

AFFIDAVIT OF PUBLICATION

THE SALMON HERALD

NOTICE OF PROPOSED TRANSFER OF WATER.

Notice is hereby given that Morris H. Cottom, of Leadore, Idaho, has applied to the Commissioner of Reclamation of the State of Idaho for a certificate authorizing him to transfer the use of two (2) second feet of the water of Eight-Mile creek from the land upon which it is now used, i. e. SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 4; E $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 5; T. 16 N. R. 25 E., B. M., to the following described tract S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 4; NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 9, T. 16 N. R. 25 E., B. M.

And that, on the 29th day of July, A. D. 1921, at 10 a. m., at the Department of Reclamation, Capitol Building, 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.

W. G. SWENDSEN,
Commissioner of
Reclamation.

27-28.

State of Idaho, County of Lemhi, ss:

I, Edwin K. Abbott, Publisher of The Salmon Herald, a newspaper published weekly at Salmon, Idaho, do solemnly swear that a copy of the notice hereto attached,

Notice of Proposed Transfer of Water

was published weekly, in the regular and entire issue of said newspaper, and not in a supplement thereof, for

two consecutive weeks, commencing with the issue dated **July 6, 1921,** , and ending with the issue dated **July 13, 1921.**

Edwin K Abbott

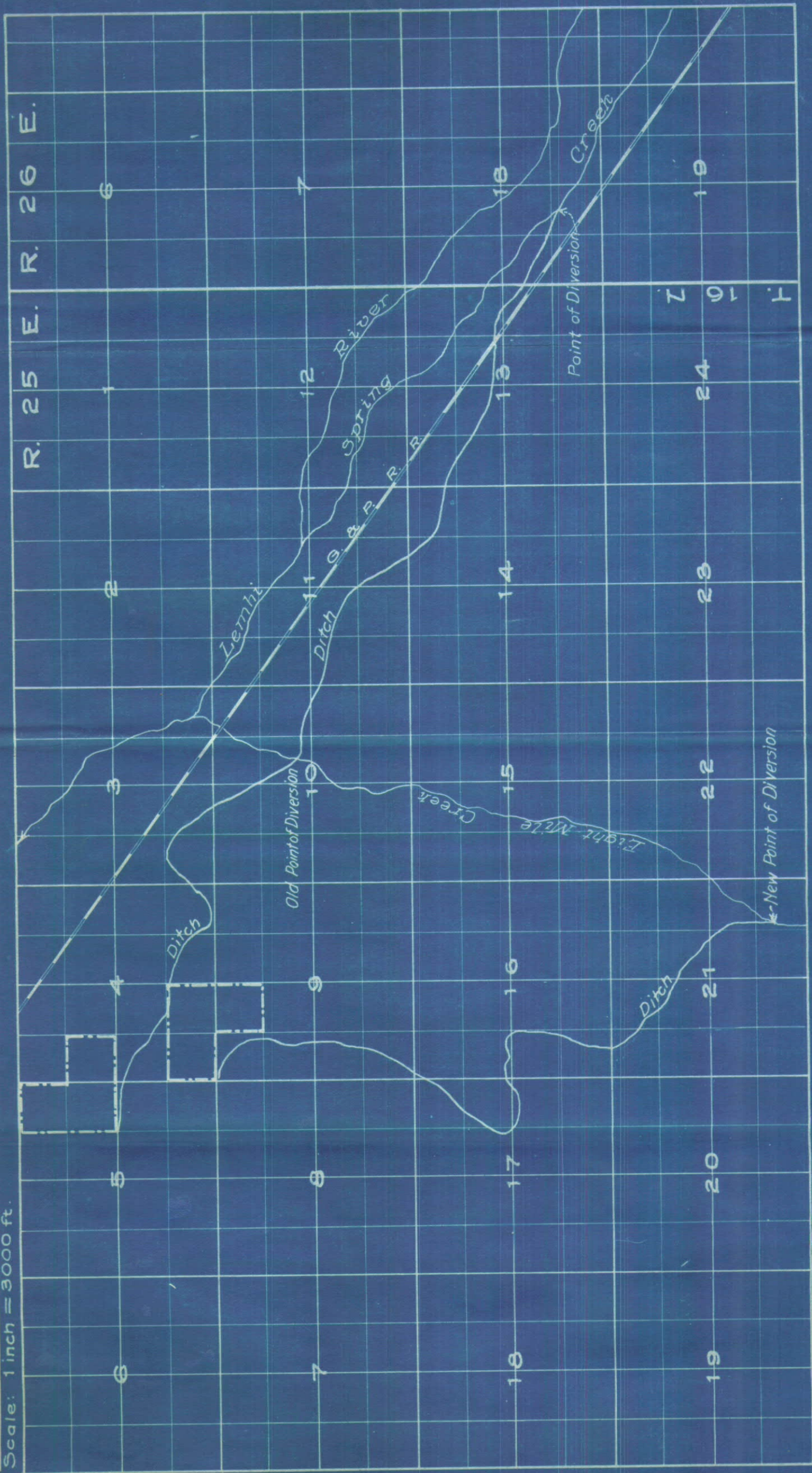
Subscribed and sworn to before me this **21st**
day of **July, 1921.**

