

AFFIDAVIT of PUBLICATION

RECEIVED

JUN 02 1993

State of Idaho,
County of Blaine

SS.

Department of Water Resources
Southern Region Office

On this 26th day of May, in the year 1993, before me a Notary Public of said State, personally appeared **DANIEL J. GORHAM**, known or identified to me to be the person whose name is subscribed to be the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same. As the publisher of the Wood River Journal, he/she attests that said newspaper has been continuously and and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 19 day of May, 1993, and the date of the last publication was on the 26 day of May, 1993.

Daniel J. Gorham

Subscribed and sworn to before me this 26th day of May, 1993.
(SEAL)

Roberta Maymacher

NOTARY PUBLIC

#8718
WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice 144
Number of Insertions _____
Lines tabular at _____ 6¢ / Pica
144 Lines straight at 72.00 5¢ / Pica
144 Subsequent lines at 64.80 4¢ / Pica
TOTAL COST 141.80 5.00

COPY OF NOTICE (Paste Here)

Application for extension of
TITLE OF NOTICE *Time*

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Resources
BILL TO *T.F.*

Application for extension of time

NOTICE OF APPLICATION FOR
EXTENSION OF TIME TO AVOID
FORFEITURE OF A WATER RIGHT

No. 37-00705, A37-00705A,
A37-00705B, A37-00705C

Notice is hereby given that
FREDERICK H. BLECHMANN TRUST of
Sun Valley, ID has applied to
the Department of Water
Resources for an extension of
time to avoid forfeiture of a
portion of water right No.
37-00705, A37-00705A,
A37-00705B, A37-00705C. The
right was obtained and is
evidenced by a decree granted
to Everett Campbell in case of
S.C. Frost, Et. Al. vs Alturas
Water Co., Et. Al., dated
12/13/1909 in Fourth District
Court, County of Lincoln and is
recorded as follows:

Amount: 2.20 cfs

Priority: 05/31/1883

Source: Big Wood River
tributary to Malad River

Point of Diversion :
SW1/4NE1/4, S16, T02N, R18E;
Blaine County.

Place of use: irrigation of 130
acres from 04/15 to 10/15
within Lot 1 (NE1/4NE1/4),
SE1/4NE1/4, S1, T01N, R18E; Lot
4 (NW1/4NW1/4), Lot 5
(SW1/4NW1/4), SE1/4NW1/4, S6,
T01N, R19E.

The extension is requested to
avoid loss of the water right
due to possible non-use if the
land is not farmed.

WATER RIGHT CLAIMED IN SNAKE
RIVER BASIN ADJUDICATION AND
RECORDED AS FOLLOWS:

Water Right No. A37-00705A
Priority Date: 05/31/1883
Name: Frederick H. Blechmann
Western Outfitters, Inc.
Basis of right: Decreed Right
No. 37-00705

Source: Big Wood River
tributary to Malad River
Use: irrigation (.73 cfs) from
04/01 to 11/01
Point(s) of Diversion:
SW1/4NE1/4, S16, T02N, R18E;
Blaine County.

Place of Use: 130 acres within
Lot 1 (NE1/4NE1/4); SE1/4NE1/4,
S1, T01N, R18E; Lot 4
(NW1/4NW1/4), Lot 5
(SW1/4NW1/4), SE1/4NW1/4, S6,
T01N, R19E; Blaine County.

Water Right No. A37-00705B
Priority Date: 05/31/1883
Name: Frederick H. Blechmann
Trust

Basis of right: Decreed Right
No. 37-00705

#8718

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

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 Number of Lines in Notice 144
 Number of Insertions _____
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144 Lines straight at 72.00 5¢ / Pica
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 TOTAL COST 141.80 5.00

Priority: 05/31/1883

Source: Big Wood River
tributary to Malad RiverPoint of Diversion :
SW1/4NE1/4, S16, T02N, R18E;
Blaine County.Place of use: irrigation of 130
acres from 04/15 to 10/15
within Lot 1 (NE1/4NE1/4),
SE1/4NE1/4, S1, T01N, R18E; Lot
4 (NW1/4NW1/4), Lot 5
(SW1/4NW1/4), SE1/4NW1/4, S6,
T01N, R19E.The extension is requested to
avoid loss of the water right
due to possible non-use if the
land is not farmed.WATER RIGHT CLAIMED IN SNAKE
RIVER BASIN ADJUDICATION AND
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Priority Date: 05/31/1883Name: Frederick H. Blechmann
Western Outfitters, Inc.Basis of right: Decreed Right
No. 37-00705Source: Big Wood River
tributary to Malad River
Use: irrigation (.73 cfs) from
04/01 to 11/01Point(s) of Diversion:
SW1/4NE1/4, S16, T02N, R18E;
Blaine County.Place of Use: 130 acres within
Lot 1 (NE1/4NE1/4); SE1/4NE1/4,
S1, T01N, R18E; Lot 4
(NW1/4NW1/4), Lot 5
(SW1/4NW1/4), SE1/4NW1/4, S6,
T01N, R19E; Blaine County.

Water Right No. A37-00705B

Priority Date: 05/31/1883

Name: Frederick H. Blechmann
TrustBasis of right: Decreed Right
No. 37-00705Source: Big Wood River
tributary to Malad River
Use: irrigation (.73 cfs) from
04/01 to 11/01Point(s) of Diversion:
SW1/4NE1/4, S16, T02N, R18E;
Blaine County.Place of Use: 130 acres within
Lot 1 (NE1/4NE1/4); SE1/4NE1/4,
S1, T01N, R18E; Lot 4
(NW1/4NW1/4), Lot 5
(SW1/4NW1/4), SE1/4NW1/4, S6,
T01N, R19E; Blaine County.

Water Right No. A37-00705C

Priority Date: 05/31/1883

Name: Richard E. Welch, Jr.
Elizabeth K. Welch
Frederick H. BlechmannBasis of right: Decreed Right
No. 37-00705Source: Big Wood River
tributary to Malad River
Use: irrigation (.73 cfs) from
04/01 to 11/01Point(s) of Diversion:
SW1/4NE1/4, S16, T02N, R18E;
Blaine County.

Place of Use: 130 acres within

Lot 1 (NE1/4NE1/4); SE1/4NE1/4,
S1, T01N, R18E; Lot 4
(NW1/4NW1/4), Lot 5
(SW1/4NW1/4), SE1/4NW1/4, S6,
T01N, R19E; Blaine County.Any protests against the
approval of the above proposed
request described above must be
filed with the Director, Dept.
of Water Resources, Southern
Region, 222 Shoshone Street
East, Twin Falls, ID 83301 on
or before June 7, 1993.

R. Keith Higginson, Director

Publish: Wood River Journal-
May 19 & 26, 1993.

NOTICE OF PROPOSED
TRANSFER OF WATER
RIGHT

Notice is hereby given that Everett Campbell of Bellevue, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the point of diversion and place of use of the waters of Big Wood River as follows:

Amount: 2.2 cubic feet per second. Priority: May 31, 1883
Point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 31, Township 4N Range 18E, B.M. Place of Use: SW $\frac{1}{4}$ NE $\frac{1}{4}$ W $\frac{1}{2}$ SE $\frac{1}{4}$, Lot 2 Sec. 6, Twp. 3N., Rge. 18E. Total 160A.

To Be Transferred To
Point of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 16, Township 2 N., Range 18E, B.M. Place of Use: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Lot 1 & 2 lying East of the railroad, all in Sec. 1, Twp. 1N., Rge. 18 E.B.M.; Lot 4 & Lot 5, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, Twp. 1N., Rge. 19 E.B.M.

And that on the 8th day of May, 1967, at 2:00 o'clock P.M. at Room 107 Statehouse, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

R. KATH HIGGENSON
State Reclamation Engineer
1/27 - 5/1

NOTICE FOR PUBLICATION
OF TIME APPOINTMENT
PROVING

#1.00 check received
RECEIVED
MAY 17 1967

Department of Reclamation

Affidavit of Publication

STATE OF IDAHO, }
County of Blaine, } ss.

BERWYN BURKE, being first duly sworn deposes and says that he is now and at all times herein mentioned has been the publisher of The Hailey Times, which is now, and at all times herein mentioned has been a newspaper as defined in Section 58-106 of the Idaho Code Annotated as amended by Chapter 38 of the Laws of 1939, and printed, regularly issued and published weekly at Hailey, in Blaine County, Idaho, and having a general circulation in said county, and not less than 200 bona fide subscribers living within said county, and that said newspaper has been continuously and uninterruptedly so printed and published as a weekly newspaper in said county during the period of 78 consecutive weeks prior to the first publication of the annexed true copy and at all times since, and that said annexed true copy was so published in the regular edition of said newspaper, The Hailey

Times, and not in any supplement thereof, for two consecutive weeks commencing with the first publication thereof on the

twentieth day of April, 1967
and ending with the last publication thereof on the
twenty-seventh day of April, 1967

Cost of this publication is \$ 10.75

Berwyn Burke
BERWYN BURKE, Publisher.

Subscribed and sworn to before me, this 28th day
of April, 1967.

J. W. Davies
Notary Public for Idaho
Residing at Hailey,
Blaine County, Idaho.

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Everett Campbell of Bellevue, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the point of diversion and place of use of the waters of Big Wood River as follows:

Amount: 2.2 cubic feet per second. Priority: May 31, 1883
Point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 31, Township 4N Range 18E, B.M. Place of Use: SW $\frac{1}{4}$ NE $\frac{1}{4}$ W $\frac{1}{2}$ SE $\frac{1}{4}$ Lot 2 Sec. 6, Twp. 3N., Rge. 18E. Total 160A.

