

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
	Mink Creek Irrigation	6.0		11-0835
915	Strawberry-Mink Creek Water Assn.	.33		11-0835B
	Mink Creek Irrigation	5.67		11-0835A
2947	Mink Creek Irr. Co.	5.67		11-0835A

SCANNED
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Transfer No. 2947

Water Right No. _____

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 Mink Creek Irrigation Comp. No. 4 & 3 c/o Ronald Baird Phone 852-0421
Post Office address Rt. 2, Box 565 Preston, ID 83263

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____
T515/11-0836A (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 Applicants are original right holders.

3. Source of water Mink Creek tributary to Bear River

4. Date of priority May 1, 1882

5. Water is used for the following purposes:
- amount 9.10cfs for Irrigation purposes from 4-20 to 7-25
amount 6.90cfs for Irrigation purposes from 7-25 to 9-1
amount 4.55cfs for Irrigation purposes from 9-1 to 9-30
(month/day — both dates inclusive)

6. Total amount of water under right: a. varies with season cubic feet per second
&/or
b. _____ acre feet per annum
7. Location of original point of diversion is Near east 1/4 corner 1/4 of _____ 1/4 of Section 22
Township 13S Range 41E, B.M., in Franklin County
Additional points of diversion, if any _____

8. Lands irrigated or 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	
13S	41E	19																	
		20																	*
		27																	
		28																	
		30																	
		31																	
		32																	
		33																	
13S	40E	25																	
		36																	
14S	41E	6																	

Total number of acres to be irrigated 655

*Not listed in decree

9. Describe any other water rights used for the same purpose as described above T915/11-0835A

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.

RECORDED

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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 _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. 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 $\frac{1}{4}$	

Total number of acres to be irrigated _____

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

1. General Information 11-0836A - 9.10 See section A5
11-0835A - 5.67
a. Amount of water to be diverted 14.77 c.f.s. &/or _____ acre feet
b. Description of diverting works headgate to weir to open ditch to lateral service ditch
c. Describe the reasons for the proposed changes plan to abandon lower ditch to allow all water to be taken from a point of diversion on the upper ditch which will allow more efficient use of gravity flow system.
2. Change in point of diversion
Point of diversion NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 27 Township 13S
Range 41E, B.M., Franklin County
Additional points _____
3. Change in place of use See attached sheet
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

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
T915/11-0835A

a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____
(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 Applicant
is original holder of right

3. Source of water Mink Creek tributary to Bear River

4. Date of priority May 1, 1882

5. Water is used for the following purposes:

* amount 5.67cfs for Irrigation purposes from 4-20 to 7-25
amount 3.78cfs for Irrigation purposes from 7-25 to 9-1
amount 2.83cfs for Irrigation purposes from 9-1 to 9-30
(month/day — both dates inclusive)

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

7. Location of original point of diversion is _____ 1/4 of NE 1/4 of Section 32
Township 13S Range 40E, B.M., in Franklin County
Additional points of diversion, if any _____

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	
13S	41E	30																	*
		31																	*
		32																	*

*Not stated in decree

Total number of acres to be irrigated 300

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

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No

LAND LIST ATTACHMENT

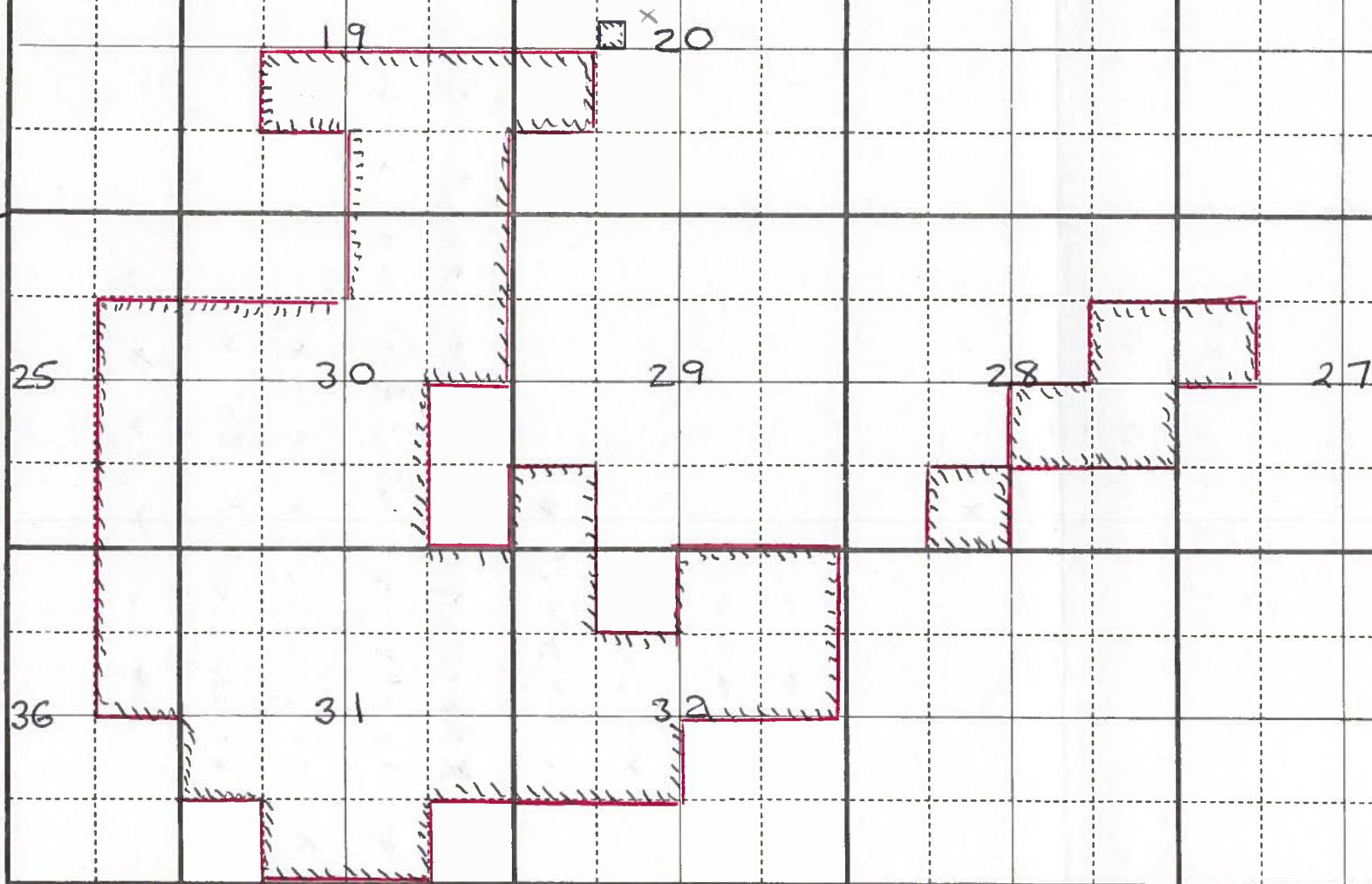
Description and location of place of use:

[illegible]

Total number of acres irrigated 738

RECEIVED

R40E R41E



T 13S

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GENERAL

[illegible]

- Total number of acres to be irrigated

[illegible]

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

D. REMARKS

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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.

X *Ronald C. David*
(Signature of Applicant)

Subscribed and sworn to before me this 15th day of July, 19 83

Karel L. Andersen
(Notary Public)

My commission expires *Lifetime*

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 11-0835A/11-0836A 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. 13N, Mink Creek.

