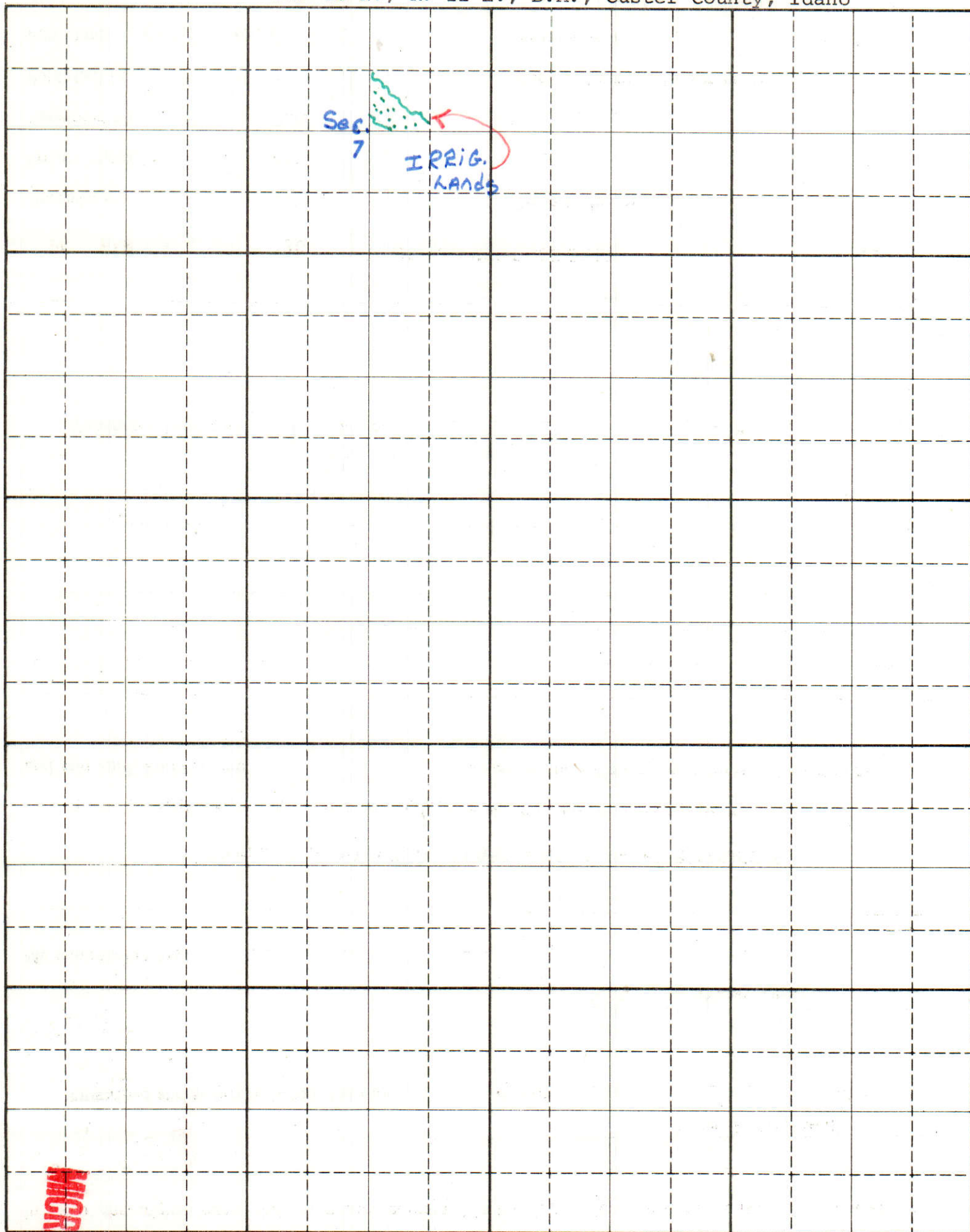


3. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

TWP 15 N., R. 21 E., B.M., Custer County, Idaho



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

MICROFILMED

RECEIVED

FEB 3 1983

Department of Water Resources
Eastern District Office

157976

WARRANTY DEED

For Value Received, \$35,000.00, **ALVIN M. ELLIS**, also known as A.M. Ellis, an unmarried man,

the grantor, does hereby grant, bargain, sell and convey unto

DON A. BLATZ and VIRGINIA M. BLATZ, husband and wife, Custer, the following described premises, to-wit: in ~~LEMMI~~ County, Idaho, to wit:

SW 1/4, NE 1/4, and the portion of the NE 1/4 lying and being West of the Patsimeroi River in Custer County, all in Section 7, Township 15 North, Range 21, E.B.M.:

Also, the following described property in Lemhi County, Idaho, to wit:

All of that part of the NW 1/4 of Section 7, Township 15 North, Range 21, E.B.M., that lies in Lemhi County, Idaho, and consists of 9 acres, and all of that part of the NE 1/4 of Section 7, Township 15 North, Range 21, E., which lies in Lemhi County, Idaho, and consists of 23.5 acres.