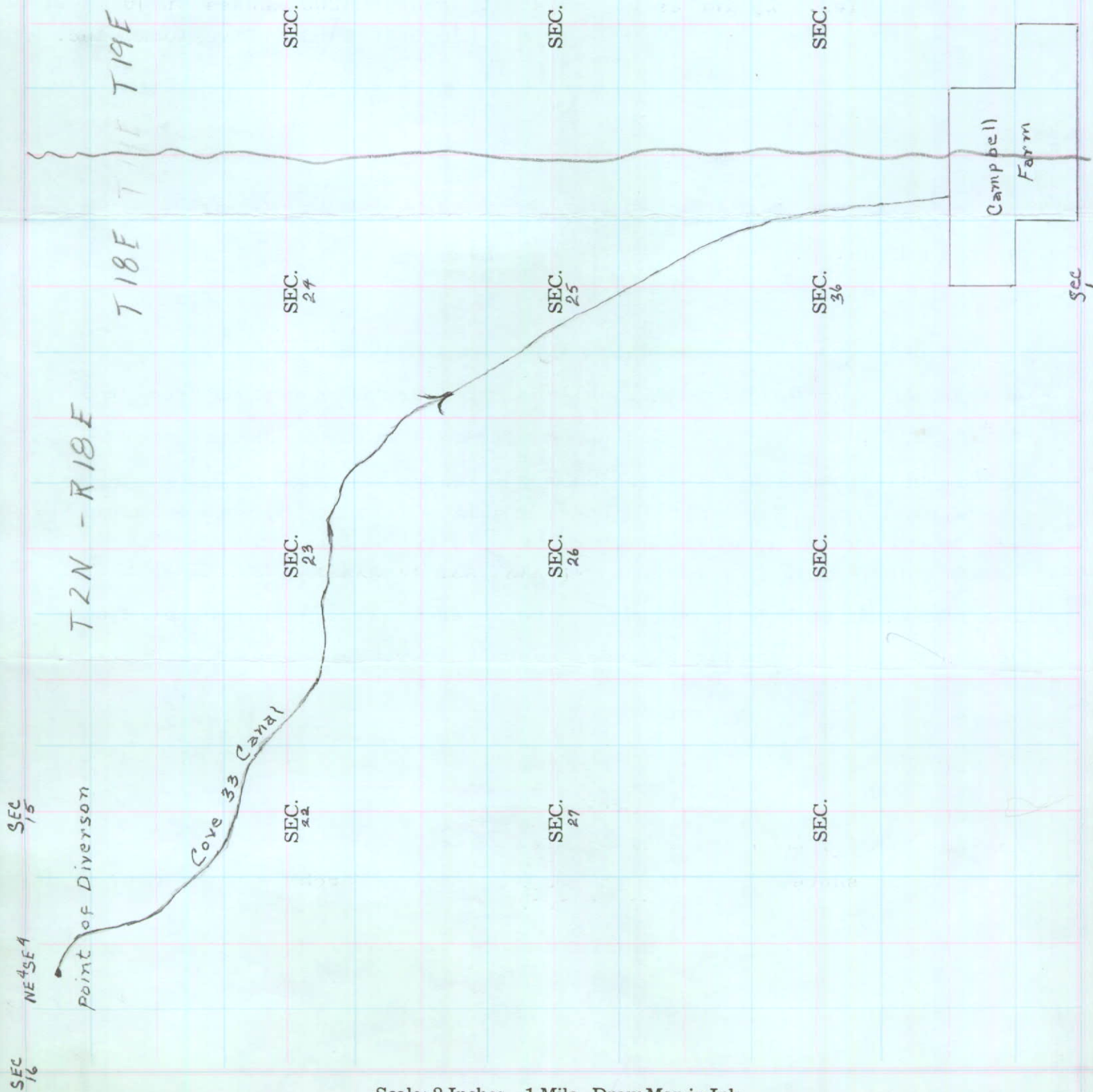
To Be Transferred To
Point of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 16, Township 2 N. Range 18E, B.M. Place of Use: SE $\frac{1}{4}$ NE $\frac{1}{4}$ Lot 1 & 2 lying East of the railroad, all in Sec. 1, Twp. 1N., Rge. 18 E.B.M.; Lot 4 & Lot 5, SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 6, Twp. 1N., Rge. 19 E.B.M.

And that on the 8th day of May, 1967, at 2:00 o'clock P.M. at Room 107 Statehouse, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

R. KEITH HIGGENSON
State Reclamation Engineer
4/27 - 5/4



MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5037
WATER RIGHT NO(S). 37-00113K/37-00482D/37-00705

This is to certify that:

THE BLECHMANN TRUST &
C/O FREDERICK H BLECHMANN
EMMY BLECHMANN
PO BOX 184
SUN VALLEY ID 83353

UWARDA D DAY
C/O GAROLD E JOHNSON
820 A ST SUITE 550
TACOMA WA 98402

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 37-00113K : IRRIGATION Priority: 07/10/1884	04/15 to 10/15	* 4.00 CFS	493.5 AF
Right No. 37-00482D : IRRIGATION Priority: 08/01/1884	04/15 to 10/15	* 0.50 CFS	177.9 AF
Right No. 37-00705 : IRRIGATION Priority: 05/31/1883	04/15 to 10/15	* 2.20 CFS	493.5 AF
TOTAL:		** 6.38 CFS	** 493.5 AF

SOURCE

BIG WOOD RIVER

TRIBUTARY OF

MALAD RIVER

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 36, Township 02N, Range 18E
BLAINE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01N	18E	1	Lot 1(NENE) 36	Lot 2(NWNE) 3	SENE 20	59
	19E	6	Lot 4(NWNW) 37	Lot 5(SWNW) 39	SENW 6	82
Total number of acres irrigated:						** 141

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MAY 14 1998

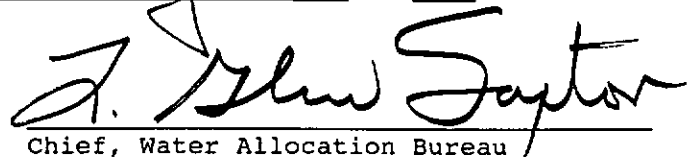
TRANSFER NO. 5037
WATER RIGHT NO(S). 37-00113K/37-00482D/37-00705

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
2. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
5. Approval of Transfer 5037 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
6. Use of water under this water right will be regulated by the watermaster of State Water District No. 37, Big Wood River, and subject to the policies and procedures of Wood River Valley Irrigation District #45.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department at both the diversion from the river and the redirection from the canal that will provide suitable control of the diversions.
- * 8. A portion of each right has been identified as river loss resulting from the change in point of diversion authorized under this transfer: 0.08 cfs of Right 37-00113K, 0.01 cfs of Right 37-00482D and 0.03 cfs of Right 37-00705. In addition, 0.20 cfs of Right 37-00705 has been identified as river loss under a previous transfer.
- ** 9. Rights 37-00113K, 37-00482D and 37-00705 when combined shall not exceed a total diversion rate of 6.38 cfs, a total annual diversion volume of 493.5 af at the field headgate, and the irrigation of 141.0 acres.

Dated this 14 th day of

May, 1998.


Chief, Water Allocation Bureau

RECORDED

MAY 14 1998

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR	)	
EXTENSION OF TIME TO AVOID FORFEITURE	)	
OF WATER RIGHT NOS. 37-00113, 37-00482	)	
AND 37-00705 IN THE NAME OF FREDERICK	)	PRELIMINARY ORDER
H. BLECHMANN TRUST	)	
_____	)	

This matter having come before the Idaho Department of Water Resources (department), the department makes the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. On August 20, 1993, the department approved a Request for Extension of Time to Avoid Forfeiture (extension request) for water right no. 37-00705 extending the resumption of use date to April 15, 1998.
2. On September 29, 1993, the department also approved an extension request for water right nos. 37-00113 and 37-00482 extending the resumption of use date to May 1, 1998.
3. In July 1997, a representative of the right holder (right holder) contacted the department and advised that a) the resumption of use dates of the rights are not consistent with each other and that b) the dates are earlier in the season than water is normally delivered into most canals which divert water from the Big Wood River.
4. The right holder asked the department to change the dates to a more realistic time.

CONCLUSIONS OF LAW

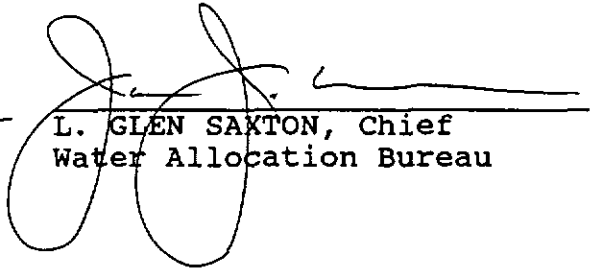
1. The dates to resume use should be consistent with each other and should be achievable considering the usual water delivery practices within the Big Wood River Drainage.
2. The department should change the dates for resumption of use for the three (3) water rights or portions thereof to which the extension requests apply.

RECORDED
MAY 14 1998

ORDER

IT IS THEREFORE, HEREBY ORDRED that the dates for the resumption of water use for water right nos. 37-00113, 37-00482 and 37-00705 previously approved as April 15, 1998 and May 1, 1998 in extension requests filed in the name of Fredrick H. Blechmann Trust are **SET ASIDE** and are changed by this order to be the **beginning of the 1998 irrigation season** in the Big Wood River drainage.

Dated this 4th day of August, 1997.

for 
L. GLEN SAXTON, Chief
Water Allocation Bureau

RECEIVED

MAR 19 1993

Water Right No. 37-00705

STATE OF IDAHO
Department of Water Resources

DEPARTMENT OF WATER RESOURCES

RECEIVED
MAR 10 1993
00705 A
00705 B
00705 C

Application for Extension of Time to Avoid Forfeiture
of a Water Right

Department of Water Resources
Southern Region Office

Section 42-222 of the Idaho Code provides that a water right shall be lost and forfeited and the water revert to the state upon the failure of a water user to apply the water to beneficial use for a period of five (5) years. The Director may allow an additional five (5) year period of non-use without forfeiture upon a showing of reasonable cause.

Complete fully the following application and submit it to the Department of Water Resources, Statehouse, Boise, Idaho, 83720, with the statutory fee.