P. J. Dempsey

Notary Public,
Residence at Salmon, Idaho.

MAP ACCOMPANYING THE APPLICATION OF MORRIS H. COTTOM TO TRANSFER THE WATERS OF EIGHT-MILE CREEK,
IN LEMHI COUNTY, IDAHO.

Scale: 1 inch = 3000 ft.



TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
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	Cottom, Morris H.	2.0		74-0343
310	Cottom, Morris H.	2.0	0	74-0343A

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STATE OF IDAHO
DEPARTMENT OF RECLAMATION
CERTIFICATE OF WATER RIGHT
Transferred Right No. 310.

This is to certify that MORRIS H. COTTOM, of Leadore, County of Lemhi, State of Idaho, has a right to the waters of Eight-Mile Creek, for irrigation and domestic purposes, and that said right has been confirmed by decree of the District Court of the Sixth Judicial District of the State of Idaho, in and for the County of Lemhi, in the case entitled "W. D. Rusk, et al, plaintiffs, vs. Belle Schoonover, et al, defendants" H. F. Ensign, District Judge, wherein two (2) second feet of the waters of Eight-Mile Creek, in Water District No. 79-F, were dedicated to the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 4, E $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 5, T. 16 N. R. 25 E., B. M., bearing date of priority of June 2, 1916; that said decree has been entered at Boise, Idaho, in the records of the Department of Reclamation of the State of Idaho, in Vol. 4 of Decrees, at page 35; that, upon the application of Morris H. Cottom for 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 two (2) second feet of the waters of Eight-Mile Creek, upon the lands above described, is hereby abandoned and a description of the lands to be irrigated under such right and to which the water right hereby confirmed shall by this certificate become appurtenant, for irrigation and domestic purposes, is shown in the following table, 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:

2.0 second feet, dated June 2, 1916;

			NW $\frac{1}{4}$	NE $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
Twp.	Rge.	Sec.	NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	Total
16N	25E	4			40	40	80
16N	25E	9	40				40
							120

The right to the use of the waters aforesaid, hereby confirmed, is restricted to the lands or place of use herein described, as provided by the laws of the State of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation of the State of Idaho, affixed at Boise, Idaho, this 3rd day of August, 1921.