Together with all water and water rights, ditch and ditch rights, Bureau of Land Management range and range rights, United States Forest Service range, privileges and preferences belonging to or used in connection with any or all of the above described real property.

EXCEPTING from the above any fish and game easements of record in either Custer County or Lemhi County, Idaho.

POOR QUALITY ORIGINAL

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees that he is the owner in fee simple of said premises; that said premises are free from all incumbrances

and that he will warrant and defend the same from all lawful claims whatsoever.
Dated: May 28, 1965.

Alvin M. Ellis

STATE OF IDAHO, COUNTY OF **LEMMI**
On this **28th** day of **May**, 1965,
before me, a notary public in and for said State, personally appeared **ALVIN M. ELLIS**, also known as
A. M. Ellis, an unmarried man,

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

[Notary Seal]
Residing at
Comm. Expires

STATE OF IDAHO, COUNTY OF **Custer**
I hereby certify that this instrument was filed for record at the office of **Custer County Clerk** on the **10** minutes past **2** o'clock p.m., the **4** day of **May**, 1965, and duly recorded in Book **101**, page **101**.

Howard A. Baxter
Ex-Officio Recorder

Donna Ottwood
Deputy.

INSTRUMENT NO. 157976

AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, MARGARET PARKS.....

Publisher of the Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of the Challis Messenger for 2.... consecutive weeks, commencing with the issue dated FEB 17..... 1983 and ending with the issue dated FEB 24..... 1983

Margaret Parks.....
Subscribed and sworn to before this 25th day of Feb...... 1983

Ethel M. Beck.....
Notary Public, residing at Challis, Idaho. My commission expires on 1/26/86.....

MICROFILMED

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 73-0076

Notice is hereby given that Don A. Blatz, Ellis, Idaho, has applied to the Department of Water Resources for a change in the place of use of the waters of Duck Spring and Spring Creek tributary to the Pahsimeroi River and the Salmon River. The right sought to be changed is evidenced by decree to Alvin M. Ellis in case of Roscoe Hamilton et al vs. W.G. Swendsen, Commissioner et al dated Feb. 17, 1926 in Sixth Judicial District Court, Custer County and is recorded as follows:

AMOUNT: .4 cfs

PRIORITY: 4/1/1912

POINT OF DIVERSION:
SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, T. 15N, R. 21E, B.M. Custer County

The water is used to irrigate 20 acres within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, T. 15N, R. 21E, B.M.

TO BE CHANGED AS FOLLOWS

0.40 cfs will be used to irrigate 20 acres within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, T. 15N, R. 21E, B.M.