1. Name of water right holder Frederick H. Blechmann Trust
Post office address PO Box 184, Sun Valley, ID 83353

2. The right was obtained or is evidenced by:

a. Decree to Everett Campbell in Case of S.C. Frost ET AL
(Name)

vs. Alturas Water Co. ET AL, Dated 12-13-1909 in Fourth District
(Name of Court)

Court, County of Lincoln. Fully describe decree

b. License No. _____ issued by the Department of Water Resources.

c. Claim No. _____ on file with the Department of Water Resources.

3. Source of water Big Wood R. tributary to Mqld R.
(Name of stream or source)

4. Date of priority of right 5-31-1883

5. Amount of water a. 220 cfs c.f.s. and/or
b. _____ acre feet/annum

6. Water is used for Irrig. from 4-15 to 10-15
from _____ to _____
from _____ to _____
(Purpose) (Month-Day) (Month-Day)

7. Location of point of diversion is SW 1/4 NE 1/4 of Section 16
Township 2N, Range 18E, B.M., in Blairstown County;
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
1N	18E	1	171 30			20													50
	19E	6					174 30	175 40	10										80

Total number of acres irrigated 130

9. Give last date when water was applied to beneficial use 8-3-1992 (low-water year)
Length of extension of time requested 5 years, or until end of irrig. season 1997
(Date)

10. Explain fully your reasons for requesting an extension of time within which to resume the use of your water right and reasons for non-use We are retired, and lease this farm to someone else. We are having difficulty finding someone to farm this place, so need to protect our water rights if non-use becomes necessary.

I hereby assert that no one will be injured by such extension. The information contained in this application is true to the best of my knowledge.

F. Edward H. Kuhn
(Signature of Applicant)

Subscribed and sworn to before me this 9th day of March, 19 93.

Mary A. Baldwin
(Notary Public)

My commission expires 10/16/1998

Residing at Gooding Id

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined this application for extension of time within which to resume the use of a water right and I hereby APPROVED said application subject to the following conditions or reasons.

Water use must resume on or before April 15, 1998.

Witness my hand this 20th day of August, 19 93.

A. Glen Saylor
(XXXXXXXX)
Chief, Water Allocation Bureau

For Department Use Only

Received by J. E. Stanton Date 2-9-93 Time 10:50 am Preliminary check by MTS
Fee \$ 50.00 Receipted by JS Date 3-9-93 501547 Publication prepared by MB
Published in Wood River Journal Dates 5/19 + 5/26/93
Publication approved by MB Date 6/2/93 Protests filed by: _____

Copies of protests forwarded by _____ Hearing held by _____ Date _____
Recommended for W Approval // Denial by JS

MICROFILMED
MAY 14 1998

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

	Wilson, Samuel S.	2.2		37-0705
1086	Campbell, Everett	2.2 2.0	0	37-0705A

*0.2 cfs
loss to
River*

R

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MACROFILMED

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)		
Everett Campbell)		
of)		ORDER GRANTING TRANSFER
Bellevue, Idaho)		NO. 1086
For a Transfer of Water Right in the)		
County of Blaine, State of Idaho)		

WHEREAS, On the 8th day of May, 1967, at the Department of Reclamation of the State of Idaho at Boise, Idaho, this matter of the application of Everett Campbell of Bellevue, 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 the water will be put to a higher and more efficient beneficial use and no one will be injured thereby;

NOW, THEREFORE, IT IS 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 24th day of May, 1967.




R. KEITH HIGGINSON
State Reclamation Engineer

RECEIVED

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 D E C R E E D W A T E R R I G H T
T R A N S F E R R E D R I G H T N O . 1 0 8 6

THIS IS TO CERTIFY, That Everett Campbell of Bellevue, Idaho, is the owner of and using a certain water right of 2.2 cubic feet per second of the waters of Big Wood River, with priority of May 31, 1883, decreed to Samuel S. Wilson by decree of Judge Alfred Budge of the Fourth Judicial District of the State of Idaho, in and for the County of Lincoln, in the case of

S. C. FROST, et al

Plaintiffs

vs.

ALTURAS WATER CO., et al

Defendants

said decree bearing date of December 13, 1909, and being appurtenant to the following described lands, to-wit:

SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Lot 2 of Section 6,
Township 3 North, Range 18 E. B. M.,

That said decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 3 of Decrees, at Page 792;

That said Everett Campbell has become the owner of said water right by purchase;

And that now, upon the application of Everett Campbell for a Certificate of Transfer of Water Right, made before the State Reclamation Engineer of the State of Idaho, and the said application having been granted, the right to the use of 2.2 cubic feet per second of the waters of Big Wood 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, is described as follows, to-wit:

All of SE $\frac{1}{4}$ NE $\frac{1}{4}$, Lots 1 & 2, lying East of the
railroad, all in Section 1, Township 1 North,
Range 18 E. B. M.; Lots 4 & 5, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec-
tion 6, Township 1 North, Range 19 E.B.M.,

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes and shall not exceed the following amount, to-wit:

2.0
2.2 cubic feet per second of the waters of
Big Wood River, with priority of May 31, 1883;

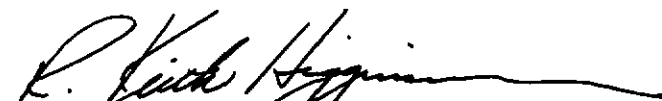
That the water right hereby transferred has heretofore been conducted to the first described lands through Wilson No. 11 Canal, with point of diversion in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 31, Township 4 North, Range 18 E. B. M.,

That the water right hereby transferred will hereafter be conducted through the Cove 33 ditch with point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 16, Township 2 North, Range 18 E. 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 24th day of May, 1967.




R. KEITH HIGGINSON
State Reclamation Engineer

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	)	
	)	
Everett Campbell	)	
of	)	ORDER GRANTING TRANSFER
Bellevue, Idaho	)	NO. 1086
	)	
For a Transfer of Water Right in the	)	
County of Blaine, State of Idaho	)	

WHEREAS, On the 8th day of May, 1967, at the Department of Reclamation of the State of Idaho at Boise, Idaho, this matter of the application of Everett Campbell of Bellevue, 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 the water will be put to a higher and more efficient beneficial use and no one will be injured thereby;

NOW, THEREFORE, IT IS 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 24th day of May, 1967.

(SEAL)

s/

R. KEITH HIGGINSON

R. KEITH HIGGINSON
State Reclamation Engineer

RECEIVED
MAY 25 1967
STATE RECLAMATION ENGINEER

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 D E C R E E D W A T E R R I G H T
T R A N S F E R R E D R I G H T N O . 1 0 8 6

THIS IS TO CERTIFY, That Everett Campbell of Bellevue, Idaho, is the owner of and using a certain water right of 2.2 cubic feet per second of the waters of Big Wood River, with priority of May 31, 1883, decreed to Samuel S. Wilson by decree of Judge Alfred Budge of the Fourth Judicial District of the State of Idaho, in and for the County of Lincoln, in the case of

S. C. FROST, et al

Plaintiffs

vs.

ALTURAS WATER CO., et al

Defendants

said decree bearing date of December 13, 1909, and being appurtenant to the following described lands, to-wit:

SW~~1~~⁴NE~~1~~⁴, W~~1~~²SE~~1~~⁴, Lot 2 of Section 6,
Township 3 North, Range 18 E. B. M.,

That said decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 3 of Decrees, at Page 792;

That said Everett Campbell has become the owner of said water right by purchase;

And that now, upon the application of Everett Campbell for a Certificate of Transfer of Water Right, made before the State Reclamation Engineer of the State of Idaho, and the said application having been granted, the right to the use of 2.2 cubic feet per second of the waters of Big Wood 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, is described as follows, to-wit:

All of SE~~1~~⁴NE~~1~~⁴, Lots 1 & 2, lying East of the
railroad, all in Section 1, Township 1 North,
Range 18 E. B. M.; Lots 4 & 5, SE~~1~~⁴NW~~1~~⁴, Sec-
tion 6, Township 1 North, Range 19 E. B. M.,

That a 9% river transportation loss is to be charged by the watermaster, leaving 2.0 cubic feet per second available for delivery at Cove 33 Ditch;

RECORDED

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes and shall not exceed the following amount, to-wit:

2.0 cubic feet per second of the waters
of Big Wood River, with priority of
May 31, 1883;

That the water right hereby transferred has heretofore been conducted to the first described lands through Wilson No. 11 Canal, with point of diversion in the SE~~1~~SE~~4~~, Section 31, Township 4 North, Range 18 E. B. M.,

That the water right hereby transferred will hereafter be conducted through the Cove 33 ditch with point of diversion in the NE~~1~~SE~~4~~, Section 16, Township 2 North, Range 18 E.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 24th day of May, 1967.

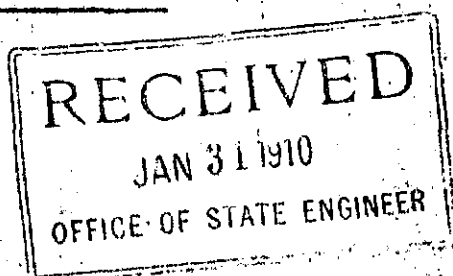
(SEAL)

s/ R. KEITH HIGGINSON

R. KEITH HIGGINSON
State Reclamation Engineer

RECORDED

In the District Court of the Fourth Judicial District
of the
State of Idaho, in and for the County of Lincoln.



S. C. Frost, et al.,

Plaintiffs,

vs.

Alturas Water Company, et al.,

Defendants.

DECREE.

