

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

e of Applicant JAMES OR PAULA WHITTAKER Phone 208-768-2491

Office address P.O. Box 240 Ladore, ID 83464

PURPOSE OF TRANSFER

☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use

☐ Change nature of use ☐ Change period of use ☐ Other _____

RECEIVED

JAN 03 2002

Department of Water Resources
Eastern Region

Describe the reason for the proposed changes Consolidate diversions
AND place ground in a location where
it can be irrigated with a pivot

DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

<u>Right Number</u>	<u>Priority</u>	<u>Amount (cfs/ac-ft)</u>	<u>Nature of Use</u>	<u>Period of Use</u>
<u>74-96</u>	<u>6-01-1902</u>	<u>0.16 cfs</u>	<u>Irrigation</u>	<u>3-15</u> to <u>11-15</u>
<u>74-106</u>	<u>6-01-1909</u>	<u>0.28 cfs</u>	<u>Irrigation</u>	<u>3-15</u> to <u>11-15</u>

∴ Total amount of water being transferred 0.44 cubic feet per second and/or _____ acre-feet per annum.

Source of water Texas Creek tributary to Lewhi River

1. Point(s) of Diversion: Purcell Creek Texas Creek

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total Acres 31.7

PART 1

General Information:

- a. Description of diversion system Open ditch already in existence with headgate & weir
- 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:
It will dry up
- d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

and the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20 _____.

For the Director

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

Current Water Right No. 74-106

Priority Date: 06/01/1909

Origin: Adjudication Claim

Basis: Decreed

Status: Active

Source: PURCELL CREEK Tributary Trib
to: TEXAS CREEK

Beneficial Use	From To	Diversion Rate	Volume	Subuse Code
IRRIGATION	3/15 11/15	0.28 CFS		
Total Diversion		0.28 CFS		

Source and Point(s) of Diversion:

Source	Twp	Range	Section	1/4 of 1/4 of 1/4	Lot	County
PURCELL CREEK	14N	26E	10	SENE		LEMHI

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
14N	26E	10	14.0				14.0

Total Acres: 14

Conditions/Remarks:

1. AC. IRR.=14.1.

Documentation of Ownership of the Current Place of Use

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances? Yes

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer It would dry up

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use? No

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

Current Water Right No. 74-96

Priority Date: 06/01/1902
Origin: Adjudication Claim
Basis: Decreed
Status: Active

Source: TEXAS CREEK Tributary to: Trib
LEMHI RIVER

Beneficial Use	From To	Diversion Rate	Volume	Subuse Code
IRRIGATION	3/15 11/15	0.16 CFS		
Total Diversion		0.16 CFS		

Source and Point(s) of Diversion:

Source	Twp	Range	Section	1/4 of 1/4 of 1/4	Lot	County
TEXAS CREEK	14N	26E	11	SESE		LEMHI

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N 26E 11													7.0			11.0	18.0

Total Acres: 18

Conditions/Remarks:

1. AC. IRR.=17.6.

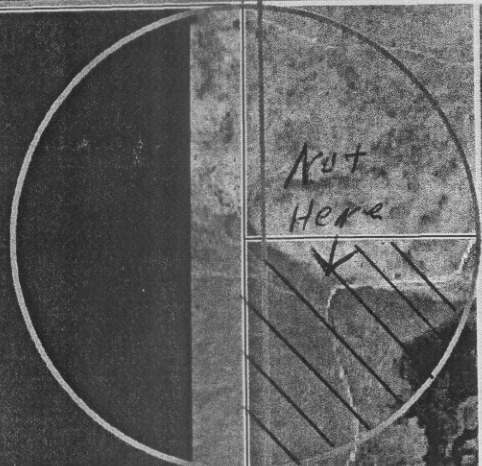
Documentation of Ownership of the Current Place of Use

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances? Yes

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer It would dry up

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use? No

3



Not
Here

SWNE

POD

POD

PLACE OF USE

T
14
N
R26E

10

15

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CHANGES IN NATURE OF USE

New Nature of Use

Amount(cfs/af-ft)

Hours/days/year

Period of Use

Change to sprinkler
from flood irrigation

to

to

Quantity and quality of return flows and location of discharge:

Flows above sprinkler use will all return
to Purcell Creek

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

Should be no effect on other water uses

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.

(Signature of Applicant)

Subscribed and sworn to before me this

3rd

day of

January

, 20 02

(Notary Public)

MY COMMISSION EXPIRES
May 12, 2006

My commission expires

BONDED TEN NOTARY PUBLIC UNDERWRITERS

CINDY E. WARD
Notary Public
State of Idaho

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 4 attachments

Received by

HWT

Date

1-3-02

Protest filed by

Prelim. Check by

Kw

Fee

\$250.00

Receipted by

HWT #E027362

Date

1-3-02

Published in

Recorder Herald

Copies of protest forwarded by

Pub. Dates

Jan 17 & 24, 2002

Hearing held by

Date

Watermaster recommendations requested on

Recommended for ☐ approval ☐ denial

received

by

Copy of transfer sent to lien holder