Witness my hand this 5th day of April, 19 84

J. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by <u><i>CW</i></u>	Date <u>8-17-83</u>	Protest filed by _____
Prelim. check by <u><i>KCW</i></u>	Fee <u>\$50.00</u>	_____
Receipted by <u><i>BP</i></u>	Date <u>8/18/83</u>	# <u>29618</u>
Published in <u><i>Preston Citizen</i></u>	Copies of protest forwarded by _____	
Pub. dates <u>10/27 + 11/3/83</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on <u>10-20-83</u>	Recommended for <u>approval</u> denial	
<u>WD #11</u> rec'd. <u>10-28-83</u>	by <u><i>EMC</i></u> <u><i>Jim</i></u>	

#875

NOV 15 1983

No 1980

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, }
County of Franklin } ss.

J. Walter Ross

being duly sworn,

deposes and says:

That he is the Co-Publisher of THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for 2 consecutive weeks in the regular and entire issue of said paper during the period of time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

Oct 27

1983

with the issue of Nov 11 1983

Fee \$ 34.38

Subscribed and sworn to before me this 30th day

of Nov.

1983

Kenn W. Allen

Department of Water Resources
Eastern District Office

Notary Public, Residing at Preston, Idaho

My Commission Expires June 7 1986

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

No. 11-0836A/11-0835A

Notice is hereby given that Mink Creek Irrigation Comp. No. 4 and 3, Preston, Idaho, has applied to the Department of Water Resources for a change in the place of use of the water of Mink Creek tributary to Bear River. The rights sought to be changed are evidenced as follows:

T515/11-0836A

AMOUNT: 9.10 cfs

PRIORITY: 5-01-1882

POINT OF DIVERSION: Sec 22, T. 13S, R. 41E, B.M.

The water is used to irrigate 655 acres within Sec. 19, 20, 27, 28, 30, 31, 32, 33, T. 13S, R. 41E; Sec. 25, 36, T. 13S, R. 40E; Sec. 6, T. 14S, R. 41E.

T915/11-0835A

AMOUNT: 5.67 cfs

PRIORITY: 5-01-1882

POINT OF DIVERSION: NE 1/4, Sec. 32, T. 13S, R. 40E, B.M., Franklin County.

The water is used to irrigate 300 acres within Sec. 30, 31, 32, T. 13S, R. 41E.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the NW 1/4 NW 1/4, Sec. 27, T. 13S, R. 41E, B.M., Franklin County; and used to irrigate 738 acres within the SW 1/4 NW 1/4, Sec. 27, SE 1/4 NE 1/4, SE 1/4 SW 1/4, N 1/2 SE 1/4, Sec. 28, NE 1/4, W 1/2 NW 1/4, SE 1/4 NW 1/4, N 1/2 SW 1/4, Sec. 32, N 1/2, N 1/2 S 1/2, SE 1/4 SW 1/4, SW 1/4 SE 1/4, Sec. 31, NE 1/4, S 1/2 NW 1/4, SW 1/4, W 1/2 SE 1/4, Sec. 30, SE 1/4 NW 1/4, NW 1/4 SW 1/4, Sec. 20, SW 1/4 SW 1/4, Sec. 29, NE 1/4 SW 1/4, SE 1/4, Sec. 19, T. 13S, R. 41E; SE 1/4 NE 1/4, E 1/2 SE 1/4, Sec. 25, E 1/2 NE 1/4, Sec. 36, T. 13S, R. 40E.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup, Suite 15, Idaho Falls, Idaho, 83402 on or before Nov. 14, 1983.

A. KENNETH DUNN
Director

Published Preston Citizen, 10/27 & 11/03/83.

Legal No. 1980 — Oct. 27, Nov. 3, 1983. 582

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RECEIVED
DECEMBER 1983

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S T A T E O F I D A H O
D E P A R T M E N T O F R E C L A M A T I O N

In the Matter of the Application of)

STRAWBERRY-MINK CREEK WATER)
ASSOCIATION,)

Through Harold E. Baird, President,)
Mink Creek, Idaho)

ORDER GRANTING TRANSFER

NO. 915

For a Transfer of Water Right, in Water)
District No. 5, County of Franklin, Idaho)

WHEREAS, On the 15th day of November, 1955, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of the application of Strawberry-Mink Creek Water Association, through Harold E. Baird, President, of Mink Creek, Idaho, for a transfer of water right, came on regularly for hearing, pursuant to the published notice, in due and statutory form; and,

WHEREAS, No protest has been filed against the application, and the evidence filed by the applicant, with the application, shows that the water will be put to a higher and more beneficial use, and that no one will be injured thereby;

NOW, THEREFORE, IT IS HEREBY ORDERED, That the said application be and the same is HEREBY GRANTED, and that a Certificate of Transfer be issued to the applicant herein, as provided by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the State Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 17th day of October, 1958.

GEO. N. CARTER
State Reclamation Engineer

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STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 915

THIS IS TO CERTIFY That Strawberry-Mink Creek Water Association, of Mink Creek, Idaho, is the owner of and using a certain water right for 0.33 cubic foot per second of the waters of Mink Creek, with priority of May 1, 1882, decreed to Mink Creek Irrigation Company, No. 3 Division, by Judge Frank S. Dietrich, in the District Court of the United States for the State of Idaho, Eastern Division, in the case of

UTAH POWER & LIGHT COMPANY,
A Corporation,

Plaintiff,

vs.

LAST CHANCE CANAL COMPANY, Ltd., et al.,

Defendants,

said decree being dated July 14, 1940, and being appurtenant to the following described lands, to-wit:

Three Hundred (300) acres in
Sections 30, 31 & 32,
Twp. 13 South, Range 41 East, B. M.

That said decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume No. 4 of Decrees, beginning at Page 575 thereof.

That the said Strawberry-Mink Creek Water Association has become the owner of said water right by purchase of 320 shares of water stock from the Mink Creek Irrigation Company No. 3.

And that now, upon the application of Strawberry-Mink Creek Water Association, through Harold E. Baird, President, for a Certificate of Transfer of Water Right, made before the State Reclamation Engineer of the State of Idaho, and the said application having been granted, the right to the use of 0.33 cubic foot per second of the waters of Mink Creek upon the above described lands is hereby abandoned, and the lands to be irrigated under such right, and to which the water right HEREBY CONFIRMED, shall become appurtenant, by this certificate, are described as follows, to-wit:

Lands in Sections 19, 28, 30,
31, 32 and 33
Township 13 South, Range 41 East, B. M.

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That the said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

0.33 cubic foot per second, with
priority of May 1, 1882.

That the water right hereby transferred has heretofore been conducted to the first above described lands through the Mink Creek Irrigation Company Ditch No. 2, with point of diversion in the NE $\frac{1}{4}$ Section 32, Township 13 South, Range 41 East, B. M.

That the water right hereby transferred will hereafter be conducted to the last above described lands through a pipe line, with point of diversion in the NW $\frac{1}{4}$ Section 27, Township 13 South, Range 41 East, B. M.

X That the right to the use of the water aforesaid, hereby confirmed, is restricted to the lands or place of use last above described, as provided by the laws of the State of Idaho.

Y IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the Department of Reclamation of the State of Idaho to be hereunto affixed, at Boise, Idaho, this 17th day of October, 1958.

GEO. N. CARTER
State Reclamation Engineer

MICROFILMED

In Equity No. 203

**In the District Court of the United States
for the District of Idaho, Eastern Division**

UTAH POWER & LIGHT COMPANY, a Corporation, *Plaintiff*,

vs.