This cause coming on to be heard this 6th day of October, 1909, upon the Report of F. J. Cowen, Referee heretofore appointed for the purpose of taking the testimony and making recommendations as to Findings of Fact, Conclusions of Law and Decree, to be entered herein, and the said F. J. Cowen having filed his Report of the testimony taken, and his recommendations as to Findings of Fact, Conclusions of Law, which have heretofore been adopted, and the respective plaintiffs and defendants and cross-complainants appearing herein by their respective counsel, and the court being fully informed and advised in the premises, and having ordered that judgment be entered in accordance with the Report and recommendations of the said Referee, Wherefore, by reason of the law and the Report and Findings of Fact and Conclusions of Law aforesaid,

It is Ordered, Adjudged and Decreed, that the several parties, plaintiffs and defendants herein named, do have judgment respectively for

MICROFILMED

✓ Williams, A. D.	100 inches.	June 15, 1891.	Big Wood River. <i>Trans 1001</i>
✓ Williams, M. H.	400 "	June 15, 1891.	" " <i>Trans #145 108-325</i>
✓ Wilson, Samuel S.	110 "	May 31, 1883.	" <i>Trans #1086</i>
✓ Wilson, Susan	140 "	Dec. 15, 1883.	Little Wood River. <i>Trans 1001-6</i>
✓ Wondershek, John	80 "	July 10, 1884.	Big Wood River. <i>#1000-</i>
Woodworth, E. L.	50 "	Apr. 1, 1877.	Little Wood River.
" " "	50 "	Feb. 22, 1883.	" " "
✓ Worden, Ruth S.	160 "	Nov. 29, 1907.	Big Wood River.
✓ " " "	160 "	Nov. 29, 1907.	" " "
Worthington, O. H.	65 "	June 1, 1887.	Aubrey Creek.
✓ Wrencher, James A.	200 "	June 10, 1880.	Big Wood River. <i>#156-</i>
✓ Young, H. M.	120 "	Oct. 1, 1890.	" " "
Young, John A.	125 "	July 2, 1883.	Soldier Creek. ✓
" " "	100 "	Apr. 30, 1884.	Little Deer Creek.

That the users of water from the so-called dry streams, (to-wit: Breck's Creek, Bullion Creek, Burgess Creek, Camp Creek, Chimney Creek, Corral Creek, Cow Creek, Croy Creek, Deer Creek, Dry Creek, Dyer Creek, Early Creek, Elk Creek, Greenhorn Creek, Guy Hollow, Hix's or Boardman's or Sheep Creek, Indian Creek, Lansing Creek, Little Deer Creek, (Little Wood River above its junction with Silver Creek,) Minnehaha Creek, Monumental Creek, Muldoon Creek, Rock Creek, Smidt Creek, Soldier Creek, Spring Creek, Three Mile Creek or Four Mile Creek, Upper Malad River, Warm Springs Creek near Hailey, West Fork of Rock Creek, and Willow Creek,) are entitled to their various amounts and priorities, as among themselves, as of the respective dates and amounts hereby awarded, regardless of the rights of the users of waters of the main stream and other streams involved in this action; and that the appropriators and users of water from other streams are not entitled to have the waters of said dry streams continue to flow down to where their channels unite with the streams into which they empty.

37 0215
That Fred W. Tator and Adam Island are entitled to 320 inches of *Trans 300*

AFFIDAVIT of PUBLICATION

RECEIVED

JUN 02 1993

State of Idaho,

County of Blaine

SS.

Department of Water Resources
Southern Region Office

On this 26th day of May, in the year 1993, before me a Notary Public of said State, personally appeared **DANIEL J. GORHAM**, known or identified to me to be the person whose name is subscribed to be the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same. As the publisher of the Wood River Journal, he/she attests that said newspaper has been continuously and and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 19 day of May, 1993, and the date of the last publication was on the 26 day of May, 1993.

Daniel J. Gorham

Subscribed and sworn to before me this 26th day of May, 1993.
(SEAL)

Roberta May Graham

NOTARY PUBLIC

#8718
WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice 144
Number of Insertions _____
Lines tabular at _____ 6¢ / Pica
144 Lines straight at 72.00 5¢ / Pica
144 Subsequent lines at 64.80 4¢ / Pica
TOTAL COST 141.80 5.00

COPY OF NOTICE
(Paste Here)

Application for extension of
TITLE OF NOTICE *Time*

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Resources
BILL TO *T.F.*

Application for extension of time

NOTICE OF APPLICATION FOR
EXTENSION OF TIME TO AVOID
FORFEITURE OF A WATER RIGHT

No. 37-00705, A37-00705A,
A37-00705B, A37-00705C

Notice is hereby given that
FREDERICK H. BLECHMANN TRUST of
Sun Valley, ID has applied to
the Department of Water
Resources for an extension of
time to avoid forfeiture of a
portion of water right No.
37-00705, A37-00705A,
A37-00705B, A37-00705C. The
right was obtained and is
evidenced by a decree granted
to Everett Campbell in case of
S.C. Frost, Et. Al. vs Alturas
Water Co., Et. Al., dated
12/13/1909 in Fourth District
Court, County of Lincoln and is
recorded as follows:

Amount: 2.20 cfs

Priority: 05/31/1883

Source: Big Wood River
tributary to Malad River

Point of Diversion :
SW1/4NE1/4, S16, T02N, R18E;
Blaine County.

Place of use: irrigation of 130
acres from 04/15 to 10/15
within Lot 1 (NE1/4NE1/4),
SE1/4NE1/4, S1, T01N, R18E, Lot
4 (NW1/4NW1/4), Lot 5
(SW1/4NW1/4), SE1/4NW1/4, S6,
T01N, R19E.

The extension is requested to
avoid loss of the water right
due to possible non-use if the
land is not farmed.

WATER RIGHT CLAIMED IN SNAKE
RIVER BASIN ADJUDICATION AND
RECORDED AS FOLLOWS:

Water Right No. A37-00705A
Priority Date: 05/31/1883
Name: Frederick H. Blechmann
Western Outfitters, Inc.

Basis of right: Decreed Right
No. 37-00705

Source: Big Wood River
tributary to Malad River

Use: irrigation (.73 cfs) from
04/01 to 10/01

Point(s) of Diversion:
SW1/4NE1/4, S16, T02N, R18E;
Blaine County.

Place of Use: 130 acres within
Lot 1 (NE1/4NE1/4); SE1/4NE1/4,
S1, T01N, R18E; Lot 4
(NW1/4NW1/4), Lot 5
(SW1/4NW1/4), SE1/4NW1/4, S6,
T01N, R19E, Blaine County.

Water Right No. A37-00705B

Priority Date: 05/31/1883

Name: Frederick H. Blechmann
Trust

Basis of right: D

Priority: 05/31/1883
 Source: Big Wood River
 Point of Diversion: SW1/4NE1/4, S16, T02N, R18E; Blaine County.
 Place of use: Irrigation of 130 acres from 04/15 to 10/15 within Lot 1 (NE1/4NE1/4), Lot SE1/4NE1/4, S1, T01N, R18E; Lot 5 (NW1/4NW1/4), S6, T01N, R19E; Blaine County.
 The extension is requested to avoid loss of the water right due to possible non-use if the land is not farmed.
 WATER RIGHT CLAIMED IN SNAKE RIVER BASIN ADJUDICATION AND RECORDED AS FOLLOWS:
 Water Right No. A37-00705A
 Priority Date: 05/31/1883
 Name: Frederick H. Blechmann
 Western Outfitters, Inc.
 Basis of right: Decreed Right
 No. 37-00705
 Source: Big Wood River
 Use: Irrigation (.73 cfs) from 04/01 to 11/01
 Point(s) of Diversion: SW1/4NE1/4, S16, T02N, R18E; Blaine County.
 Place of Use: 130 acres within Lot 1 (NE1/4NE1/4), S1, T01N, R18E; Lot 5 (NW1/4NW1/4), S6, T01N, R19E; Blaine County.
 Water Right No. A37-00705B
 Priority Date: 05/31/1883
 Name: Frederick H. Blechmann
 Trust
 Basis of right: Decreed Right
 No. 37-00705
 Source: Big Wood River
 Use: Irrigation (.73 cfs) from 04/01 to 11/01
 Point(s) of Diversion: SW1/4NE1/4, S16, T02N, R18E; Blaine County.
 Place of Use: 130 acres within Lot 1 (NE1/4NE1/4), S1, T01N, R18E; Lot 5 (NW1/4NW1/4), S6, T01N, R19E; Blaine County.
 Water Right No. A37-00705C
 Priority Date: 05/31/1883
 Name: Richard E. Welch
 Elizabeth K. Welch
 Basis of right: Decreed Right
 No. 37-00705
 Source: Big Wood River
 Use: Irrigation (.73 cfs) from 04/01 to 11/01
 Point(s) of Diversion: SW1/4NE1/4, S16, T02N, R18E; Blaine County.
 Place of Use: 130 acres within Lot 1 (NE1/4NE1/4), S1, T01N, R18E; Lot 5 (NW1/4NW1/4), S6, T01N, R19E; Blaine County.
 Any proposed extension of the above proposed approval must be filled with the Director, Dept. of Water Resources, Southern Region, 222 Shoshone Street East, Twin Falls, ID 83301 on or before June 7, 1993.
 R. Keith Higginson, Director
 Publish: Wood River Journal
 May 19 B 26, 1993

NOTARY PUBLIC
 #8718
 WOOD RIVER JOURNAL
 Hailey, Idaho
 COST OF PUBLICATION
 Number of Picas per Line 144
 Number of Lines in Notice 144
 Number of Insertions 144
 Lines tabular at 6c / Pica 72.00
 Lines straight at 5c / Pica 64.80
 Subsequent lines at 4c / Pica 5.00
 TOTAL COST 141.80
 6/2/93

MEMORANDUM

TO: Files 37-00113B & C, 37-00482A & 37-00705

FROM: Pam Skaggs²/State Office

SUBJECT: Transfer 5037

DATE: May 13, 1998

Transfer 5037 changes the point of diversion and place of use under all of Rights 37-00113B & C (combined into Part K) and 37-00705, and a portion of Right 37-00482A (splitting the right into parts C & D).

The point of diversion is being moved from Cove Canal since the canal no longer reaches the property. The new point of diversion is the Wood River Valley (WRV) Irrigation District #45 canal that can deliver water to the property. District #45 has agreed to the change subject to standard delivery policies and IDWR approval. The watermaster of Water District 37 has approved the change and recommends a loss of 0.12 cfs be charged to the river by moving the diversion point downstream.

