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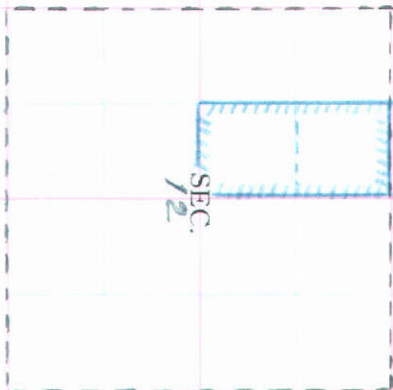
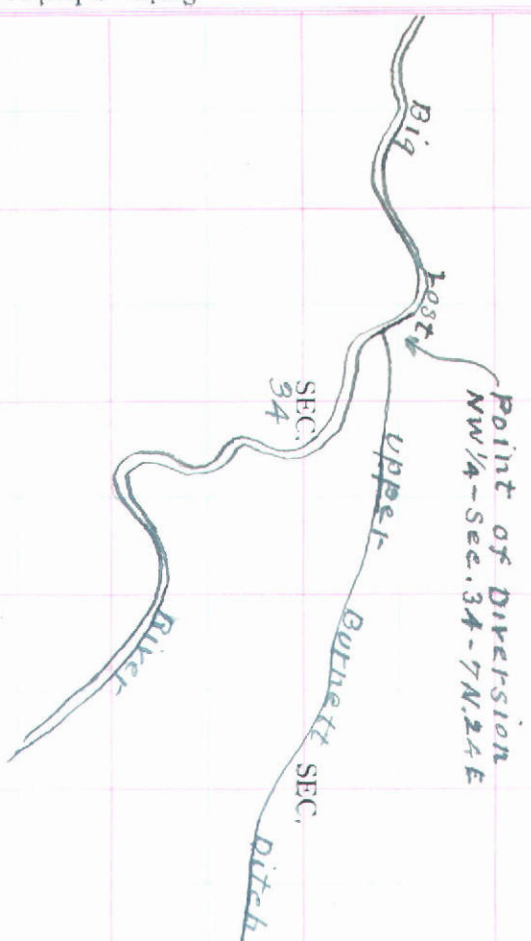
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Water Transferred from E 1/4 NW 1/4
To NE 1/4 NW 1/4 - Sec. 12 - T. 4N. R. 25E

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
	Whiting, L. B.	0.8		34-0848
585	Cook, Dean	0.8	0	34-0848A

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MICROFILMED

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Certificate of Water Right
Transferred-a Right No. 525

THIS IS TO Certify, that DEAN COOK, of Leslie, Idaho, is the owner of and using a certain water right, bearing date of priority of June 1, 1889, for 0.8 cubic feet per second of the waters of the BIG LOST RIVER, in the Counties of Custer and Butte, State of Idaho, said water being decreed to L. D. Huling, by decree of Judge E. S. Farrington of the United States District Court of Idaho, Eastern Division, in the case of

THE UTAH CONSTRUCTION COMPANY vs. JOHN F. ABBOTT, et al

said decree bearing date of March 15, 1923, for the purpose of irrigating the following described lands, situate, lying and being in Water District No. 27, in the Counties of Custer and Butte, State of Idaho, to-wit:

E $\frac{1}{2}$ N $\frac{1}{4}$ of Section 12, Township 6 North, Range 25 East, Boise Meridian;

THAT THE SAID Decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Book 5 of Decrees, at Page 104.

THAT THE SAID Applicant has become the owner of the said land and water right through purchase;

THAT NOW, UPON THE Application of DEAN COOK for a Certificate of Transfer of Water Right, made before the Commissioner of Reclamation of the State of Idaho, and the said Application having been granted, the right to the use of 0.8 cubic feet per second of the waters of BIG LOST RIVER, upon the lands above described, 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:

NE $\frac{1}{4}$ N $\frac{1}{4}$ of Section 12, Township 6 North, Range 25 East, Boise Meridian,

situate, lying and being in the Counties of Custer and Butte, State of Idaho, and said water to be limited at any time to an amount actually needed and beneficially used for such purposes, and shall not exceed the following amount, to-wit:

0.8 cubic feet per second of the waters of Big Lost River, with date of priority of June 1, 1889.

