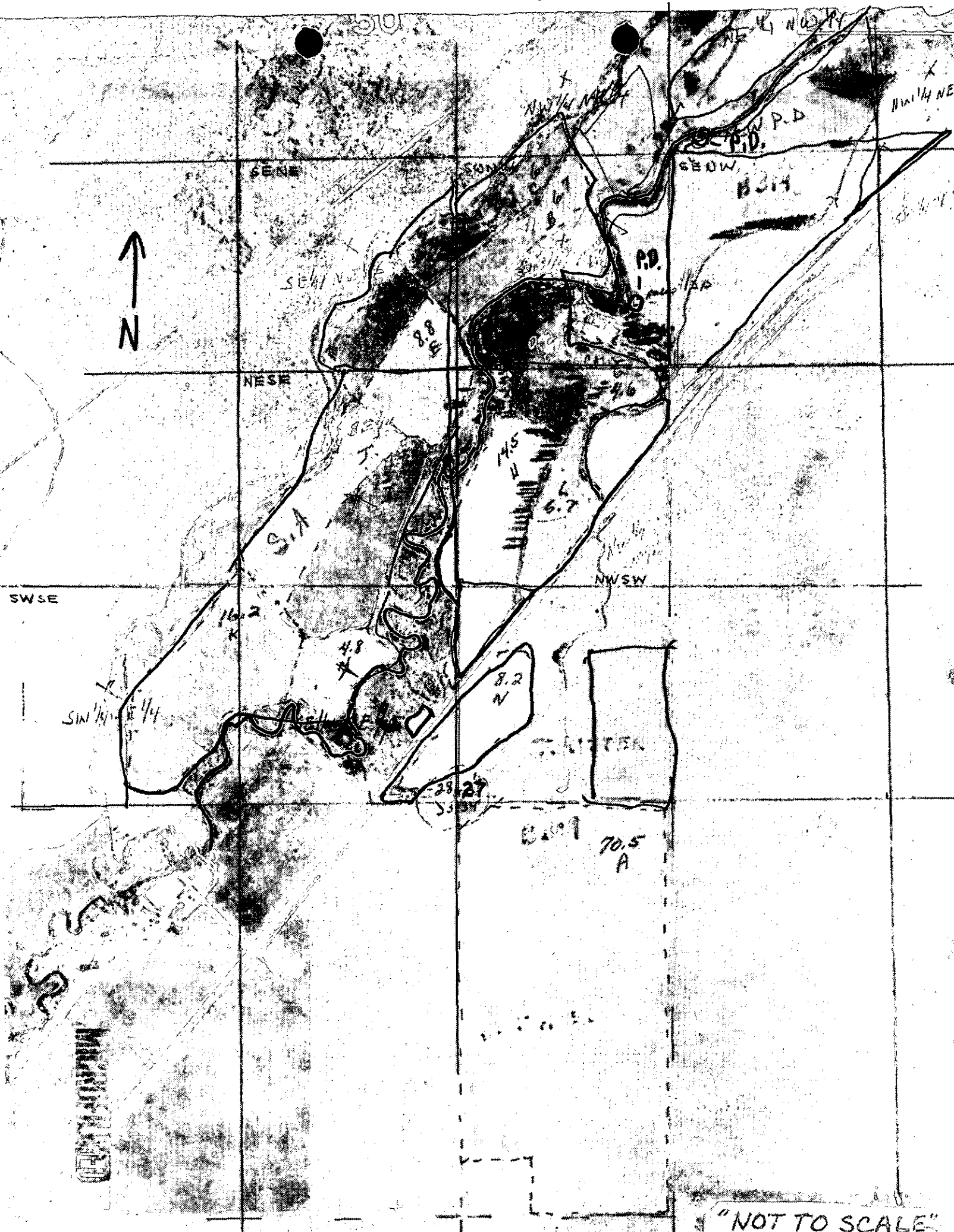
2. Change in place of use

- a. 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	
5S	18E	27	40	30			35	15	40	30		30	35						255
5S	18 E	28				15									28	12	10		65

