

Affidavit of Publication

I, Paul R. Cross, of the
Arco Advertiser, a weekly newspaper of general
circulation, published weekly at Arco, Idaho, since
March, 1909, do solemnly swear that a copy of
this notice, per clipping attached, was published
weekly in the regular and entire issue of said
newspaper, and not in any supplement thereof,
for two consecutive weeks, commenc-
ing with the issue dated December 31, 1954
and ending with the issue dated January 7, 1955

Paul R. Cross

Subscribed and sworn to before me this
1st day of March, 1955

C. V. Boyatt

Notary Public.

Residence, Arco, Idaho.

My commission expires 9-1, 1958

LEGAL NOTICE

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Donald Frederick Waymire and Margaret Waymire, of Howe, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing them to change the point of diversion and place of use of the waters of Little Lost River and Dry Creek, .30 cubic feet per second, with priority of April 15, 1891 from Little Lost River, .80 cubic feet per second with priority of April 15, 1891 from Dry Creek. Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19, Township 10.N, Range 27.E. Place of Use: E $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19 and SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 20, Twp. 10.N. Range 27.E. B.M.

Transfer to

Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19, Township 10.N., Range 27.E. Place of Use: NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 29, Twp. 10.N. Range 27.E. B. M.

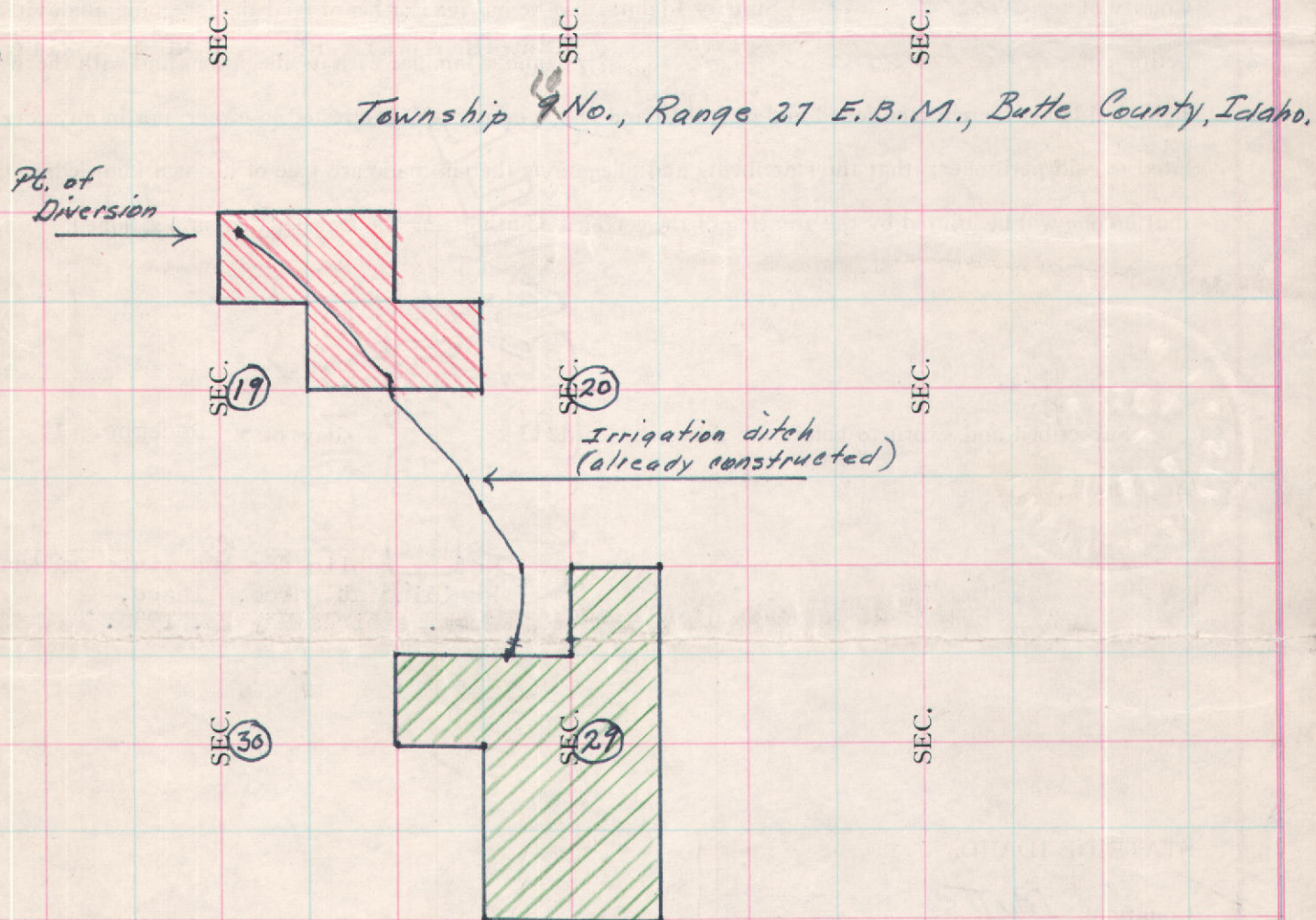
And that on the 17th day of January, 1955, at 10 o'clock A.M., at Room 107, State House, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

State Reclamation Engineer

MARK R. KULP

Publish Dec. 31, Jan. 7

MICROFILMED



Present place of use.



