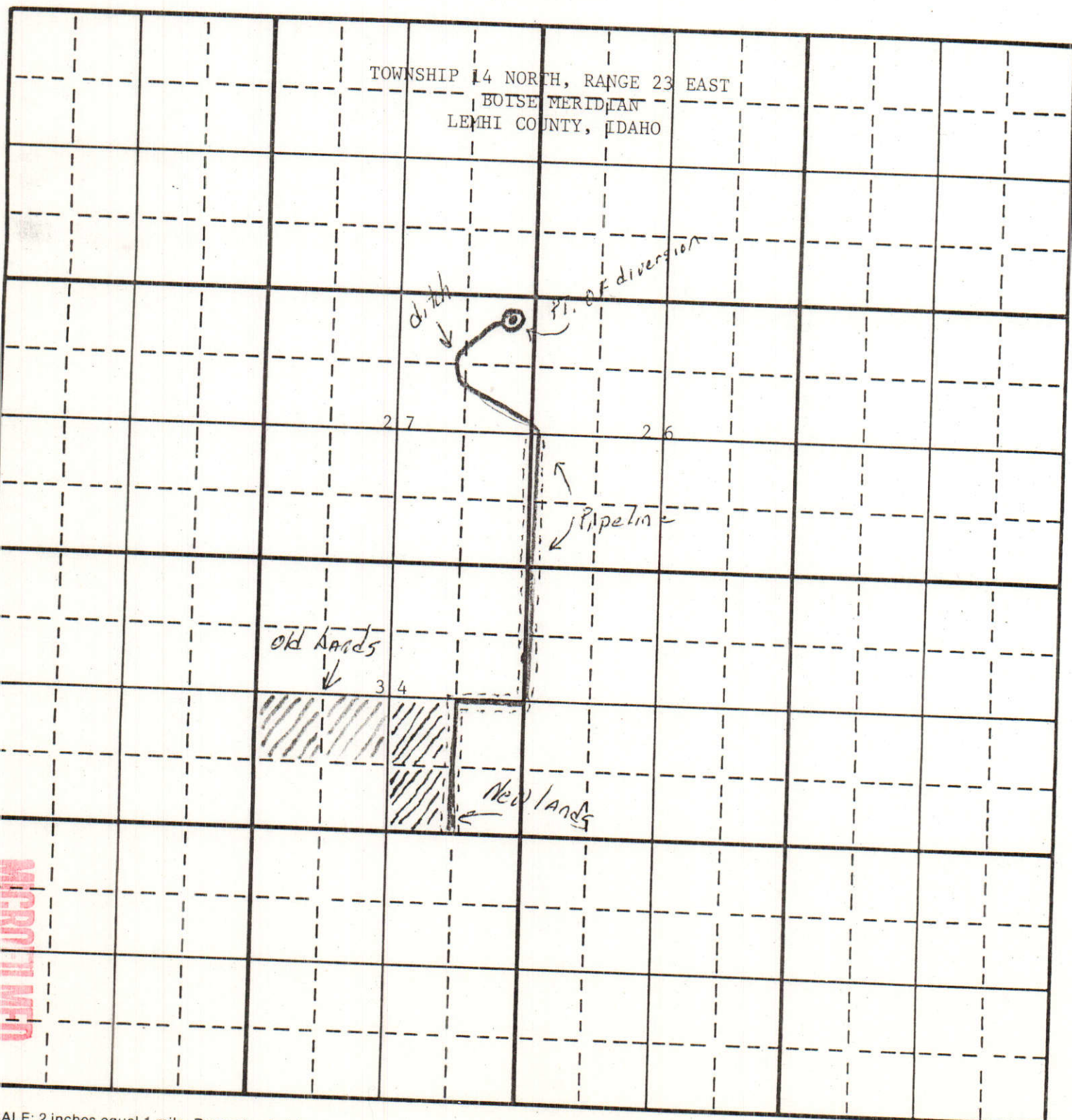


c. Describe the lands place of use to which the right will be transferred:

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	
14N	23E	34														40	40		80

Total number of acres to be irrigated 80

- Describe any other water rights used for the same purpose as described above. NONE
- 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.