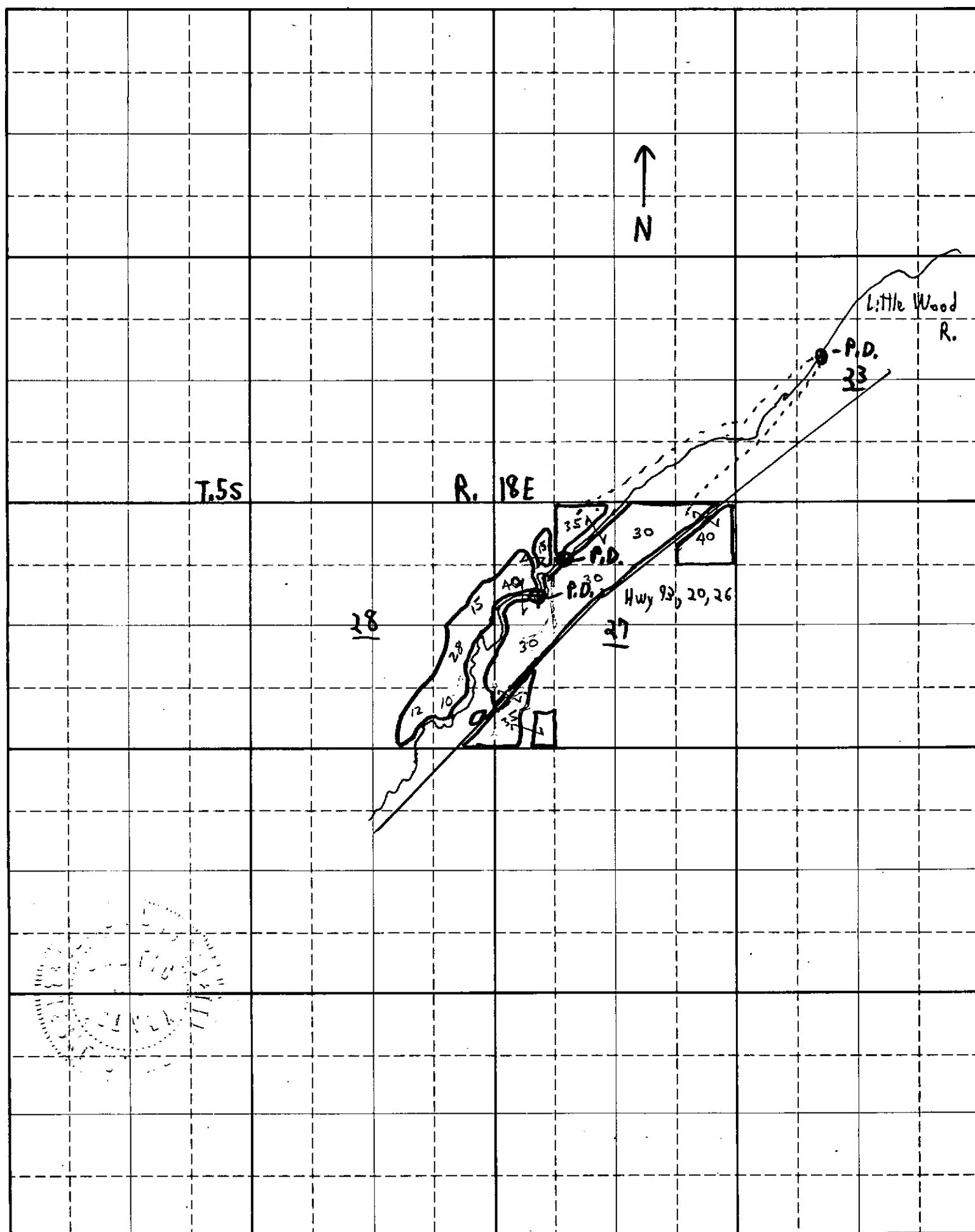
Total number of acres to be irrigated 320

MICROFILMED



"NOT TO SCALE"

- b. 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

3. Remarks Change in Place of Use is mainly to get a more-accurate description of
the ground as it is actually irrigated.

I hereby assert that no one will be injured by such change and 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.

James B. Butler
(Signature of applicant)

Subscribed and sworn to before me this 17th day of May, 19 78



My commission expires life term

Sheryl K. Merritt
(Notary public)
Twin Falls, Idaho

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 37-0049,
and said application is hereby approved.

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

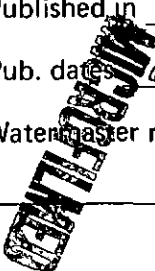
A measuring device and lockable controlling works of a type acceptable to the
Department shall be permanently installed and maintained as part of the diverting
works. (2) Use of water under this right is subject to control by the watermaster of
State Water District No. 37-M, Little Wood River. (3) No more than 4.07 cfs shall be
diverted under this right in allowance for 3% stream channel loss.