The place of use is being changed to reflect historic use as confirmed by region review. The acres found differ slightly from the 130 acres identified on the application. The 141 acres identified by region staff have been recommended as the approval place of use. No physical change or enlargement to the existing place of use will occur.

Region staff addressed both the question of field requirements and ditch loss and found the higher than standard rate of diversion is justified under these rights. (See Region transfer memo.) The rights will be limited to the diversion less river loss and standard WRV Irrigation District #45 practices. Diversion volume at the field headgate will be limited to the maximum standard of 3.5 af per acre or 493.5 afa.

Recommended conditions include irrigation overlap, right-of-way, watermaster & irrigation district control, measuring devices/lockable controlling works at both river diversion & redirection from canal, river losses identified, combined right limits and standard transfer conditions.

MICROFILMED
MAY 14 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

April 30, 1998

Frederick and Emmy Blechmann
PO Box 184
Sun Valley ID 83353

RESUMPTION OF WATER ACKNOWLEDGMENT

RE: Water Right Nos. 37-00705A, B & C, 37-00482 and 37-00113 A & C

Dear Mr. and Mrs. Blechmann:

The Department acknowledges receipt of the statement of resumed beneficial use of water submitted in connection with the above referenced water rights.

Since Section 42-222.2, Idaho Code, authorizes the Department to grant only one five (5) year extension of time to avoid forfeiture, it is essential that you use the water as authorized by the water right without a five year period of non-use.

Please be advised that Section 42-248, Idaho Code, which became effective on July 1, 1996, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Please contact any office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner.

If you have any questions regarding this matter, please contact me at (208)327-7953.

Sincerely,

JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

FILED
MAY 1 4 1998

Frederick H. Blechmann
P. O. Box 184
Sun Valley, Idaho 83353

4-18-98

State of Idaho Dept of Water Resources

RECEIVED

APR 24 1998

Department of Water Resources

attn. : Mr. Glenn Saxton

Re.: 37 - 00705 A/B/C

Re.: 37 - 00482 A

Re.: 37 - 00113 A and C

We would like to notify the State of Idaho Dept of Water Resources that we will resume the use of the above water as soon as it is delivered.

These permits are held $\frac{2}{3}$ by Mr. F. H. Blechmann and Emmy S. Blechmann and $\frac{1}{3}$ by Mrs Uwarda Day

This notice is in accordance with your letters dated 8/23/93 and 9/29/93.

Thank you for your help

MICROFILMED
MAY 14 1998

Sincerely, Emmy S Blechmann



State of Idaho

DEPARTMENT OF WATER RESOURCES

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GOVERNOR

KARL J. DREHER
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Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED

MAY 14 1998

Frederick H. Blechmann
P. O. Box 184
Sun Valley, Idaho 83353

4-18-98

State of Idaho Dept of Water Resources

RECEIVED

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Thank you for your help,

MAY 14 1998

Sincerely, Emmy S Blechmann



State of Idaho

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PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

April 30, 1998

Frederick and Emmy Blechmann
PO Box 184
Sun Valley ID 83353

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JULIE L. YARBROUGH

Senior Secretary, Water Allocation Bureau

c: IDWR - Regional Office

MICROFILMED

MAY 14 1998

Frederick H. Blechmann
P. O. Box 184
Sun Valley, Idaho 83353

4-18-98

State of Idaho Dept of Water Resources

RECEIVED

APR 24 1998

Department of Water Resources

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This notice is in accordance with your letters dated 8/23/93 and 9/29/93.

Thank you for your help,

MAY 14 1998

Sincerely, Emmy S Blechmann

MEMORANDUM

TO: FILE 37-00705

FROM: PAM SKAGGS *CS*

RE: TRANSFER # 5037

DATE: 4/14/92

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 37-00113B.

MICROFILMED

MAY 14 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. BOX 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 6, 1997

FREDERICK H BLECHMANN TRUST
PO BOX 184
SUN VALLEY ID 83353

RE: Water Right Nos. 37-00113/37-00482/37-00705

Dear Water Right Holder(s):

The accompanying order is a "preliminary order" issued by the department pursuant to section 67-5243 Idaho Code. It can and will become a final order without further action of the department unless a party petitions for reconsideration within fourteen (14) days after issuance as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the hearing officer within fourteen (14) days of the service date of this order. The hearing officer will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the agency.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Director. The Director retains the right to review the preliminary order on his own motion.

1 MICROFILMED

MAY 14 1998

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

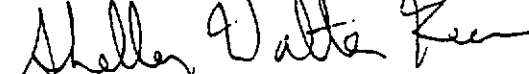
- i. A hearing was held,
- ii. The final agency action was taken,

MICROFILMED
MAY 14 1998

- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

Sincerely,



for JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

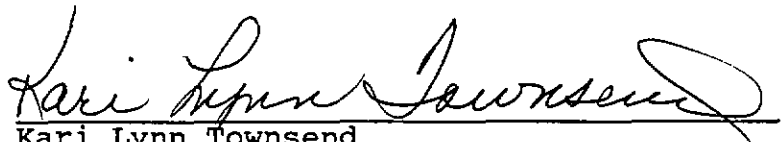
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 6th day of August, 1997, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER to the person(s) listed below:

Water Right Nos. 37-00113/37-00482/37-00705

FREDERICK H BLECHMANN TRUST
PO BOX 184
SUN VALLEY ID 83353


Kari Lynn Townsend
Secretary

MICROFILMED
MAY 14 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 23, 1993

Frederick H. Blechmann Trust
PO Box 184
Sun Valley, ID 83353

Re: 37-00705A/B/C

Dear Permit Holder:

Enclosed is an approved copy of the Application for Extension of Time to Avoid Forfeiture of a Water Right. Please note that you must resume use of the water on or before April 1, 1998.

Please notify the Department as soon as you resume use. If you have not notified the Department, 60 days prior to April 1, 1998, the Department will notify you by certified mail of the need to do so.

If you have any questions, or if I can be of any further assistance, please feel free to contact me.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

Enclosure

C: IDWR - Region Office

MICROFILMED

MAY 14 1998

MEMORANDUM

To: File 37-0705
From: L. Glen Saxton 
RE: RESUMPTION OF USE - TIME CALCULATION
Date: August 20, 1993

Even though the 5 year period after the last time of use technically ends at the end of the 1997 irrigation, it is neither reasonable nor practical to require the resumption of use prior to the beginning of the 1998 irrigation season. Hence the department has approved the extension request conditioned that the use of water must resume on or before April 15, 1998.

Also note that the right likely is not subject to forfeiture through non-use until the year 2002. The logic for this is that if the extension request had been filed at the end of the 5 year period of non-use (1997) the department likely would have extended the period of non-use for the statutory period of 5 additional years as provided in Section 42-222, Idaho Code.

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MAY 14 1998

ANALYSIS SHEET

ANALYSIS SHEET

1. INITIAL REVIEW BY: Mel Schulte
2. RIGHT NUMBER 37-00705 A37-00705A-B&C APPLICANT Friedrich H. Blechman Trust
3. TYPE OF RIGHT: ☒ Decree ☐ License ☐ Claim
4. Is reason for request extension given on application?
- ☒ Yes ☐ No (If No, return Application)

2. RIGHT NUMBER ³⁷⁻⁰⁰⁷⁰⁵
~~A37-00705-A-BRC~~ APPLICANT *Judovich H. Blechman Trust*

3. TYPE OF RIGHT: ☒ Decree ☐ License ☐ Claim

4. Is reason for requestion extension given on application?

☒ Yes No (If No, return Application)

5. CHECK:

- (a) ☒ Source ☒ Priority ☒ Amount ☒ Purpose
☒ Period of Use

- ☒
- Period of Use

- (b) ✓ Description of Point(s) of Diversion .
(c) ✓ Description of Place of Use *(as claimed in SRBA)*
(d) ✓ Check for correct Signature, Notarization, Fee

- (c) ✓ Description of Place of Use (as claimed in SRBA)

- (d) ☒ Check for correct Signature, Notarization, Fee

6. OWNERSHIP OF RIGHT

Applicant's ownership confirmed by:

- (a) Copy of Tax Notice, Deed, or other
in file. *Shawnee*
- (b) ☒ County Assessor records. Date Contacted 3-11-93

- (b) ✓ County Assessor records. Date Contacted 3-11-93

7. Is the right in a Watermaster District? ✓ Yes — No Dist. 37.
(If Yes, send copy to Watermaster)

(If Yes, send copy to Watermaster)

FINAL REVIEW IN REGION by *Larry O. Hansen*

- (a) Is Application published correctly? ✓ Yes No

- (b) Protest Received? Yes No

RECOMMENDED ACTION

- ☒ Approve
☐ Deny

- Deny

Conditions:

~~MEMO~~
~~MAY 4 1938~~

NOTICE OF APPLICATION FOR
EXTENSION OF TIME TO AVOID
FORFEITURE OF A WATER RIGHT

No. 37-00705, A37-00705A,
A37-00705B, A37-00705C

Notice is hereby given that
FREDERICK H. BLECHMANN TRUST of
Sun Valley, ID has applied to
the Department of Water
Resources for an extension of
time to avoid forfeiture of a
portion of water right No.
37-00705, A37-00705A,
A37-00705B, A37-00705C. The
right was obtained and is
evidenced by a decree granted
to Everett Campbell in case of
S.C. Frost, Et. Al. vs Alturas
Water Co., Et. Al., dated
12/13/1909 in Fourth District
Court, County of Lincoln and is
recorded as follows:

Amount: 2.20 cfs

Priority: 05/31/1883

Source: Big Wood River
tributary to Malad River

Point of Diversion :
SW1/4NE1/4, S16, T02N, R18E;
Blaine County.

Place of use: irrigation of 130
acres from 04/15 to 10/15
within Lot 1 (NE1/4NE1/4),
SE1/4NE1/4, S1, T01N, R18E; Lot
4 (NW1/4NW1/4), Lot 5
(SW1/4NW1/4), SE1/4NW1/4, S6,
T01N, R19E.