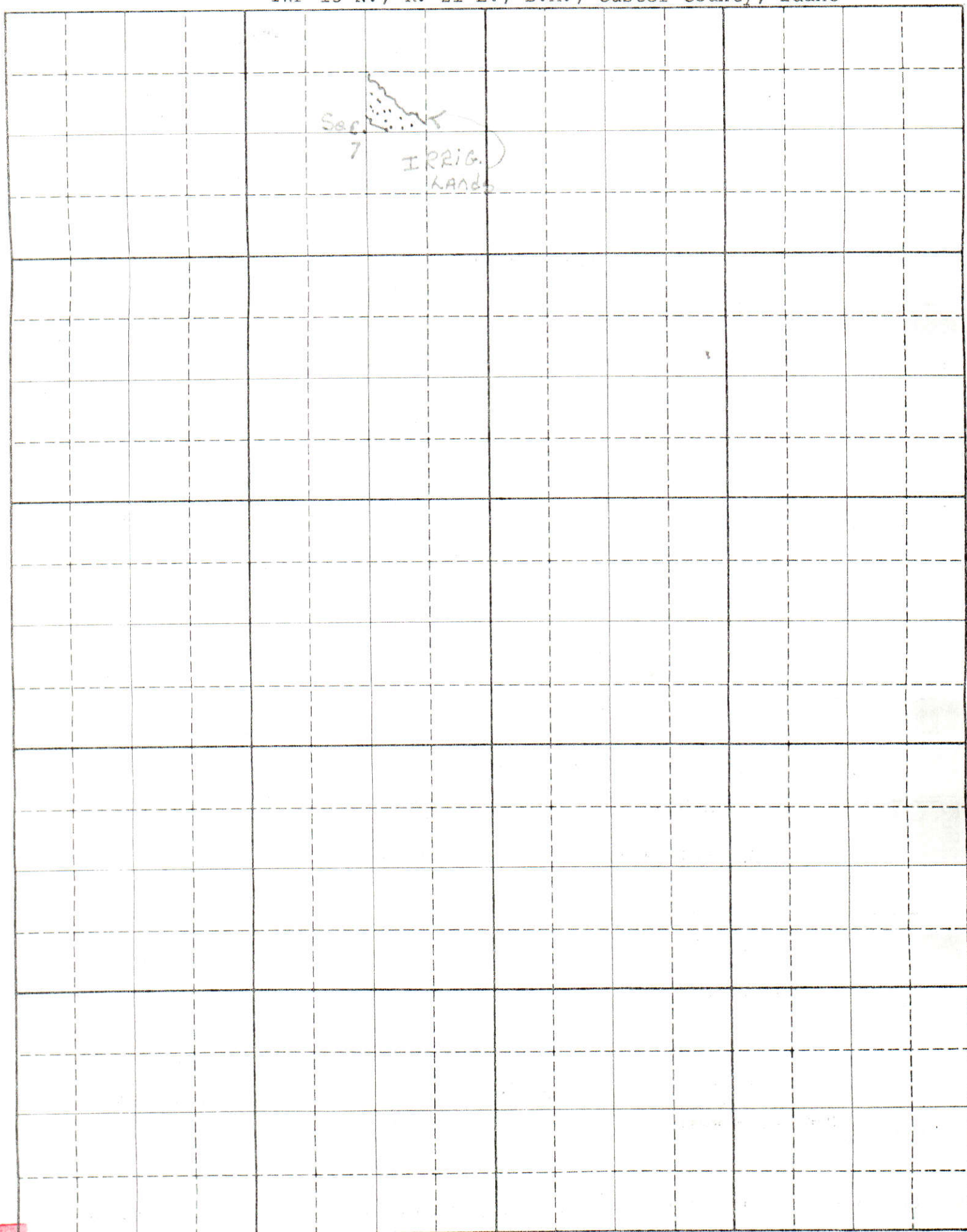
Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402, on or before March 7, 1983.

A. KENNETH DUNN
Director

Published 2/17 & 2/24/1983

3. 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.

TWP 15 N., R. 21 E., B.M., Custer County, Idaho



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

RECEIVED

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

Name of applicant Don A. Blatz Phone 208-876-2192

Post office address STAR RT, ELLIS ID. 83235

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree to Alvin M. Ellis
in case of Roscoe Hamilton Et.al. vs W. G. Swendsen, Commissioner et.al.
dated Feb. 17, 1926, in 6th Jud. Dist. county of Custer

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 property purchased from Alvin M. Ellis

3. Source of water Duck Spring & Spring Creek tributary to Pahsimeroi River & Salmon River

4. Date of priority April 1, 1912

5. Water is used for the following purposes:
amount .4 CFS for Irrigation purposes from April 1 to October 15
amount for purposes from to
amount for purposes from to
(month/day - both dates inclusive)

6. Total amount of water under right: a. .4 cubic feet per second
&/or
b. acre feet per annum

7. Location of original point of diversion is SW 1/4 of SE 1/4 of Section 26
Township 15 N. Range 21 E., B.M., in Custer County
Additional points of diversion, if any Approximate SE 1/4 SE 1/4, same Section

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	
15N	21E	7															20		20

Total number of acres to be irrigated 20

9. Describe any other water rights used for the same purposes as described above NONE

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

RECORDED

Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
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 NONE

a. Amount of water to be diverted 0.40 c.f.s. &/or _____ acre feet
b. Point(s) of diversion SW ¼ SE ¼, Section 26 Township 15N
Range 21E, B.M., Custer County
Additional points _____

c. Description of diverting works _____
d. Describe the reasons for applying for a change in the point(s) of diversion _____

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	
15N	21E	7			20														20

Total number of acres to be irrigated 20

3. 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.

TWP 15 N., R. 21 E., B.M., Custer County, Idaho

Sec 7
IRRIG.
LANDS

MICROFILMED

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

MICROFILMED

4. Remarks This is not a true change in point of use. The use will be where it has always been. However, there was an error in the original Decree. It shows the place of use as being on nearby public lands.

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.

Don A. Bert
(Signature of applicant)

Subscribed and sworn to before me this 16th day of July, 19 82

William Rood
(Notary public)

My commission expires continuous

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 73-0076

and said application is hereby APPROVED, 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.

Use of water under this permit is subject to control by the watermaster of State Water District No. 73, Pahsimeroi River.

