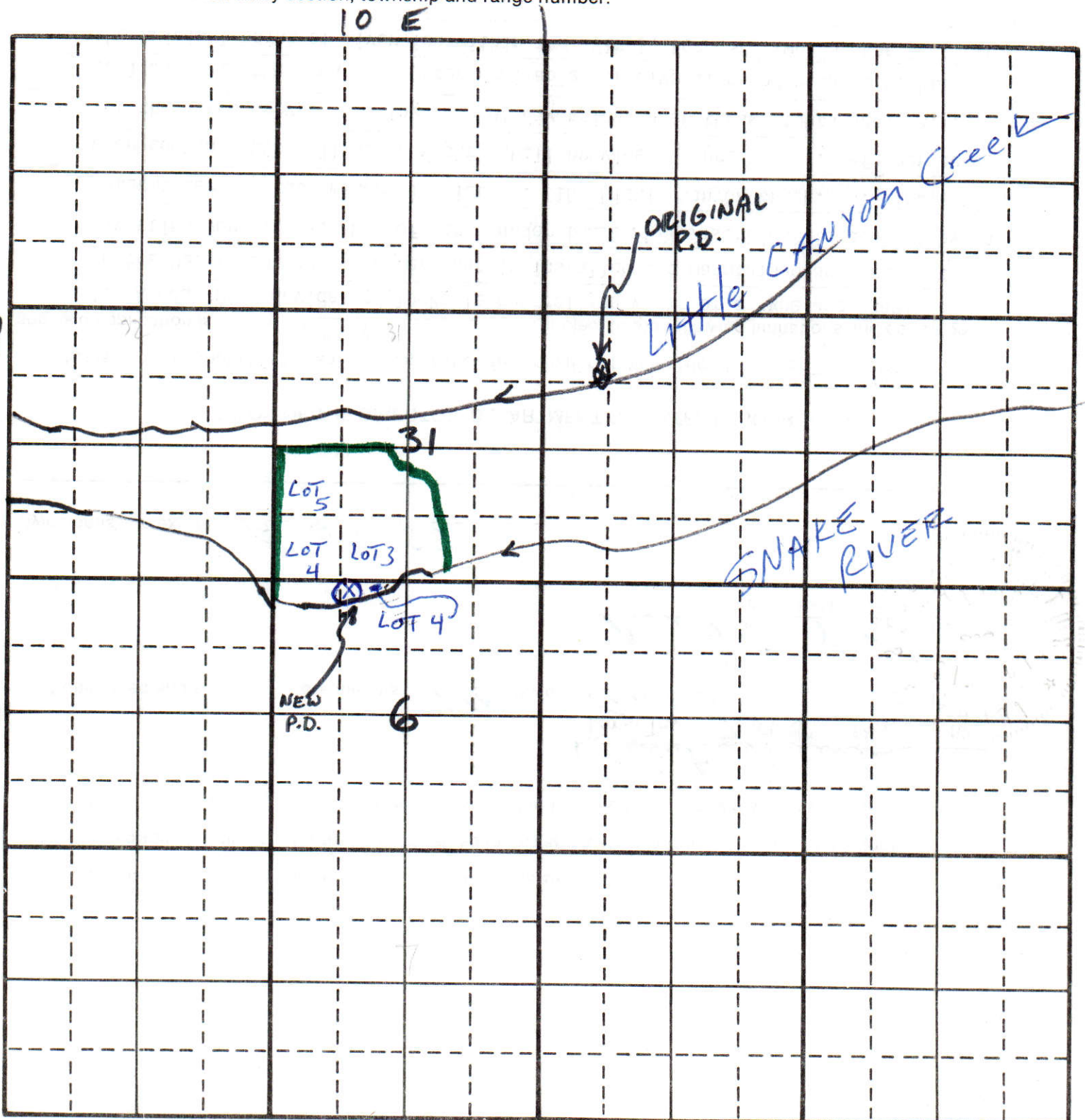


c. Describe the lands of place of use to which the right will be transferred:

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	
5S	10E	31									11	L5 3	L4 3	L3 21					38

Total number of acres to be irrigated 38

- Describe any other water rights used for the same purpose as described above.
- 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

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT**

No. 61-0296
No. 61-2075 *VSP*

Notice is hereby given that the Idaho Department of Parks and Recreation of Statehouse, Boise, Idaho, 83720 has applied to the Department of Water Resources for a change of the place of use and a change in the point of diversion of the waters of Little Canyon Creek to a point of diversion on the Snake River upstream from the mouth of Little Canyon Creek.