The Last Chance Canal Company, Limited; The Tanner Canal Company, Limited; The Central Canal Company, The North Extension Canal Company, Limited; West Branch Canal Company, Limited; The Turner Canal Company, Limited; The East Branch Canal Company, The Bench Canal, and Budge Land & Live Stock Company, Limited, corporations; W. H. Larkins, Jas. Ellsmore, Geo. Hogan, Lewis S. Pond and Alex Harris as Trustees of the Gentile Valley Irrigation Company, Limited, late a corporation; The Thatcher Irrigation Company, Limited, a corporation; Nathan D. Thatcher, J. A. Folkman, Milton Robbins and Geo. M. Smith, as Trustees of Thatcher Canal & Power Company, Limited, late a corporation; Nelson Ditch Company, a corporation; A. J. Nielson, B. R. Meek, Henry McCuen, C. S. Burton and Eli Fosgreen, as Trustees of Riverdale-Preston Irrigation Company, late a corporation; The Riverdale Irrigating Company, Nielson-Meek Company and West Cache Irrigation Company, corporations; E. P. Johnson, Albert Johnson, Hyrum Johnson, Geo. D. Anderson, Joseph T. Pond, Frank W. Harris, A. C. Bosen, Hyrum J. Smith, John E. Hill, Melvin Green, Robert L. Smith, Charles Westerburg, Peter Westerburg and David P. Evans.

Horace Howard, Henry Rhinehart, Harvey W. Higley, James Monroe (or Munro), Nellie Simmons, John Baird, William Monroe (or Munro), Orrin Monroe (or Munro), Charles Monroe (or Munro), Charles Foster, Hyrum Foster, Mary Baird, John Woodall (or J. D. Woodall), George Ellis, Skinner Irrigation Company, a corporation; Heber Crane, Fred Bartschi, Charles Bartschi, David Chugg, Phillip Chugg, Fred Stauffer, William Williams, Sr. (or William Morgan Williams), William Williams, Jr. (or William Mormon Williams), Oliver Williams, E. M. Lindsay, Georgetown Irrigation Company, a corporation, and Thomas Freeman.

DATE OF
PRIORITY

AMOUNT IN
SECOND FEET

POINT OF DIVERSION AND
PLACE OF USE

Township 13 South, Range 40 East, B.M., for domestic and culinary purposes in and around the Oneida power plant, and the dwellings and camps, built in connection therewith, said rights to be continuous throughout the year.

MINK CREEK.

462. *Mink Creek Irrigation Company
Number One:*

1882—May 1:

Apr. 20 to July 25 10.5 c.f.s.

July 25 to Sept. 1 7.0 c.f.s.

Sept. 1 to Sept. 30 5.25 c.f.s.

To be diverted through Ditch Number One diverting from said Mink Creek in the Southeast quarter of Section 28, Township 13 South, Range 41 East, B.M., for the irrigation of 525 acres in Sections 28, 32 and 33, Township 13 South, Range 41 East, and Sections 5, 6 and 7, Township 14 South, Range 41 East, and Section 12, Township 14 South, Range 40 East.

463. *Mink Creek Irrigation Company
Number Three, successor in
interest to Lewis Keller, et al:*

1882—May 1:

Apr. 20 to July 25 6.0 c.f.s.

July 25 to Sept. 1 4.0 c.f.s.

Sept. 1 to Sept. 30 3.0 c.f.s.

To be diverted through Ditch Number Two diverting from said Mink Creek in the Northeast quarter of Section 32, Township 13 South, Range 40 East, for the irrigation of 300 acres in Sections 30, 31 and 32, Township 13 South, Range 41 East.

464. *Mink Creek Irrigation Company
Number Four, successor in
interest to James M. Keller,
et al:*

1882—May 1:

Apr. 20 to July 25 13.1 c.f.s.

July 25 to Sept. 1 9.93 c.f.s.

Sept. 1 to Sept. 30 6.55 c.f.s.

To be diverted through Ditch Number Four diverting from said Mink Creek near the East quarter corner of Section 22, Township 13 South, Range 41 East. For the irrigation of 655 acres in Sections 19, 20, 27, 28, 30, 31, 32 and 33, Township 13 South, Range 41 East, and Sections 25 and 36, Township 13 South, Range 40 East, and Section 6, Township 14 South, Range 41 East.

465. *Peoples Dairy Company:*

1882—May 1 10.0 c.f.s.

For power purposes only. To be diverted from and returned to said Mink Creek in Section 31, Township 13 South, Range 41 East, B.M.

466. *Christina Nelson:*

1882—May 1

Apr. 20 to July 25 0.6 c.f.s.

July 25 to Sept. 1 0.4 c.f.s.

Sept. 1 to Sept. 30 0.3 c.f.s.

To be diverted from said Mink Creek in Section 31, Township 13 South, Range 41 East, for the irrigation of 30 acres of land in Section 6, Township 14 South, Range 41 East.

467. *Mahonry Larson:*

1882—May 1 0.06 c.f.s.

To be diverted from said Mink Creek in the Northwest quarter of Section 7, Town-

April 5, 1984

RE: Transfer of Water Right Nos. 11-0835A & 11-0836A

Mink Creek Irrigation Comp. #3 & 4
c/o Ronald Baird
Rt. 2, Box 565
Preston, ID 83263

Dear Mr. Baird:

Enclosed is a copy of your approved Application for Transfer of the above referenced water rights (Transfer No. 2947). Be sure to note the conditions of approval as listed on the fourth page.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosure

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NOV 03 2005

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: KEITH C WILSON

1. Right number 11-0835A T/S Applicant MINK CREEK IRR Comp No 4+3
11-0836A T/S

2. Type of right: ☒ Decree ☐ License ☐ Claim

3. Purpose of transfer: ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☒ Other Listing actual acres irrigated

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:

☒ All of right.

N/A ☐ 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. Pl check made on copy 11-4-1983

☒ Check map (shows p.d. and p.u. after transfer).

☒ Check for correct signature, notarization, and fee.

☒ Check proof of ownership of right &/or original owners land from which water is transferred.

☒ Check for expansion in use of right. Comments Decree did not specify
Pl acres - expansion in acres irrigated unknown

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

Right number(s) N/A -

j. ☐ Is use within a Watermaster District? ☒ Yes ☐ No

If yes, what district? 13 N Mink Creek

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on 10-20-83 Received on 10-28-83

2. Is transfer published correctly? ☒ Yes ☐ No

3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve

2. ☐ Deny

3. Conditions* Code OIE, 05 (WD #13 N Mink Creek)

4. By Ernest Carlson

Date Dec 19 1983

Department of Water Resources

APPLICATION FOR TRANSFER OF WATER RIGHT

NO. 11-0836A/0835A

OCT 28 1983

RECOMMENDATION OF WATERMASTER

Department of Water Resources
Eastern District Office

I, Russell D. Stoker, watermaster of Bear River,
of Water District No. 11, County of Franklin-Caribou-Bear Lake State of Idaho,
whose address is 279 E 3rd North, Soda Springs, Idaho 83276
have read the attached copy of the application for transfer of water right for Mink
Creek Irrigation Company, 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 Soda Springs, Idaho, this 27th day of October 1983.

Russell D. Stoker
(signature)

October 20, 1983

RE: Application for Transfer No. 11-0836A/0835A
MINK CREEK IRRIGATION CO. 3 & 4

Russell Stoker, Watermaster
Water District No. 11
279 East Third North
Soda Springs, ID 83276

Dear Mr. Stoker:

Please find enclosed a copy of the above referenced application(s) and water recommendation form(s). Please review the application(s) and complete the form(s), returning it to this office on or before November 14, 1983.