Witness my hand this 16th day of June, 19 83.

L. Glen Saxton

L. GLEN SAXTON, Chief Operations Bureau

FOR DEPARTMENT USE ONLY

Received by BP Date 7-22-82

Protest filed by _____

Prelim. check by HWS Fee 50.00

Receipted by BP Date 2/7/83 # 23373

Published in Custer County Pub Co.

Copies of protest forwarded by _____

Pub. dates 2/17 - 2/24/83

Hearing held by _____ Date _____

Watermaster recommendation requested on 2-11-83

Recommended for approval denial

WD #73 rec'd. 4-6-83

by EMC



United States Department of the Interior

IN REPLY REFER TO

7154.A

BUREAU OF LAND MANAGEMENT
SALMON DISTRICT OFFICE

P. O. Box 430
Salmon, Idaho 83467

FEB 3 1983

Department of the Interior
Eastern District Office

January 25, 1983

James Bennetts
P. O. Box 36
Challis, Idaho 83226

Dear Mr. Bennetts,

We presently do not claim ownership of any water right in the SW $\frac{1}{4}$ SE $\frac{1}{4}$,
Section 7, T. 15N., R. 21E., B.M., Custer County, Idaho.

If we can be of further assistance or if you have any other questions,
please contact Lyle Lewis at our office (756-2201).

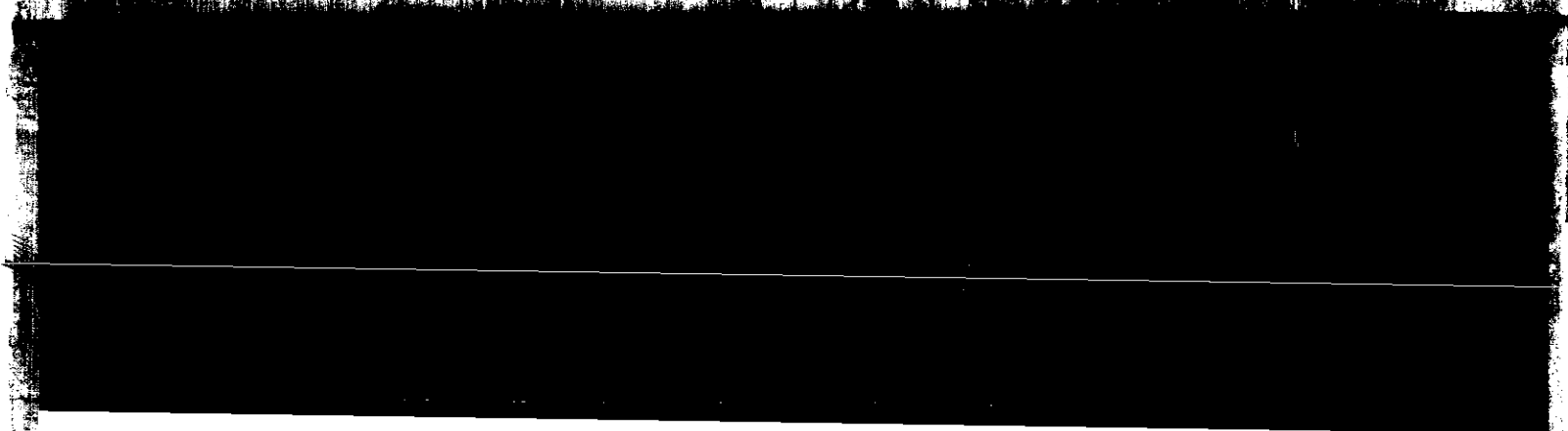
Sincerely,

Kenneth G. Walker
District Manager

MICROFILMED

RECEIVED

FEB 2 1950



AFFIDAVIT OF PUBLICATION

State of Idaho, County of Custer, ss:

I, MARGARET PARKS.....

Publisher of the Challis Messenger, a weekly newspaper, published at Challis, Idaho, do solemnly swear that the notice hereto attached and made a part hereof, was published in the regular and entire issue of the Challis Messenger for 2..... consecutive weeks, commencing with the issue dated FEB 17.....

1983 and ending with the issue dated FEB 24..... 1983

Margaret Parks.....
Subscribed and sworn to before this 25th day of Feb......

1983
Ethel M. Beck.....

Notary Public, residing at Challis, Idaho. My commission expires on

1/26/86.....