The right sought to be change is evidenced by Decree No. 61-0296 and Water Right License 61-2075 and is recorded as follows:

Amount: 61-0296 2.5 cfs and 61-2075 .52 cfs

Priority: 61-0296 5/1/1892 and 61-2075 8/16/1944

Point(s) of Diversion: NWNW Sec 32 T5S R10E

The Water is used for Irrigation purposes from 4/1 to 10/15 upon the N $\frac{1}{2}$ SW, Lot 2 (SWSE), Lot 3 (SESW), Lot 4 (SWSW) and NWSE Sec 31 T5S R10E

TO BE CHANGED AS FOLLOWS

Amount: 3.02 cfs.

Point(s) of Diversion: Lot 4 (NENW) Sec 6 T6S R10E on the Snake River.

The water will be used for Irrigation purposes from 4/1 to 10/15 upon Lot 3 (SESW), Lot 4 (SWSW), Lot 5 (NWSW) and NESW Sec 31 T5S R10E for 38 acres.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, Statehouse, Boise, ID 83720 on or before May 6, 1985.

Ken Dunn
Director

Published in the Mountain Home News on April 17 & April 24, 1985.

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, *Marie Waters*..... do
solemnly swear that I am the foreman, or
publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation,
published once a week at MOUNTAIN HOME,
IDAHO, that the notice attached hereto and
which is a part of the proof of publication
thereof, was published in said newspaper for

....*2*... consecutive weeks, the first publica-
tion having been made on the*17*... day
of*April*....., 19*85*, and
the last publication having been made on the
....*24*... day of ..*April*.....
19..*85*...; every Thursday issue of the paper
during the period and time of publication and
that the notice was published in the newspaper
proper and not in a supplement thereof.

And I further swear that the said MOUN-
TAIN HOME NEWS has been continuously and
uninterruptedly published in said Elmore County
during a period of 78 consecutive weeks prior
to the first publication of the attached notice.

Marie Waters
Subscribed and sworn to me this ..*24th*...

day of ...*April*....., 19*85*

Lloyd S. Waters
Notary Public

RECEIVED
APR 29 1985

Department of Water Resources
Western Regional Office

MICROFILMED

Transfer No. 3153

Water Right No. 61-0296 02-0122
61-2075 02-2444

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPROVED

RECEIVED

APR 8 1985

APPLICATION FOR TRANSFER OF WATER RIGHT

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

Name of applicant Idaho Department of Parks & Recreation Phone 334-3840 Department of Water Resources

Post Office address Statehouse Mail, Boise, ID 83720

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 61-0296 Decreed to C.E. Corker & Dan W. Loyd
(Name)
in case of Charles E. Corker vs T.H. Anthony Et Al
dated in 3-22-1898 in 4th Judicial Dist. county of Elmore
(Name of court)
- b. License No. 61-2075 issued by the Idaho Department of Water Resources
- c. Claim No. ---- on file with the Idaho Department of Water Resources

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired Transferred from City of Glens Ferry as condition of sale - 1968

3. Source of water Little Canyon Creek tributary to Snake River

4. Date of priority 5-1-92 8-16-44

5. Water is used for the following purposes:

amount 2.5 cfs for irrigation purposes from 4/1 to 10/15
amount .52 cfs for irrigation purposes from 4/1 to 10/15
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 3.02 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 32
Township 5 S Range 10 E, B.M., in Elmore 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 $\frac{1}{4}$	
5S	10E	31									5	6	L4 X	L3 -X		15	L2 X		