Witness my hand this 4 day of June, 1981

Norman C. Young
NORMAN C. YOUNG
Administrator, Resources Admin. Div.

FOR DEPARTMENT USE ONLY

Received by J. G. Stanton Date 5-17-78 Protest filed by _____
Prelim. check by J. G. Stanton Fee \$30.00 _____
Receipted by J. G. Stanton Date 5-17-78 # 10430 _____
Published in Lincoln County Journal Copies of protest forwarded by _____
Pub. date 6/8 & 6/15/78 Hearing held by _____ Date _____
Watermaster recommendation requested on 5/98 Recommended for approval denial
rec'd. 5/16/78 by F. H. Jim



WARRANTY DEED

For Value Received

JESSIE W. RITTER,

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

JAMES B. RITTER and LINDA D. RITTER, husband and wife
 Star Route
 Richfield, Idaho 83349

Hereinafter called the Grantee, the following described premises situated in Lincoln County, Idaho, to-wit:

Township 5 South, Range 18 East of the Boise Meridian
 Section 27: $N\frac{1}{2}NE\frac{1}{4}$, $NW\frac{1}{4}$, $W\frac{1}{2}SW\frac{1}{4}$

Section 28: $SE\frac{1}{4}NE\frac{1}{4}$, $E\frac{1}{2}SE\frac{1}{4}$, $SW\frac{1}{4}SE\frac{1}{4}$

Except tracts described as follows:

(a) Commencing at a point on the North line
 of Section 33, Township 5 South, Range 18 E.B.M., 32 $\frac{3}{4}$
 rods West of the Northeast corner;

thence in a direction a little East of
 North 23 rods to a stone set in ground near the bank of
 Little Wood River marked H;

thence in a westerly and southerly direction
 following the line of the river to a point where said
 river intersects the North line of Section 33;

thence East along said North line 40 rods
 more or less to the place of beginning.

(b) Railroad right of way.

(c) Strip of land 80 feet in width for highway
 purposes as set forth in Deeds to State of Idaho as follows:

(1) Dated November 9, 1935 and recorded in
 Book 37 Deeds Page 528;

(2) Dated November 12, 1935 and recorded in
 Book 37 Deeds Page 530;

records of Lincoln County, Idaho.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: October 15 1976

Jessie W. Ritter
 Jessie W. Ritter

Instrument No.

432259

STATE OF IDAHO, COUNTY OF Gooding

On this 15th day of October 1976
 before me, a notary public in and for said State, personally appeared

Jessie W. Ritter

known to me to be the person whose name is
 subscribed to the within instrument, and acknowledged
 to me that she has executed the same.

W. M. Lucke

Notary Public
 Idaho.

Residing at Gooding

STATE OF IDAHO, COUNTY OF Lincoln

I hereby certify that this instrument was filed for record
 at the request of Security Title Co.
 at 30 minutes past 1 o'clock P.M.,
 this 15 day of Oct.
 1976 in my office, and duly recorded in Book 37
 of Deeds at page # 132259

Joy McClure, Auditor

Ex-Officio Recorder

By _____ Deputy.

Fees \$

Mail to:

Security Title Co.

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Lincoln } SS.

JUN 19 1978

Department of Water Resources
Southern District Office

Melba Thome, being first duly sworn, deposes and says that he is the printer (publisher) of the Lincoln County Journal, a newspaper published every week in Shoshone, Lincoln County, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 8 day of June, 1978, and the date of the last publication was on the 15 day of June, 1978.

Subscribed and sworn to before me this 15 day of June, 1978.
(SEAL)

Mary Ann Hagen
NOTARY PUBLIC

LINCOLN COUNTY JOURNAL

Shoshone, Idaho

COST OF PUBLICATION

Number of Lines in Notice

Number of Insertions

Lines tabular at 315c

68 Lines straight at 21c

68 Subsequent lines at 15c

TOTAL COST 24 48

MICROFILMED

COPY OF NOTICE

(Paste Here)

Water Right
TITLE OF NOTICE

Letter 37-0049
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

BILL TO

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 37-0049

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The water is used for irrigation purposes of 320 acres within SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 28: W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 27, Twp. 5S, Rge. 18E., B.M.

