

No Color
Documents
In File

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
--------------	------	------------------	-------------------	--------------

	Strevel, C. N.	1.9		43-0315
669	Olson, Frank	1.9	0	43-0315A

R

E

F

S

N

GENERAL

A

R

T

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Certificate of Water Right
Transferred Right No. 669

THIS IS TO CERTIFY THAT FRANK OLSON, of Bridge, Idaho, is the owner of and using certain water rights from Raft River, in the following amounts: 1.9 cubic feet per second of said water, bearing date of priority of November 30, 1879, and 1.6 cubic feet per second of said water, bearing date of priority of July 1, 1884, said water being decreed to O. N. Strevell, and 1.6 cubic feet per second of said water, bearing date of priority of July 1, 1884, said water being decreed to C. W. Thomas, by Judge Charles C. Cavasah, of the District Court of the United States for the District of Idaho, Southern Division, in the case of

ALBION-IDAHO LAND COMPANY,

Plaintiff,

vs.

JOB A. ADAMS, ET AL,

Defendants,

said decree bearing date of October 28, 1928, and being appurtenant to the following described lands, to-wit:

SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 28;
SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 27;
NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 33;
NW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 34;
E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 27;
S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 27;
NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 26;
All in Township 15 South, Range 28 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, at Page 324.

That said Frank Olson has become the owner of said water rights through purchase.

and that now, upon the application of Frank Olson, of Bridge, Idaho, for the transfer of 5.1 cubic feet per second of said water, made before the State Reclamation Engineer of the State of Idaho, and said application having been granted, the right to the use of 5.1 cubic feet per second of the waters of Raft River 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, for irrigation and domestic purposes, are described as follows, to-wit:

N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$,
All in Section 7, Township 15
South, Range 27 East, B. M.

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:

- 1.9 cubic feet per second, bearing date of priority of November 30, 1897; and
- 3.2 cubic feet per second, bearing date of priority of July 1, 1884.

That the water right hereby transferred has been conducted to the first above described lands through a private ditch, with point of diversion in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 33, Township 15 South, Range 26 East, B.M.

That the water right hereby transferred will hereafter be conducted to the last above described lands through a private ditch, with points of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 24, Township 15 South, Range 26 East, B.M., and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 18, Township 15 South, Range 27 East, B.M.

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 7th day of November, A. D. 1944.

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

COPY

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

In the Matter of the Application of

FRANK OLSON
of Bridge, Idaho

ORDER GRANTING TRANSFER

For a Transfer of Water Right,
in Water District No. 8-B, County of
Cassia

WHEREAS, On the 30th day of October, 1944, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of an application of Frank Olson, of Bridge, 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 said transfer would operate to the betterment of applicant's farming operations, and that no one would 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 7th day of November, A. D. 1944.

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

UNITED STATES DISTRICT COURT OF THE UNITED STATES FOR THE
SOUTHERN DIVISION.

ALBION-IDAHO LAND COMPANY,
a corporation.

Plaintiff.

-VS-

JOBE ADAMS, et al.

Defendants.

#997
DECREE #99

WHEREAS, on the 17th day of May, 1922, the said
Idaho Land Company duly filed its complaint in equity,
entitled court, which said cause was entitled the Alb.
Company, a corporation, complainant versus Jobe Adams &
others as defendants, and

WHEREAS, by order of the Court duly made and entered
of said cause was designated as Albion-Idaho Land Company v.
Jobe Adams, et al. and was docketed and all proceedings were
under said title, and

WHEREAS, on the said 22nd day of May, 1922, the said
complainant caused to be filed with the Clerk of the United
District Court for said District its lis pendens, and caused
same to be thereafter, on the 30th day of June, 1922, to be
filed of record with the County Recorder of Cassia County,
and said lis pendens was on said day duly recorded in Book
lis pendens on pages 211-2-3-4 of the records of said County

WHEREAS, thereafter due and regular service of summons
made upon all parties mentioned in said complaint, either
or by due publication as shown by the records and files of
action, and