Total number of acres to be irrigated _____

9. Describe any other water rights used for the same purpose as described above None

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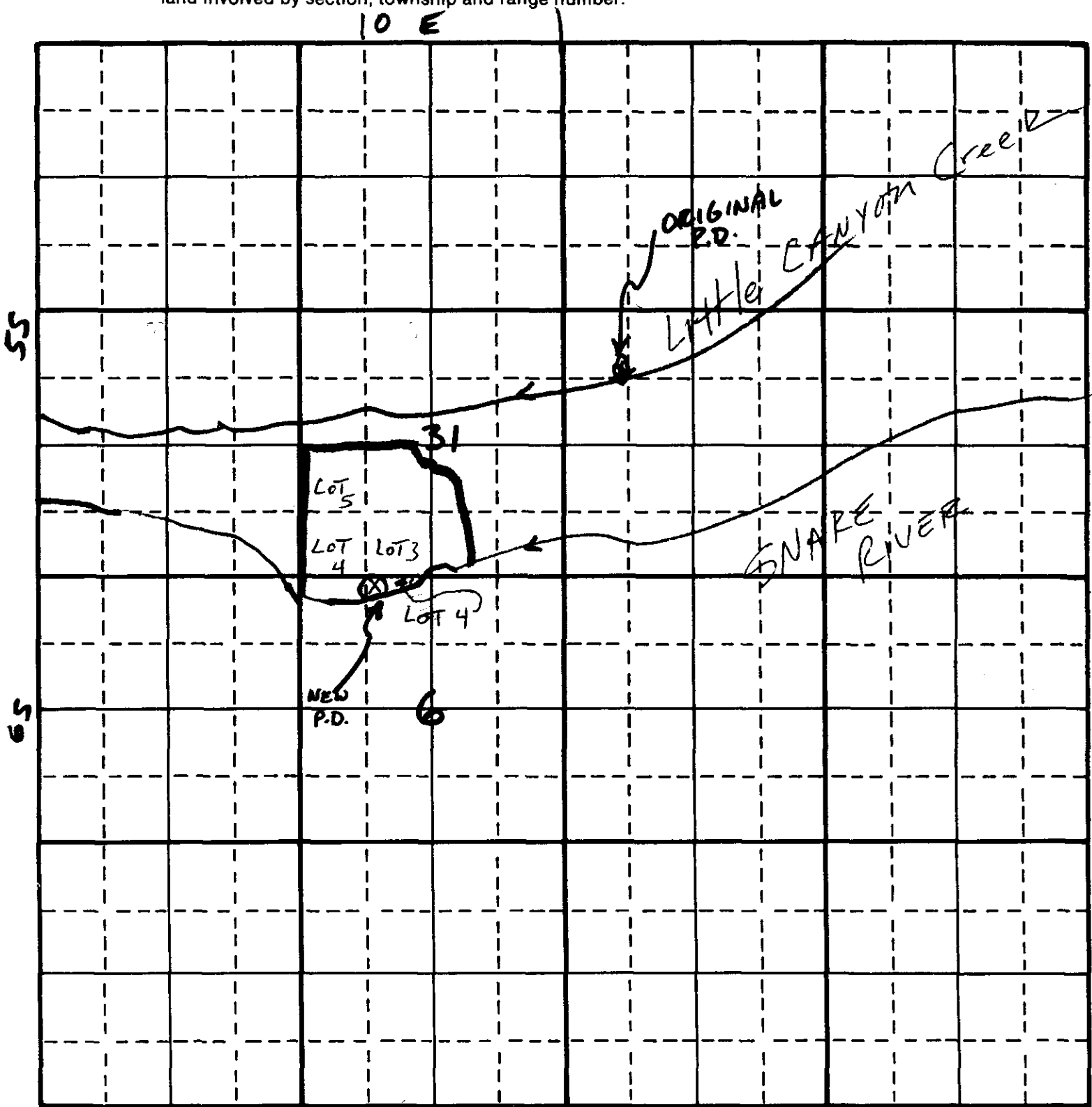
10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

c. Describe the lands and 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	
5S	10E	31									11	L5 3	L4 3	L3 21					38

Total number of acres to be irrigated 38

4. Describe any other water rights used for the same purpose as described above.
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.

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D REMARKS

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.

Subscribed and sworn to before me this 9th day of April, 19 85
Robert V. Meinen
Director Dept of Parks & Rec

Ruth V. Kassens
(Notary Public)

My commission expires 6-27-87

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 61-0296/2075
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 these rights is subject to control by the
watermaster of State Water District No. 61D, Little Canyon Creek. 3. These rights
when combined with all other rights shall provide no more than 4.5 afa per acre
for the lands above. 4. The rate of diversion under these rights shall at all times
be limited to the amount of water available for diversion under these rights at
the original point of diversion within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, Twp 5S, Rge 10E, B.M.

Witness my hand this 12th day of June, 19 85
J. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY
Received by LS Date 4-4-85 11:00 A.M. Protest filed by _____
Prelim. check by CLS Fee \$501 36040
Receipted by JP Date 4/4/85
Published in Mountain Home News Copies of protest forwarded by _____
Pub. dates 4/18 & 4/25/85 Hearing held by _____ Date _____
Watermaster recommendation requested on 5/6/85 rec'd. 6/6/85 Tel Con Recommended for approval denial
by DR

W A R R A N T Y D E E D

THIS INDENTURE, Made this 24th day of June, 1968,
by and between the CITY OF GLENN'S FERRY, a municipal corporation organized and existing under and by virtue of the laws of the State of Idaho, and located in Elmore County, Idaho, the party of the first part and the DEPARTMENT OF PARKS, State of Idaho, the party of the second part;