Thank you for your cooperation in this matter.

Very truly yours,

ERNEST CARLSEN
Assistant Regional Supervisor

EC:CW

Enclosure

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

OCTOBER 19, 1983

Preston Citizen
Box 472
Preston, ID 83263

Gentlemen,

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before NOVEMBER 14, 1983.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
No. 11-0836A/11-0835A

Notice is hereby given that Mink Creek Irrigation Comp. No. 4 & 3, Preston, Idaho has applied to the Department of Water Resources for a change in the place of use of the water of Mink Creek tributary to Bear River. The rights sought to be changed are evidenced as follows:

T 515/11-0836A AMOUNT: 9.10 cfs PRIORITY: 5-01-1882
POINT OF DIVERSION: Sec. 22, T. 13S, R. 41E, B.M.

The water is used to irrigate 655 acres within Sec. 19, 20, 27, 28, 30, 31, 32, 33, T. 13S. R. 41E; Sec. 25, 36, T. 13S, R. 40E; Sec. 6, T. 14S, R. 41E.

T 915/11-0835A AMOUNT: 5.67 cfs PRIORITY: 5-01-1882
POINT OF DIVERSION: NE $\frac{1}{4}$, Sec. 32, T. 13S, R. 40E, B.M.,
Franklin County.

The water is used to irrigate 300 acres within Sec. 30, 31, 32, T. 13S, R. 41E.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 27, T. 13S, R. 41E, B.M., Franklin County; and used to irrigate 738 acres within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 27, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 28, NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 32, N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31, NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 30, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 20, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 19, T. 13S, R. 41E; SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 25, E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 36, T. 13S, R. 40E.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup, Suite 15, Idaho Falls, Idaho, 83402 on or before November 14, 1983.

A. KENNETH DUNN
Director

Published Preston Citizen, 10/27 & 11/03/83

MICROFILMED

Proofed
10/25/83
JP

October 17, 1958

Re: Certificate of Transfer No. 915

Strawberry-Mink Creek Water Association
Mink Creek, Idaho

Attention: Mr. Harold K. Baird
President

Dear Mr. Baird:

At last we have completed the Transfer of Water Right of the Strawberry-Mink Creek Water Association.

We are enclosing copies in duplicate of the Certificate for Change in Place of Use, thinking that you might need two copies, one for the Farmers Home Administration.

We also enclose departmental receipt No. 29325, in payment of the \$1.00 recording fee.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

RWT:lw
Encls. (2)
Departmental Receipt
cc: Mr. Russell D. Stoker
Watermaster - District No. 5

MICROFILMED

Application For Transfer of Water Right

STATE OF IDAHO

County of Franklin,

Harold K. Baird, President, Strawberry-/, being first duly sworn, deposes and says:

That his name is Harold K. Baird, President,; that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address is Mink Creek, Idaho.

That he is the owner and using a certain water right, bearing date of priority of May 1, 1882
for .33 cubic feet per second of the waters of Mink Creek,
County of Franklin, State of Idaho, decreed to Mink Creek Irrigation Co. No. 3,
by decree of Judge, Frank S. Dietrich, of the Eastern Division, Judicial District of the State of
Idaho, in and for the County of Franklin, in the case of Utah Power & Light Co.
vs. Last Chance Canal Co., said decree bearing date of July 14, 1920
(or obtained by virtue of License No. , issued by the State Engineer of the State of Idaho,
dated , 19 , bearing date of , 19)
for the purpose of irrigating the following described lands situate, lying and being in Water District
No. 5 in the County of Franklin and State of Idaho, to-wit:
For the irrigation of 300 acres in sections 30, 31 and 32. Twp. 13.S
R. 41.E. B.M.

.....and is the person (or representative of
the corporation) to whom such right so issued, or has become the owner thereof in the following man-
ner, i. e. By purchase of 320 shares of water stock from the Mink Creek
Irrigation Company No. 3,
as per abstract of title of said water right hereto attached and made a part of this statement:

That said waters are now diverted from said stream in the NE $\frac{1}{4}$ of
Section 32, Township 13 S, Range 41 E, B. M., and con-
ducted to the above described lands through Ditch No. 2,
as per map herewith and of this affidavit made a part;

That affiant and petitioner desires to abandon the use of^{.33}.....cubic feet per second of said water upon the above described land, and to convey and use same upon the following tract, situate, lying and being in the County of Franklin,..... and State of Idaho, to-wit: For domestic and farmstead use in sections, 19-28-30-31-32 & 33
Twp. 13.S. R. 41.E.

That his reasons for desiring to make such transfer are as follows:.....
Water to be delivered through pipe-line water system, for domestic
purposes instead of through open ditches, for annual use.

MICROFILMED

That he intends to divert and convey said .33 second feet of water to the tract of land last above described in the following manner, to-wit: Diverted from Ben Baird or Juniper Spring (Head waters of Mink Creek) within a plot of ground fully described as being in the NW $\frac{1}{4}$ Section 27, Twp. 13.S. R. 41.E. and delivered through a pipe-line to be distributed to some 26 families comprising the Association.

as set forth upon the map herewith; and that no one will be injured by such transfer.

WHEREFORE, Affiant and Petitioner prays that the Commissioner of Reclamation of the State of Idaho issue to him the proper certificate authorizing such transfer, in accordance with the provisions of Section 5582 of the Idaho Compiled Statutes.

Strawberry-Mink Creek Water Association.
By, Harold R. Baird President,
Applicant.

Subscribed and sworn to before me this 30th day of September
A. D. 19 52

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water diverted? Mink Creek,

Where is the diversion point located? NE $\frac{1}{4}$ Section 32, Twp. 13.S. R. 41.E.

Through what ditch is it now conducted? Mink Creek Irrigation Co. ditch No. 2,

How much land is now irrigated by the water sought to be transferred? Proportionate part of 300 Acres,

Give the description: 300 acres in Sections 30-31 & 32, Twp. 13.S. R. 41.E.

What is the total amount of water in inches, or second feet, dedicated to said land? 6.0 c.f.s.

What kind of crops are being raised? Hay & Grain,

How much water per acre is now required to irrigate said land? One inch,

What will be the effect on the land now irrigated, if the use of water on it is discontinued?

The amount of water to be transfered is so small, it will have no effect upon the land now irrigated,

Give location of new point of diversion, if change is to be made NW $\frac{1}{4}$ Sec. 27, Twp. 13.S R.41.E.

Through what ditch will it be conducted after transfer? Through pipe-line.

How much water will be required per acre to irrigate the land to which this water is transferred?

Water will be used for domestic and farmstead purposes,

Do you claim any other water right for the land from which you seek to abandon the use of this water?

If so, give amount, date and source 5.67 C.F.S. May 1, 1882.

Is there now any other water right for the land to which you seek to make this transfer? If so, give amount, date and source No.

Signed Harold R. Baird
Applicant.

MICROFILMED

STATE OF IDAHO,

County of Franklin

ss.

Lionel Keller (sole other user) and xxxxxx

being first duly sworn, each for himself, and not one for the other, deposes and says: That he is a citizen of the United States and of the State of Idaho, residing at Mink Creek, Idaho that he is user of water from Mink Creek Irrigation Co. No. 3, in Water District No. 5 County of Franklin, State of Idaho; that he has read or heard read the foregoing affidavit and petition of Strawberry Mink Creek Water Assn. and is familiar with its allegations and with the water right and lands therein mentioned and described and is not in any way interested in either, nor in any way related to said petitioner; that the statements and allegations therein made are true of his own knowledge; and that no one will be injured by the granting of the certificate authorizing the transfer therein petitioned.