THAT THE WATER RIGHT, Hereby transferred has been diverted from the said BIG LOST RIVER at a point in the

N $\frac{1}{4}$ of Section 34, Township 7 North, Range 24 East, Boise Meridian,

and conducted to the first above described lands through the Upper Burnett Ditch, and will hereafter be diverted from the same stream, in the place mentioned above and will be conducted to the new place of use through the same ditch.

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 seal of the Department of Reclamation of the State of Idaho, to be affixed at Boise, Idaho, this 6th day of December, 1937.

H. W. FARIS
Commissioner of Reclamation

By

Paul H. Berg

Supervisor of Water Distribution

RECEIVED
DEC 10 1937

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Application of)
DEAN COOK, of Leslie, Idaho)
For a Transfer of Water Right, in)
Water District No. 27, Counties of)
Custer and Butte.)
ORDER GRANTING TRANSFER
No. 535

WHEREAS, On the 30th day of September, 1936, at the Department of Reclamation of the State of Idaho, at Boise, Idaho, this matter of an application of DEAN COOK, of Leslie, Idaho, for a Transfer of Water Right came on regularly for hearing, pursuant to the published notice, in the due and statutory form; and

WHEREAS, No protest has been filed against this application and the evidence filed by the applicant, with the application, shows that this transfer is necessary for the division of property and water right, 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 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 seal of the Department of Reclamation of the State of Idaho, to be affixed, at Boise, Idaho, this 6th day of December, 1937.

H. L. FAHIS
Commissioner of Reclamation

By *Paul H. Berg*

Supervisor of Water Distribution

RECEIVED
DEC 10 1937
DEPT. OF RECLAMATION
BOISE, IDAHO

IN EQUITY NO. 222

DECREES

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

THE UTAH CONSTRUCTION COMPANY, a corporation, Plaintiff,

vs.

John F. Abbott, William Adams, A. P. Adair, Esther L. Adair (successor in interest of A. P. Adair, Eugene A. Aern, Andrews Aikele (or A. Aiken), Calvin S. Aller, Frank A. Allen, Gladys Allen, L. C. Allen, Richard Roe Alson, George L. Ambrose, Charles B. Anderson, Francis G. Anderson (or Francis C. Anderson, F. Gus Anderson (or F. G. Anderson or Gus Anderson,) H. W. Anderson, Hyrum Anderson, James E. Anderson, Jas. Earl Anderson, J. L. Anderson, James P. Anderson, Josephine Anderson, J. Wesley Anderson, Jos. V. Anderson (or J. V. Anderson), H. A. Anderson, Niels R. Anderson, Peter C. Anderson (or P. C. Anderson), S. W. Anderson, W. W. Anderson, Louis Anderson (or Lewis Anderson), H. W. Angelo (or Wallace Angelo), Frank Anthony, Marie L. Anthony, Arco Townsite Company, an unincorporated Association; Eleanor Asay, Ernest W. Asay, Emma M. Ashton, Margaretta S. Askew, Anna Atha (or Annie Atha), Ivan J. Atwood, J. H. Augustine.