Proposed place of use.
Desert Entry # 0553
(approx 80 acres already under cultivation)

MICROFILMED

33-0099

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Application of

Donald Frederick Waymire and
Margaret Waymire
of Howe, Idaho

For a Transfer of Water Right, in Water
District No. 9, Butte County, Idaho.

ORDER GRANTING TRANSFER

NO. 843.

WHEREAS, On the 17th day of January, 1955, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of an application of Donald Frederick Waymire and Margaret Waymire of Howe, 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 applicants, 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 Department of Reclamation of the State of Idaho to be hereunto affixed at Boise, Idaho, this 1st day of March, A. D. 1955.

MARK R. KULP
State Reclamation Engineer

(SEAL)

RECEIVED
MARCH 1 1955

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 843.

THIS IS TO CERTIFY THAT Donald Frederick Waymire and Margaret Waymire of Howe, Idaho, are the owners of and using certain water rights including .30 cubic foot per second from Little Lost River with priority of April 15, 1891 and .80 cubic foot per second from Dry Creek with priority of April 15, 1891, said waters being decreed to Emily Bassinger by Judge Ralph W. Adair of the District Court of the 6th Judicial District of the State of Idaho, in and for the County of Butte, in the case of

BLAINE COUNTY INVESTMENT COMPANY

Plaintiff,

vs.

ROBERT G. MAYS, et al.,

Defendants.

said decree bearing date of March 4, 1927, and being appurtenant to the following described lands, to-wit:

E $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 19
SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 20
Township 10 North, Range 27 East B.M.

That said decree has been entered in the records of the Department of Reclamation of the State of Idaho in Volume 5 of Decrees beginning at Page 86.

That said Donald Frederick Waymire and Margaret Waymire have become the owners of said water rights through purchase.

And that now, upon the application of Donald Frederick Waymire and Margaret Waymire of Howe, Idaho, for the transfer of .30 cubic foot per second of the water of Little Lost River and .80 cubic foot per second of the water of Dry Creek made before the State Reclamation Engineer of the State of Idaho, and the said application having been granted, the right to the use of said waters upon the above described lands is hereby abandoned and the land to which these water rights shall, by this certificate, become appurtenant for irrigation and domestic purposes is described as follows, to-wit:

NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ Section 29
Township 10 North, Range 27 East, B.M.

That 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 amounts, to-wit:

.30 cubic foot per second of the waters of Little Lost River with priority of April 15, 1891.

.80 cubic foot per second of the waters of Dry Creek with priority of April 15, 1891.

That the water rights hereby transferred have heretofore been conducted to the first above described lands through private ditch with point of diversion in the NE¹/₄NE¹/₄ Section 19, Township 10 North, Range 27 East, B.M.

That the water rights hereby transferred will be hereafter conducted to the last above described land through the same private ditch with no change in point of diversion.

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.

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 1st day of March, A. D. 1955.

MARK R. KULP
State Reclamation Engineer

(SEAL)

From Saw Mill Creek:
From Dry Creek:

50 inches, May 25, 1891; 33 0076
320 inches, April 15, 1891; 33 0097

Points of diversion:

From Little Lost River:

From Saw Mill Creek: At the mouth of said stream;

From Dry Creek: At the Dry Creek dam;

to be used upon and appurtenant to:

The South half of the Northwest Quarter, and the East half of the Southwest Quarter of Section Thirty-three, the East half of the Southeast Quarter of Section Twenty-nine, and the Northeast Quarter of the Northeast Quarter of Section Thirty-two, and the Northwest Quarter of the Northwest Quarter of Section Thirty-three, and the South half of the Southwest Quarter of Section Eighteen and the Northwest quarter of Section Nineteen, all in Township Ten North, Range Twenty-seven East of the Boise Meridian.

XXIX

FERRY BASINGER:

From Dry Creek: 257.5 inches, April 15, 1891; 33 0098

Point of diversion at Dry Creek Dam;

to be used upon and appurtenant to:

The Southwest quarter of the Northeast Quarter, the North half of the Southeast Quarter, and the Southeast Quarter of the Southeast Quarter of Section Nineteen, the West half of the Southwest Quarter of Section Twenty, the Northwest quarter of the Northwest Quarter of Section Twenty-nine, and the Northeast Quarter of the Northeast Quarter of Section Thirty, all in Township Ten North, Range Twenty-seven East of the Boise Meridian.

XXX.

EMILY BASINGER:

From Little Lost River: 15 inches, April 15, 1891; 33 0099
From Dry Creek: ✓ 40 inches, April 15, 1891; 33 0100

Points of diversion:

From Little Lost River:

From Dry Creek: At the Dry Creek dam;

to be used upon and appurtenant to:

The East half of the Northeast Quarter, and the Northwest Quarter of the Northeast Quarter of Section Nineteen and the Southwest Quarter of the Northwest Quarter of Section Twenty, all in Township Ten North, Range Twenty-seven East of the Boise Meridian.

XXXI.