WHEREAS, the following named defendants, Jobe Adams, &
Adams, wife of Jobe Adams, Myrum Andrews, Virginia Andrew
Bateman, Ella Bateman, Harry Branscom, Peggie Branscom,
Reinhard, Henry E. Bigler, Mary Ann Bigler, Osmor W. J
Osmor W. Ball, James Badger, Lillian Badger, Max C. J

T. R. Smith

1909-Aug. 2 0308

1.6 s.f. 274

To be diverted from Raft River
for the irrigation of
S $\frac{1}{2}$ SW $\frac{1}{2}$, Sec. 4. and E $\frac{1}{2}$ NW $\frac{1}{2}$, Sec. 9.
Twp. 14 S. R. 27 E.B.M.

John O. Smith

Flossie Smith

1909-Feb. 13 0310

2.4 s.f.

1909-Feb. 13 0311

1.6 s.f.

Trans #709

To be diverted from Raft River
for the irrigation of
NW $\frac{1}{2}$, N $\frac{1}{2}$ SW $\frac{1}{2}$, Sec. 33, Twp. 13 S.
R. 27 E.B.M.

Joseph O. Smith

Luella Smith

1909-Feb. 13 0312

2.3 s.f.

1909-Feb. 13 0313

.8 s.f.

To be diverted from Raft River
for the irrigation of
SE $\frac{1}{2}$ SW $\frac{1}{2}$, Sec. 33, Twp. 13 S. R.
27 E.B.M., Lots 3 and SE $\frac{1}{2}$ NW $\frac{1}{2}$,
NE $\frac{1}{2}$ SW $\frac{1}{2}$, Sec. 4, Twp. 14 S. R. 27
E.B.M.

Wm. H. Smoot

Adella Smoot

1921-Apr. 16 0314

1.6 s.f. 248

To be diverted from Clear Creek
for the irrigation of
SW $\frac{1}{2}$ SW $\frac{1}{2}$, Sec. 28, SE $\frac{1}{2}$ SE $\frac{1}{2}$, Sec. 29,
Twp. 14 S. R. 27 E.B.M.

C. N. Strevel

1879-Nov. 30 0315

1.9 s.f. 274

Trans #669

To be diverted from Raft River,
April 1 to October 1, for the
irrigation of
SE $\frac{1}{2}$ SE $\frac{1}{2}$, SW $\frac{1}{2}$ SW $\frac{1}{2}$, Sec. 27, NE $\frac{1}{2}$ NW $\frac{1}{2}$,
Sec. 33 and NW $\frac{1}{2}$ NW $\frac{1}{2}$, Sec. 34,
Twp. 15 S. R. 26 E.B.M.

1884-July 4 0316

1.6 s.f. 260

To be diverted from Raft River,
April 1 to October 1, for the
irrigation of
E $\frac{1}{2}$ SW $\frac{1}{2}$, Sec. 27, Twp. 15 S. R. 26
E.B.M.

Winslow R. Taylor

1894-Apr. 1 0317

3.175 s.f. 248

To be diverted from Cassia Creek
for the irrigation of the
following land;
E $\frac{1}{2}$ NW $\frac{1}{2}$, NE $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{2}$, Sec. 7, Twp. 13
S. R. 27 E.B.M., excepting
therefrom the following tract;
Commencing at the NE corner of said
Sec. 7, running thence South on the
East boundary line of Sec. 7, the
same being considered as true south
according to Govt. Field notes,
3926.4 feet to the SE corner of the
NE $\frac{1}{2}$ SE $\frac{1}{2}$, Sec. 7, thence South
89° 7' West along the South
boundary line of the last named
Govt. subdivision 2000 feet.