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 73-0378

Notice is hereby given that Don A. Blatz, Ellis, Idaho, has applied to the Department of Water Resources for a change in the place of use of the waters of Blackfoot and Spring Creek tributary to the Panhandle River and the Salmon River. The right sought to be changed is evidenced by a decree to Albert M. Blatz, et al., vs. Eugene H. Blatz, et al., No. 10,000, in the District Court of the Sixth Judicial District, Custer County, Idaho, and is as follows:

0.00 cfs
POINT OF DIVERSION:
SW4SE4, Sec. 26, T. 15N, R. 21E, B.M. Custer County

The water is used to irrigate 20 acres within the SW4SE4, Sec. 26, T. 15N, R. 21E, B.M.

TO BE CHANGED TO:
0.00 cfs to be used to irrigate 20 acres within the SW4NE4, Sec. 7, T. 15N, R. 21E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 300 State Ave., Suite 11, Boise, Idaho, 83726, on or before March 7, 1983.

A. K. KENNEDY, Notary

Published 2/17 & 2/24/1983

ans#
2782
73 0076

ALVIN M. ELLIS, .4 cubic feet per second of time from Duck Spring and Spring Creek, with date of priority April 1, 1912, appurtenant to the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 7, T. 15 N., R. 21 E. B. M., through the Ellis Ditch.

73 0077 SAMUEL ATKINSON, 1.6 cubic feet per second of time of the waters of Spring Creek and Duck Springs, and 1. cubic feet per second of time of the flow of the waters of Pahsimeroi River and Mud Spring Creek, with date of priority April 1, 1912, appurtenant to the SE $\frac{1}{4}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Section 8, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 7, T. 15 N., R. 21 E. B. M., said water to be conveyed throu the Ellis Ditch.

73 0078 JOHN JOHNSON, Intervenor, 2.1 cubic feet per second of time from Pahsimeroi River and Big Springs Creek with date of Priority April 30, 1904, appurtenant to the NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 27, T. 15 N., R. 21 E. B. M., said waters to be diverted through the Johnson Ditch.

73 0079 JOHN JOHNSON, 3.2 cubic feet per second of time from Lawson Creek with date of priority June 20, 1917, the same being all of the flow of the waters of said Lawson Creek, appurtenant to the SW $\frac{1}{4}$ Section 27, T. 15 N., R. 21 E. B. M., to be diverted through the Johnson Ditch.

73 0080 J. D. BROWN, Intervenor, 3 cubic feet per second of time of the waters of Big Springs Creek, with date of priority April 25, 1904, appurtenant to Lot 2, SW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Section 1, T. 14, N., R. 21 E. B. M., to be diverted through the J. D. Brown Ditch.

73 0081 T. G. MONTGOMERY-Intervenor, 4 cubic feet per second of time of the waters of the Pahsimeroi River and from Springs located on and near the Southeast quarter of Section 8, NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 9, and the W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 9, T. 15 N., R. 21 E. B. M., to be diverted through the T. G. Montgomery Ditches, appurtenant to the S $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, lot 7, Section 6, T. 15 N., R. 21 E. B. M., with date of priority May 4, 1904.

73 0082 MINOR A. BROWN-Intervenor, 2.4 cubic feet per second of time of the waters of (Pahsimeroi River) with date of priority March 13, 1900, appurtenant to the SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Section 8, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 7, T. 14, N. R. 22 E. B. M., to be diverted through the Minor A. Brown Ditch.

73 0083 MINOR A. BROWN, Intervenor, .8 cubic feet per second of time of the waters from the Southwest fork of Big Springs Creek with date of priority July 14, 1917, appurtenant to SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 6, T. 14 N., R. 23 E. B. M., through the Minor A. Brown ditch.

73 0084 MINOR A. BROWN, 4 cubic feet per second, of time of the waters of O'Neil, or Spring Creek, with date of priority July 27, 1900, appurtenant to Lot 2, S $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 6, W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 5, T. 15 N., R. 21 E. B. M., to be diverted through the Hardscrabble Ditch.

73 0085 MATILDA HOOPER - 1.6 cubic feet per second of time of the waters of Spring Creek, with date of priority May 25, 1901, appurtenant to Lots 3 and 4, Section 1, T. 14 N., R. 21 E. B. M., through the Hooper Ditch.

73 0086 ALEXANDER McDONALD, CATHERINE FRASER, and MARY ROBERTSON- 3.2 cubic feet per second of time, with date of priority February 4, 1910, through the Murphy Ditch; 1.6 cubic feet per second of time to be diverted to and through the Ellis Ditch; and 7.2

73 0087 cubic feet per second of time with date of priority May 1, 1900 through McDonald private ditch, all of the same being appurtenant to the E $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 17, N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 20, T. 15 N., R. 21 E. B. M.