NORTH AMERICAN MORTGAGE COMPANY, a corporation:

From South Creek: 100 inches, May 1, 1889; 33 0101 74

Point of diversion:

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

33-B ✓
NUMBERED

THE BLAINE COUNTY INVESTMENT
COMPANY, a corporation,

Plaintiff,

ROBERT G. MAYS, et al.,

Defendants.

D E C R E E

This matter having been referred to Honorable L. E. Glennon by an order of this court, made and entered on the 4th day of May, 1923, to take the testimony herein and to try all of the issues in said action, both of fact and law, and to report findings and judgment thereon, as required by law, and the said Referee having heard and considered said cause and having submitted a full and complete report thereon setting forth his findings of fact and conclusions of law, and the court having duly considered said report and the objections filed thereto, and having heard the arguments of counsel for the respective parties in support of their objections to said report, and given due consideration thereto, and the court having heretofore made an order approving and adopting the report of the Referee, and the court having heretofore made and filed findings of fact and conclusions of law,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

I.

That all of the lands hereinafter described are arid in character and require artificial irrigation in order to produce profitable crops thereon.

II.

That the duty of water upon the several tracts of land herein described corresponds to the quantity of water awarded thereto, respectively, and the quantity of water herein awarded

1.

March 5, 1955

Area Advertiser
Area
Idaho

Gentlemen:

Thank you very much for the corrected Affidavit received
this morning in connection with transfer of Donald Frederick
Waymire and Margaret Waymire.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:cu

Affidavit of Publication

I, Paul Cross, of the
Arco Advertiser, a weekly newspaper of general
circulation, published weekly at Arco, Idaho, since
March, 1909, do solemnly swear that a copy of
this notice, per clipping attached, was published
weekly in the regular and entire issue of said
newspaper, and not in any supplement thereof,
for three consecutive weeks, commenc-
ing with the issue dated December 31, 1954
and ending with the issue dated January 14, 1955

Paul Cross
Subscribed and sworn to before me this
3rd day of March, 1955

C. V. Boyatt

Notary Public.

Residence, Arco, Idaho.

My commission expires 9-1, 1958

LEGAL NOTICES

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Donald Fredrick Waymire and Margaret Waymire, of Howe, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing them to change the point of diversion and place of use of the waters of Little Lost River and Dry Creek .30 cubic feet per second, with priority of April 15, 1891 from Little Lost River, .80 cubic feet per second with priority of April 15, 1891 from Dry Creek. Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19, Township 10.N, Range 27.E. Place of use: E $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19 and SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 20, Twp. 10.N. Range 27.E. B.M.

Transfer To

Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19, Township 10.N., Range 27.E. Place of Use: NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Section 29, Twp. 10.N. Range 27.E. B.M.

And that on the 17th day of January, 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
(Publish Dec. 31, Jan. 7, 14)

RECEIVED
MAR 5 1955
Department of Reclamation



~~LEONARD J. JOHNSON~~
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

Robert E. Smylie

March 2, 1955

Arco Advertiser
Arco
Idaho

Gentlemen:

This mornings mail brings us another Affidavit of Publication in connection with Proposed Transfer of Water Right of Donald Frederick Waymire and Margaret Waymire from Little Lost River and Dry Creek.

However, this Affidavit is the same as the one originally received from Mr. J. Blaine Anderson and still does not include the W¹SE¹/₄ Section 29, Township 10 North, Range 27 East, B. M., which was omitted from your first publication but which was included in your issue of January 14, 1955.

It is important that we have an Affidavit including the entire land description and we would appreciate your sending us an Affidavit including a clipping as corrected in your issue of January 14,

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By

Jeanne L. Anderson
Chief Clerk

A:cu

March 2, 1955

Arco Advertiser
Arco
Idaho

Gentlemen:

This mornings mail brings us another Affidavit of Publication in connection with Proposed Transfer of Water Right of Donald Frederick Waymire and Margaret Waymire from Little Lost River and Dry Creek.

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Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:cu



STATE OF IDAHO
DEPARTMENT OF RECLAMATION

MARK R. KULP, STATE RECLAMATION ENGINEER

XXXXXXXXXXXX
LEN B. JORDAN
GOVERNOR

ROBERT E. SMYLIE

BOISE

February 28, 1955

RECEIVED
MAR 2 1955

Department of Reclamation

Arco Advertiser
Arco
Idaho

Gentlemen:

Reference is made to notice of Proposed Transfer of Water Right of Donald Frederick Waymire and Margaret Waymire from Little Lost River and Dry Creek appearing in your issues of December 31, 1954 and January 7, 1955.

You will note that there was an error in the first publication which was corrected in the second edition to include in the land description the $W\frac{1}{2}SE\frac{1}{4}$ Section 29, Township 10 North, Range 27 East B.M.

A copy of your issue of January 7 shows that this correction was made but the affidavit of publication sent Mr. J. Blaine Anderson of Blackfoot contains a copy without this correction.