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 384-2215

file 43-0315
(T. #667)

July 20, 1979

Mr. Herman E. Bedke
Nielson & Bedke
Attorneys and Counselors at Law
P. O. Box 249
Burley, ID 83318

Dear Mr. Bedke:

I have researched our records for water rights appurtenant to the lands described in your letter of June 7, 1979, as follows:

T. 15 S., R. 27 E., B.M., Cassia County

Section 6: S $\frac{1}{2}$ NE $\frac{1}{4}$
SE $\frac{1}{4}$ SW $\frac{1}{4}$
W $\frac{1}{2}$ SE $\frac{1}{4}$

E $\frac{1}{2}$ SE $\frac{1}{4}$ - Excepting therefrom all that portion lying east of the U.S. Highway Number 30 south.

Section 7: E $\frac{1}{2}$ NW $\frac{1}{4}$
NE $\frac{1}{4}$
NE $\frac{1}{4}$ SW $\frac{1}{4}$
N $\frac{1}{2}$ SE $\frac{1}{4}$

Excepting therefrom that portion of the said NE $\frac{1}{4}$ lying east of U.S. Highway Number 30 south.

Our records show the following water rights appurtenant to or a portion thereof the lands described above:

43-2291 - licensed in the name of Frank Olson with priority date of August 13, 1943, for 2 cfs of the waters of Raft River with point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24, T. 15 S., R. 26 E. for domestic use and irrigation of 100 acres on the following lands:

MACROFILMED

T. 15 S., R. 27 E.

Section 7: $E\frac{1}{2}NW\frac{1}{4}$
 $NE\frac{1}{4}SW\frac{1}{4}$

43-2363 - licensed in the name of Frank Olson with priority date of June 19, 1951, and Transfer No. 1605 for 3.1 cfs (155 inches) of subterranean waters with points of diversion in the $NE\frac{1}{4}SW\frac{1}{4}$, $NW\frac{1}{4}SE\frac{1}{4}$, Sec. 7, T. 15 S., R. 27 E. for domestic use and irrigation of 155 acres on the following lands:

T. 15 S., R. 27 E.

Section 7: $NE\frac{1}{4}NE\frac{1}{4}$
 $S\frac{1}{2}NE\frac{1}{4}$
 $NE\frac{1}{4}SW\frac{1}{4}$
 $N\frac{1}{2}SE\frac{1}{4}$

43-2175 - licensed in the name of Frank Ostberg with priority date of December 30, 1918, for 1.6 cfs of the waters of Raft River with point of diversion in the $SE\frac{1}{4}NW\frac{1}{4}$, Sec. 24, T. 15 S., R. 26 E. for domestic use and irrigation of 80 acres on the following lands:

T. 15 S., R. 27 E.

Section 7: $SE\frac{1}{4}NW\frac{1}{4}$
 $NE\frac{1}{4}SW\frac{1}{4}$

43-2397 - licensed in the name of Vincent B. Tobin with priority date of July 7, 1953, for 4.36 cfs of subterranean waters with point of diversion in the $SE\frac{1}{4}NE\frac{1}{4}$, Sec. 6, T. 15 S., R. 27 E. for irrigation of 362 acres of which 73 acres are located in Section 6 as follows:

T. 15 S., R. 27 E.

Section 6: $NE\frac{1}{4}NE\frac{1}{4}$
 $SE\frac{1}{4}NE\frac{1}{4}$ for irrigation of 33 acres

In the case of Albion-Idaho Land Co., a corporation, vs. Jobe Adams, et al., the decreed rights as described in your letter are as follows:

43-0315 - 1.9 cfs of the waters of Raft River, priority date of November 30, 1879, decreed to C. N. Strevel;

43-0316 - 1.6 cfs of the waters of Raft River, priority date of July 1, 1884, decreed to C. N. Strevel;

43-0322 - 1.6 cfs of the waters of Raft River, priority date of July 1, 1884, decreed to C. W. Thomas, Administrator;

Transfer by Frank Olson, number 669, transferred 5.1 cfs of the waters of Raft River of the above mentioned decreed rights to be conducted through a private ditch with points of diversion in the $SE\frac{1}{4}NW\frac{1}{4}$, Sec. 24, T. 15 S., R. 26 E. and the $SW\frac{1}{4}SW\frac{1}{4}$, Sec. 18, T. 15 S., R. 27 E. for domestic and irrigation purposes to be used upon the following lands:

T. 15 S., R. 27 E.

Section 7: $N\frac{1}{2}SE\frac{1}{4}$
 $NE\frac{1}{4}SW\frac{1}{4}$
 $S\frac{1}{2}NE\frac{1}{4}$
 $SE\frac{1}{4}NW\frac{1}{4}$

43-0222 - 2 cfs of the waters of Raft River, priority date of June 20, 1887, decreed to Andrew Olsen, Pauline Olsen.

An affidavit for change of point of diversion, No. 149, of decreed right, 43-0222, was submitted by Frank Olson to record an alternate point of diversion of 2 cfs from Cottonwood Creek in the $NE\frac{1}{4}SW\frac{1}{4}$, Sec. 12, T. 15 S., R. 26 E. along with the original point of diversion, $SW\frac{1}{4}SW\frac{1}{4}$, Sec. 18, T. 15 S., R. 27 E. appurtenant to the following lands:

T. 15 S., R. 27 E.

Section 7: $N\frac{1}{2}SE\frac{1}{4}$
 $W\frac{1}{2}NE\frac{1}{4}$

Reasons given for desiring to make such change, as shown in the affidavit, are as follows:

"To irrigate that portion of $NW\frac{1}{4}SW\frac{1}{4}$ of Sec. 7, T. 15 S., R. 27 E. which lies on west side of Raft River. Also the $W\frac{1}{2}NE\frac{1}{4}$ of T. 15 S., R. 27 E. which lies on west side of river."

I did not locate any recorded rights on Rusty Spur Creek. Although North Cottonwood Creek is not mentioned in the decree, Albion-Idaho Land, Co. vs. Jobe Adams, et al., Cottonwood Creek is named in paragraph XIV as a tributary to Raft River along with other creeks and springs. Paragraph XVI states

. . . all diversions made from each, any and all of said tributary streams, with the exception of Almo Creek and

Mr. Bedke

4

July 20, 1979

the limitation upon Clear Creek, are hereby ordered, adjudged and decreed to be diversions made from the waters of Raft River, and the naming of the streams from which said diversions are made in this decree shall be construed only as fixing the point of diversions, and not as conferring an independent water right from the stream mentioned, but that such water rights shall be deemed a water right from Raft River as of the priority named and inferior only to all priorities on Raft River and superior to junior priorities of said stream.

Naming Cottonwood Creek or North Cottonwood Creek as a source, I did not locate any decreed or licensed rights appurtenant to the lands described in sections 6 and 7, T. 15 S., R. 27 E. other than the before mentioned rights.

If you need further assistance, please feel free to contact us.

Sincerely,

Roberta Garrett

Roberta Garrett
Records Supervisor

cc Allen Merritt, Southern Region

November 7, 1944

Mr. Edwin H. Paskett, Watermaster,
Water District No. 8-B,
Malta, Idaho

Dear Mr. Paskett:

We enclose herewith copy of Certificate of
Transferred Water Right No. 669, to Frank
Olson, of Bridge, Idaho.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

▲
Encl.

RECEIVED
NOV 10 1944

November 7, 1944

Mr. Frank Olson
Bridges, Idaho

Dear Mr. Olson:

We enclose herewith Certificate of Transferred
Water Right, issued upon your application to
transfer 5.1 cubic feet per second of the waters
of Raft River; also Departmental Receipt No. 18694
for the recording fee of \$1.00 in connection there-
with.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy W. Thompson
Supervisor of Water Distribution

A
Encls.

Bridge, Idaho

RECEIVED

OCT 11-44

OCT 13 1944

Department of Reclamation

Dept of Reclamation

Boise Idaho

Dear Sir: in checking the land descriptions in my application for transfer with those in the decree I find that the decree has been corrected to conform with my descriptions. This was done in ink as were several other changes when the decree was checked for errors. perhaps you could view a copy that Judge Clark may have.