Murphy D - Pahsimeroi

June 17, 1983

Re: Transfer of Water Right No. 73-0076

Don A. Blatz
Star Rt.
Ellis, ID 83235

Dear Mr. Blatz:

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 2782). Be sure to note the conditions of approval as listed on the fourth page.

Sincerely,

DAVID B. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:sc
Enclosure

MICROFILMED

File # 100-100000-
April 5, 1983
RECEIVED

Dept of Water Resources

APR 6 1983

Att: Mr. Ernest Caden
West Regional Supervisor

Department of Water Resources
Eastern District Office

Dear Sir:

Enclosed please find recommendation
from past watermaster Mr. Charles
Kiel as per your request in letter
dated March 8 1983. Regarding our
request for transfer of water right
No. 73-0076.

Of there is any other information
you need to help resolve this
now in the original document then
let us know and we will try
to help in any way we can.

MICROFILMED

This evidently was a typographical
error in description of the sea
to be irrigated when original
decre was printed.

Thank you for your co-operation
in this matter.

Respectfully Yours
Don A. Blatz
Star Route
Ellis, Idaho
83235

UNRECORDED

APPLICATION FOR TRANSFER OF WATER RIGHT

NO. 73-0076

APR 6 1983

Department of Water Resources
Eastern District Office

RECOMMENDATION OF WATERMASTER

I, Charles W. Keel, watermaster of Bahsinore,
of Water District No. 73, County of Lemhi Idaho, State of Idaho,
whose address is Salmon Idaho Star Post 113
have read the attached copy of the application for transfer of water right for _____
Frank Blatz, 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: None

OR

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

Dated at LEMMING County, Idaho, this 4 day of April 1983

Charles W. Keel
(signature)

RECEIVED

March 8, 1983

Don A. Blatz
Star Route
Ellis, ID 83235

RE: Application for Transfer of Water Right NO. 73-0076

Dear Mr. Blatz:

The statutory requirement for advertising your application for transfer has been completed without protest. However, before further administrative action can be taken, we must receive a written recommendation from the watermaster.

It is our understanding the watermaster for 1982, Mr. Jim Martiny, spends his winters in the south and is not available. As an alternative, there is a possibility a recommendation from Mr. Charles Kesi, a past watermaster, can be used. If authorized, use of Mr. Kesi's recommendation will eliminate having to wait several months for Mr. Martiny's return.

I am sending you a copy of the application and the watermaster recommendation form with the hope you will be able to contact Mr. Kesi and he will complete the recommendation form. With the form completed and properly signed, please return it to this office.

After receiving Mr. Kesi's recommendation, we will forward your application to our State Office for a determination on the acceptability of his comments as an ex-watermaster and hopefully a final recommendation on the transfer.

Feel free to call or contact me if you wish to discuss this matter.

Respectfully submitted,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:bp

Enclosures

February 11, 1983

RE: Application for Transfer No. 73-0076 BLATZ

Mr. Jim Martiny, Watermaster
Water District No. 73
May, Idaho 83253

Dear Mr. Martiny:

Please find enclosed a copy of the above referenced application and a watermaster recommendation form. Please review the application and complete the form, returning it to this office on or before March 7, 1983.

Thank you for your cooperation in this matter.

Very truly yours,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:cw

Enclosures

MICROFILMED

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 73-0076

Notice is hereby given that Don A. Blatz, Ellis, Idaho, has applied to the Department of Water Resources for a change in the place of use of the waters of Duck Spring and Spring Creek tributary to the Pahsimeroi River and the Salmon River. The right sought to be changed is evidenced by decree to Alvin M. Ellis in case of Roscoe Hamilton et al vs. W.G. Swendsen, Commissioner et al dated Feb. 17, 1926 in Sixth Judicial District Court, Custer County and is recorded as follows:

AMOUNT: .4 cfs

PRIORITY: 4/1/1912

POINT OF DIVERSION: SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, T. 15N, R. 21E, B.M.
Custer County

The water is used to irrigate 20 acres within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 26, T. 15N, R. 21E, B.M.

TO BE CHANGED AS FOLLOWS

0.40 cfs will be used to irrigate 20 acres within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 7, T. 15N, R. 21E, 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., Suite 15, Idaho Falls, Idaho, 83402, on or before March 7, 1983.

A. KENNETH DUNN

Director

Published in the Custer County Publishing Co. on 2/17 & 2/24/1983.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: HWJ

1. Right number 73-0076 Applicant Don Blatz
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:

- ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use *Not stated in Decree*
- ☒ Description of original point of diversion.
- ☒ Description of original place of use.