W I T N E S S E T H :

That the said party of the first part, for valuable consideration, the receipt and sufficiency of which is hereby acknowledged by the party of the first part has granted, bargained and sold and by these presents does grant, bargain, sell, convey and confirm to the said party of the second part and to its successors and assigns forever, all of the following described real estate situated in Elmore County, State of Idaho, to-wit:

Lot 1, Section 1, Township 6 South, Range 9 East, Boise Meridian;

Lot 4, Section 6, Township 6 South, Range 10 East, Boise Meridian;

Lots 2, 3, 4, and 5 and the Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$) and the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 31, Township 5 South, Range 10 East, Boise Meridian, and

A tract of land situate in Lot 1 and the Northeast Quarter of the Southeast Quarter of said Section 31, designated as Tax No. 1 and more particularly described as follows:

Commencing at the Northwest corner of the Northeast Quarter of the Southeast Quarter of said Section 31 and running thence East 293 feet; thence South 9°00' East 1,254 feet; thence South 18°12' East 390 feet, more or less, to the North bank of the Snake River; thence following the meander of said

stream on the North bank in a Southwesterly direction 629 feet, more or less, to the Quarter Section line of said Section 31; thence in a Northerly direction along said line 1,826 feet, more or less, to the point of beginning, and

A tract of land in the extreme Southwesterly corner of said Section 31, Township 5 South, Range 10 East, Boise Meridian, described as follows:

Commencing at the Southwest corner of Section 31, Township 5 South, Range 10 East, Boise Meridian, and running thence East along the South boundary line of said Section 31 a distance of 561.0 feet to the corner of Lot 4 of said Section 31; running thence North along the West boundary line of said Lot 4 a distance of 487.8 feet to the South boundary of said Lot 4; running thence North $89^{\circ}54'$ West along said South boundary of Lot 4 a distance of 561 feet to a point on the West boundary line of said Section 31; thence South along said West boundary line a distance of 487.8 feet, more or less, to the point of beginning,

EXCEPTING from the foregoing described property the following two parcels:

PARCEL I.

Commencing at the Southwest corner of Section 31, Township 5 South, Range 10 East, Boise Meridian (which corner is marked with a basaltic stone firmly set and marked with six notches on each face) and running thence North along the Section line a distance of 2,622.5 feet to a point which is the recognized point for the Quarter Section corner in an East and West roadway; running thence East along the center line of said Section 31, a distance of 2,271 feet to a point which is the true point of beginning; running thence due South a distance of 400 feet; running thence South $83^{\circ}25'$ East a distance of 2,247 feet; running thence North $9^{\circ}0'$ West a distance of 666.5 feet; running thence West a distance of 2,128.2 feet to the point of beginning,

PARCEL II.

Commencing at the West one-quarter corner of Section 31, Township 5 South, Range 10 East, Boise Meridian, Elmore County, Idaho and thence running South $89^{\circ}58'55''$ East

2271.00 feet (formerly described as East 2271 feet) along the East and West quarter line of said Section 31 to a point;

thence South $0^{\circ}02'10''$ West 400.00 feet (formerly described as due South 400 feet) to a point;

thence South $83^{\circ}22'50''$ East (formerly described as South $83^{\circ}25'$ East) a distance of 598.6 feet to the TRUE POINT OF BEGINNING:

thence continuing South $83^{\circ}22'50''$ East 1609.3 feet (formerly described as South $83^{\circ}25'$ East 1,648.4 feet) to a point on the Westerly boundary of the Lee E. Nichols and Dorothy E. Nichols, husband and wife, property;

thence South $8^{\circ}58'50''$ East 592.03 feet (formerly described as South $9^{\circ}00'$ East 587.5 feet) along the said Westerly boundary of the Nichols property to a point;

thence South $18^{\circ}09'50''$ East (formerly described as South $18^{\circ}12'$ East) 390 feet more or less, to the Northerly meander line of the Snake River;

thence Southwesterly approximately 1670 feet, more or less, along the Northerly meander line of the Snake River to a point;

thence North $8^{\circ}58'50''$ West 1860 feet, more or less, to the point of beginning;

said parcel containing 50.0 acres more or less.

The property conveyed by this Deed includes the water rights belonging or appurtenant to said lands, including but not limited to 100 miners inches of the decreed rights to the waters of Little Canyon Creek and rights in the waters of Snake River as well as all and singular the tenements, hereditaments, and appurtenances belonging to said land or in anywise appertaining.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the said party of the second part and to its successors and assigns forever; and the said party of the first part, and its successors, the said premises in the quiet and peaceful possession of the said party

of the second part, its successors and assigns, against the said party of the first part and its successors, and against all and every person whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, the said party of the first part has caused these presents to be executed by its duly authorized officers the day and year first above written.