Mrs. Hannah Babcock (or Mrs. Albern Babcock, A. Rowley Babcock (or R. Babcock), William Babcock (now deceased), Jacob F. Baird, Bank of Myssa, an Oregon Banking corporation; John L. Bardsley, Josie Bardsley, Jerome K. Bartlett (or J. K. Bartlett), A. H. Bascom, E. W. Bascom, Pete Basick, Harlow Bassett (or H. Bassett), Clara M. Bate, J. H. Bate (or Joseph M. Bate), Ralph Bate, E. J. Bates, Leslie Bates, Ervin Beal (or Aron Beal) or C. Beal, Eldon E. Beck; J. W. Beck and John Dee (or John Untree) and Richard Roe (or R. S. Lack,) as statutory trustees of Beck Land Livestock Company, a defunct Idaho Corporation; William Beck, Beck Land and Livestock Company, an Idaho corporation; A. W. Bell, Lee Bell, John C. Bell, J. L. Bell, George Bennett (or George Bennetts), James Bennetts, F. S. Bernard, John Bernard (successor in part to New World Life Insurance Company); Gus Bertsch, Agnes T. Best (or Agnes Best), Harold C. Best (or Harold Best), Alexander Beverland, Francis Beverland (successor in interest of James Beverland), George Beverland, Effie Beverland (or Mrs. George Beverland), James Beverland, as executor of the estate of Charles Beverland, deceased; James Beverland, Joana Beverland, Henry Bews (or Harry Bews), Peter Bidegain, Lota C. Billings, Elizabeth Bills, John L. Bills, Norman Bills, Ole Bills, Albert F. Bischoff (or A. F. Bischoff), Lewis A. Bitton (or John Dee Britton), Lina Bitton (or Lina Britton), B. Bjornson (or B. Bjornsen), Blackfoot City National Bank, an Idaho Banking corporation (successor in interest to Heber G. Johnson); Charles H. Black, Mary E. Black, Nils S. Bladh (successor in interest of Ole Bills), John L. Blosser (or John L. Blossard), Henry Blotson, John L. Blotson, Philip K. Bliss, Arthur L. Bodine, John L. Bodine, Emma Bodine, William L. Bodine, Joseph A. Bodine, Theda Bodine, Michael Boone, Mrs. A. Boone, David L. Boyer (or D. Boycock or David L. Boyer), Edward Boyer (or E. Boyer), John H. Boyd, Robert G. Boyl (successor in interest of Charles E. Hampton), I. A. Boyer, Elizabeth Bradshaw (now deceased), George Bradshaw, John Bradshaw, Pearl Bradshaw, William Bradshaw, William Bradshaw, as administrator of the estate of Elizabeth Bradshaw, deceased (substituted for Elizabeth Bradshaw deceased); Francis Braithwaite, R. F. Braithwaite (or Robert Braithwaite), William T. Braithwaite, H. C. Brake, William H. Brachear, H. F. Brengman, Charles Brown, Edna Brown, Edna E. Brown, as executrix of the estate of Martin A. Brown, deceased (substituted for

Joseph White

(a) 1902-March 1 0.8 c.f.s.
1913-December 24 0.8 c.f.s.

To be diverted from Big Lost River through the Chilly Ditch having its point of diversion in the Southwest quarter of Section 1, Township 8 North, Range 21 East, B.M., for the irrigation of the following described land to-wit:

The Southwest quarter of the Southeast quarter of Section 31, Township 9 North, Range 22 East, B.M. and Lot 2 of Section 6, Township 8 North, Range 22 East, B.M.

(b) 1899-August 13 1.6 c.f.s.

To be diverted from Cedar Creek otherwise known as Dry Creek through a private ditch having its point of diversion where the headgate of said ditch is now located in Cedar Creek otherwise known as Dry Creek, for the irrigation of the following described land, to-wit:

The East half of the Northwest quarter of Section 20, the Southeast quarter of the Southwest quarter and the Southwest quarter of the Southeast quarter of Section 17, Township 9 North, Range 22 East, B.M.

No. 516.

L. B. Whiting

1886-July 21 0.8 c.f.s.
1889-June 1 0.8 c.f.s.

To be diverted from Big Lost River through the Upper Burnett ditch having its point of diversion in the Northwest quarter of Section 34, Township 7 North, Range 24 East, B.M., for the irrigation of the following described land, to-wit:

The East half of the Northwest quarter of Section 12, Township 6 North, Range 25 East, B.M.

No. 517.

April 2, 1937

~~XXXXXXXXXX~~
Berazilla W. Clark

Re: Transfer of Water Rights.

Mr. Dean Cook
Leslie, Idaho

Dear Mr. Cook:

On September 30th, 1936, this office received from you two applications for transfer of water rights. These applications were in order, and publication of the proposed transfers was made in the Mackay Miner and the Arco Advertiser, newspapers in the counties in which the land from which the water was sought to be transferred was located, the date for hearing being set for September 30th, 1936. Neither of these proposed transfers was protested. Under date of October 1st this office wrote to the two newspapers requesting that we be furnished with affidavits of publication, and under date of October 30th we wrote you advising you that these transfers would be granted as soon as we received the affidavits.