Transfer No. 2964

Water Right No. _____

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

APPROVED

To Change the Point of Diversion and/or the Place of Use

Name of applicant PHILIP MILLER Phone 876-4228

Post Office address P. O. Box 2110, May, Idaho 83253

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
#1 73-0214
a. Decree No.s #2 73-0216 Decreed to L. D. Finch (Name)
in case of Hammond vs Miller
dated in April 7, 1910 in Sixth Jud. District county of Lemhi
(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 Copy Deed enclosed
Land was acquired by purchase from Ima Mine, Tungsten Mining Corporation
with water rights
3. Source of water Patterson Creek tributary to Pahsimeroi River
4. Date of priority #1 is 6-01-01 #2 is 8-01-02
5. Water is used for the following purposes:
#1 amount .8cfs for Irrigation purposes from April 1 to Oct 3
#2 amount .8cfs for Irrigation purposes from April 1 to Oct 3
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)
6. Total amount of water under right: a. #1 8 cfs #2 8 cfs cubic feet per second
&/or
b. _____ acre feet per annum
7. Location of original point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 27
Township 14 N. Range 23 E., B.M., in Lemhi County
Additional points of diversion, if any _____
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 $\frac{1}{4}$	
14N	23E	34									40	40							80

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Total number of acres to be irrigated 80

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 nonuse? NO If yes, describe in item D, REMARKS:

B. DESCRIPTION OF PORT OF RIGHT OWNED BY APPLICANT (If 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:

[illegible]

Total number of acres to be irrigated _____

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

1. General Information
- | | #1 | #2 |
|--|---|----|
| a. Amount of water to be diverted | .8 | .8 |
| c.f.s. &/or _____ acre feet | | |
| b. Description of diverting works | Ditch from diversion to pipeline 15" and on to lateral sprinklers hand move | |
| c. Describe the reasons for the proposed changes | Owner no longer uses lands to which water is appurtenant | |

2. Change in point of diversion NO CHANGE
- Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
- Range _____, B.M., _____ County
- Additional points _____
- _____

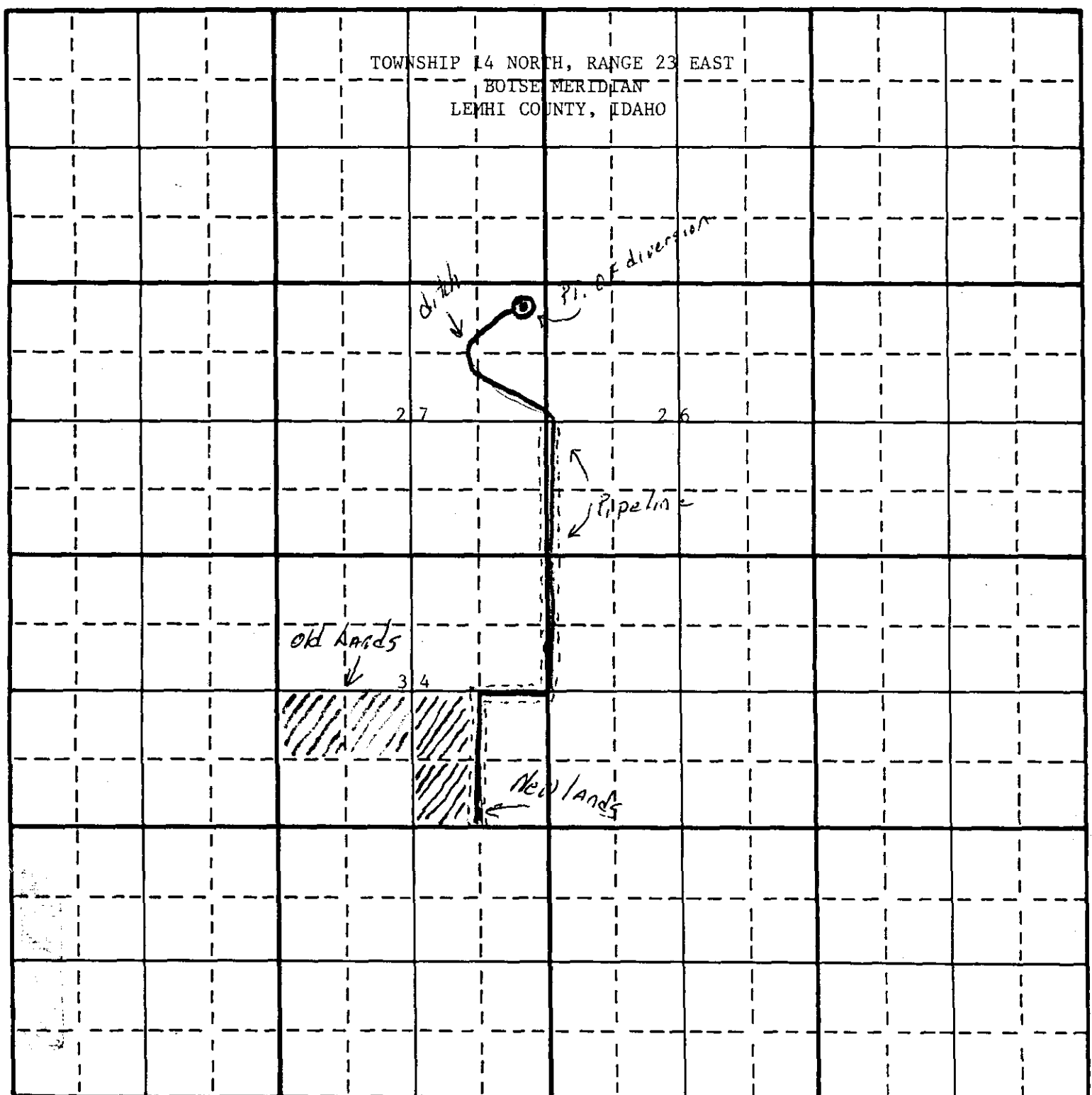
3. Change in place of use
- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
- Lands will return to natural state

c. Describe the lands place of use to which the right will be transferred:

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	
14N	23E	34														40	40		80

Total number of acres to be irrigated 80

4. Describe any other water rights used for the same purpose as described above. NONE
5. 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.