The watermaster has a copy on blue paper with white lettering with dates of priority in rotation. This has the land descriptions as corrected.

Therefore the land description in my application should be advertised as Strevell never did own the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 33 T15 R26 EBM.

Inclosed find MD for \$1.00

Hoping this meets with your approval.

Very Truly yours

Frank Olson



C. A. BOTTOLFSSEN
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

MARK R. KULP, STATE RECLAMATION ENGINEER

BOISE

September 14, 1944

Mr. Frank Olson
Bridge, Idaho

Dear Mr. Olson:

We wish to acknowledge receipt of your application for transfer of water right.

However, before we publish same we would like to verify part of the land description.

In describing the lands from which the water is being transferred and to which the water is decreed, you describe the $NE\frac{1}{4}$ $NE\frac{1}{4}$ Section 33, Twp. 15 S., Range 26 E.

In checking this part of the description with the decree we find that the decree gives it as being the $NE\frac{1}{4}$ $NW\frac{1}{4}$ Section 33.

It rather looks like the description in the decree is wrong, due to the fact that the $NE\frac{1}{4}$ $NW\frac{1}{4}$ Section 33 would separate this forty from the balance of the land.

However, before going ahead with the application we would like to hear from you. It may be that we should use the legal description as shown in the decree.

The statute requires the payment of \$1.00 fee for recording purposes on every transfer; and when advertised it will be in the Oakley Herald, as per your request.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

By

Roy W. Thompson

Supervisor of Water Distribution

T:A

September 14, 1944

Mr. Frank Olson
Bridge, Idaho

Dear Mr. Olson:

We wish to acknowledge receipt of your application for transfer of water right.

However, before we publish same we would like to verify part of the land description.

In describing the lands from which the water is being transferred and to which the water is decreed, you describe the NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 33, Twp. 15 S., Range 26 E.

In checking this part of the description with the decree we find that the decree gives it as being the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 33.

It rather looks like the description in the decree is wrong, due to the fact that the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 33 would separate this forty from the balance of the land.

However, before going ahead with the application we would like to hear from you. It may be that we should use the legal description as shown in the decree.

The statute requires the payment of \$1.00 fee for recording purposes on every transfer; and when advertised it will be in the Oakley Herald, as per your request.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Roy E. Thompson
Supervisor of Water Distribution

T:A

THE OAKLEY HERALD IS YOUR PAPER.

It has more say about the people and their interests than all the other papers in the world combined.

IT CAN DO MORE FOR YOU IF YOU DO SOMETHING FOR IT

The Oakley Herald probably has more cooperation from its subscribers than any other paper in Idaho. To a large extent, The Oakley Herald is written by its readers. The readers can help still more. Here are some of the ways:

1. By more readers sending more news about themselves and their relatives.
2. By readers telling members of their families in armed service that the Oakley Herald would like to have letters about their personal experiences or personal impressions. These letters should be addressed to The Oakley Herald rather than to Brown personally so that the censors will examine them from the point of view of suitability for publication.
3. By keeping their subscriptions paid in advance. It's expensive to print and mail collection letters.
4. By telling the business men they trade with when they've seen their ads in The Oakley Herald; and when they wish they had, but haven't.
5. By letting the Oakley Herald publish whatever legal notices they have in Cassia county.

(Rates are \$2 a year "inside" and \$3 a year "outside." "Outside" takes in everything beyond Murtaugh, Rupert, and Lucin. The Herald regrets that it is not possible to make a special low rate to service men. The reason for this is the fact that Oakley Herald has much less local advertising than the average weekly paper. If the Oakley Herald had as much Oakley advertising as the average weekly gets from its town, then the Oakley Herald could grant lower rates to service men.

Bridge, Idaho
Sept. 11, 1944

State of Idaho,
Dept. of Reclamation
Boise, Idaho

Dear Sir: Inclosed please find application
for transfer of water right.