To date we have heard from neither you nor the newspapers, and the matter is still pending. Inasmuch as the ensuing irrigation season will soon be under way, we should appreciate it very much if you would make arrangements to have us furnished these affidavits at an early date, so that this matter can be disposed of.

Very truly yours,

Supervisor of Water Distribution

jl

MICROFILMED

October 30, 1936

Mr. Dean Cook
Leslie, Idaho

Dear Mr. Cook:

On September 21st this office received from you two applications for transfer of water rights. Neither of these proposed transfers was protested, and Orders granting the transfers will be issued as soon as this office receives affidavits of publication from The Arco Miner and from The Arco Advertiser, the two newspapers in which the notices of proposed transfers were published.

On October 1st this office wrote these newspapers requesting that we be furnished with such affidavits, but as yet we have received no reply. Will you please contact these newspapers and make arrangements to have this office furnished with these affidavits at an early date, so that this matter can be cleared up.

Very truly yours,

Commissioner of Reclamation

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MICROFILMED

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Dean Cook of Leslie, Idaho, has applied to the Commissioner of Reclamation of the State of Idaho for a certificate authorizing him to transfer the use of 0.8 cubic feet per second of the water of Big Lost River from the land upon which it is now used, to the East Half of the Northwest Quarter (E $\frac{1}{2}$ NW $\frac{1}{4}$), Section 12, Township 6 North, Range 25 East, Boise Meridian to the following described tract, Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Section 12, Township 6 North, Range 25 East, Boise Meridian.

And that, on the thirtieth day of September, A. D. 1936, at 10:00 A. M., Boise, Idaho 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.

R. W. FARIS,
Commissioner of Reclamation
(S 18-25-2t)

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Dean Cook of Leslie, Idaho, has applied to the Commissioner of Reclamation of the State of Idaho for a certificate authorizing him to transfer the use of 0.8 cubic feet per second of the water of Big Lost River from the land upon which it is now used, to the East Half of the Northwest Quarter (E $\frac{1}{2}$ NW $\frac{1}{4}$), Section 12, Township 6 North, Range 25 East, Boise Meridian to the following described tract, Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Section 12, Township 6 North, Range 25 East, Boise Meridian.

And that, on the thirtieth day of September, A. D. 1936, at 10:00 A. M., Boise, Idaho 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.

R. W. FARIS,
Commissioner of Reclamation
(S 18-25-2t)

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date.....September 1, 1936.....

THE ARCO ADVERTISER
Arco, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for ^{two}~~four~~ consecutive weeks prior to.....September 1st....., the date set for proof, the expense of the publication to be paid by the applicant,.....Dear Cook, of Leslie, Ida. Co.....

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

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

Very truly yours,


H. H. HARRIS

Commissioner of Reclamation

By

Clark, Bureau of Water Resources

NOTED
SEP 1 1936

Notice of Proposed Transfer of Water Right

Notice is hereby given that Dean Cook of Leslie,
Idaho, has applied to the Commissioner of Reclamation of the State of Idaho for a certificate authorizing him to transfer the use of 0.3 cubic feet per second
 of the water of Big Lost River

from the land upon which it is now used, i. e. East Half of the Northwest Quarter (E $\frac{1}{2}$ NW $\frac{1}{4}$),
Section 12, Township 6 North, Range 25 East, Boise Meridian

to the following described tract Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$),
Section 12, Township 6 North, Range 25 East, Boise Meridian.

And that, on the thirtieth day of September, A. D.
 192x36, at 10:30 A.M., Boise, Ida
 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.

R. W. Faris
 R. W. FARIS

Commissioner of Reclamation.

MAILED
 1926 SEP 30

**NOTICE OF PROPOSED TRANSFER
OF WATER RIGHT.**

Notice is hereby given that Dean Cook of Leshe, Idaho, has applied to the Commissioner of Reclamation of the State of Idaho for a certificate authorizing him to transfer the use of 0.8 cubic feet per second of the water of Big Lost River from the land upon which it is now used, i. e. East Half of the Northwest Quarter (E $\frac{1}{2}$ NW $\frac{1}{4}$), Section 12, Township 6 North, Range 25 East, Boise Meridian to the following described tract Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Section 12, Township 6 North, Range 25 East, Boise Meridian.