Lionel Keller

Subscribed and sworn to before me this 30 day of September

A. D. 1952

[Signature]
Notary Public - Idaho

STATE OF IDAHO,

County of Caribou

ss.

I, E. J. Baird, Watermaster of Bear River Dist. 5 Idaho

Water District No. 5, County of Caribou, State of Idaho, whose postoffice address is Arden Springs Idaho, have read or heard read the foregoing affidavit and petition of Strawberry Mink Creek Water Assn. and, of my own knowledge, believe the same to be true as to all matters therein alleged, and that no one will be injured by the transfer prayed to be authorized; and I hereby endorse my approval of said petition, and request that the Commissioner of Reclamation issue the certificate of transfer as petitioned; or (do not approve of the issuance of the certificate of transfer prayed for) for the following reasons:

Watermaster Dist. No. 5

E. J. Baird

Dated at Arden Springs, Idaho, this 20 day of Oct, 1952

MICROFILMED

Name of Applicant.....

SEC.

SEC.

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SEC.

SEC.

MICROFILMED

STATE OF IDAHO, }
County of..... } ss.

..... and
being first duly sworn, each for himself, and not one for the other, deposes and says: That he is a citizen of
the United States and of the State of Idaho, residing at
that he is a user of water from, in Water District No.....
County of, State of Idaho; that he has read or heard read the foregoing affidavit and
petition of and is familiar with its allegations and with the water
right and lands therein mentioned and described and is not in any way interested in either, nor in any way re-
lated to said petitioner; that the statements and allegations therein made are true of his own knowledge; and
that no one will be injured by the granting of the certificate authorizing the transfer therein petitioned.

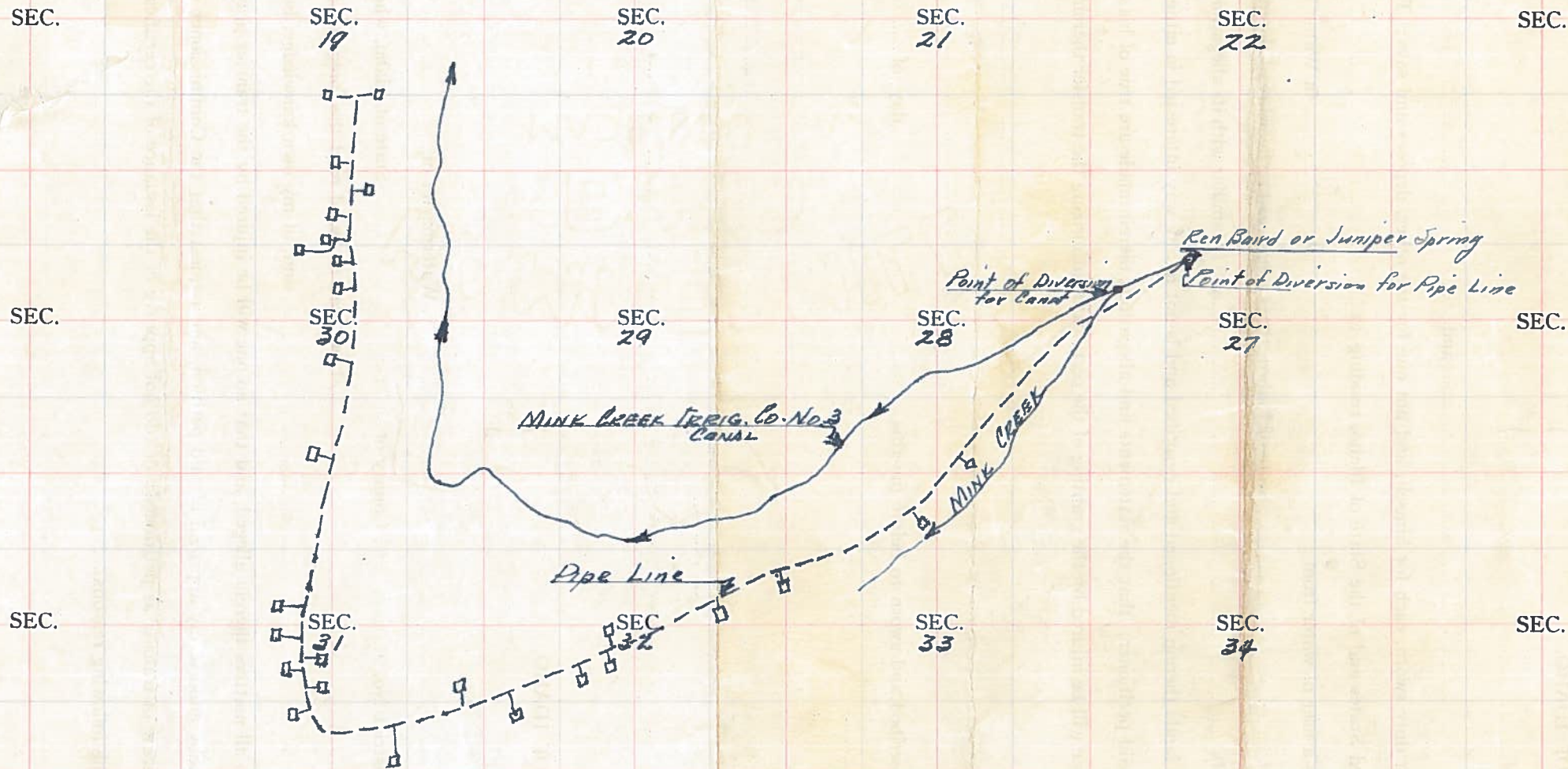
Subscribed and sworn to before me this day of
A. D. 19

STATE OF IDAHO, }
County of..... } ss.

I, ..., Watermaster of
Water District No....., County of, State of Idaho, whose postoffice address
is, have read or heard read the foregoing affidavit and petition
of, and, of my own knowledge, believe the same to be
true as to all matters therein alleged, and that no one will be injured by the transfer prayed to be authorized;
and I hereby endorse my approval of said petition, and request that the Commissioner of Reclamation issue
the certificate of transfer as petitioned; or (do not approve of the issuance of the certificate of transfer prayed
for) for the following reasons:.....
.....
.....
.....

.....Watermaster Dist. No.....
Dated at, Idaho, this day of, 19

Scale: 2 Inches—1 Mile. Draw Map in Ink.



MICROFILMED

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO.

ss.

County of Franklin

Don E. Smith

, being duly sworn,

deposes and says:

Publisher

That he is the of

THE PRESTON CITIZEN, a weekly newspaper published at Preston, in the County of Franklin and State of Idaho; that said paper has been and is in general circulation in the county aforesaid, and in the vicinity of Preston; that the advertisement, a copy of which is attached hereto, was published in said newspaper once a week for *two* consecutive weeks in the regular and entire issue of said paper during the period and time of publication, and was published in the newspaper proper and not a supplement; that said paper has been established and regularly published for more than seventy-eight consecutive weeks prior to the date of first publication of said advertisement.