The extension is requested to
avoid loss of the water right
due to possible non-use if the
land is not farmed.

WATER RIGHT CLAIMED IN SNAKE
RIVER BASIN ADJUDICATION AND
RECORDED AS FOLLOWS:

Water Right No. A37-00705A
Priority Date: 05/31/1883
Name: Frederick H. Blechmann
Western Outfitters, Inc.
Basis of right: Decreed Right
No. 37-00705
Source: Big Wood River
tributary to Malad River
Use: irrigation (.73 cfs) from
04/01 to 11/01
Point(s) of Diversion:
SW1/4NE1/4, S16, T02N, R18E;
Blaine County.
Place of Use: 130 acres within
Lot 1 (NE1/4NE1/4); SE1/4NE1/4,
S1, T01N, R18E; Lot 4
(NW1/4NW1/4), Lot 5
(SW1/4NW1/4), SE1/4NW1/4, S6,
T01N, R19E; Blaine County.

Water Right No. A37-00705B
Priority Date: 05/31/1883
Name: Frederick H. Blechmann
Trust

Basis of right: Decreed Right
No. 37-00705

Source: Big Wood River
tributary to Malad River
Use: irrigation (.73 cfs) from
04/01 to 11/01

Point(s) of Diversion:
SW1/4NE1/4, S16, T02N, R18E;
Blaine County.

Place of Use: 130 acres within
Lot 1 (NE1/4NE1/4); SE1/4NE1/4,
S1, T01N, R18E; Lot 4
(NW1/4NW1/4), Lot 5
(SW1/4NW1/4), SE1/4NW1/4, S6,
T01N, R19E; Blaine County.

Water Right No. A37-00705C
Priority Date: 05/31/1883
Name: Richard E. Welch, Jr.
Elizabeth K. Welch
Frederick H. Blechmann
Basis of right: Decreed Right
No. 37-00705

Source: Big Wood River
tributary to Malad River
Use: irrigation (.73 cfs) from
04/01 to 11/01

Point(s) of Diversion:
SW1/4NE1/4, S16, T02N, R18E;
Blaine County.

Place of Use: 130 acres within
Lot 1 (NE1/4NE1/4); SE1/4NE1/4,
S1, T01N, R18E; Lot 4
(NW1/4NW1/4), Lot 5
(SW1/4NW1/4), SE1/4NW1/4, S6,
T01N, R19E; Blaine County.

Any protests against the
approval of the above proposed
request described above must be
filed with the Director, Dept.
of Water Resources, Southern
Region, 222 Shoshone Street
East, Twin Falls, ID 83301 on
or before June 7, 1993.

R. Keith Higginson, Director

Published in Wood River Journal
on 5/19 & 5/26/93.

MICROFILMED

MAY 14 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

10-May-1993

R. KEITH HIGGINSON
Director

WOOD RIVER JOURNAL
PO BOX 988
HAILEY ID 83333

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the required publication dates. If time allows, please submit a galley proof for review before publication.

We have attempted to submit this legal as camera ready. Please call me at your earliest convenience and prior to your staff re-typing the legal if it does not meet your specifications so I can possibly make adjustments.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

RECORDED

MAY 14 1993

NOTICE OF APPLICATION FOR EXTENSION OF TIME TO AVOID
FORFEITURE OF A WATER RIGHT

No. 37-00705, A37-00705A, A37-00705B, A37-00705C

Notice is hereby given that FREDERICK H. BLECHMANN TRUST of Sun Valley, ID has applied to the Department of Water Resources for an extension of time to avoid forfeiture of a portion of water right No. 37-00705, A37-00705A, A37-00705B, A37-00705C. The right was obtained and is evidenced by a decree granted to Everett Campbell in case of S.C. Frost, Et. Al. vs Alturas Water Co., Et. Al., dated 12/13/1909 in Fourth District Court, County of Lincoln and is recorded as follows:

Amount: 2.20 cfs

Priority: 05/31/1883

Source: Big Wood River tributary to Malad River

Point of Diversion : SW1/4NE1/4, S16, T02N, R18E; Blaine County.

Place of use: irrigation of 130 acres from 04/15 to 10/15 within Lot 1 (NE1/4NE1/4), SE1/4NE1/4, S1, T01N, R18E; Lot 4 (NW1/4NW1/4), Lot 5 (SW1/4NW1/4), SE1/4NW1/4, S6, T01N, R19E.

The extension is requested to avoid loss of the water right due to possible non-use if the land is not farmed.

WATER RIGHT CLAIMED IN SNAKE RIVER BASIN ADJUDICATION AND
RECORDED AS FOLLOWS:

Water Right No. A37-00705A

Priority Date: 05/31/1883

Name: Frederick H. Blechmann
Western Outfitters, Inc.

Basis of right: Decreed Right No. 37-00705

Source: Big Wood River tributary to Malad River

Use: irrigation (.73 cfs) from 04/01 to 11/01

Point(s) of Diversion: SW1/4NE1/4, S16, T02N, R18E; Blaine County.

Place of Use: 130 acres within Lot 1 (NE1/4NE1/4); SE1/4NE1/4, S1, T01N, R18E; Lot 4 (NW1/4NW1/4), Lot 5 (SW1/4NW1/4), SE1/4NW1/4, S6, T01N, R19E; Blaine County.

Water Right No. A37-00705B

Priority Date: 05/31/1883

Name: Frederick H. Blechmann Trust

Basis of right: Decreed Right No. 37-00705

Source: Big Wood River tributary to Malad River

Use: irrigation (.73 cfs) from 04/01 to 11/01

Point(s) of Diversion: SW1/4NE1/4, S16, T02N, R18E; Blaine County.

MICROFILM

MAY 14 1988

Place of Use: 130 acres within Lot 1 (NE1/4NE1/4);
SE1/4NE1/4, S1, T01N, R18E; Lot 4 (NW1/4NW1/4), Lot 5
(SW1/4NW1/4), SE1/4NW1/4, S6, T01N, R19E; Blaine County.

Water Right No. A37-00705C

Priority Date: 05/31/1883

Name: Richard E. Welch, Jr.

Elizabeth K. Welch

Frederick H. Blechmann

Basis of right: Decreed Right No. 37-00705

Source: Big Wood River tributary to Malad River

Use: irrigation (.73 cfs) from 04/01 to 11/01

Point(s) of Diversion: SW1/4NE1/4, S16, T02N, R18E; Blaine
County.

Place of Use: 130 acres within Lot 1 (NE1/4NE1/4);
SE1/4NE1/4, S1, T01N, R18E; Lot 4 (NW1/4NW1/4), Lot 5
(SW1/4NW1/4), SE1/4NW1/4, S6, T01N, R19E; Blaine County.

Any protests against the approval of the above proposed
request described above must be filed with the Director,
Dept. of Water Resources, Southern Region, 222 Shoshone
Street East, Twin Falls, ID 83301 on or before June 7, 1993.

R. Keith Higginson, Director

Published in Wood River Journal on 5/19 & 5/26/93.

MICROFILMED

MAY 14 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

05-May-1993

R. KEITH HIGGINSON
Director

FREDERICK H BLECHMANN TRUST
PO BOX 184
SUN VALLEY ID 83353

Re: Application for Extension of Time To Avoid Forfeiture,
Nos. 37-00705, A37-00705A, A37-00705B, A37-00705C

Dear Applicant:

The Department of Water Resources acknowledges receipt of your application for extension of time to avoid forfeiture as referenced above.

This office will be advertising the application in the Wood River Journal on 5/19 & 5/26/93. The advertisement will be published for two weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Very truly yours,

Mel Schulte
Water Right Agent

MS:MB

MICROFILMED

MAY 14 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

06-May-1993

R. KEITH HIGGINSON
Director

LEE PETERSON WATERMASTER
WATER DISTRICT #37, 37-M
PO BOX T
SHOSHONE ID 83352

Re: (3) Applications for Extension of Time To Avoid
Forfeiture, Frederick H. Blechmann Trust (37-00113Am
37-00113C, A37-00113K, A37-00113L, A37-00113M); 37-00482A,
A37-00482C, A37-00482D, A37-00482D, A37-00482E); (37-00705,
A37-00705A, A37-00705B, A37-00705D)

Dear Mr. Peterson:

Enclosed for your information and files are copies of three
(3) Applications For Extension of Time To Avoid Forfeiture
within your district that have been filed with the
Department.

If you have questions or need more information, please feel
free to contact us.

Very truly yours,

Mel Schulte
Water Right Agent

MS:MB

Enclosures

MICROFILMED

MAY 14 1998

**NOTICE OF PROPOSED
TRANSFER OF WATER
RIGHT**

Notice is hereby given that Everett Campbell of 407 Myrtle, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the point of diversion and place of use of the waters of Big Wood River as follows:

Amount: 2.2 cubic feet per second. Priority: May 31, 1883
Point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 31, Township 4N Range 18E, B.M. Place of Use: SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Lot 2 Sec. 6, Twp. 2N., Rge. 18E. Total 160A.

To Be Transferred To
Point of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 16, Township 2 N., Range 18E, B.M. Place of Use: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Lot 1 & 2 lying East of the railroad, all in Sec. 1, Twp. 1N., Rge. 18 E.B.M.; Lot 4 & Lot 5, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, Twp. 1N., Rge. 19 E.B.M.

And that on the 8th day of May, 1907, at 2:00 o'clock P.M. at 1500 Statehouse, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

R. K. HIGGENSEN
State Reclamation Engineer
4/27 - 5/4

**NOTICE FOR PUBLIC
OF TIME APPROX
PROVING**

WILLIAM J. LANGLEY
ATTORNEY AT LAW
248 THIRD AVE. EAST
TWIN FALLS, IDAHO
83301

TELEPHONE 733-8452

July 19, 1967

RECEIVED
JUL 20 1967

Department of Reclamation

Department of Reclamation
State of Idaho
Boise, Idaho 83701

RE: Everett Campbell
Transfer of water right No. 1086

Gentlemen:

Thank you for your letter of June 19, 1967, explaining the agreement concerning the above transfer. I enclose the order granting transfer so you may incorporate said agreement in the same.