CITY OF GLENNS FERRY

BY *Thos. L. Feeny*
Mayor

ATTEST:

Ernest H. Lester
City Clerk

STATE OF IDAHO)
) ss.
County of Elmore)

On this 24th day of June, 1968, before me, the undersigned, a Notary Public in and for said State, personally appeared THOS. L. FEENY and EDDIE H. BOSTIC, known to me to be Mayor and Clerk of the City of Glenns Ferry, Idaho, whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first

James H. Hicks
Notary Public for Idaho
Residing at Mountain Home, Idaho

FILED

-4-

MICROFILMED

STATE OF IDAHO, }
County of Elmore } ss.
I hereby certify that this instrument
was filed for record at request of
State Dept of Public
at 4 minutes past 11
o'clock A. M., this 26
day of June A.D., 1968
my office, and duly recorded in Book
56 of Records
1968
26th June 1968
E. Office Recorder.

Fee \$4.00
Walt Kuehn - Boise
83707

Affidavit of Publication

County of Elmore }
STATE OF IDAHO } ss.

I, Marie Waters..... do
solemnly swear that I am the foreman, or
publisher of the

MOUNTAIN HOME NEWS

a weekly newspaper of general circulation,
published once a week at MOUNTAIN HOME,
IDAHO, that the notice attached hereto and
which is a part of the proof of publication
thereof, was published in said newspaper for

....2... consecutive weeks, the first publica-
tion having been made on the ...17... day
of ...April..., 1985, and
the last publication having been made on the
...24... day of ...April...
19...85...; every Thursday issue of the paper
during the period and time of publication and
that the notice was published in the newspaper
proper and not in a supplement thereof.

And I further swear that the said MOUN-
TAIN HOME NEWS has been continuously and
uninterruptedly published in said Elmore County
during a period of 78 consecutive weeks prior
to the first publication of the attached notice.

Subscribed and sworn to me this 24th...

day of ...April..., 1985

Lloyd S. Waters
Notary Public

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT**
NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
NOTICE OF PROPOSED
CHANGE OF WATER RIGHT

Notice is hereby given that the Idaho Department of Parks and Conservation of Statehouse, Boise, Idaho, has been requested to the Department of Water Resources for a change of the place of use and a change in the point of diversion of the waters of Little Canyon Creek to a point of diversion on the Snake River upstream from the mouth of Little Canyon Creek.

The right sought to be changed is evidenced by Decree No. 61-0296 and Water Right License 61-2075 and is recorded as follows:
Amount: 61-0296 1.5 cfs and 61-2075 52 cfs
Priority: 61-0296 5/1/1892 and 61-2075 8/16/1944
Point(s) of Diversion: NWNW Sec 32 T5S R10E

The Water is used for Irrigation purposes from 4/1 to 10/15 upon the N1/2SW, Lot 2 (SWSE), Lot 3 (SESW), Lot 4 (SWSW) and NWSE Sec 31 T5S R10E

TO BE CHANGED AS FOLLOWS
Amount: 3.02 cfs.
Point(s) of Diversion: Lot 4 (NENW) Sec 6 T5S R10E on the Snake River.

The water will be used for Irrigation purposes from 4/1 to 10/15 upon Lot 3 (SESW), Lot 4 (SWSW), Lot 5 (NWSW) and NESW Sec 31 T5S R10E 18 acres.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, Statehouse, Boise, ID 83720 on or before May 6, 1985.

Ken Dunn
Director

Published in the Mountain Home News on April 17 & April 24, 1985.

RECEIVED
APR 29 1985

Department of Water Resources
Western Regional Office

MICROFILMED

61-29

②

In the District Court of the Fourth Judicial District, State of Idaho
County of Elmore.

Charles E. Corker, Plaintiff,

VS.

T. H. Anthony, David Macy, C. C. Glenn
as administrator of the Estate of G. P.
Glenn, deceased, Jenny Glenn, Charles
Glenn, Horace Glenn, Thomas Glenn, and
Leroy Glenn heirs of G. P. Glenn, de-
ceased, W. C. Howie, Guardian of Myrtle
Glenn, May Glenn, and Irene Glenn, in-
fant children and heirs of said G. P.
Glenn, deceased, Emma Glenn, and O. S.
Glenn, her husband, Mrs. E. A. Smith,
Minnie Watkins, Executrix and heir of
Richard Oliver, deceased, J. H. Morrow,
T. H. Young, H. E. Miller, John Latty,
substituted for defendants Emma D.
Glenn and O. S. Glenn, Joseph Rosevear,
substituted for C. C. Glenn, Administra-
tor, W. H. Manion, Thomas Stevenson and
John VanSchaick as Board of County Com-
missioners of Elmore County and I. A.
Herron, Defendants.