Such notice was published in the issue beginning with

October 27

, 19*55*, and ending

with the issue of *November 3*, 19*55*

Don E. Smith

Fees, \$ *9.66*

Subscribed and sworn to before me this *10th* day

of *October*, 19*55*

Notary Public, Residing at Preston, Idaho

My Commission Expires *May 12*, 19*62*

PRINTING
PUBLISHING
OFFICE SUPPLIES

FRANKLIN
COUNTY'S
ONLY NEWSPAPER
ESTABLISHED IN 1892

THE PRESTON CITIZEN

DON E. SMITH
Publisher

PRESTON, IDAHO

October 10, 1958

SMITH-CORONA
REMINGTON, ROYAL
PORTABLE TYPEWRITERS

SERVING A
TERRITORY
OF OVER
10,000 PEOPLE

The following NOTICE OF PROPOSED TRANSFER OF WATER RIGHT appeared in the PRESTON CITIZEN, Preston, Idaho, October 27 and November 3, 1955. This copy is submitted as proof of publication because a copy of this issue of THE CITIZEN is not available:

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Harold K. Baird, President, Strawberry-Mink Creek Water Assoc. of Mink Creek, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the point of diversion and place of use of the waters of Mink Creek as follows: Amount: .33 cubic feet per second with priority of May 1, 1882. Point of diversion: NE $\frac{1}{4}$, Section 32, Township 13 South, Range 41 East, Place of Use: for irrigation of 300 acres in Sections 30, 31, and 32, Township 13 South, Range 41 East.

Transfer to

Point of diversion: NW $\frac{1}{4}$, Section 27, Township 13 South, Range 41 East. Place of Use: for domestic and farmstead use in sections 19, 28, 30, 31, 32, and 33, Township 13 South, Range 14 East.

And that on the *15*th day of November, 1955, at 10 o'clock A.M., at Room 107, State House, Boise, Idaho before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

MARK R. KULP
State Reclamation Engineer

MICROFILMED

RECORDED
OCT 17 1958
J

State Director, FHA
Boise, Idaho

Department of Reclamation

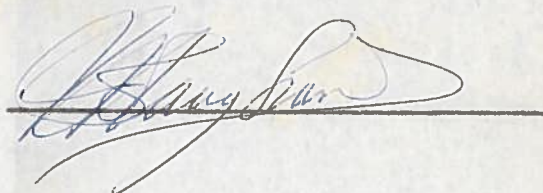
October 15, 1958

County Supervisor, FHA
Preston, Idaho

C81 - STRAWBERRY-MINK CREEK WATER ASSOCIATION

On October 14, Mr. Harold K. Baird, President of the subject association, was contacted and he advised us that he had paid the Preston Citizen for advertising the transfer of water right.

The Preston Citizen was contacted today and they have forwarded the Affidavit of Publication to the Department of Reclamation at Boise.



cc: ✓ State Department of Reclamation
Boise, Idaho

MICROFILMED

October 7, 1958

Mr. Don E. Smith
Publisher
The Preston Citizen
Preston, Idaho

Dear Mr. Smith:

In answer to your letter of October 5, 1958 in which we have been concerned over an Affidavit of Publication for the Strawberry-Mink Creek Water Association of Mink Creek, as we do not have a copy of the publication notice here in our files and we will require an Affidavit of Publication prior to issuance of Certificate of Transfer of Water Right to the Strawberry-Mink Creek Water Association. Therefore will leave it up to you for the best way to furnish us with an Affidavit.

However, I believe that you could just copy same with a typewriter and make the affidavit read notice of the transfer of water right as shown in your paper as of certain dates, that it will suffice in case you do not have an extra copy of the actual publication notice.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

RWT?lw

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FRANKLIN
COUNTY'S
ONLY NEWSPAPER
ESTABLISHED IN 1892

THE PRESTON CITIZEN

SERVING A
TERRITORY
OF OVER
10,000 PEOPLE

DON E. SMITH
Publisher

PRESTON, IDAHO

Oct. 5, 1958

State Reclamation Engineer
Boise, Idaho

RECEIVED
OCT 7 1958
Department of Reclamation

Dear Sir:

Webster Maughan of a local federal agriculture office showed me a letter from you concerning publication of a Notice of Proposed Transfer of Water Right for the Strawberry-Mink Creek Water Assn. of Mink Creek, Idaho.

Mr. Harold K. Baird of the association has finally paid publication costs for this legal but after all these years I cannot locate a copy of these issues of the paper. There was a mixup at the time and I finally gave up and forgot about it, after writing your office once or twice and sending the association several statements.

This notice was published October 27 and November 3, 1955, as shown by our permanent bound file from which we cannot clip.

What do you suggest we do? Shall we recopy the publication and have our letter notarized?

We will await your suggestion.

Very truly yours,
Don E. Smith
Don E. Smith, Publisher
The Preston Citizen

MICROFILMED

October 1, 1958

Re: Transfer of Water Right

Mr. Harold K. Baird, President
Strawberry-Mink Creek Water Association
Preston, Idaho

Dear Mr. Baird:

During the last of September, 1952, the Strawberry-Mink Creek Water Association filed an application for a Transfer of Water Right, transferring .33 cubic feet per second of the waters of Mink Creek with priority of May 1, 1882, for the use of approximately thirty water users, for stock and domestic purposes. This transfer of water right of the Strawberry-Mink Creek Water Association was taken out on the request of the Farmers Home Administration.

Notice of Proposed Transfer of Water Right was mailed to the Preston Citizen on October 24, 1955, for publication in their paper for two consecutive weeks. The department requires an affidavit of publication from the newspaper before we can complete this transfer.

We believe that you have this transfer of water right mixed up with Permit No. 22718. The Strawberry-Mink Creek Water Association filed Permit No. 22718 prior to filing the transfer of water right, but it was decided, as we understand it, that the transfer of water right was to take place of the water application No. 22718. It is our understanding that the application for appropriation of water No. 22718 was abandoned for the transfer of water right.

We have written several letters in regard to getting the Affidavit of Publication which was published in the Preston Citizen on October 24, 1955 and if you are no longer interested in the transfer, we will return your papers.

We are enclosing herewith, a copy of the notice sent to the Preston Citizen as of October 24, 1955 for varification.

Thank you for an imediate reply.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

RWT:lw
Enclosure

cc: Farmers Home Administration - Boise, Idaho
Farmers Home Administration - Preston, Idaho

MICROFILMED

Notice Of Proposed Transfer Of Water Right

Notice is hereby given that HAROLD K. BAIRD - President, Strawberry-Mink Water Assoc.
of Mink Creek, Idaho, has applied to the State Reclamation Engineer
of the State of Idaho for a certificate authorizing him to change the point of diversion
and ~~for~~ place of use of the waters of Mink Creek

as follows: Amount: .33 cubic feet per second with
priority of May 1, 1882.
Point of diversion: ~~xx~~ NE $\frac{1}{4}$, Section 32, Township 13 South,
Range 41 East Place of Use: for irrigation of 300 acres
in Sections 30, 31, and 32, Township 13 South, Range 41 East.

Transfer to

Point of diversion: ~~xx~~ NW $\frac{1}{4}$, Section 27, Township 13 South,
Range 41 East Place of Use: for domestic and farmstead
use in Sections 19, 28, 30, 31, 32, and 33, Township 13 South, Range 14 East. 41

And that on the 15th day of November, 1955
at 10 o'clock A. M., at Room 107, State House, Boise, Idaho
before the State Reclamation Engineer, or his authorized agent, the opportunity will be
given to any and all persons to appear and present, for his consideration any reason or rea-
sons why a certificate should not be issued authorizing such transfer.

MARK R. KULP

State Reclamation Engineer.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Date:
October 24, 1955.