D. REMARKS

Applicant acquired lands and water as noted on attached Deed and now

plans to secure water to the new lands as noted.

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 willfull misrepresentations made in this application may result in voiding its approval.

Philip Miller
(Signature of Applicant)

Subscribed and sworn to before me this 12th day of July, 1983

James R. Smith
(Notary Public)

My commission expires Life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 73-0214, 73-0216

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

1. 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. 73, Pahsimeroi River.

Witness my hand this 15th day of March, 1984

J. Glen Saylor
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by CW Date 7-14-83 Protest filed by _____

Prelim. check by HWT Fee 50.00

Received by BP Date 7/14/83 #29331

Published in Recorder Herald Copies of protest forwarded by _____

Pub. dates 12/8 : 12/15/83 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for approval denial

_____ rec'd. by *EMC*

STATE OF IDAHO,

County of Ouster, : S.S.

I, E. J. Michael, Ex-officio Recorder in and for the County of Ouster, State of Idaho, do hereby certify that the within is a full, true and complete copy of the original which is of record in Judgement Book 2 on pages 174 and 175, records of the within county and state.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of my said office this 7th day of June, 1901.

E. J. Michael,
Ex-officio Recorder,

By B. C. Fox, Deputy.

IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF IDAHO,

IN AND FOR TETTER COUNTY.

George M. Henderson, et al. Demand
for Child Support, etc.,
Plaintiffs,

v.

Laura Miller, Emma D. Finch, Rufus
G. Wells, et al. Defendants,
Daniel J. Bradbury, Eliza A. Brad-
bury, John E. Bradbury and Eliza
M. Kirkpatrick,

Defendants.

FOR QUALITY ORIGINAL

E. J. M. E.

This cause coming on to be heard this 7th day of April, 1901, upon the record of
George M. Henderson, et al. Demand for Child Support, etc.,
Laura Miller, Emma D. Finch, Rufus G. Wells, et al. Defendants,
Daniel J. Bradbury, Eliza A. Bradbury, John E. Bradbury and Eliza M. Kirkpatrick,

LYNN D. Finch from Patterson Creek 160 inches or 5'1-5" and 100 feet per second of time to date from the 82nd day of February, 1888, approximately the unit of the 34th of Sec. 35; the SE¹ of the NE¹; the NE¹ of the SE¹ of Sec. 34, in Tp. 14 N. R. 33 E. East of the Boise Meridian in Idaho.

Lynn D. Finch from Patterson Creek 40 inches or 4-5 cubic feet per second of time to date from the 1st day of June, 1901, appurtenant to the N^W of the S^W of Sec. 34, Tp. 14 N. R. 23 East of the Boise Meridian, in Idaho.

Rutua A. Wells from Patterson Creek 150 inches or 3 1-5 cubic feet per second of time, to date from July 2nd, 1902, appurtenant to the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$, the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec. 22, Tp. 14 N. R. 23 East of the Boise Meridian, Blaine Co., Idaho.

Lynn D. Finch from Patterson Creek 40 inches or 4-5 cubic feet per second of
time to date from the 1st day of August, 1902, equivalent to the 9th of Sep.
74, Tp. 14 N. R. 23 West of the Boise Meridian, in Idaho.

Samuel S. Bradbury from Patterson Creek. 60 inches or 1 2-5 cubic feet per second of time to date from the 3rd day of July, 1906, upstream to the 31st of the 3rd of Aug. 19, 70. 14 N. R. 25 East of the Boise Meridian, in Idaho.

John D. Humphreys from Patterson Creek, 120 inches or 2-2-5 cubic foot per second of line to 146 from the 3rd day of July, 1906, agreement to the 1st of the 1st day of the 1st of Dec. 17, 1911. 24 H. N. 23 inch of the 1st of Dec. 17, 1911.

[illegible]

of the parties to this contract.

1997

PROPERTY OF THE U.S. DEPARTMENT OF JUSTICE

10

INTER-DEPARTMENT MEMO — 1

FROM Sharla

DATE 3/7/84

TO File 73-0216

SUBJECT

See file 73-0214 for all correspondence regarding Transfer No. 2964.

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SIGNATURE