(SEAL)

W. G. SWENDSEN
Commissioner of Reclamation.

Diversion Point: SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 18-16N-26E

S T A T E O F I D A H O
 D E P A R T M E N T O F R E C L A M A T I O N
 C E R T I F I C A T E O F W A T E R R I G H T
 Transferred Right No. 311

This is to certify that Henry Jones of Hollister, Count of Twin Falls, State of Idaho, has a right to the waters of Rock Creek for irrigation and domestic purposes, and that said right h confirmed by decree of the District Court of the Fourth Judicial of the State of Idaho in and for the County of Cassia in the case entitled "A. D. Norton, plaintiff, vs. Patrick Garrity, defendant C. O. Stockslager, District Judge, wherein sixty (60) miners inch the waters of Rock Creek in Water District 30 was dedicated to th and SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 20, T. 11, S. R. 18 E. B. M. bearing date of pri of April 20, 1880; that said decree has been entered at Boise, Id in the records of the Department of Reclamation of the State of I in Vol. I of decrees, at page 583; that, upon the application of Jones for transfer of water right, made before the Commissioner o of the State of Idaho, and the said application having been grant right to the use of sixty (60) miners inches of the waters of Roc upon the lands above described, is hereby abandoned and a descrip the lands to be irrigated under such right and to which the water hereby confirmed shall by this certificate become appurtenant, fo and domestic purposes, is shown in the following table, limited a time to an amount actually needed and beneficially used for such, shall not exceed the following amount, to-wit:

60 miners inches, dated April 20, 1880				
	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$
Twp. Rge. Sec.	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$
11 S. 19 E. 31			40 40 40 40	40 40

The right to the use of the waters aforesaid, hereby co is restricted to the lands or place of use herein described, as p the laws of the State of Idaho.

WITNESS the seal and signature of the Commissioner of R of the State of Idaho, affixed at Boise, Idaho this 19th day of A

W. G. SWENDSEN
 Commissioner of Recl

(SEAL)

Diversion point:
 R. O. E. Ditch
 SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 1
 T. 12 S. R. 18 E. B. M.

74-7

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

W. D. RUSK, PHILLIPS BROTHERS, A
CO-PARTNERSHIP COMPOSED OF T. D.
PHILLIPS AND JOHN R. PHILLIPS,
JACOB BOHANNON, IN HIS CAPACITY AS
ADMINISTRATOR OF THE ESTATE OF WILLIAM
BOHANNON AND MARY BOHANNON, DECEASED,
EDGAR FERRIS, SUBSTITUTED PLAINTIFF FOR
JOHN WARREN, MARK R. FURCELL, WALTER G.
WILDE, ERNEST R. BENEDICT, MORRIS H. COT-
TON, G. W. COTTOM, J. A. PHIPPS, EDITH
D. HERNDON, ROY B. HERNDON, ROBERT DE-
VANCE AND LIZZIE L. BOHANNON,

PLAINTIFFS,

D E C R E E .

VS.

BELLE SCHOONOVER, FRANK SEAMOUR AND
CLEMENT O. FREEMAN,

DEFENDANTS.

This cause came on to be heard on the 25th day
of March A. D., 1918, Messrs. O'Brien and Glennon, appearing
for the plaintiffs, W. D. Rusk, Phillips Brothers, Jacob Bohann-
non, in his capacity as administrator of the estate of William
bohannon and Mary bohannon, deceased, Mark R. Furcell, Walter
G. Wilde, Ernest R. Benedict, Morris H. Cotton, G. W. Cot-
tom, J. A. Phipps, Edith D. Herndon, Roy B. Herndon, Robert
DeVance and Lizzie L. Bohannon; A. C. Cherry appearing as
counsel for the substituted plaintiff, Edgar Ferris; Stevens
and Clute appearing as counsel for the defendants, Belle
Schoonover and Frank Seamour; and Arthur W. Holden appearing
as counsel for the defendant, Clement O. Freeman; and

an order having been heretofore made and entered.

MICROFILMED

XV.

74 0342 That the said Ernest R. Benedict is entitled to and is hereby awarded the continuous and uninterrupted flow of 2 cubic feet per second of time of the waters of said Eight Mile Creek, for the purpose of irrigating his said lands and that its appropriation dates from March 26th, 1887;

Also the further right to .3 cubic feet per second of time of the waters of said Eight Mile Creek, for the purpose of irrigating his said lands and that its appropriation dates from March 2, 1895.

XVI.