Preston Citizen
Preston
Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for two consecutive weeks prior to **November 15, 1955**, the date set for hearing, the expense of the publication to be paid by the applicant, **Strawberry-Mink Water Association**, **Harold K. Baird-Pres.**, / of **Mink Creek, Idaho**, to whom you should furnish proof of publication on or prior to the date set for hearing.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication, in order that we may check same.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

FRANKLIN
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ONLY NEWSPAPER
ESTABLISHED IN 1892

THE PRESTON CITIZEN

SERVING A
TERRITORY
OF OVER
10,000 PEOPLE

DON E. SMITH
Publisher

PRESTON, IDAHO

Sept. 30, 1956

October 2, 1956

The Preston Citizen
Preston, Idaho

Attention- Mr. Don E. Smith

Dear Mr. Smith:

Att: Roy W. Thompson

Reference is made to your letter of September 30, 1956, in regard to notice for transfer of water right by Harold K. Baird, President of the Strawberry-Mink Creek Water Association, which was published in your paper last October.

According to our records, this transfer application was filed for the Association by Mr. L. D. Crawford, County Supervisor of the Farmers Home Administration, and was signed by Mr. Baird as President of the Association. We are sending a copy of this letter to Mr. Crawford, and also to Mr. Baird, and hope that this will clarify the matter, so that a certificate of transfer can be issued as applied for.

An affidavit showing publication once a week for two consecutive weeks, in a county newspaper, is required by statute, before the transfer can be approved.

Very truly yours,
Don E. Smith, Publisher
The Preston Citizen

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

A
CC to Harold K. Baird
L. D. Crawford

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FRANKLIN
COUNTY'S
ONLY NEWSPAPER
ESTABLISHED IN 1892

THE PRESTON CITIZEN

SERVING A
TERRITORY
OF OVER
10,000 PEOPLE

DON E. SMITH
Publisher

PRESTON, IDAHO

Sept. 30, 1956

RECEIVED
OCT 2 1956
Department of Reclamation

Department of Reclamation
Boise, Idaho

Att: Roy W. Thompson

Dear Sir:

Regarding your letter concerning the affidavit
for the notice for publication in connection with the
application of Harold K. Baird and the Strawberry-Mink
Creek Water Association:

For several weeks I have had a note on my desk to
write you concerning this same matter. We have never
received payment for this publication. Mr. Baird finally
came to this office after receiving at least two statements.
He said he knew nothing of the publication whatsoever.

Possibly you could clear up the matter by writing
Mr. Baird. We will then send you the affidavit.

Very truly yours,

Don E. Smith
Don E. Smith, Publisher
The Preston Citizen

MICROFILMED

September 28, 1956

Preston Citizen
Preston, Idaho

Gentlemen:

On October 24, 1955, we sent you notice for publication in connection with the application of Harold K. Baird, President of the Strawberry-Mink Creek Water Association for proposed transfer of water right.

We have not received your affidavit of publication, but a clipping in our files would indicate that publication was started on October 27, 1955.

Please send us an affidavit of publication, as this is required to complete the transaction.

Thank you.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

A

MICROFILMED

February 13, 1957

THE PRESTON CITIZEN
Preston, Idaho

Gentlemen:

Will you kindly send to this Department an Affidavit of Publication for Notice of Proposed Transfer of Water Right in the name of a Strawberry-Mink Creek Water Association.

We are enclosing herewith a copy of the notice published in your paper for your convenience.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

RWT:ab
Encl.

MICROFILMED

September 30, 1955

Mr. L. B. Crawford
County Supervisor
Farmers Home Administration
Library Building
Preston, Idaho

Dear Mr. Crawford:

We wish to refer you to the Department's Office letter mailed you under date of September 25, 1952.

Prior to that time an Application for Transfer of Water Right was filed with this Department by the Strawberry Mink Creek Water Association.

At the request of Mr. W. N. Young, of this City, a new Application was prepared and mailed you under date of September 25, 1952. Since that date we have not received any communication regarding said Transfer.

This Office holds a \$1.00 bill which accompanied the Application in payment of recording fees.

Providing said Transfer is not to be made we wish to know the rightful party to which the \$1.00 fee should be returned.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

T:cu

MICROFILMED

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

Preston, Idaho
October 4, 1955

RECEIVED
OCT 6 1955
Department of Reclamation

State of Idaho
Department of Reclamation
State House
Boise, Idaho

Gentlemen:

This is in reply to your letter of September 30, 1955. We are enclosing the Application for Transfer of Water Right referred to thereon.

After we had secured the signature of the Watermaster Dist. No. 5, at Soda Springs we thought the transaction was properly closed and filed the application. We regret our error.

Very truly yours

L. D. Crawford

L. D. Crawford
County Supervisor

RECEIVED
OCT 6 1955
Department of Reclamation

MICROFILMED

September 25, 1952

Mr. L. D. Crawford, County Supervisor
Farmers Home Administration
Library Building
Preston, Idaho

Dear Mr. Crawford:

At the request of Mr. W. N. Young, we are sending you a revised application for transfer of water right. The application has been changed somewhat from the original signed copy to conform to the decree. In discussing the matter with Mr. Young, we assumed that if the water was purchased from Mink Creek Irrigation Company, No. 3, it would have to be transferred from lands to which the water was made appurtenant and from the same point of diversion as described in the decree for Mink Creek Irrigation Company No. 3.

We are enclosing herewith an excerpt copied from the decree for your information, which explains changes.

If this revised application meets the approval of your clients, please have Mr. Harold Baird sign again as president. Also have the affidavit at the top of Page 3 filled out and signed.

For the watermaster's affidavit of approval, also on Page 3 of the application, you can send the application to Mr. E. J. Baird, Watermaster, Water District No. 5, Soda Springs, Idaho, for his approval, or this office will attend to same, whichever you prefer.

We have taken the liberty of revising said application after talking with your Mr. Young, and we hope it meets your approval as well as ours.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

RWT:fg
Enc.

MICROFILMED

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE
DISTRICT OF IDAHO, EASTERN DIVISION.

Utah Power & Light Company,	)	
Plaintiff	)	
vs.	)	In Equity
	)	
The Last Chance Canal Company,	)	No. 203.
Limited, et al.	)	
Defendants.	)	

Excerpt from Final Decree.

Mink Creek

- | | |
|--|--|
| <p>462. Mink Creek Irrigation Company
Number One:
1882 - May 1:
Apr. 20 to July 25 10.5 c.f.s.
July 25 to Sept. 1 7.0 c.f.s.
Sept. 1 to Sept. 30 5.25 c.f.s.</p> | <p>To be diverted through Ditch Number One
diverting from said Mink Creek in the
Southeast quarter of Section 28, Town-
ship 13 South, Range 41 East, B.M., for
the irrigation of 525 acres in Sections 28,
32 and 33, Township 13 South, Range 41
East, and Sections 5, 6, and 7, Township
14 South, Range 41 East, and Section 12,
Township 14 South, Range 40 East.</p> |
| <p>463. Mink Creek Irrigation Company
Number Three, successor in
interest to Lewis Keller, et al:
1882 - May 1:
Apr. 20 to July 25 6.0 c.f.s.
July 25 to Sept. 1 4.0 c.f.s.
Sept. 1 to Sept. 30 3.0 c.f.s.</p> | <p>To be diverted through Ditch Number Two
diverting from said Mink Creek in the
Northeast quarter of Section 32, Town-
ship 13 South, Range 40 East, for the irri-
gation of 300 acres in Sections 30, 31 and
32, Township 13 South, Range 41 East.</p> |
| <p>464. Mink Creek Irrigation Company
Number Four, successor in
interest to James M. Keller,
et al:
1882 - May 1:
Apr. 20 to July 25 13.1 c.f.s.
July 25 to Sept. 1 9.93 c.f.s.
Sept. 1 to Sept. 30 6.55 c.f.s.</p> | <p>To be diverted through Ditch Number
Four diverting from said Mink Creek near
the East quarter corner of Section 22,
Township 13 South, Range 41 East. For
the irrigation of 655 acres in Sections 19,
20, 27, 28, 30, 31, 32 and 33, Township 13
South, Range 41 East, and Sections 25 and
36, Township 13 South, Range 40 East,
and Section 6, Township 14 South, Range
41 East.</p> |

Before Hon. F. S. Dietrich,
District Judge.