4

This cause coming on regularly for trial on the 31st, day of January
1898, F. E. Ensign, Esq., appearing for the Plaintiff and N. M. Ruick, Esq.
appearing for defendants Jenny Glenn, Charles Glenn, Horace Glenn, Thomas
Glenn and Leroy Glenn Heirs of G. P. Glenn, deceased, and Joseph Rosevear
successor in interest of the heirs and administrator of the Estate of said
G. P. Glenn, deceased in a portion of the estate of said G. P. Glenn and
John Latty substituted for defendants Emma D. Glenn and O. S. Glenn and Min-
nie Watkins as Executrix and heir of Defendant of Richard Oliver, deceased
and W. C. Howie, Esq., appearing as Guardian and Attorney for Myrtle Glenn,
Irene Glenn and May Glenn, minor heirs of said G. P. Glenn, deceased and
Wyman & Wyman Esqs., appearing for defendant Isaac A. Herron and R. F. Bul-
ler, Esq., appearing for defendant H. E. Miller, all the other defendants
having disclaimed any right to the water controversy, or had failed to an-
swer the complaint of the plaintiff herein filed, and their default there-
for had been duly entered.

A trial by Jury having been expressly waived by the respective parties,
the cause was tried by the Court without a Jury; witnesses were duly sworn

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for use upon Lots 2, 3, and 4 of section 31, Township 5 South Range 10 East Boise Meridian, containing 106 acres and referred to as the "Corker Desert Claim."

125 inches of water from the first day of May, 1892.

61 0296

That C. E. Corker, Plaintiff, is entitled to and is hereby awarded for use upon the W. 1/2 of the N. E. 1/4 and the N. E. 1/4 of the N. W. 1/4 Section 15 and the S. W. 1/4 of the S. E. 1/4 and the E. 1/2 of the S. W. 1/4 and the N. W. 1/4 of the S. W. 1/4 of Section 10 all in township 4 South of Range 10 East, containing 280 acres and referred to as the "Mahoney and Mrs. Corker Tracts."

100 inches of water from June 1st, 1883.

61 0297

25 inches of water from May 25th, 1885.

61 0298

That Minnie Watkins, as Executrix of the Estate of Richard Oliver, deceased, and heir of said Richard Oliver, is entitled to and is hereby awarded for use upon the E. 1/2 of the N. E. 1/4 of Section 18 and the S. E. 1/4 of the S. E. 1/4 of Section 7 and the S. W. 1/4 of the S. W. 1/4 of Section 8, Township 5 South Range 10 East Boise Meridian, containing 160 acres and referred to as the "Richard Oliver Tract."

30 inches of water from May 1st, 1871.

61 0299

70 inches of water from May 5th, 1892.

61-0370

That Jenny Glenn and the other heirs at law of G. P. Glenn, deceased, herein named are entitled to and are hereby awarded for use upon the N. E. 1/4 of Section 19 Township 5 South Range 10 East Boise Meridian, containing 160 acres of land and referred to as the "G. P. Glenn Home Tract."

60 inches of water from May 2nd, 1872.

61 0301

80 inches of water from May 6th, 1892 subject to whatever rights may hereafter be established against said land or water right by the defendant H. E. Miller, or his assigns, as Mortgagee of O. S. Glenn, deceased.

That John Latty, successor to Emma D. Glenn and O. S. Glenn is entitled to and is hereby awarded for use upon the S. W. 1/4 of the N. E. 1/4 and the S. E. 1/4 of Section 18, Township 5 South Range 10 East, Containing

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INTER-DEPARTMENT MEMO — 1

FROM Dave T

DATE 6/12/85

TO Glen & File 02-

SUBJECT T 3153

MICROFILMED

Parks & Rec have asked that we expedite our decision on this one. Today is the last day they can commit funds to the project this FY- and they are unsure about the availability of funding for next FY.

($3.024 \times .64 = 3.66$ cfs on 38 acres)

My concerns are as follows:

1. They already have one rt. from the Snake R. on many of the lands (02-1050 attached). On one hand the rate of flow is very excessive. On the other hand, the watering of grass for parks has often been shown to ~~be~~ require in excess of 1" / acre, and they are moving existing rts for the purpose. Also, we have added a volume limiter. (over)

SIGNATURE

(cont No. 3)

2. The effect of the transfer is to change from Basin # 61 to Basin 02 ^{for both rts.} We show the Basin 61 w.m. condition as we have no str dist for Basin 02, but we will need to ~~keep~~ maintain in the record that the diversion is restricted as per Cond. of approval no. 4.