That the plaintiff, Morris H. Cotton, in himself and through his predecessors in interest, is now and at all times mentioned in plaintiffs' amended complaint has been the owner in fee and in the exclusive possession of the following described real estate, situated in the County of Lemhi, State of Idaho, and particularly described as follows, to-wit:

The Southwest Quarter of the Northwest Quarter of Section 4, and the East Half of the Northeast Quarter of Section 5, Township 16 North, Range 25 East of the Boise Meridian.

74 0343

XVII.

That the said Morris H. Cotton is entitled to and is hereby awarded the continuous and uninterrupted flow of 2 cubic feet per second of time of the waters of said Eight Mile Creek, for the purpose of irrigating his said lands and that its appropriation dates from June 2, 1916. Trans 310

XVIII.

That the plaintiffs, Morris H. Cotton and G. W. Cotton, in themselves and through their predecessors in interest, are now and at all times mentioned in plaintiffs' amended Trans 265

August 4, 1921.

Re: Transfer of Water Right.

Mr. Morris H. Cotton,
Leadore, Idaho.

Dear Sir:

We are enclosing herewith copy of Order
Granting Transfer, Certificate of Transfer No.
310, and receipt for fee paid.

Very truly yours,

W. G. SWENDSEN,
Commissioner of Reclamation

By

Chief Clerk.

MB
Encl.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
CERTIFICATE OF WATER RIGHT
Transferred Right No. 310.

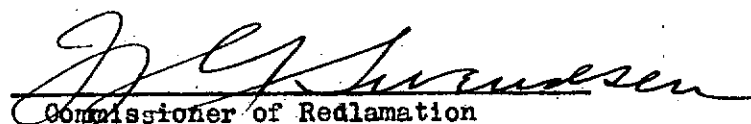
This is to certify that MORRIS H. COTTOM, of Leadore, County of Lemhi, State of Idaho, has a right to the waters of Eight-Mile Creek, for irrigation and domestic purposes, and that said right has been confirmed by decree of the District Court of the Sixth Judicial District of the State of Idaho, in and for the County of Lemhi, in the case entitled "W. D. Rusk, et al, plaintiffs, vs. Belle Schoonover, et al, defendants" H. F. Ensign, District Judge; wherein two (2) second feet of the waters of Eight-Mile Creek, in Water District No. 79-F, were dedicated to the $\text{SW}\frac{1}{4}\text{NW}\frac{1}{4}\text{Sec. 4, E}\frac{1}{2}\text{NE}\frac{1}{4}\text{Sec. 5, T. 16 N. R. 25 E., B. M.,}$ bearing date of priority of June 2, 1916; that said decree has been entered at Boise, Idaho, in the records of the Department of Reclamation of the State of Idaho, in Vol. 4 of Decrees, at page 35; that, upon the application of Morris H. Cottom for 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 two (2) second feet of the waters of Eight-Mile Creek, upon the lands above described, is hereby abandoned and a description of the lands to be irrigated under such right and to which the water right hereby confirmed shall by this certificate become appurtenant, for irrigation and domestic purposes, is shown in the following table, 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:

2.0 second feet, dated June 2, 1916:

			$\text{NW}\frac{1}{4}$	$\text{NE}\frac{1}{4}$	$\text{SW}\frac{1}{4}$	$\text{SE}\frac{1}{4}$		
Twp.	Rge.	Sec.	$\text{NW}\frac{1}{4}\text{NE}\frac{1}{4}\text{SW}\frac{1}{4}\text{SE}\frac{1}{4}$	$\text{NW}\frac{1}{4}\text{NE}\frac{1}{4}\text{SW}\frac{1}{4}\text{SE}\frac{1}{4}$	$\text{NW}\frac{1}{4}\text{NE}\frac{1}{4}\text{SW}\frac{1}{4}\text{SE}\frac{1}{4}$	$\text{NW}\frac{1}{4}\text{NE}\frac{1}{4}\text{SW}\frac{1}{4}\text{SE}\frac{1}{4}$	Total	
16N	25E	4			40	40		80
16N	25E	9	40				40	
							120	

The right to the use of the waters aforesaid, hereby confirmed, is restricted to the lands or place of use herein described, as provided by the laws of the State of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation of the State of Idaho, affixed at Boise, Idaho, this 3rd day of August, 1921.