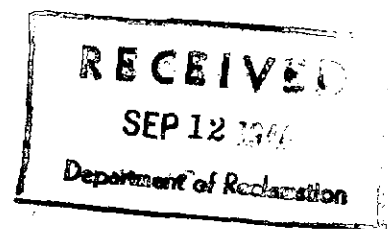
I wish you to advertise this legal notice
of my intentions in The Oakley Herald "am inclose-
ing a clipping which explains ^{Oakley, Idaho} my preference.

If you have other ideas as to which paper
in Cassia County should carry this advertisement
it will be satisfactory with me

Hoping that I have complied with every
detail required in making such a transfer

Very Truly yours,

Frank Olson



THE OAKLEY HERALD

BROWN'S MAGAZINE AGENCY

CHARLES BROWN, OWNER

OAKLEY, IDAHO

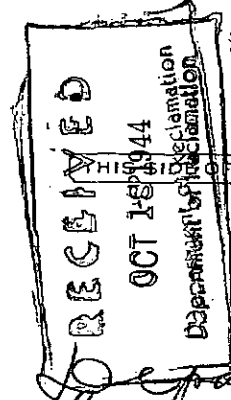
10-16-44

Gentlemen:

This is to acknowledge receipt
of Notice of Proposed Transfer
of Water Right (Frank Olson, Bridge,
Idaho). It will be published
Oct. 19 and 26, 1944.

Thank you.

Charles Brown



THIS SIDE OF CARD IS FOR ADDRESS



Department of Reclamation
State House
Boise, Idaho

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Frank Olson of Bridge, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to transfer the use of 5.1 cubic feet per second of the water of Raft River from the land upon which it is now used, i. e. SE $\frac{1}{4}$ -SE $\frac{1}{4}$ Sec. 28; SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 27; NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 33; NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 34; E $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 27; S $\frac{1}{2}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ -SE $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 27; NW $\frac{1}{4}$ -SW $\frac{1}{4}$; SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 26, all in Twp. 15. S. R. 26. E. B. M. to the following described tract N $\frac{1}{2}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$ all in Sec. 7, Twp. 15 S. R. 27. E. B.M.

And that, on the 30th day of October, A. D. 1944, at Room 107, State House, Boise, Idaho, at 10 A.M. 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.

First publication October 19, 1944,
Second publication October 26, 1944

Oct. 19-44

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Frank Olson of Bridge, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to transfer the use of 5.1 cubic feet per second of the water of Raft River from the land upon which it is now used, i. e. SE $\frac{1}{4}$ -SE $\frac{1}{4}$ Sec. 28; SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 27; NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 33; NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 34; E $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 27; S $\frac{1}{2}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ -SE $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 27; NW $\frac{1}{4}$ -SW $\frac{1}{4}$; SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 26, all in Twp. 15. S. R. 26. E. B. M. to the following described tract N $\frac{1}{2}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$ all in Sec. 7, Twp. 15 S. R. 27. E. B.M.

And that, on the 30th day of October, A. D. 1944, at Room 107, State House, Boise, Idaho, at 10 A.M. 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.

First publication October 19, 1944,
Second publication October 26, 1944

~~CONFIDENTIAL~~

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Date . . . **October 14, 1944**

**The Oakley Herald
Oakley, Idaho.**

Gentlemen:

Enclosed you will find notice for publication once a week for two consecutive weeks prior to **October 30, 1944**, the date set for proof, the expense of the publication to be paid by the applicant,

Frank Olson, of Bridge Idaho.

to whom you should furnish proof of publication on or prior to the date for proof.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication.

Very truly yours,

MARK.R. KULP.

State Reclamation Engineer,

~~Commissioner of Reclamation~~

By,

Supervisor of Water Distribution.