TO BE CHANGED AS FOLLOWS

Amount: 4.20cfs (No change)

Point of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 27; (2 Points) SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 23, Twp. 5S, Rge. 18E., B.M. The water will be used for irrigation purposes of 320 acres within the N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 27: SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 28, Twp. 5S, Rge. 18E., B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Dept. of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Id 83301, on or before June 26, 1978.

/s/ C. Stephen Allred
Director

Pub: 6-8, 15

June 4, 1981

James B. Ritter
Star Route
Richfield, Idaho 83349

Dear Mr. Ritter,

RE: Transfer of Water Right No. 37-0049

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 2252). Be sure to note the conditions of approval as listed on the fourth page.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:mr
Enclosure

MICROFILMED

ACTION

N OWNER LAST NAME - BAUGH FIRST NAME - W. H. ORIG OWNER - 0
N OWNER LAST NAME - RITTER FIRST NAME - JAMES A.
N ADDRESS LINE 1 - STAR RT.
N CITY - RICHFIELD STATE - ID ZIP CODE - 83349
N SOURCE - LITTLE WOOD RIVER TRIBUTARY OF - BIG WOOD RIVER
N STAGE - DECREE PRIORITY - 04-01-1883 COUNTY - LINCOLN TOTAL DIV. RATE - 4.2000CFS
N WATER DIST. - 37M
N DIVERSION POINT - NENW 17 05S 18E SWNW 27 05S 18E
N DIVERSION POINT - SENW 23 05S 18E
N USE - IRRIGATION USE DIV. RATE - 4.0700CFS
N USE - IRRIGATION PLACE OF USE - TWN 05S RNG 18E SEC 27 TRACT NENE AC 40 TRACT NWNE AC 30
N TRACT NENW AC 35 TRACT NWNW AC 15
N TRACT SWNW AC 40 TRACT SENW AC 30
N TRACT NWSW AC 30
N USE - IRRIGATION PLACE OF USE - TWN 05S RNG 18E SEC 27 TRACT SWSW AC 35
N USE - IRRIGATION PLACE OF USE - TWN 05S RNG 18E SEC 28 TRACT SENE AC 15 TRACT NESE AC 28
N TRACT SWSE AC 12 TRACT SESE AC 10
N DECREE NAME - S.C. FRUST VS ALTURAS WATER CO. DATE - 10-06-1909
N REMARKS - A 3% CHANNEL LOSS LIMITS DIVERSION TO 4.07 CFS.
Z RECORD DROPPED FROM FILE

WATER RIGHT NUMBER 37-0049

OWNER LAST NAME - BAUGH

FIRST NAME - W. H.

ORIG OWNER - 0

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY -

STATE -

ZIP CODE -

SOURCE - LITTLE WOOD RIVER

TRIBUTARY OF - MALAD RIVER

STAGE - DECREE

STATUS -

PRIORITY - 04-01-1883 COUNTY - LINCOLN

TOTAL DIV. RATE -

4.2000 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. - 37M DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT -

FROM - TO -

USE - IRRIGATION

USE DIV. RATE -

4.2000 CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 05S RNG 18E SEC 28

TRACT SENE LOT

AC 40 TRACT

NESE LOT

AC 40

USE - IRRIGATION

PLACE OF USE - TWN 05S RNG 18E SEC 27

TRACT NWNE LOT

AC 40 TRACT

SWNE LOT

AC 40

DECREE NAME - S. C. FROST, ET. AL. VS. ALTURAS WATER COMPANY, ET. AL.

DATE - 12-13-1909

TOTAL ACRES

320

REMARKS - TRANS. BY JAMES B. RITTER.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

INTER-DEPARTMENT MEMO — 1

DATE 4/6/81

FROM Loten Holmes

TO Jim J.

SUBJECT

Ownership questions appear to have been cleared up
on lands in this application & it looks ok to approve.



SIGNATURE

RECEIVED

JAN 15 1981

STATEMENT

Department of Water Resources
Southern District Office

I, Donald Taber, Shoshone, Idaho, do hereby state that I own land in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 28 T. 5S R. 18E. Although I understand that a portion of Water Right #37-0049 is appurtenant to this land, I do not claim any part of this right. I have no objection to the application for transfer of this right filed by James Ritter.

Donald Taber
Signature

Sworn to before me this 12 day of January, 1981.