Will you please furnish this Department with a copy of this affidavit, with the correction made, by return mail if possible.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By

Jeanne L. Anderson

Chief Clerk

A:hll
cc J. Blaine Anderson

Affidavit of Publication

I, Paul R. Cross, of the
 Arco Advertiser, a weekly newspaper of general
 circulation, published weekly at Arco, Idaho, since
 March, 1909, do solemnly swear that a copy of
 this notice, per clipping attached, was published
 weekly in the regular and entire issue of said
 newspaper, and not in any supplement thereof,
 for two consecutive weeks, commenc-
 ing with the issue dated December 31, 1954
 and ending with the issue dated January 7, 1955

Paul R. Cross

Subscribed and sworn to before me this
1st day of March, 1955

C. V. Boyatt

Notary Public.

Residence, Arco, Idaho.

My commission expires 9-1, 1958

LEGAL NOTICE

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Paul R. Cross,
 of Arco, Idaho, Paul R. Cross, Arco, 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
 Little Lost River and Dry Creek,
 .30 cubic feet per second, with pri-
 ority of April 15, 1901 from Little
 Lost River, .30 cubic feet per se-
 cond with priority of April 15, 1901
 from Dry Creek. Point of diversion:
 NW 1/4, NE 1/4, Section 19, Township
 10 N., Range 27 E. Place of Use: NE 1/4
 NE 1/4, NW 1/4 NE 1/4, Section 19 and
 SW 1/4 NW 1/4 Section 20, Twp. 10 N.
 Range 27 E. B.M.

Transfer to

Point of diversion: NW 1/4, NE 1/4,
 Section 19, Township 10 N., Range
 27 E. Place of Use: NW 1/4 NE 1/4, S 1/4
 NW 1/4, SW 1/4 NE 1/4, E 1/4 SW 1/4 Sec-
 tion 29, Twp. 10 N. Range 27 E. B.
 M.

And that on the 17th day of Jan-
 uary, 1955, at 10 o'clock A.M., at
 Room 107, State House, Boise, Ida-
 ho, 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.

State Reclamation Engineer

MARK R. KULP

Publish Dec. 31, Jan. 7

February 28, 1955

Arco Advertiser
Arco
Idaho

Gentlemen:

Reference is made to notice of Proposed Transfer of Water Right of Donald Frederick Waymire and Margaret Waymire from Little Lost River and Dry Creek appearing in your issues of December 31, 1954 and January 7, 1955.

You will note that there was an error in the first publication which was corrected in the second edition to include in the land description the W¹/₂SE¹/₄ Section 29, Township 10 North, Range 27 East B.M.

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Will you please furnish this Department with a copy of this affidavit, with the correction made, by return mail if possible.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hl1
cc J. Blaine Anderson

Affidavit of Publication

I, Paul R. Cross, of the
Arco Advertiser, a weekly newspaper of general
circulation, published weekly at Arco, Idaho, since
March, 1909, do solemnly swear that a copy of
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weekly in the regular and entire issue of said
newspaper, and not in any supplement thereof,
for two consecutive weeks, commenc-
ing with the issue dated December 31
and ending with the issue dated January 7

Paul R. Cross

Subscribed and sworn to before me this

24 day of February 1955

C. V. Boyd

Notary Public.

Residence, Arco, Idaho.

My commission expires 8-1, 1958

LEGAL NOTICE

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Donald Frederick Waymire and Margaret Waymire, of Howe, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing them to change the point of diversion and place of use of the waters of Little Lost River and Dry Creek, .30 cubic feet per second, with priority of April 15, 1891 from Little Lost River, .80 cubic feet per second with priority of April 15, 1891 from Dry Creek. Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19, Township 10.N., Range 27.E. Place of Use: E $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19 and SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 20, Twp. 10.N. Range 27.E. B.M.

Transfer to

Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19, Township 10.N., Range 27.E. Place of Use: NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 29, Twp. 10.N. Range 27.E. B. M.

And that on the 17th day of January, 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.

State Reclamation Engineer

MARK R. KULP

Publish Dec. 31, Jan. 7

**NOTICE OF
PROPOSED TRANSFER
OF WATER RIGHT**

Notice is hereby given that Donald Fredrick Waymire and Margaret Waymire, of Howe, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing them to change the point of diversion and place of use of the waters of Little Lost River and Dry Creek .30 cubic feet per second, with priority of April 15, 1891 from Little Lost River, .80 cubic feet per second with priority of April 15, 1891 from Dry Creek. Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19, Township 10.N, Range 27.E. Place of use: E $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19 and SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 20, Twp. 10.N. Range 27.E. B.M.

Transfer To

Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19, Township 10.N., Range 27.E. Place of Use: NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$ Section 29, Twp. 10.N. Range 27.E. B.M.

And that on the 17th day of January, 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
(Publish Dec. 31, Jan. 7, 14)

1-14-54

LEGAL NOTICE

**NOTICE OF
PROPOSED TRANSFER
OF WATER RIGHT**

Notice is hereby given that Donald Frederick Waymire and Margaret Waymire, of Howe, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing them to change the point of diversion and place of use of the waters of Little Lost River and Dry Creek, .30 cubic feet per second, with priority of April 15, 1891 from Little Lost River, .80 cubic feet per second with priority of April 15, 1891 from Dry Creek. Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19, Township 10.N, Range 27.E. Place of Use: E $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19 and SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 20, Twp. 10.N. Range 27.E. B.M.

Transfer to

Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19, Township 10.N., Range 27.E. Place of Use: NW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 29, Twp. 10.N. Range 27.E. B.M.