RECEIVED
OCT 17 1944
STATE RECLAMATION ENGINEER
BOISE, IDAHO

Notice of Proposed Transfer of Water Right

Notice is hereby given that Frank Olson of Bridge
Idaho. State Reclamation Engineer, has applied to the ~~Commissioner of Reclamation~~ of the State of Idaho for a certificate authorizing him to transfer the use of 5.1 cubic feet per second
 of the water of Raft River

from the land upon which it is now used, i. e. SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 28; SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 27; ~~SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 27;~~
NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 33; NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 34; E $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 27; ~~SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 27;~~ NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 27;
NW $\frac{1}{4}$ SW $\frac{1}{4}$; SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 26, all in Twp. 15.S. R. 26. E. B.M.
 to the following described tract NE $\frac{1}{4}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$ all in Sec. 7, Twp. 15.S.
R. 27. E. B.M.

And that, on the 30th, day of October, A. D. 1924 at Room 1C7, State House, Boise, Idaho. at 10. A.M.
State Reclamation Engineer
 before the ~~Commissioner of Reclamation~~, 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.

~~Commissioner of Reclamation~~
State Reclamation Engineer,

**NOTICE OF PROPOSED
TRANSFER OF WATER RIGHT**

Notice is hereby given that Frank Olson of Bridge, Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to transfer the use of 5.1 cubic feet per second of the water of Raft River from the land upon which it is now used, i. e. SE $\frac{1}{4}$ -SE $\frac{1}{4}$ Sec. 28; SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 27; NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 33; NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 34; E $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 27; S $\frac{1}{2}$ NE $\frac{1}{4}$; N $\frac{1}{2}$ -SE $\frac{1}{4}$; SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 27; NW $\frac{1}{4}$ -SW $\frac{1}{4}$; SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 26, all in Twp. 15. S. R. 26. E. B. M. to the following described tract N $\frac{1}{2}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$ all in Sec. 7, Twp. 15 S. R. 27. E. B.M.

And that, on the 30th day of October, A. D. 1944, at Room 107, State House, Boise, Idaho, at 10 A.M. 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.
First publication October 19, 1944,
Second publication October 26, 1944

Affidavit of Publication

I, Charles Brown, being first duly sworn on oath, say:

That I am the publisher and printer of THE OAKLEY HERALD, which is a newspaper of general circulation in Cassia County, Idaho, and which has been continuously and uninterruptedly published at said place during a period of more than 78 consecutive weeks prior to the final publication of the notice

herein mentioned; that a notice

of which the attached clipping is a copy, was published in the regular issue of said newspaper for 2 consecutive weeks, to-wit, on

October 19 and 26,

19 44.

Charles Brown,

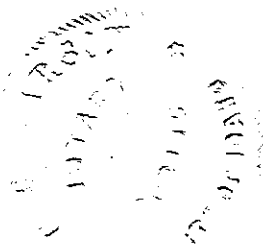
Subscribed and sworn to before me this 28th

day of October, 19 44.

Charles Brown,
C. G. Larson - Notary Public.

Notary Public in and for the State of Idaho
Residing in Oakley, Cassia County, Idaho
My Commission expires Jan. 6, 1945

RECEIVED



THE OAKLEY HERALD

LOCAL COLOR, VARIETY, "THE HUMAN TOUCH"
OAKLEY, CASSIA COUNTY, IDAHO

CHARLES BROWN, OWNER
TELEPHONE 2601
Subs. Outside \$3, Inside \$2
Ads 35 cts. per column inch

Oct. 30, 1944

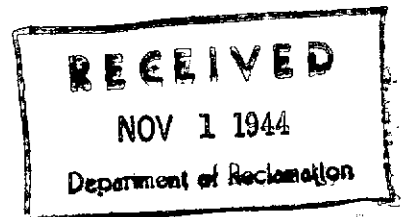
Gentlemen:

Frank Olson's notice of
Transfer of Water Right
has been paid for in
full,

Charles Brown.

(Affidavit inclosed
of pub.)

RECEIVED
NOV 1 1944
Department of Reclamation



Application For Transfer of Water Right

STATE OF IDAHO

County of Cassia

ss.

