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IN THE DISTRICT COURT OF THE SIXTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF LEMHI

H. V. FERGUSON, A. E. FERGUSON, W. C. WHITWELL,
WILLIAM COLLINS, TIMOTHY DORE, P. J. DEMPSEY,
JOSEPH SEYFERS, EMMA SEYFERS, HOMER C. CHAFFEE,
MARY V. CHAFFEE, W. S. ANDREWS, and THE FIRST
NATIONAL BANK OF SALMON, a corporation,
Plaintiffs,

VS

THOMAS FERGUSON, ELIZABETH McDONALD, AXEL LARSON,
E. L. HUBBARD, ALBERT J. QUARLES, JOHN A. WOOD,
HELEN WOOD, M. J. FROST, M. J. FROST, as adminis-
tratrix of the estate of HENRY E. FROST, deceased,
AUGUST LUND, and E. S. EDWARDS, JR.,
Defendants.

DECEED

This cause coming on to be heard on the 24th day of June,
1915, before the Court sitting without a jury, Messrs Stevens and
Clute appearing as counsel for the plaintiffs H. V. Ferguson, A. E.
Ferguson, W. C. Whitwell, William Collins, Timothy Dore, P. J. Demp-
sey, Joseph Seyfers, Emma Seyfers, Homer^C Chaffee, Mary V. Chaffee,
W. S. Andrews, and the First National Bank of Salmon, a corporation;
and E. W. Whitcomb, Esq., appearing for the defendant E. S. Edwards,
Jr.; and Messrs O'Brien & Glennon appearing as counsel for the de-
fendants, Thomas Ferguson, Elizabeth McDonald, Axel Larson, E. L.
Hubbard, Albert J. Quarles, John A. Wood, Helen Wood, M. J. Frost,
M. J. Frost as administratrix of the estate of Henry E. Frost, de-
ceased, and August Lund; And the Court having heard the evidence
and proof submitted by all of the parties hereto, and having heard
the argument of counsel, and the testimony being closed, and the mat-
ter submitted to the Court for final determination, and the Court
having made its findings of fact and conclusions of law, and having
ordered judgment to be entered according to the findings and conclu-
sions;

WHEREFORE, by reason of the law and the premises and the findings
of fact and conclusions of law, as aforesaid, IT IS ORDERED, ADJUDGE*
ED AND DECREED as follows;

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OFFICE OF STATE ENGINEER

75 0028

That the plaintiff, H. V. FERGUSON, be and he is hereby awarded the use of two and four-tenths (2.4) cubic feet per second of the flow of the waters of the Salmon River, diverted and conveyed therefrom by the Minzer-Runsten Irrigation Ditch, situated in the County of Lemhi, State of Idaho, his right to said two and four-tenths (2.4) cubic feet of said water to date from the month of April, 1894, all of said water being for the irrigation of

the North-east quarter of the North-west quarter, the North-west quarter of the North-west quarter of the North-east quarter and the North-east quarter of the South-west quarter of the North-east quarter of Section eighteen (18) Township twenty-one (21) North, Range twenty-two (22) East of the Boise Meridian, in the County of Lemhi, State of Idaho.

75 0029

That the plaintiff, A. E. FERGUSON, be and he is hereby awarded the use of four-tenths (.4) of one cubic foot per second of time of the flow of the waters of the Salmon River, diverted and conveyed therefrom by the Minzer-Runsten Irrigation Ditch, situated in the County of Lemhi, State of Idaho, his right to said four-tenths (.4) of one cubic foot per second of time of the flow of said waters of the Salmon River, as aforesaid, to date from the month of April, 1894; Said water being for the irrigation of

the South-west quarter of the North-west quarter of the North-east quarter of Section eighteen (18), Township twenty-one (21) North, Range twenty-two (22) East of the Boise Meridian, in County of Lemhi, State of Idaho.

75 0030

That the plaintiff, W. C. WHITWELL, be and he is hereby awarded the use of two-tenths (.2) of one cubic foot per second of time of the flow of the waters of the Salmon River, diverted and conveyed therefrom by the Minzer-Runsten Irrigation Ditch, situated in the County of Lemhi, State of Idaho, his right to said two-tenths (.2) of one cubic foot per second of time of the flow of said waters of the Salmon River, as aforesaid, to date from the month of April, 1894, said waters being for the irrigation of

the South half of the South-west quarter of the North-west quarter of the South-east quarter of Section eighteen (18), Township twenty-one (21) North, Range twenty-two (22) East of the Boise Meridian, in County of Lemhi, State of Idaho.

75 0031

That the plaintiff, WILLIAM COLLINS, be and he is hereby awarded the use of four-tenths (.4) of one cubic foot per second of time of the flow of the waters of the Salmon River, diverted and conveyed ^{by} the Minzer-Runsten Irrigation Ditch, situated in the County of Lemhi, State of Idaho, his right to said four-tenths (.4) of one cubic foot per second of time of the flow of said waters of the Salmon River, as aforesaid, to date from the month of April, 1894; Said water being for the irrigation of

the North-east quarter of the North-west quarter of the North-east quarter of Section nineteen (19), Township twenty-one (21) North, Range twenty-two (22) East of the Boise Meridian, in the County of Lemhi, State of Idaho.

State of Idaho,)
County of Lemhi,) SS.

I W.C. Smith Clerk of the District Court of the Sixth Judicial District of the State of Idaho, in and for Lemhi County,

do hereby certify that the within and foregoing described land is the land covered by and for which water was allotted by Decree dated June 2, 1899, as shown by the Judgment roll filed herein in the above entitled action.

In witness whereof I have hereunto set my hand and affixed the seal of said Court this 24th, day of June A.D. 1904.

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W.C. Smith

Clerk.

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