On balance, the transfer intent is clear & I don't see a reason not to approve.

If you concur and approve, we will ask Bert to arrange for a number change. Also, PLE call Jan if you approve

Dave

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~~Dave~~
~~Shoel~~

- Note number change
requirement on Dave's memo.

- I have advised Jan
that trans was approved.

724
6-12-85

MEMORANDUM

TO: Western Region and State Office Routing
FROM: Roberta
RE: Number Change
DATE: June 20, 1985

Please change your records accordingly.

<u>OLD NO.</u>	<u>NEW NO.</u>	<u>NAME</u>
61-0296 T. 3153	02-0222 T. 3153	State of Idaho - Dept. of Parks & Recreation
61-2075 T. 3153	02-2444 T. 3153	State of Idaho - Dept. of Parks & Recreation

Route

1. Vault
2. Microfilm
3. Data Entry

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State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

June 18, 1985

RE: Transfer of Water Right Nos. 6100296 & 61-2075

State of Idaho
Dept. of Parks & Recreation
Statehouse Mail
Boise, ID 83720

Gentlemen:

Enclosed is a copy of your approved Application for Transfer of the above referenced water rights (Transfer No. 3153). Be sure to note the conditions of approval as listed on the fourth page.

Sincerely,

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

DRT:sc

Enclosure

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CONVERSATION MEMORANDUM

DATE

6/6/85

FILE

61-0296/2075

NAME OF PARTY

Dan Hall, Watermaster

EMPLOYEE

Dan Grover

RE:

Comments on App. for Transfer No. 61-0296/
61-2075

I phoned Dan Hall, Watermaster of Little Canyon Creek concerning the comment letter sent out on May 6, 1985. The Dept. of Parks & Recreation had called requesting action be taken on this transfer app. since money must be spent this week.

Mr. Hall stated he had no objection to the transfer. I also talked to the Dept. of Parks & Recreation again & told them the transfer ^{might} be approved (per Dave Pettill's authorization) but it would have the condition that only the water available to satisfy this right in L. Canyon Creek can be taken out of the Snake R. at the new pt. of diversion.

* Note by DGT: The initial commitment regarding this transfer app was that it would be eligible for review, and might possibly be approved, based on the response of the watermaster. As I am not the approval authority, I cannot assure approval.
DGT 4/7/85

MICROFILMED

May 6, 1985

Dan Hall
Watermaster 61D
Box 644
Glenns Ferry, ID 83623

Re: transfer 61-0296/61-2075 - Idaho Dept. of Parks & Rec.

Dear Mr. Hall:

Enclosed is an application for transfer of a water right within your water district. Also enclosed is a form for your recommendation concerning this application for transfer.

Please review the transfer and return your recommendation within two weeks. This will allow the Department to consider your concerns in its evaluation of the transfer application.

If you have questions or need more information, feel free to contact this office.

Yours truly,

DAVID B. SHAW
Western Regional Supervisor

DBS:jp

Enclosure

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ered, adjudged and decreed as follows:

1st. That all the agricultural lands mentioned in the pleadings in this action are arid in character and require water artificially applied to irrigate them to enable them to produce profitable crops,

2nd. That the quantity of water necessary to irrigate said agricultural lands is one inch and one inch only, per acre, except the tract of land known as the Corker Desert claim, which requires one and one fourth inch to the acre, measured under a four inch pressure, or its equivalent in cubic feet per second of time.

3rd. That the several tracts of land hereinafter mentioned was at the time of the several appropriations of water made for use thereon, owned and occupied by the several parties mentioned in connection therewith, or their grantors and or predecessors in interest, and that the said parties and their grantors and predecessors in interest appropriated therefore, and at the respective dates hereinafter mentioned, the several quantities of water of said Little Canyon Creek, as hereinafter stated for use upon said agricultural lands and shall be and are entitled to the use of said waters upon said lands for the cultivation thereof and for irrigating the same and for domestic uses during each year as follows:

That C. E. Corker, Plaintiff, is entitled to and is hereby awarded for use upon the S. W. 1/4 of the N. E. 1/4 and the S. E. 1/4 of the N. W. 1/4 and Lot 6 in Section 31 Township 5 South Range 10 East Boise Meridian, containing 123.23/100 acres, and referred to as the "Corker Preemption".