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State Reclamation Engineer
MARK R. KULP
Publish Dec. 31, Jan. 7

~~XXXXXXXXXX~~
~~XXXXXX~~

Robert E. Smylie
Governor

January 8, 1955

Area Advertiser
Area
Idaho

Gentlemen:

We have checked the notice of Proposed Transfer of Donald Frederick and Margaret Waymire appearing in your issue of January 7 and find two corrections:

1. In the fourth line of the Paragraph following the words, "Transfer to," one land description has been omitted. After the E $\frac{1}{4}$ SE $\frac{1}{4}$ should be inserted W $\frac{1}{4}$ SE $\frac{1}{4}$ Section 29, etc.

2. Also, the name Mark R. Kulp should be above the title, State Reclamation Engineer.

This error in the land description will necessitate an additional publication, which please make in your issue of January 14 and have the affidavit of publication show the correct description.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hll

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Date:
December 21, 1954

The Arco Advertiser,
Arco, Idaho.

Gentlemen:

Enclosed you will find notice for publication once a week for two consecutive weeks prior to January 17, 1955 the date set for hearing, the expense of the publication to be paid by the applicant, ^s Agent, J. Blaine Anderson ^{of} Box 752, Blackfoot, 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,

Notice Of Proposed Transfer Of Water Right

Notice is hereby given that ~~Donald Frederick Waymire and Margaret Waymire,~~
of Howe Idaho. has applied to the State Reclamation Engineer
of the State of Idaho for a certificate authorizing ~~Them~~ to change the point of diversion
and/or place of use of the waters of ~~Little Lost River and Dry Creek,~~
~~.30 cubic feet per second with priority of April 15, 1891 from Little Lost~~
~~* follows amount *~~
~~.80 cubic feet per second with priority of April 15, 1891 from Dry Creek,~~
Point of diversion: ~~NW~~ $\frac{1}{4}$ ~~NE~~ $\frac{1}{4}$, Section 19, Township 10.N,
Range 27.E. Place of Use: ~~E1NE1, NE1NE1,~~ Section 19
and ~~SW1NE1~~ Section 20, Twp. 10.N. Range 27.E. B.M.

Transfer to

Point of diversion: NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 19, Township 10.N,
Range 27.E. Place of Use: ~~NW1NE1, SE1NE1, SW1NE1,~~
~~E1SW1, W1SE1~~ Section 29, Twp. 10.N. Range 27.E. B.M.

And that on the 17th, day of January, 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.

March 1, 1955

Mr. J. Blaine Anderson
Box 752
Blackfoot, Idaho

Dear Mr. Anderson:

We enclose Transfer Certificate No. 843 of Donald Frederick Waymire and Margaret Waymire, also Transfer Certificate No. 844 of Jess L. Amy and Margaret Waymire together with two copies of each, one of which has been certified.

By this same mail we are sending a copy of each of these Transfers to Mr. N. W. Hansen, Watermaster, Water District No. 9, for his information.

We also enclose departmental receipt No. 27214 for \$4.00 which includes \$1.00 recording fee for each Transfer and \$2.00 for the extra copies.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

A:hl1
Enc.

cc Mr. N. W. Hansen, Watermaster

J. BLAINE ANDERSON

ATTORNEY-AT-LAW

P. O. BOX 752

BLACKFOOT, IDAHO

January 18, 1955

JAN 19 1955

Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
State House
Boise, Idaho

Re: Change of Place of Use - License
No. 20929, Jess L. Amy and
Margaret Waymire

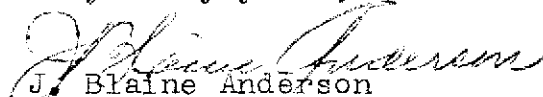
Dear Mr. Kulp:

Pursuant to the provisions of Section 42-222, Idaho Code, I hand you herewith the Application of Jess L. Amy and Margaret Waymire for transfer of place of use of a portion of the waters covered by the above license, as more fully appears from the plat attached showing the proposed change, and together with the certificate of N. W. Hanson, Water Master of District No. 9, approving the proposed change.

If the Application is in due form, publication of the notice should be made in the Arco Advertiser, of Arco, Idaho, which newspaper publishes on Thursday only of each week.

I also enclose the personal check of Margaret Waymire in the amount of \$6.00. This check is forwarded to cover the cost of furnishing two copies of Water Application No. G-33183 (Permit No. G-25334) issued in the name of the same persons, one of which was certified. The additional \$4.00 is transmitted to cover the cost of furnishing two copies, one certified, of the Certificate of Transfer of Decreed Water Right, now in the process of publication and pertaining to Donald F. and Margaret Waymire and being waters of Little Lost River and Dry Creek and serving lands in Sections 19 and 20, Township 10 North, Range 27 E.B.M., as well as the furnishing of two copies, one certified, of the Certificate of Transfer of a portion of the waters under License No. 20929, the Application for which is enclosed herewith.