Commissioner of Reclamation

Diversion Point: $\text{SE}\frac{1}{4}\text{SW}\frac{1}{4}\text{Sec. 18-16N-26E}$

S T A T E O F I D A H O

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

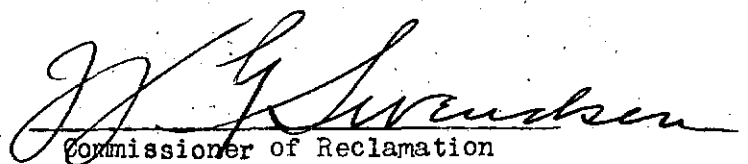
In the Matter of the Application)
of Morris H. Cotton for Transfer) ORDER GRANTING TRANSFER
of Water Right: Water District)
No. 79-F. Case No. 90.)

WHEREAS, on July 29, 1921, at the Department of Reclamation of the State of Idaho, at Boise, the matter of the application of Morris H. Cotton for transfer of water right came regularly on for hearing, pursuant to the published notice; and,

WHEREAS, no one appeared, either in person or by affidavit, to protest said application, and the evidence filed by the applicant shows that a greater duty of water would result by reason of the said transfer, and that no one would be injured thereby:

THEREFORE, IT IS HEREBY ORDERED that the said application be granted and that the certificate of transfer be issued to the applicant herein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of this Department, at Boise, Idaho, this 3rd day of August, 1921.


Commissioner of Reclamation

RECORDED
INDEXED

AFFIDAVIT OF PUBLICATION

THE SALMON HERALD

NOTICE OF PROPOSED TRANSFER OF WATER.

Notice is hereby given that Morris H. Cottom, of Leadore, Idaho, has applied to the Commissioner of Reclamation of the State of Idaho for a certificate authorizing him to transfer the use of two (2) second feet of the water of Eight-Mile creek from the land upon which it is now used, i. e. SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 4; E $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 5; T. 16 N. R. 25 E., B. M., to the following described tract S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 4; NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 9, T. 16 N. R. 25 E., B. M.

And that, on the 29th day of July, A. D. 1921, at 10 a. m., at the Department of Reclamation, Capitol Building, 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.

W. G. SWENDSEN,
Commissioner of
Reclamation.

State of Idaho, County of Lemhi, ss:

I, Edwin K. Abbott, Publisher of The Salmon Herald, a newspaper published weekly at Salmon, Idaho, do solemnly swear that a copy of the notice hereto attached,

Notice of Proposed Transfer of Water

was published weekly, in the regular and entire issue of said newspaper, and not in a supplement thereof; for **two** consecutive weeks, commencing with the issue dated **July 6, 1921,** , and ending with the issue dated **July 13, 1921.**

Edwin K Abbott

Subscribed and sworn to before me this **21st**
day of **July, 1921.**

J. J. Dempsey

Notary Public,
Residence at Salmon, Idaho.

MORRIS H. COTTOM
Leadore, Idaho

July 25th, 1921.

Mr. W. G. Swendsen, Commissioner,
Department of Reclamation,
Boise, Idaho.

Dear Sir:

You will find enclosed the Affidavit of Publication
relative to my proposed transfer of water.

Hoping that this reaches you in due time and
that the Transfer will be made without any further delay,

I am,

Yours, very respectfully,

Morris H. Cottom

RECEIVED
JUL 28 1921

RECEIVED
JUL 28 1921
DEPARTMENT OF RECLAMATION

July 2, 1921.

Re: Transfer of Water Right.

Mr. Morris H. Cotton,
Leadore, Idaho.