And that, on the thirtieth day of September, A. D. 1936, at 10:00 A. M., Boise, Idaho, 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.

R. W. FARIS,
Commissioner of Reclamation.
Sept. 17-24 2t

**NOTICE OF PROPOSED TRANSFER
OF WATER RIGHT.**

Notice is hereby given that Dean Cook of Leshe, Idaho, has applied to the Commissioner of Reclamation of the State of Idaho for a certificate authorizing him to transfer the use of 0.8 cubic feet per second of the water of Big Lost River from the land upon which it is now used, i. e. East Half of the Northwest Quarter (E $\frac{1}{2}$ NW $\frac{1}{4}$), Section 12, Township 6 North, Range 25 East, Boise Meridian to the following described tract Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Section 12, Township 6 North, Range 25 East, Boise Meridian.

And that, on the thirtieth day of September, A. D. 1936, at 10:00 A. M., Boise, Idaho, 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.

R. W. FARIS,
Commissioner of Reclamation.
Sept. 17-24 2t

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date.....September 7, 1936.....

THE MACKAY MINER
Mackay, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for ~~four~~^{two} consecutive weeks prior to ~~September 30th~~, the date set for proof, the expense of the publication to be paid by the applicant, ~~Dean Cook, of Leslie, Idaho,~~

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

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

Very truly yours,

R. W. FILLIS

Commissioner of Reclamation

By

Clerk, Bureau of Water Resources

Notice of Proposed Transfer of Water Right

Notice is hereby given that Dean Cook of Leslie,
Idaho, has applied to the Commissioner of Reclamation of the State of Idaho for a certificate authorizing him to transfer the use of 0.8 cubic feet per second
of the water of Big Lost River
from the land upon which it is now used, i. e. East Half of the Northwest quarter (E $\frac{1}{2}$ N $\frac{1}{4}$),
Section 12, Township 6 North, Range 25 East, Boise Meridian
to the following described tract Northeast quarter of the Northwest quarter (NE $\frac{1}{4}$),
Section 12, Township 6 North, Range 25 East, Boise Meridian.

And that, on the thirtieth day of September, A. D. 1923, at 10:00 A.M., Boise, Idaho,
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.

R. W. FARIS
Commissioner of Reclamation.

Affidavit of Publication

State of Idaho, }
County of Custer. } ss

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT.

Notice is hereby given that Dean Cook of Leslie, Idaho, has applied to the Commissioner of Reclamation of the State of Idaho for a certificate authorizing him to transfer the use of 0.8 cubic feet per second of the water of Big Lost River from the land upon which it is now used, i. e. East Half of the Northwest Quarter (E $\frac{1}{2}$ NW $\frac{1}{4}$), Section 12, Township 6 North, Range 25 East, Boise Meridian to the following described tract Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Section 12, Township 6 North, Range 25 East, Boise Meridian.

And that, on the thirtieth day of September, A. D. 1936, at 10:00 A. M., Boise, Idaho, 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.

R. W. FARIS,
Commissioner of Reclamation.
Sept. 17-24 2t

I, Dud Dillingham, Manager of the MACKAY MINER, a weekly newspaper of General Circulation published weekly at Mackay, Idaho, continuously since February 16, 1905, do solemnly swear that a copy of the notice, as 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, commencing with the issue dated Sept 17, 1936, and ending with the issue dated Sept 24, 1936.

Subscribed and sworn to before me this 28th day of Sept, 1936.

Guy D. Ambrose
Notary Public

RECEIVED

Affidavit of Publication

G. W. Vincent, foreman

I, C. A. Bottolfsen, publisher 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 the notice, as 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, commencing with the issue dated September 18, 1936 and ending with the issue dated September 25, 1936.

[Signature]

Subscribed and sworn to before me this 3rd

day of Sept, 1937.

[Signature]

Notary Public.

Residence: Arco, Idaho.

My commission expires May 23, 1938.

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Dean Cook of Leslie, Idaho, has applied to the Commissioner of Reclamation of the State of Idaho for a certificate authorizing him to transfer the use of 0.8 cubic feet per second of the water of Big Lost River from the land upon which it is now used, i. e. East Half of the Northwest Quarter (E $\frac{1}{2}$ NW $\frac{1}{4}$), Section 12, Township 6 North, Range 25 East, Boise Meridian to the following described tract Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$ NW $\frac{1}{4}$), Section 12, Township 6 North, Range 25 East, Boise Meridian.