Very truly yours,


J. Blaine Anderson

JBA:gvo
Enclosures
cc: Mrs. Margaret Waymire

J. BLAINE ANDERSON

ATTORNEY-AT-LAW

P. O. BOX 732

BLACKFOOT, IDAHO

February 26, 1955

FEB 28 1955

Department of Reclamation

Mark R. Kulp
State Reclamation Engineer
Dept. of Reclamation
State House
Boise, Idaho

Attn: Mr. Roy W. Thompson
Supervisor of Water Distribution

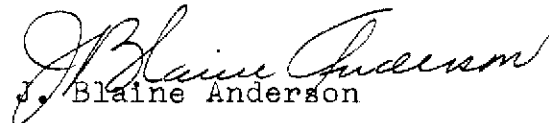
Re: Change of Place of Use - Donald
Frederick Waymire and Margaret
Waymire - 1.1 cu. ft. per second
Waters of Little Lost River and
Dry Creek

Dear Mr. Thompson:

I have procured from the Arco Advertiser
an Affidavit of Publication with reference to
the above mentioned transfer and enclose it
herewith.

Please furnish to me immediately upon
receipt the Certificate for Transfer of Place
of Use with additional copies, one certified,
with reference to this transfer and to the
transfer under License No. 20929.

Very truly yours,


J. Blaine Anderson

JBA:gvo

Enclosure

February 18, 1955

Mr. J. Blaine Anderson
Attorney At Law
P. O. Box 752
Blackfoot, Idaho

Dear Mr. Anderson:

We wish to acknowledge receipt of the Affidavit of Publication for the Jess L. Amy and Margaret Waymire proposed transfer of water right.

This Affidavit was for the publication for the change of 1.8 cubic feet per second of subterranean waters.

We are still short the Affidavit of Publication for the Donald F. and Margaret Waymire transferring the decreed water rights from Little Lost River and Dry Creek at the amount of 1.1 cubic feet per second.

Upon the receipt of this Affidavit from the Arco Advertiser we will then issue your Certificates for change of water right on both transfers.

Very truly yours,

MARK R. KUMP
State Reclamation Engineer
By

Roy W. Thompson
Superior of Water Distribution

T:cu

December 22, 1954

Mr. J. Blaine Anderson
Attorney at Law
Box 752
Blackfoot, Idaho

Dear Mr. Anderson:

We are enclosing herewith a copy of Notice of Proposed Water Transfer of Water Right in the name of Donald Frederick Waymire and Margaret Waymire of Howe, Idaho, transferring water rights of the Little Lost River and Dry Creek, a tributary.

We have changed the land description to conform with the decree, decreed to Emily Bassinger, as to the land description shown on the application for transfer.

This notice of publication will probably be published during the last week in December and the first week in January. Please check over the land description as noted in the publication notice and if by chance there are any mistakes in same, please notify this department at an early date so that a change in the notice may be accomplished.

Inadvertently, a mistake was made in stating the land description in our letter of December 16 to N. W. Hansen, Watermaster of Little Lost River. You will find the land as described in the notice of publication correctly stated the same as in the decree.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

T:hll
Enc.
cc: Mr. N. W. Hansen, Watermaster
Water District No. 9
Howe, Idaho

December 16, 1954

N. W. Hansen, Water Master
Water District No. 9
Howe, Idaho

Dear Neph:

We are returning herewith application for transfer of water right in the name of Donald and Margaret Waymire recently sent to this office by Mr. J. Blaine Anderson of Blackfoot. We are returning the same to you for the reason that the land description first written in the application describing the lands as decreed states that the lands are in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ Section 19, Township 9 North, Range 27 East E. M. in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 20 of the same Township.

According to the decree the water right was made appurtenant to the E $\frac{1}{2}$ of the NE $\frac{1}{4}$ and the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 20, Township 10 N., Range 27 East, E. M. and the SW $\frac{1}{4}$ NW $\frac{1}{4}$ 20-10-27

This office does not have a record of any transfer transferring said water away from said lands as decreed.

Kindly let us know if this is a mistake in the application or whether some other correction was made subsequent to the decree changing the place of use.

Thanking you for your information and return of the application.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

T:cu
Enc.
cc-J. Blaine Anderson



LEN JORDAN
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

December 16, 1954

N. W. Hansen, Water Master
Water District No. 9
Howe, Idaho

Dear Neph:

We are returning herewith application for transfer of water right in the name of Donald and Margaret Waymire resently sent to this office by Mr. J. Blaine Anderson of Blackfoot. We are returning the same to you for the reason that the land discription first written in the application describing the lands as decreed states that the lands are in the NE $\frac{1}{2}$ of the NW $\frac{1}{4}$, SE $\frac{1}{2}$ of the NW $\frac{1}{4}$ Section 19, Township 9 North, Range 27 East H. M. in the SW $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 20 of the same Township.

According to the decree the water right was made appurtent to the E $\frac{1}{2}$ of the NE $\frac{1}{2}$ and the NW $\frac{1}{4}$ of the NE $\frac{1}{2}$, Section 20, Township 10 N., Range 27 East, B. M.

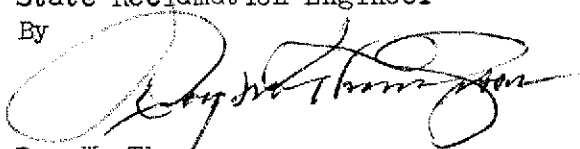
This office does not have a record of any transfer transferring said water away from said lands as decreed.

Kindly let us know if this is a mistake in the application or whether some other correction was made subsequent to the decree changing the place of use.