Dear Sir:

Receipt is acknowledge of your application for transfer of water and check for fee of \$1.00. Relative to the transfer would say that we have set July 29th as the date for hearing at this office, at 10 o'clock A. M., and notice is today being mailed to The Herald at Salmon for the required two weeks publication.

You will note be required to make further appearance at the hearing unless a protest is entered, in which case you will be further advised in the matter.

Very truly yours,

W. G. SWENDSEN,
Commissioner of Reclamation

By

MB

Chief Clerk.

RECEIVED
JUL 11 1921

July 2, 1921.

Publisher The Herald,
Salmon, Idaho.

Dear Sir:

I am enclosing herewith notice of transfer of water right which please publish once a week for two consecutive weeks prior to July 29th, the date set for the hearing. The expense of the publication will be paid by Mr. Morris H. Cotton of Leadore, Idaho, to whom you should furnish proof of publication prior to the date of the hearing.

Kindly send us a copy of the first issue in order that we may check same with our records.

Very truly yours,

W. G. SWENDSEN,
Commissioner of Reclamation

By

Chief Clerk.

MB
Encl.

MICROFILMED

Notice of Proposed Transfer of Water Right

Notice is hereby given that Morris H. Cotton of Leadore,
Idaho, has applied to the Commissioner of Reclamation of the State of Idaho
 for a certificate authorizing him to transfer the use of two (2) second feet
 of the water of Eight-Mile Creek
 from the land upon which it is now used, i. e. SW¹/₄ NW¹/₄ Sec. 4; E¹/₂ NE¹/₄ Sec. 5; T. 16 N. R. 25 E.,
B. M.,

to the following described tract S¹/₂ SW¹/₄ Sec. 4; NE¹/₄ NW¹/₄ Sec. 9, T. 16 N. R. 25 E., B. M.

And that, on the 29th day of July, A. D.
1912, at 10 A. M., at the Department of Reclamation, Capitol Building, 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.

W. C. SWENDSEN

Commissioner of Reclamation

MORRIS H. COTTOM
Leadore, Idaho

10/ Fee for
transfer with
App'l for permit

June 27th 1921.

Mr. W. G. Swendsen, Commr.,
Department of Reclamation,
Boise, Idaho.

Dear Sir:

Find enclosed my check for \$2.20 to cover the fee for
the enclosed Application for Water Permit and also to
cover the fee for the enclosed Application for Transfer of
water.

Hoping that these papers are correct and that you
can allow them without too much delay, I remain,

Yours very respectfully,

Morris H. Cottom

RECEIVED

RECEIVED

JUN 30 1921

DEPARTMENT OF RECLAMATION

Application for Transfer of Water Right

STATE OF IDAHO,

County of Lemhi

ss.

RECEIVED

JUN 30 1921

DEPARTMENT OF RECLAMATION

Morris H. Cottom, being first duly sworn, deposes and says:

That his name is Morris H. Cottom; that he is of lawful age, a citizen of the United States and of the State of Idaho, and that his postoffice address is Leadore, Lemhi County, Idaho.

That he is the owner and using a certain water right, bearing date of priority of June 21, 1916, for two cubic feet per second of the waters of Eight-Mile Creek County of Lemhi, State of Idaho, decreed to Morris H. Cottom by decree of Judge, H. F. Ensign, of the Sixth Judicial District of the State of Idaho, in and for the County of Lemhi, in the case of W. D. Rusk, et al. vs. Belle Schoonover, et al., said decree bearing date of March 25, 1918, (or obtained by virtue of License No. _____, issued by the State Engineer of the State of Idaho, dated _____, 19____), bearing date of priority of _____

for the purpose of irrigating the following described lands situate, lying and being in Water District No. 79-E in the County of Lemhi and State of Idaho, to wit: SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 4; E $\frac{1}{2}$ NE $\frac{1}{4}$ Section 5, Township 16 North, Range 25 East, Boise Meridian.