Thank you very much for your co-operation.

Very truly yours,


William J. Langley

WJL:ch
Enclosure

RECEIVED

July 20, 1967

Re: Transfer of Water Right
No. 1086
Everett Campbell

Mr. William J. Langley,
Attorney at Law,
248 Third Avenue East,
Twin Falls, Idaho 83301

Dear Mr. Langley:

We are enclosing Order Granting Transfer and
Certificate of Transfer of Water Right No. 1086, which
Certificate includes the agreement referred to in our
letter of June 19, 1967.

Also enclosed is a photo copy of same for your
files.

Very truly yours,

DONALD J. WATTS
Engineer

Encl: Certificate No. 1086
DJW:pak

cc: Reid J. Newby, Watermaster
Water District No. 7-AB
Box 128
Shoshone, Idaho 83352

Everett Campbell
Bellevue, Idaho 83313

RECEIVED
FILMED

302
That a 9% river transportation loss is to
be charged by the watermaster, leaving 2.0 cfs
available for delivery at Cove 33 ditch

MICROFILMED

Don. Watts

June 19, 1967

Re: Transfer No. 1986

William J. Langley
Attorney at Law
248 Third Avenue East
Twin Falls, Idaho 83301

Dear Mr. Langley:

The agreement referred to in our letter of May 29, 1967, was between Mr. Campbell and the Wood River Watermaster. The agreement was that Mr. Campbell's 2.2 c.f.s. water right would be charged with a conveyance loss of 0.2 c.f.s. leaving 2.0 c.f.s. to be delivered to Mr. Campbell's new diversion point. The transfer should include the stipulation of the conveyance loss in order to avoid any confusion in the future as to what happened to the 0.2 c.f.s. of water that will not be delivered to Mr. Campbell.

Very truly yours,

Donald J. Watts
Engineer

DJW:nw

MICROFILMED

WILLIAM J. LANGLEY
ATTORNEY AT LAW
248 THIRD AVE. EAST
TWIN FALLS, IDAHO
83301
TELEPHONE 733-8452
June 13, 1967

RECEIVED
JUN 14 1967
Department of Reclamation

Department of Reclamation
107 State House
Boise, Idaho

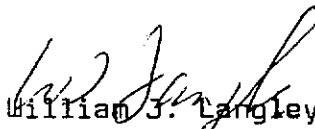
RE: Transfer of water right No. 1086
Everett Campbell

Gentlemen:

I am attorney for Mr. Everett Campbell of Bellevue, Idaho. He has handed me your letter of May 29, 1967, concerning some agreement which should be included in the above water certificate or order granting transfer.

My client does not understand what agreement you may be referring to, and I would appreciate your advice concerning the same.

Very truly yours,


William J. Langley

WJL:ch

RECEIVED
JUN 14 1967

May 29, 1967

Re: Transfer of Water Right No. 1086

Mr. Everett Campbell,
Bellevue, Idaho 83313

Dear Mr. Campbell:

Please return your transfer of water right No. 1086
to this office for revision.

The Big Wood River watermaster has advised us, since
the date of issuance, of an agreement that should be included
in the certificate.

Very truly yours,

DONALD J. WATTS
Engineer

DJW:pak

State of Idaho
Department of Reclamation
Office of the Watermaster
Shoshone, Idaho

May 26, 1967

RECEIVED
MAY 29 1967
Department of Reclamation

Department of Reclamation
Attention: R. Keith Higginson
Idaho Reclamation Engineer
107 Statehouse
Boise, Idaho 83701

Dear Keith:

As per our telephone conversation this morning enclosed please find "Transfer of Water Rights" #1086 & #1087. In the case of Rueben G. Griffiths' right, please make note that Mr. Griffith owns .60 cfs of the Waters of Big Wood, priority date of June 23, 1888 (Warm Springs Creek) originally decreed to Horace C. Lewis on the Frost Decree. All the rest of the Certificate of Transfer is right except Mr. Griffith is transferring this 30" of water to Kohler 44 Ditch with a 10% river transportation loss, which means we will deliver to Mr. Griffith .54 cfs at the Kohler 44 headgate. This was agreed verbally by Mr. Griffith and the watermaster of Water District 7-AB.

In the case of Mr. Everett Campbell, Mr. Campbell and the watermaster of Water District 7-AB agreed upon a 9% river transportation loss out of 2.2 cfs to be transferred; which means we will deliver 2.0 cfs at the head of the Cove 33 ditch.

Thank you.

Very truly yours,

Reid J. Newby
Reid J. Newby, Watermaster
Water District 7-AB 11-AB

RJN:bl
Encs.

CONFIDENTIAL

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

RECEIVED
MAY 29 1967

May 24, 1967

Department of Reclamation

Re: Transfer of Water Right No. 1086

Mr. Everett Campbell,
Bellevue, Idaho 83313

Dear Mr. Campbell:

We are enclosing Order Granting Transfer and Certificate of Transfer of Water Right No. 1086, together with Departmental Receipt No. 33795, which was issued covering payment in the amount of \$1.00 for the recording fee of the above mentioned transfer.

Very truly yours,

Don

DONALD J. WATTS
Engineer

Encl: Certificate
Receipt

DJW:pmk

cc: Reid J. Newby, Watermaster
Water District No. 7-AB
Box 128
Shoshone, Idaho 83352

RECEIVED

**NOTICE OF PROPOSED
TRANSFER OF WATER
RIGHT**

Notice is hereby given that Everett Campbell of Bellevue, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the point of diversion and place of use of the waters of Big Wood River as follows:

Amount: 2.2 cubic feet per second. Priority: May 31, 1883
Point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 31, Township 4N Range 18E, B.M. Place of Use: SW $\frac{1}{4}$ - NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Lot 2 Sec. 6, Twp. 3N, Rge. 18E, Total 160A.

To Be Transferred To
Point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, ~~SW $\frac{1}{4}$~~ , Section 16, Township 2 N, Range 18E, B.M. Place of Use: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Lot 1 & 2 lying East of the railroad, all in Sec. 1, Twp. 1N, Rge. 18 E.B.M.; Lot 4 & Lot 5, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, Twp. 1N, Rge. 18 E.B.M.

And that on the 3th day of May, 1967, at 2:00 o'clock P.M. at Room 107 Statehouse, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

R. KEITH HIGGENSON
State Reclamation Engineer
4/20-27

**NOTICE OF PROPOSED
TRANSFER OF WATER
RIGHT**

Notice is hereby given that Everett Campbell of Bellevue, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the point of diversion and place of use of the waters of Big Wood River as follows:

Amount: 2.2 cubic feet per second. Priority: May 31, 1883
Point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 31, Township 4N Range 18E, B.M. Place of Use: SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Lot 2 Sec. 6, Twp. 3N, Rge. 18E. Total 160A.

To Be Transferred To
Point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$, Section 16, Township 2 N, Range 18E, B.M. Place of Use: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Lot 1 & 2 lying East of the railroad, all in Sec. 1, Twp. 1N., Rge. 18 E.B.M.; Lot 4 & Lot 5, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, Twp. 1N., Rge. 19 E.B.M.

And that on the 8th day of May, 1967, at 2:00 o'clock P.M. at Room 107 Statehouse, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

R. KEITH HIGGENSON
State Reclamation Engineer
4/20-27

**NOTICE OF PROPOSED
TRANSFER OF WATER
RIGHT**

Notice is hereby given that Everett Campbell of Bellevue, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the point of diversion and place of use of the waters of Big Wood River as follows:

Amount: 2.2 cubic feet per second. Priority: May 31, 1883
Point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 31, Township 4N Range 18E, B.M. Place of Use: SW $\frac{1}{4}$ - NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Lot 2 Sec. 6, Twp. 3N., Rge. 18E. Total 160A.

To Be Transferred To
Point of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 16, Township 2 N, Range 18E, B.M. Place of Use: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Lot 1 & 2 lying East of the railroad, all in Sec. 1, Twp. 1N., Rge. 18 E.B.M.; Lot 4 & Lot 5, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, Twp. 1N., Rge. 19 E.B.M.

And that on the 8th day of May, 1967, at 2:00 o'clock P.M. at Room 107 Statehouse, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

R. KEITH HIGGENSON
State Reclamation Engineer
4/27 - 5/4

740

#1. 10 check review

RECEIVED
MAY 17 1967

Department of Reclamation

Affidavit of Publication

NOTICE OF PROPOSED
TRANSFER OF WATER
RIGHT

Notice is hereby given that Everett Campbell of Bellevue, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the point of diversion and place of use of the waters of Big Wood River as follows:
Amount: 2.2 cubic feet per second. Priority: May 31, 1883
Point of diversion: SE 1/4 SE 1/4, Section 31, Township 4N Range 18E, B.M. Place of Use: SW 1/4 NE 1/4, W 1/2 SE 1/4, Lot 2 Sec. 6, Twp. 3N., Rge. 18E. Total 160A.
To Be Transferred To
Point of diversion: NE 1/4 SE 1/4, Section 16, Township 2 N. Range 18E, B.M. Place of Use: SE 1/4 NE 1/4, Lot 1 & 2 lying East of the railroad, all in Sec. 1, Twp. 1N., Rge. 18 E.B.M.; Lot 4 & Lot 5, SE 1/4 NW 1/4, Sec. 6, Twp. 1N., Rge. 19 E.B.M.
And that on the 8th day of May, 1967, at 2:00 o'clock P.M. at Room 107 Statehouse, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.
R. KEITH HIGGENSON
State Reclamation Engineer
4/27 - 5/4

STATE OF IDAHO, }
County of Blaine, } ss.