Thanking you for your information and return of the application.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By


Roy W. Thompson
Supervisor of Water Distribution

T:cu
Enc.
cc-J. Blaine Anderson

(over)

State of Idaho
Dept of Reclamation
Boise Idaho

Boise Idaho 12-17-1954

Attention: Mr. Thompson

Apparently Mrs. Wayne made an error in the description of the land this water was deeded to.

The land the water was deeded to is the same as Waynes are requesting title have water transferred from.

I do not have a certified copy of the decree but what is in the decree is correct.

Hope this will clarify the matter.

W. M. Hansen

RECEIVED
DEC 20 1954
DEPT. OF RECLAMATION

J. BLAINE ANDERSON
ATTORNEY-AT-LAW
P. O. BOX 782
BLACKFOOT, IDAHO

December 13, 1954

RECEIVED
DEC 14 1954
Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
State House
Boise, Idaho

Re: Change of Place of Use - Decreed
Water Right, Donald F. and Margaret
Waymire, Twp. 9 North, Range 27
E.B.M., Butte County, Idaho

Dear Mr. Kulp:

Pursuant to the provisions of Section 42-222, Idaho Code, I hand you herewith the Application of Donald F. and Margaret Waymire for Transfer of Place of Use of Decreed Water Right, together with a plat attached showing the proposed change and the certificate of N. W. Hansen, Watermaster of District No. 9, approving the proposed change.

Although the Application form is an old one, I think that it contains all of the information required by statute.

Publication of Notice should be made in the Arco Advertiser of Arco, Idaho, and they publish only once weekly and on Thursday of each week.

Very truly yours,

J. Blaine Anderson
J. Blaine Anderson

JBA:gvo

Enclosure

Application for Transfer of Water Right

STATE OF IDAHO,

County of BUTTE

SS.

DONALD FREDERICK WAYMIRE and MARGARET WAYMIRE, husband and wife,
being first duly sworn, deposes and says:
AND MARGARET WAYMIRE, husband and wife,

That his name is DONALD FREDERICK WAYMIRE; that he is of lawful age, a citizen
of the United States and of the State of Idaho, and that his postoffice address is

Howe Idaho

That he is the owner and using a certain water right, bearing date of priority of April 15-1891 ^{From Little Lost R.}
for 1.1 cubic feet per second of the waters of LITTLE-LOST RIVER ^{PRY Creek}

County of Butte, State of Idaho, decreed to Emily Bassinger
by decree of Judge Ralph W. Adair of the SIXTH Judicial District of the State of

Idaho, in and for the County of Butte, in the case of The Blaine County Forevestment Co.
vs. R. G. Mays, et al, said decree bearing date of 1927

(or obtained by virtue of License No. _____, issued by the State Engineer or the Commissioner of
Reclamation of the State of Idaho, dated _____, 19____, bearing date of priority
of _____, 19____) for the purpose of irrigating the following described lands situate, lying

and being in water District No. NINE in the County of Butte and State of Idaho, to-wit:

N² NW⁴, SE⁴ NW⁴ Sec. 19 T 9 N 27 E B.M. } all in 10 N.
SW⁴ NW⁴ Sec 20 T 9 N 27 E B.M. } SPR 1/4 NW 1/4 20-10 N R 27 E
1/2 NE, NW NE-19 E² NE⁴, NW⁴ NE⁴ Sec 19 T 10 N 27 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 manner, i. e.

Purchase

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 NW⁴ NE⁴ of
Section 19, Township 9 N, Range 27 E, B. M., and con-
ducted to the above described lands through Private ditch

as per map herewith and of this affidavit made a part;

That affiant and petitioner desires to abandon the use of 1.1 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 Butte and State of Idaho, to-wit:

NW⁴ NE⁴, SW⁴ NW⁴ SW⁴ NE⁴, E² SW⁴, W² SE⁴ Sec. 29
T 9 N 27 E B.M.
(10) N. 27

That his reasons for desiring to make such transfer are as follows: That the lands to which
transfer is desired are better and more fertile.

That he intends to divert and convey said 1.1 second feet of water to the tract of land last above described in the following manner, to-wit: Private ditch From Present Point of Diversion on grade To North End of Field at Aptox. on Line of S² NW⁴ Sec 29 T 9 N 27 E B M.

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.

Subscribed and sworn to before me this 8th day of December
A. D. 19 34
Donald Fredrick Waymire Applicant.
Margaret Waymire
Johnnie Anderson Notary Public.

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water now diverted? Little Lost River

Where is the diversion point now located? NW⁴ NE⁴ Sec 19- 9N 27 E B M.

Through what ditch is it now conducted? Private Ditch

How much land is now irrigated by the water sought to be transferred?

Give the description:

What is the total amount of water in inches, or second feet, dedicated to said land? 1.1 SF.

What kind of crops are being raised? Hay & grain

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

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

Revert To Pasture Land
(Revert)

Give location of new point of diversion, if change is to be made. No change

Through what ditch will it be conducted after transfer? Same ditch

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

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.

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 Donald Fredrick Waymire Applicant.
Margaret Waymire

STATE OF IDAHO,

County of

Butte

SS.