50 inches of water from March 15th, 1886. 294

17 inches of water from November 18th, 1888. 295

That C. E. Corker, Plaintiff, is entitled to and is hereby awarded for

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for use upon Lots 2, 3, and 4 of section 31, Township 5 South Range 10 East Boise Meridian, containing 106 acres and referred to as the "Corker Desert Claim."

125 inches of water from the first day of May, 1892.

296

That C. H. Corker, Plaintiff, is entitled to and is hereby awarded for use upon the W. 1/2 of the N. E. 1/4 and the N. E. 1/4 of the N. W. 1/4 Section 15 and the S. W. 1/4 of the S. E. 1/4 and the E. 1/2 of the S. W. 1/4 and the N. W. 1/4 of the S. W. 1/4 of Section 10 all in township 4 South of Range 10 East, containing 280 acres and referred to as the "Mahoney and Mrs. Corker Tracts."

100 inches of water from June 1st, 1883.

297

25 inches of water from May 25th, 1885.

298

That Minnie Watkins, as Executrix of the Estate of Richard Oliver, deceased, and heir of said Richard Oliver, is entitled to and is hereby awarded for use upon the E. 1/2 of the N. E. 1/4 of Section 18 and the S. E. 1/4 of the S. E. 1/4 of Section 7 and the S. W. 1/4 of the S. W. 1/4 of Section 8, Township 5 South Range 10 East Boise Meridian, containing 160 acres and referred to as the "Richard Oliver Tract."

30 inches of water from May 1st, 1871.

299

70 inches of water from May 5th, 1892.

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That Jenny Glenn and the other heirs at law of G. P. Glenn, deceased, herein named are entitled to and are hereby awarded for use upon the N. E. 1/4 of Section 19 Township 5 South Range 10 East Boise Meridian, Contain-
160 acres of land and referred to as the "Glenn Tract."

State of Idaho

License and Certificate of Water Right

Water License No. 19528

Amount 0.52 second foot

Water District No.

Priority August 16, 1944

THIS IS TO CERTIFY that LEE W. McANULTY
 of Glenss Ferry, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated August 16, 19 44 ; that Permit No. 19528
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 one second foot, was issued thereunder on August 13, 19 49, showing that said works
 were completed on the 11th day of August, 19 49 ; and that on the 19th
 day of November, 19 49,

LEE W. McANULTY

of Glenss Ferry, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of Little Canyon
 Creek, a tributary of Snake River, for the purpose of irrigation
 , under Use Permit No. 19528 of the Department of Reclamation
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
 and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
 8 of Licenses at page 4629, on the 24th day of November, 19 50;
 The right hereby confirmed dates from August 16, 19 44 ;

The Point of Diversion is located

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The Point of Diversion is located

in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, Tp. 5 S., R. 10 E., B. M. Elmore County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.52 cubic foot per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5 S.	10 E.	31	NE $\frac{1}{4}$ SW $\frac{1}{4}$	20	5
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	10	6
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	15	15
			Number of Acres Actually Irrigated	- -	26

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
24th day of November, 19 50.

MARK R. KULP

State Reclamation Engineer

(SEAL)

61-2075

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Notice of Proposed Change of Water Right
61-0296
No.61-2075

Notice is hereby given that the Idaho Department of Parks and Recreation of Statehouse, Boise, Idaho, 83720 has applied to the Department of Water Resources for a change of the place of use and a change in the point of diversion of the waters of Little Canyon Creek to a point of diversion on the Snake River upstream from the mouth of Little Canyon Creek.

The right sought to be changed is evidenced by Decree NO. 61-0296 and Water Right License 61-2075 and is recorded as follows:

Amount: 61-0296 2.5 cfs and 61-2075 .52 cfs

Priority: 61-0296 5/1/1892 and 61-2075 8/16/1944

Point(s) of Diversion: NWNW Sec 32 T5S R10E

The Water is used for Irrigation purposes from 4/1 to 10/15 upon the N1/2SW, Lot 2 (SWSE), Lot 3 (SESW), Lot 4 (SWSW) and NWSE Sec 31 T5S R10E

TO BE CHANGED AS FOLLOWS

Amount: 3.02 cfs.

Point(s) of Diversion: Lot 4 (NENW) Sec 6 T6S R10E on the Snake River

The water will be used for Irrigation purposes from 4/1 to 10/15 upon Lot 3 (SESW), Lot 4 (SWSW), Lot 5 (NWSW) and NESW Sec 31 T5S R10E for 38 acres.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, Statehouse, Boise, ID 83720 on or before May 6, 1985.

Ken Dunn
Director

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