_____ and is the person (or the representative of the corporation) to whom such right so issued, or has become the owner thereof in the following manner: _____ appearing in the copy of the decree herewith, 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 at a point in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 10, Township 16 North, Range 25 East, Boise Meridian, and conducted to the above described lands through the Cottom Ditch as per map herewith and of this affidavit made a part;

That affiant and petitioner desires to abandon the use of two 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 Lemhi and State of Idaho, to wit: S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 4, and NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 9, in Township 16 North, Range 25 East, Boise Meridian.

That his reasons for desiring to make such transfer are as follows: That I have constructed a ditch from a point in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 18, T. 16 N., R. 26 E., B. 1 M., diverting two cubic feet per second of the waters of Spring Creek, a tributary of Lemhi River, to the original point of diversion on said Eight-Mile Creek and have thereby supplied the said described land from which the said decreed water right is to be transferred, with water from said Spring Creek.

That he intends to divert and convey said two second feet of water to the tract of land last above described in the following manner, to wit: I have constructed a ditch as above described from the said point on Spring Creek to the original point of diversion on said Eight-Mile Creek. A ditch is also being constructed from a point on said Eight-Mile Creek, located in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 21, said township and range, under the terms of Permit No. 13690, approved by the State Engineer of Idaho, on the 20th day of August, 1918, which permit was issued to Elizabeth Barbara Cottom, the claimant of the S $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 4, NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 9, Township 16 North, Range 25 East, the lands to which said water is sought to be transferred, 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, and give proper notice of the same to the Water Master of Water District No. 79-F, in accordance with the provisions of Section 5582 of the Compiled Statutes / Revised Codes of Idaho, as amended.

Subscribed and sworn to before me this twenty-first day of June

A. D. 1921

By Residing at Pocatello, Idaho

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water diverted? Eight-Mile Creek
Where is the diversion point located? SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 10, T. 16 N., R. 25 E. B.M.
Through what ditch is it now conducted? Cottom Ditch
How much land is now irrigated by the water sought to be transferred? 100 acres
Give the description: SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 4; E $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 5; T. 16 N., R. 25 E., B.M.

What is the total amount of water in inches, or second-feet, dedicated to said land? 2 second-feet
What kind of crops are being raised? hay
How much water per acre is now required to irrigate said land? 0.02 second-feet.
What will be the effect on the land now irrigated, if the use of water on it is discontinued? The land will be worthless without water for irrigation.
From what stream will the water be diverted if the transfer is made? Spring Creek, a tributary of Lemhi River.
Give location of new point of diversion SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 18, T. 16 N., R. 26 E.
Through what ditch will it be conducted after transfer? Elizabeth B. Cottom Ditch.
How much water will be required per acre to irrigate the land to which this water is transferred? 0.02 second-feet.
Do you claim any other water right for the land from which you seek to abandon the use of this water? No. I am applying for permit for the purpose.
Is there now any other water right for the land to which you seek to make this transfer? Yes, Permit No. 13690, but this water right was rejected by the U. S. Land Office as insufficient for irrigation.

Signed

Applicant.

STATE OF IDAHO,

County of Lemhi

ss.

R. H. Davidson

and

W. G. Wilde

being first duly sworn, each for himself, and not one for the other, deposes and says: That ~~he is~~ ^{they are} citizens of the United States and of the State of Idaho, residing at Leadore that ~~he~~ ^{they} is a user of water from Eight mile, in Water District No. 79F, County of Lemhi, State of Idaho; that he has read or heard read the foregoing affidavit and petition of Morris H. Cotton 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.

R. H. Davidson
W. G. Wilde

Subscribed and sworn to before me this

21st

day of

June

A. D. 1921

Abraham
Residing at Leadore Idaho

STATE OF IDAHO,

County of Lemhi

ss.

I, J. R. Perrin,

Watermaster of

Eight mile

Water District No. 79F, County of Lemhi, State of Idaho, whose postoffice address is Leadore, have read or heard read the foregoing affidavit and petition of Morris H. Cotton, 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:

J. R. Perrin

Watermaster, Dist. No. 79F

Dated at

Leadore

Idaho, this

21st

day of

June 1921