5. Amount of land &/or water transferred:

- ☒ All of right.
- ☒ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
- ☒ Check description of point(s) of diversion.
- ☒ Check description of place of use.
- ☒ Check map (shows p.d. and p.u. after transfer).
- ☒ Check for correct signature, notarization, and fee.
- ☒ Check proof of ownership of right &/or land from which water is transferred. *SEE LETTER OF 1-25-85*
- ☒ Check for expansion in use of right. Comments see item 4 (REMARKS)

- ☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) 73-4017 Claim From Pahsimeroi

- ☒ Is use within a Watermaster District? ☒ Yes ☐ No

If yes, what district? WD # 73 Pahsimeroi River

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on 2-11-83 Received on 4-06-83
2. Is transfer published correctly? ☒ Yes ☐ No
- ☒ Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve

2. ☐ Deny

Conditions* See below
Lockable headgate & measuring device; subject to
watermaster control of W.D. 73

4. By Ernest Carlson Date April 8, 1983

6-7-83 - OIE, OS (73, Pahsimeroi River)

* All uses within Watermaster Districts require special conditions.

RECEIVED
APR 12 1983

Department of Water Resources

August 12, 1982

James R. Bennetts
Box 36
Challis, ID 83226

Dear Mr. Bennetts:

Enclosed you will find the Don Blatz transfer application and check #92-297 for \$30.00

Mr. Blatz must provide several additional items before we can process his application. We need a warranty deed (copy) showing Mr. Blatz as the owner of the 20 acres in the SWNE of Section 7.

Also we need a disclaimer of ownership of the said right from the individual who has the 20 acres in the SWSE of Section 7, T. 15N, R. 21E.

This paper work and a fee of \$50.00 is necessary when you resubmit the application.

Sincerely,

HAROLD W. JONES
Sr. Resource Agent

HWJ:bp

Enclosures

JAMES R. BENNETTS

ATTORNEY AT LAW

P. O. BOX 36

CHALLIS, IDAHO 83226

(208) 879-4488

July 19, 1982

Idaho Department of Water Resources
Eastern Region
150 Shoup Avenue
Idaho Falls, Idaho 83401

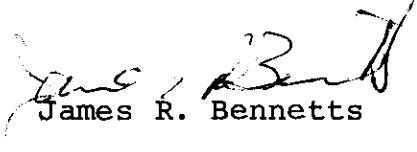
Re: Don Blatz
Application for Transfer of Water Right

Dear Sirs:

Enclosed please find an Application for Transfer of Water Right concerning Don Blatz. Please process the enclosed application as appropriate.

I enclose a check in the amount of \$30.00 to cover the filing fee. Thank you.

Very truly yours,


James R. Bennetts

JRB:dl
Enclosures

RECEIVED

JUL 22 1982

Department of Water Resources
Eastern District Office

MICROFILMED

Transfer No. 2782
Water Right No. 73-0076

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

Name of applicant Don A. Blatz Phone 208-876-2192
Post office address STAR RT, ELLIS ID 83230

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
- a. Decree to Alvin M. Ellis (Name)
in case of Roscoe Hamilton Et.al. vs W. G. Swendsen, Commissioner et.al.
dated Feb. 17, 1926, in 6th Jud. Dist. county of Custer
(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 property purchased from Alvin M. Ellis
3. Source of water Duck Spring & Spring Creek tributary to Pahsimeroi River & Salmon River
4. Date of priority April 1, 1912
5. Water is used for the following purposes:
amount .4 CFS for Irrigation purposes from April 1 to October 15
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day - both dates inclusive)
6. Total amount of water under right: a. .4 cubic feet per second
&/or
b. _____ acre feet per annum
7. Location of original point of diversion is SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 26
Township 15 N. Range 21 E., B.M., in Custer County
Additional points of diversion, if any Approximate SE1/4SE1/4, same Section
8. Lands irrigated or place of use:

TWP	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
15N	21E	7															20		20

Total number of acres to be irrigated 20

9. Describe any other water rights used for the same purposes as described above NONE

RECORDED

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

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

3. Place of use:

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 NONE
- a. Amount of water to be diverted 0.40 c.f.s. &/or _____ acre feet
- b. Point(s) of diversion SW ¼ SE ¼, Section 26 Township 15N
Range 21E, B.M., Custer County
Additional points _____
- c. Description of diverting works _____
- d. Describe the reasons for applying for a change in the point(s) of diversion _____