~~Walter H. Hansen~~ Clyde Lee and ~~Walter H. Hansen~~ R. R. Mays

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 Howe, Idaho that he is a user of water from Little Lost River, in Water District No. 9 County of Butte Co., State of Idaho; that he has read or heard read the foregoing affidavit and petition of Donald Frederick Waymire AND MARGARET WAYMIRE, husband & wife, 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.

Clyde Lee
R. R. Mays

Subscribed and sworn to before me this 10th day of December

A. D. 19 54

W. H. Boyer
Notary Public for the State of Idaho
Residing at Arco, Idaho,
Comm. expires May 23, 1958.

STATE OF IDAHO,

County of

Butte

SS.

I, N. W. Hansen, Watermaster of LITTLE Lost River

Water District No. Nine, County of Butte, State of Idaho, whose postoffice address

is Howe, Idaho, have read or heard read the foregoing affidavit and petition

of Donald F. Waymire, 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

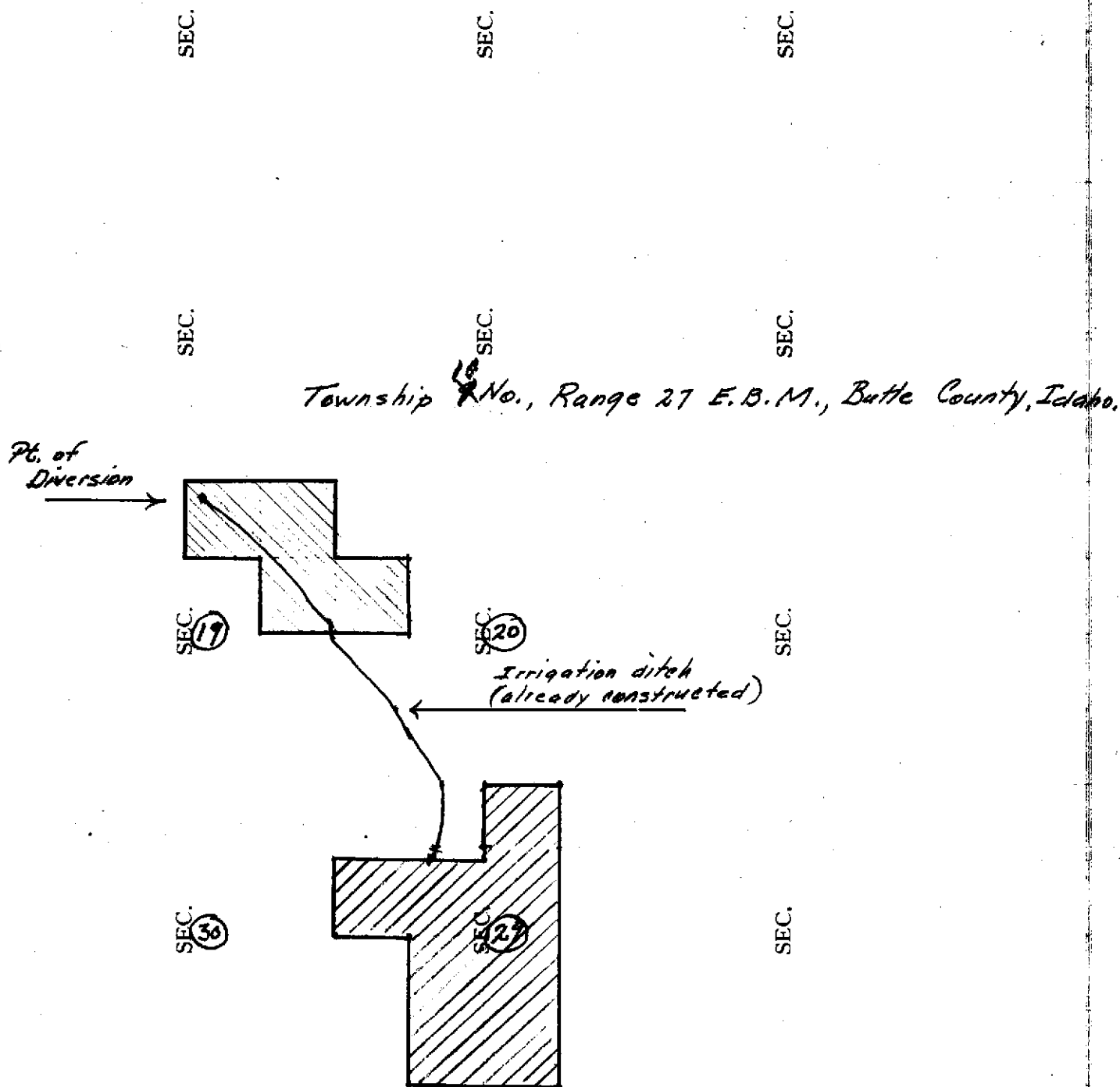
for) for the following reasons: The Transfer will give a higher

duty of water as the new land is better soil

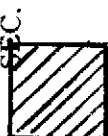
and will produce more with a given amt. of water

N. W. Hansen Watermaster Dist. No. Nine

Dated at Howe, Idaho, this 10 day of December, 1954



Present place of use.



Proposed place of use.
Desert Entry # 0553
(approx 80 acres already under cultivation)