Frank Olson

, being first duly sworn, deposes and says:

That his name is Frank Olson; that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address is Bridge, Idaho.

7/1/84
7/1/84

That he is the owner and using a certain water right, bearing date of priority of 11/30 1879, for 1.6 1.6 1.9 Sec. Feet cubic feet per second of the waters of Raft River

County of Cassia, State of Idaho, decreed to C.N.Strevell-C.W.Thomasby decree of Judge, Chas.C.Cavanah of the Judicial District of the State of the U.S.Idaho, in and for the County of , in the case of Albion -Idaho Land Co.vs. Jobe Adams et al, said decree bearing date of Oct.28,1928

(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. 8B in the County of Cassia and State of Idaho, to-wit: SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec.28; SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec.27; NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec.33; NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec.34; E $\frac{1}{2}$ SW $\frac{1}{4}$ Sec.27; T.15S-R.26 E.B.M. and S $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec.27; NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec.26-T.15 S.R 26 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 NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 33, Township 15, SRange 26E, B. M., and conducted to the above described lands through ditch

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

That affiant and petitioner desires to abandon the use of 5.1 sec.feet 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 Cassia and State of Idaho, to-wit:

N $\frac{1}{2}$ SE $\frac{1}{4}$; NE $\frac{1}{4}$ SW $\frac{1}{4}$; S $\frac{1}{2}$ NE $\frac{1}{4}$; SE $\frac{1}{4}$ NW $\frac{1}{4}$ all in Sec.7 T.15S.R.27 E.B.M.

That his reasons for desiring to make such transfer are as follows: To transfer water to property on which I am now living and sell the land to which the water was decreed. Would work in better with my present farming operations to have the water to use on this new location.

That he intends to divert and convey said 5.1 sec. feet second feet of water to the tract of land last above described in the following manner, to-wit: dam and ditch

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.

Frank Olson

Applicant.

Subscribed and sworn to before me this 15th day of May

A. D. 19 44

John H. Thompson
Residing at Burley, Idaho.

Notary Public

My commission expires Feb. 1, 1946

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water diverted? Raft River

Where is the diversion point located? Sec. 24-15-26 and Sec. 18-15-27 *

Through what ditch is it now conducted? private ditch

How much land is now irrigated by the water sought to be transferred? 130 acres

Give the description: SE $\frac{1}{4}$ Sec. 28; SW $\frac{1}{4}$ Sec. 27-NE $\frac{1}{4}$ Sec. 33 all in T. 15 S. R. 26 E

What is the total amount of water in inches, or second feet, dedicated to said land? 5.1 sec. ft.

What kind of crops are being raised? Meadow

How much water per acre is now required to irrigate said land? 1/50 sec. foot.

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

Give location of new point of diversion, if change is to be made. See above. *

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

How much water will be required per acre to irrigate the land to which this water is transferred? 1/50 sec. feet.

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. No.

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. 2 sec. ft. 6/20/87 Permit No. 19435 - 8/31/43

Signed

Frank Olson

Applicant.

STATE OF IDAHO, Utah

County of Coe

ss.

W.L. Hawkins

and

W.S. Hawkins

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 Twidale, Idaho

that he is user of water from Raft River, in Water District No. 8B

County of Cassia, State of Idaho; that he has read or heard read the foregoing affidavit and petition of Frank Olson 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.

W.L. Hawkins

W.S. Hawkins

Subscribed and sworn to before me this 14th day of August

A. D. 1944

W. S. Hawkins

Commission expires Mar. 14th 1947 Residing at Logan, Utah

STATE OF IDAHO,

County of Cassia

ss.

I,

Edwin H. Paskett

Watermaster of

Water District No. 8B, County of Cassia, State of Idaho, whose postoffice address

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

of Frank Olson, 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. 8B

Edwin H. Paskett

Dated at Malta, Idaho, this 5 day of June, 1944

Name of Applicant Frank Olson