2. Change in place of use

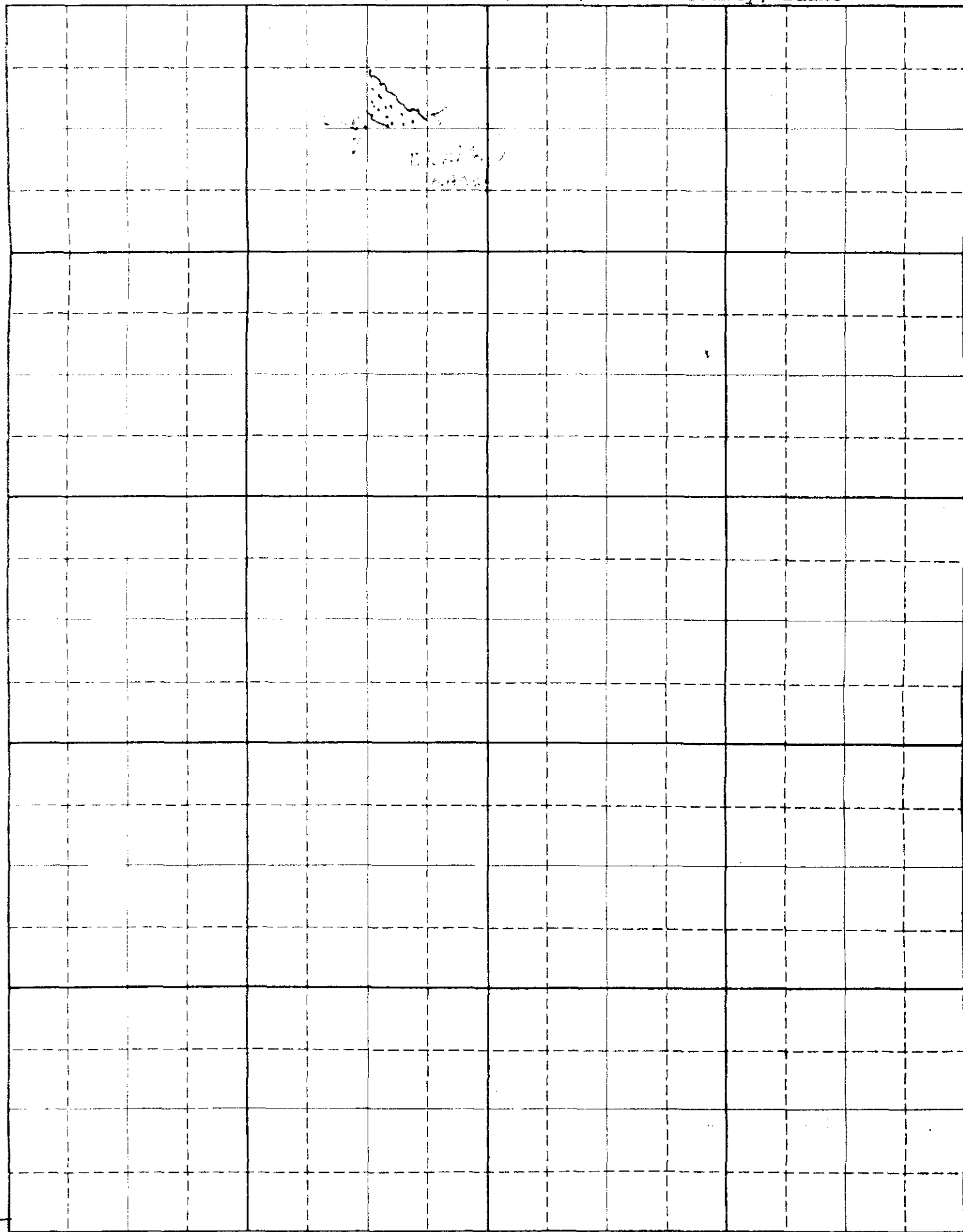
- a. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
15N	21E	7			20														20

Total number of acres to be irrigated 20

3. 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.

TWP 15 N., R. 21 E., B.M., Custer County, Idaho



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

4. Remarks This is not a true change in point of use. The use will be
where it has always been. However, there was an error in the
original Decree. It shows the place of use as being on nearby public
lands.

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.

Lon A. Beatty
(Signature of applicant)

Subscribed and sworn to before me this 16th day of July, 1982.

William Reed
(Notary public)

My commission expires continuous

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

Witness my hand this _____ day of _____, 19 ____.

FOR DEPARTMENT USE ONLY

Received by <u>BP</u>	Date <u>7-22-82</u>	Protest filed by _____
Prelim. check by <u>HWS</u>	Fee <u>50.00</u>	_____
Receipted by <u>BP</u>	Date <u>2/7/83</u>	<u>#23373</u>
Published in <u>Custer County Pub Co.</u>	Copies of protest forwarded by _____	
Pub. dates <u>2/17 - 2/24/83</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on _____	Recommended for _____ approval _____ denial _____	
_____ rec'd. _____	by _____	