Filed July 14, 1920.

MICROFILMED

STRAWBERRY-MINK CREEK WATER ASSOCIATION
(Easement and Right of Way Descriptions)

1. Spring Site:

Allen H. Christensen:

A plot of ground located in the NW $\frac{1}{4}$ Sec. 27, T 13S, R 41 E, Boise Meridian and more particularly described as follows:

Beginning at a point N 48° 11' E 2835 feet from the West $\frac{1}{4}$ Corner Sec. 27, T 13 S, R 41 E, B.M., thence on the following traverse: North 150 feet, East 150 feet, South 150 feet, and West 150 feet to point of beginning, containing .52 acre.

2. Pipe Line:

Allen H. Christensen:

Right of way for pipe line lying 10 feet each side of the following described line:

Beginning at a point N 47° 53' E 2842 feet from the W $\frac{1}{4}$ Cor. Sec. 27, T 13 S, R 41 E, Boise Meridian, thence S 66° 15' W 560 feet, S 66° 46' W 430 feet, S 41° 03' W 340 feet, S 37° 30' W 300 feet, S 46° 23' W 1300 feet, S 49° 20' W 150 feet to the South property line (in Sections 27 and 28).

May D. Davis:

Right of way for pipe line lying 10 feet each side of the following described line:

Beginning at a point West 255 feet from the East $\frac{1}{4}$ Cor., Sec. 28, T 13 S, R 41 E, Boise Meridian; thence S 49° 20' W 1400 feet, S 39° 12' W, 1314 feet to the South property line.

Carl H. Christensen:

Right of way for pipe line lying 10 feet each side of the following described line:

Beginning at a point S 48° 13' W 2895 feet from the East $\frac{1}{4}$ Corner, Section 28, Township 13 South, Range 41 East, Boise Meridian, thence S 39° 12' W 1118 feet and S 68° 06' W 80 feet to West property line. (In Sections 28 and 33).

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SEP 17 1952

Office Memorandum • UNITED STATES GOVERNMENT

TO : Mr. W. N. Young, Water Facilities Specialist DATE: September 15, 1952
Boise, Idaho

FROM : L. D. Crawford, County Supervisor
Preston, Idaho

SUBJECT: C81 (WF) Strawberry-Mink Creek Water Association, Inc.
Franklin County, Idaho

Will you please refer to your copy of a memorandum from the State Director to me regarding the enclosed "Application for Transfer of Water Right", which has been signed by the President of the subject company.

In discussing this matter with Mr. Bendixsen, we decided that you could give Mr. Kulp a better picture of the operations of this company if you were to present the application to him personally. You are in a position to answer any questions he might ask and thus save considerable time.

L.D. Crawford

cc: Mr. C. Bendixsen

Preston paper

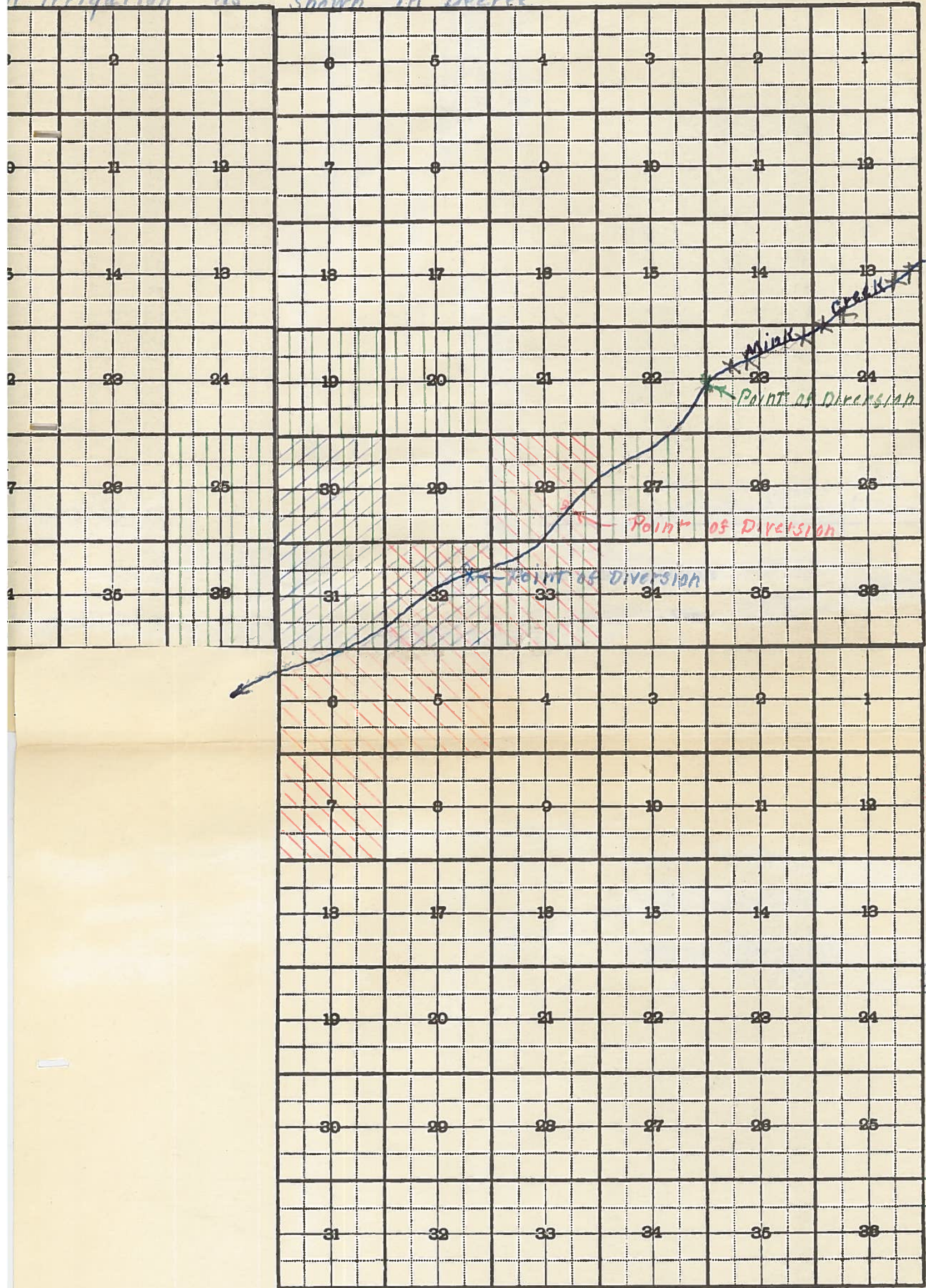
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SCALE: ONE INCH TO ONE MILE

NE MILE

Range 40 E Township 13 S Range 41 E

irrigation as shown in Decree



RECORDED