And that, on the thirtieth day of September, A. D. 1936, at 10 00 A. M., Boise, Idaho 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.

R. W. FARIS,
Commissioner of Reclamation
(S 18-25-21)

Application for Transfer of Water Right

STATE OF IDAHO,

County of Custer

} ss

Dean Cook

, being first duly sworn, deposes and says:

That his name is Dean Cook ; that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address is Leslie, Idaho

That he is the owner and using a certain water right, bearing date of priority of June 1st 1929 for 0.8 cubic feet per second of the waters of Big Lost River County of Custer & Butte, State of Idaho, decreed to L.B. Whiting Decree #517 by decree of Judge, E. S. Farrington of the United States Eastern Div. #292 Judicial District of the State of Idaho, in and for the County of Custer & Butte, in the case of The Utah Construction Co. vs. John F. Abbott, et al, said decree bearing date of March 18, 1925 (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. 27-C in the County of Custer & Butte and State of Idaho, to-wit: E $\frac{1}{2}$ NW $\frac{1}{4}$, Section 12, Twp. 6 N., R. 25 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.

By 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 Northwest Quarter of Section 34, Township 7 N., Range 24 E., B M., and conducted to the above described lands through Upper Burnett Ditch as per map herewith and of this affidavit made a part,

That affiant and petitioner desires to abandon the use of 0.8 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 Custer & Butte and State of Idaho, to-wit:

NE $\frac{1}{4}$ N $\frac{1}{4}$, Sec. 12, Twp. 6 N., R. 25 E.B.M.

That his reasons for desiring to make such transfer are as follows

Division of property - water right for the purpose of sale.

That he intends to divert and convey said . 0.8 second feet of water to the tract of land last above described in the following manner, to-wit: through the Upper Burnett Ditch
No change in point of diversion

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
A. D. 1936.

27th

day of August

Dean Cook Applicant.
Morrison Stacy
Mackay Idaho Notary Public.

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS.

From what stream is the water now diverted? Big Lost River
Where is the diversion point now located? NW $\frac{1}{4}$, Sec. 34, Twp. 7 N., R. 24 E.B.M.
Through what ditch is it now conducted? Upper Burnett Ditch
How much land is now irrigated by the water sought to be transferred? 40 acres
Give the description: Half of E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 12, Twp. 6 N., R. 25 E.B.M.

What is the total amount of water in inches, or second feet, dedicated to said land? 1.6 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?

Water will not be discontinued

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

Through what ditch will it be conducted after transfer? Upper Burnett Ditch

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

One inch per acre

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

Yes

If so, give amount, date and source 0.8 c.f.s. July 21, 1936, Source Big Lost River

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 Not after accompanied transfer is made.

Signed

Dean Cook

Applicant.

STATE OF IDAHO,

County of Custer

} ss.

Harvey Ewing

and Chas Warren

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 Leslie, Idaho that he is a user of water from the Big Lost River, in Water District No. 27-C County of Custer, State of Idaho; that he has read or heard read the foregoing affidavit and petition of Dean Cook, 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.

Harvey Ewing
Chas Warren

Subscribed and sworn to before me this 22nd day of August

A. D. 19 36

George J. Ambrose
Notary Public for the State of Idaho
Residing at Mackay, Idaho. My com-
mission expires Oct. 16, 1936.

STATE OF IDAHO,

County of Custer & Butte

} ss.

I, Roy W. Thompson

Water Commissioner

, Watermaster of Big Lost River

Water District No. 27-C, County of Custer & Butte, State of Idaho, whose postoffice address is Mackay, Idaho, have read or heard read the foregoing affidavit and petition of Dean Cook, 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.

Transfer necessary for the division of property.

Dated at

Roy W. Thompson
Mackay, Idaho, this *25th* day of *Aug.*, 19*36*

Water Commissioner

Watermaster Dist. No. 27-C

Water Transferred from E 1/4 NW 1/4
To NE 1/4 NW 1/4 - Sec. 12 - T. 6 N. R. 25 E.