Ray E. Smith
Notary Public
Residing at Shoshone, Idaho

My commission expires 3-16-84

RECEIVED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

Mr. Donald Taber
Rural Route
Shoshone, Id
83352

December 16, 1980

Dear Mr. Taber;

James Ritter informs me that you own land in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 28 T. 5S R. 18E. This land has Little Wood River water decreed to it under right #37-0049. Mr. Ritter has filed an application to transfer this right to the land where it has actually been used. But since you own some of the decreed land, we cannot approve Mr. Ritter's transfer until you release your claim to this water.

I have prepared a statement to accomplish this. If this is satisfactory, please sign the statement before a notary and return it to this office at your earliest convenience. Signing this statement will not affect any other water rights you may have.

Thank You,

James E. Stanton

James E. Stanton
Senior Water Resource Agent

RECEIVED
DEC 17 1980



United States Department of the Interior

IN REPLY REFER TO

RECEIVED 7300

BUREAU OF LAND MANAGEMENT

Shoshone District Office
P. O. Box 2 B
Shoshone, Idaho 83352

SEP 13 1978

Department of Water Resources
Southern District Office
Sept. 11, 1978

State of Idaho
Department of Water Resources
1041 Blue Lakes Blvd. N.
Twin Falls, ID 83301

Re: Water Permit - Jim Ritter Attn: Jim Stanton

Dear Mr. Stanton:

Mr. Ritter has requested that we contact you concerning an apparent error on a water permit dated in 1883. The water permit apparently shows a diversion point on public lands described as:

T. 5 S., R. 18 E., B.M.
Section 27; SW4NE4

The original application apparently intended to identify the diversion point as:

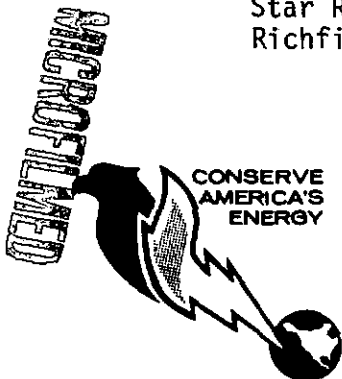
T. 5 S., R. 18 E., B.M.
Section 27; NW4 NE4.

A check of our official status records shows the land to have always been in public ownership and no diversions within the SW4NE4 of Section 27, T. 5 S., R. 18 E., B.M. The lands are unimproved sagebrush-grass range-lands with no water diversions for use by the Bureau of Land Management on public lands.

Sincerely yours,

Charles J. Haszier
District Manager

cc: Jim Ritter
Star Route
Richfield, ID 83349



Save Energy and You Serve America!

INTER-DEPARTMENT MEMO — 1

FROM Jim J.

DATE 8/17/78

TO Loren H.

SUBJECT Transfer No. 2252 ON W.R. 37-0099

Please check ^{ownership} ~~ownership~~ of lands in SW 1/4 NE 1/4
section 27 - adjust transfer accordingly

RECEIVED

AUG 21 1978

Department of Natural Resources
Sedona District Office

applicant notified 8-28-78 g

SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

State Office

INITIAL REVIEW BY: J.J. # 2252

1. Right number 37-0049 Applicant James B. Her
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. SWNE
S.27 - OWNED BY BLM
- They do not claim
any use of water
on this land
- h. ☒ Check for expansion in use of right. Comments No expansion assuming J.J.
that 320 ac have been irrigated even though p.u. description was wrong on Decree
- i. ☐ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) None found.
- j. ☐ Is use within a Watermaster District? ☒ Yes ☐ No
If yes, what district? 37 M LITTLE WOOD RIVER

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on 5/78 Received on 5/16/78
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☐ Approve
2. ☐ Deny

Conditions* OIE, 05 (37 M. LITTLE WOOD R.)
No more than 4.07 cfs shall be diverted UNDER
this Right in allowance for 3% stream channel loss.

4. By _____ Date _____

* All uses within Watermaster Districts require special conditions.

RECOMMENDEDCONDITIONS OF APPROVALmeasuring Devices

☒ A ~~measuring device~~ of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

☐ Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion and the point of effluent discharge.

☐ Use of water under this permit is supplemental to all existing water rights with the same purpose and place of use.

☐ Maximum rate of diversion shall not exceed _____ c.f.s.

☐ Settling ponds shall be installed which are capable of reducing the silt load in the return water to such a level that the quality of the waters of _____ Creek will not be impaired for other beneficial uses.

☐ Return water shall be treated to insure that the effluent meets (interstate) (intrastate) stream water quality standards.

☒ Use of water under this ^{transfer} ~~permit~~ is subject to control by the watermaster of State Water District No. 37-M, Little Wood River.

☐ The proposed well shall not be drilled within _____ feet of another well.

☐ The issuance of this permit in no way grants any right-of-way or easement across the land of another person.

☐ The permit shall not be assigned or sold without first securing the written approval of the Department of Water Administration.

☐ This permit cannot be assigned, mortgaged, or conveyed without complying with Section 42-208, Idaho Code.

☒ Other: No more than 4.07 CFS may be diverted
at the new points of diversion in the NE 1/4 NW 1/4
and SW 1/4 NW 1/4 Sec 27 T5S R18E. This amount
represents a 3% loss between the original points of
diversion and the new points of diversion

RECORDED

DEPARTMENT OF WATER RESOURCES

TRANSFER ANALYSIS SHEET

1. Source Little Wood River Name James B. Ritter

2. Right Being Transferred Right No. 37-0049

a. ☒ Decree Transfer No. _____

_____ License

_____ Use

b. ☒ Priority

c. ☒ Location - Original P. D.

d. ☒ " - Original P. U.

e. ☒ " - New P.D.

f. _____ " - New P.U.

g. ☒ Amount

☒ All

_____ Part

3. _____ Proof of Ownership of Right

Comment _____

4. _____ Expansion of Right

Comment _____

5. ☒ Map

6. ☒ Signature

7. ☒ Fee

8. Watermaster's Comments / OK. G.P.

9. Comments _____

10. Initial Review by A.S.

Date 5/30/78

11. Recommended Action

☐ Approve

☐ Deny

☒ Conditions See Attached Sheet

Loren O. Halver

Date 7-24-78

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JUL 25 1978

Department of Water Resources

RECEIVED

A.R. 5/31/78

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 37-0049

Notice is hereby given that James B. Ritter of Richfield, Idaho, has applied to the Department of Water Resources for a change of the point of diversion and place of use of the waters of Little Wood River.

The right sought to be changed is evidenced by Decree to W. H. Baugh No. 37-0049 in case of S. C. Frost vs. Alturas Water Co. dated Oct. 6, 1909, in Fourth Judicial Court county of Blaine & Lincoln, and is recorded as follows:

Amount: 4.20cfs

Priority: Apr. 1, 1883

Point of diversion: (2 Points) SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 23, Twp. 5S, Rge. 18E., B.M., Lincoln County.

The water is used for irrigation purposes of 320 acres within SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 28; W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 27, Twp. 5S, Rge. 18E., B.M.

TO BE CHANGED AS FOLLOWS

Amount: 4.20cfs (No change)

Point of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 27; (2 Points) SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 23, Twp. 5S, Rge. 18E., B.M.

The water will be used for irrigation purposes of 320 acres within the N $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 27; SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 28, Twp. 5S, Rge. 18E., B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Dept. of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, ID 83301, on or before June 26, 1978.

C. STEPHEN ALLRED

Director

Published in the Lincoln County Journal on 6/8 & 6/15/78.

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JUN 11 1978

SHONI LEGAL (257) we

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/s/ C. Stephen Allred
Director

Pub. 6-8, 15.

May 31, 1978.

Lincoln County Journal
P. O. Box 704
Shoshone, ID 83352

Re: Transfer of Water Right No. 37-0049 - James B. Ritter

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

Terry G. Blau
Acting Southern Region Supervisor

TGB:sm

Enc.

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JUN 1 1978
SOUTHERN REGION

Bill submitted: _____

APPLICATION FOR TRANSFER OF WATER RIGHT

NO. _____

RECOMMENDATION OF WATERMASTER

I, Reid J. Newby, watermaster of Little Wood River
Water District #37M,
of Water District No. 37M, County of Lincoln, State of Idaho,
whose address is Box T Shoshone, Idaho 83352
have read the attached copy of the application for transfer of water right for _____
James B. Ritter, and to the best of my knowledge believe the
(name)
application to be true.

A. I hereby endorse the above numbered Application for Transfer and recommend
that the Director of the Department of Water Resources approve the transfer subject to
the following conditions: That a 3% loss on the amount of water diverted
at the new points of diversion be left in the river to protect
the other decreed users.

OR

B. I do not endorse approval of the above numbered Application for Transfer as re-
quested for the following reasons: _____

Dated at Shoshone, Idaho, this 16th day of May 19 78.

Reid J. Newby
(signature) Watermaster

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MAY 17 1978