BERWYN BURKE, being first duly sworn deposes and says that he is now and at all times herein mentioned has been the publisher of The Hailey Times, which is now, and at all times herein mentioned has been a newspaper as defined in Section 58-106 of the Idaho Code Annotated as amended by Chapter 38 of the Laws of 1939, and printed, regularly issued and published weekly at Hailey, in Blaine County, Idaho, and having a general circulation in said county, and not less than 200 bona fide subscribers living within said county, and that said newspaper has been continuously and uninterruptedly so printed and published as a weekly newspaper in said county during the period of 78 consecutive weeks prior to the first publication of the annexed true copy and at all times since, and that said annexed true copy was so published in the regular edition of said newspaper, The Hailey

Times, and not in any supplement thereof, for two consecutive weeks commencing with the first publication thereof on the

twentieth day of April, 1967 and ending with the last publication thereof on the

twenty-seventh day of April, 1967

Cost of this publication is \$ 10.75

Berwyn Burke
BERWYN BURKE, Publisher.

Subscribed and sworn to before me, this 28th day of April, 1967

J. W. Haines
Notary Public for Idaho
Residing at Hailey,
Blaine County, Idaho.



RECEIVED

May 24, 1967

Re: Transfer of Water Right No. 1086

Mr. Everett Campbell,
Bellevue, Idaho 83313

Dear Mr. Campbell:

We are enclosing Order Granting Transfer and Certificate of Transfer of Water Right No. 1086, together with Departmental Receipt No. 33795, which was issued covering payment in the amount of \$1.00 for the recording fee of the above mentioned transfer.

Very truly yours,

DONALD J. WATTS
Engineer

Encl: Certificate
Receipt

DJW:pmk

cc: Reid J. Newby, Watermaster
Water District No. 7-AB
Box 128
Shoshone, Idaho 83352

RECEIVED

In the Matter of the Application of
Everett Campbell
of
Bellevue, Idaho
For a Transfer of Water Right in the
County of Blaine, State of Idaho

WHEREAS, On the 8th day of May, 1967, at the Department of Reclamation of the State of Idaho at Boise, Idaho, this matter of the application of Everett Campbell of Bellevue, 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 the water will be put to a higher and more efficient beneficial use and no one will be injured thereby;

NOW, THEREFORE, IT IS 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 24th day of May, 1967.

(SEAL)

25/

R. KEITH HIGGINSON

R. KEITH HIGGINSON
State Reclamation Engineer

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 D E C R E E D W A T E R R I G H T
T R A N S F E R R E D R I G H T N O . 1 0 8 6

THIS IS TO CERTIFY, That Everett Campbell of Bellevue, Idaho, is the owner of and using a certain water right of 2.2 cubic feet per second of the waters of Big Wood River, with priority of May 31, 1883, decreed to Samuel S. Wilson by decree of Judge Alfred Budge of the Fourth Judicial District of the State of Idaho, in and for the County of Lincoln, in the case of

S. C. FROST, et al

Plaintiffs

vs.

ALTURAS WATER CO., et al

Defendants

said decree bearing date of December 13, 1909, and being appurtenant to the following described lands, to-wit:

SW~~1~~⁴NE~~1~~⁴, W~~1~~²SE~~1~~⁴, Lot 2 of Section 6,
Township 3 North, Range 18 E. B. M.,

That said decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 3 of Decrees, at Page 792;

That said Everett Campbell has become the owner of said water right by purchase;

And that now, upon the application of Everett Campbell for a Certificate of Transfer of Water Right, made before the State Reclamation Engineer of the State of Idaho, and the said application having been granted, the right to the use of 2.2 cubic feet per second of the waters of Big Wood 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, is described as follows, to-wit:

All of SE~~1~~⁴NE~~1~~⁴, Lots 1 & 2, lying East of the
railroad, all in Section 1, Township 1 North,
Range 18 E. B. M.; Lots 4 & 5, SE~~1~~⁴NW~~1~~⁴, Sec-
tion 6, Township 1 North, Range 19 E.B.M.,

That said water is to be limited at any given time to an amount actually needed and beneficially used for such purposes and shall not exceed the following amount, to-wit:

2.2 cubic feet per second of the waters of
Big Wood River, with priority of May 31, 1883;

That the water right hereby transferred has heretofore been conducted to the first described lands through Wilson No. 11 Canal, with point of diversion in the SE~~1~~SE~~4~~, Section 31, Township 4 North, Range 18 E. B. M.,

That the water right hereby transferred will hereafter be conducted through the Cove 33 ditch with point of diversion in the NE~~1~~SE~~4~~, Section 16, Township 2 North, Range 18 E. 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 24th day of May, 1967.

(SEAL)

s/

R. KEITH HIGGINSON

R. KEITH HIGGINSON
State Reclamation Engineer

RECEIVED
MAY 25 1967
BOISE, IDAHO

SPEED MESSAGE

TO Idaho Dep't. of Reclamation FROM LeMoyne Realty
Statehouse 1130 Lawndale Dr.
Boise, Idaho Twin Falls, Idaho
SUBJECT Application for transfer of water right

DATE Mar. 24, 1967 19

Attention: Mr. McEldowney

I am herewith enclosing an application for transfer of water right signed
by Everett Campbell, and approved by Reid Newby, Watermaster.

If further information is desired please contact me. Thank you.

Very truly yours,

Harry F. LeMoyne
Harry F. LeMoyne

RECEIVED
MAR 27 1967

Department of Reclamation

RECEIVED
MAR 27 1967

SIGNED _____

RECEIVED
MAR 27 1907

Application For Transfer of Water Right

STATE OF IDAHO

County of BLAINE

} ss.

EVERETT CAMPBELL, President of Campbell Land & Livestock, Inc.,
being first duly sworn, deposes and says:

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

BELLEVUE, IDAHO

That he is the owner and using a certain water right, bearing date of priority of May 31, 1883
for 2.2 cubic feet per second of the waters of Big Wood River

County of Blaine, State of Idaho, decreed to Samuel S. Wilson
by decree of Judge Alfred Budge of the 4th Judicial District of the State of

Idaho, in and for the county of Lincoln, in the case of S. C. Frost, et; al
vs. Alturas Water Co. et; al, said decree bearing date of December 13, 1909

(or obtained by virtue of License No. -----, issued by the State Department of Reclamation 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. 7-AB in the County of Blaine and State of Idaho, to-wit:

W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, Lot 2 of Section 6, Township 3 North, Range 18
(50 NE of 14)
East B. M. 160 A Total

and is the person (or representative of
the corporation) to whom such right so issued, or has become the owner thereof in the following man-
ner, 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 SE $\frac{1}{4}$ SE $\frac{1}{4}$ of
Section 31, Township 4 North, Range 18 East, B. M., and con-
ducted to the above described lands through Wilson No. 11 Canal
as per map herewith and of this affidavit made a part.

CHANGE IN PLACE OF USE

That affiant and petitioner desires to abandon the use of 2.2 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 Blaine and State of Idaho, to-wit:

All of SE $\frac{1}{4}$ NE $\frac{1}{4}$, Lots 1 & 2 lying East of the railroad all in Section 1,
Township 1 North, Range 18 East B.M. Lots 4 & 5, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 6,
Township 1 North, Range 19 East B.M.

That reasons for desiring to make such transfer are as follows: To put the water to
beneficial use for agricultural purposes. Additional water is needed
on the farm land to which water is being transferred as the soil is
very gravelly and requires a great amount of water.

MICROFILMED

That he intends to divert and convey said.....2.2.....second feet of water to the tract of land last above described in the following manner and as per map accompanying this application: Leave water in Big Wood River until it is diverted into new diversion point thence to described land through Cove 33 Canal.

Note—If this water right has heretofore been carried jointly in a ditch with other water, affiant should secure written consent of other owners or users to removal from its original carrier and file such consent with this affidavit.

CHANGE IN POINT OF DIVERSION

That affiant desires to change the point of diversion of said waters from the point above described to a point located in NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 16, Township 2N, Range 18 EBM, and thereafter conduct same to the above described land through the Cove 33 ditch, as per map appended.

That his reasons for desiring to make such change are as follows: To put the water to beneficial use for agricultural purposes. Additional water is needed on the farm land to which water is being transferred as the soil is very gravelly and requires a great amount of water.

Petitioner asserts that no one will be injured by such transfer, or change in point of diversion, and that the change will be made at petitioner's own risk.

WHEREFORE, Affiant and Petitioner prays that the State Reclamation Engineer of the State of Idaho issue to him the proper certificate authorizing such change in point of diversion and/or place of use, in accordance with the provisions of Sections 42-108 and 42-222 of the Idaho Code.

CAMPBELL LAND & LIVESTOCK, INC.

By *[Signature]* Applicant.

Subscribed and sworn to before me this 15th day of March, 1967

[Signature]
Notary Public.

APPLICANT WILL ANSWER THE FOLLOWING QUESTIONS:

From what stream is the water diverted? Big Wood River
Where is the diversion point located? SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 31, Twp. 4 N, R 18 E. Bm
Through what ditch is it now conducted? Wilson No. 11
How much land is now irrigated by the water sought to be transferred? none
Give the description:

What is the total amount of water in inches, or second feet, dedicated to said land?.....110 inches ✓

What kind of crops are being raised?.....none.....

How much water per acre is now required to irrigate said land?.....2"per acre ✓

What will be the effect on the land now irrigated, if the use of water on it is discontinued?.....None.....

Give location of new point of diversion, if change is to be made.....NE¹SE¹ Sec. 16, Twp. 2N, R18EBM ✓

Through what ditch will it be conducted after transfer?.....Cove 33 Canal ✓

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

.....2 inches per acre. ✓

Do you claim any other water right for the land from which you seek to abandon the use of this water? No. ✓

If so, give amount, date and source.....

Is there any other water right for the land to which you seek to make this transfer? If so, give amount, date and source Yes. 25 inches of August 1, 1884 and 200 inches of July 10, 188

Campbell Land & Livestock, Inc.
Signed *Ernest H. Campbell* Applicant.

STATE OF IDAHO,
County of LINCOLN } ss.

I, REID NEWBY, Watermaster of WOOD RIVER

Water District No. 7-AB, County of BLAINE, State of Idaho, whose postoffice address is SHOSHONE, IDAHO,

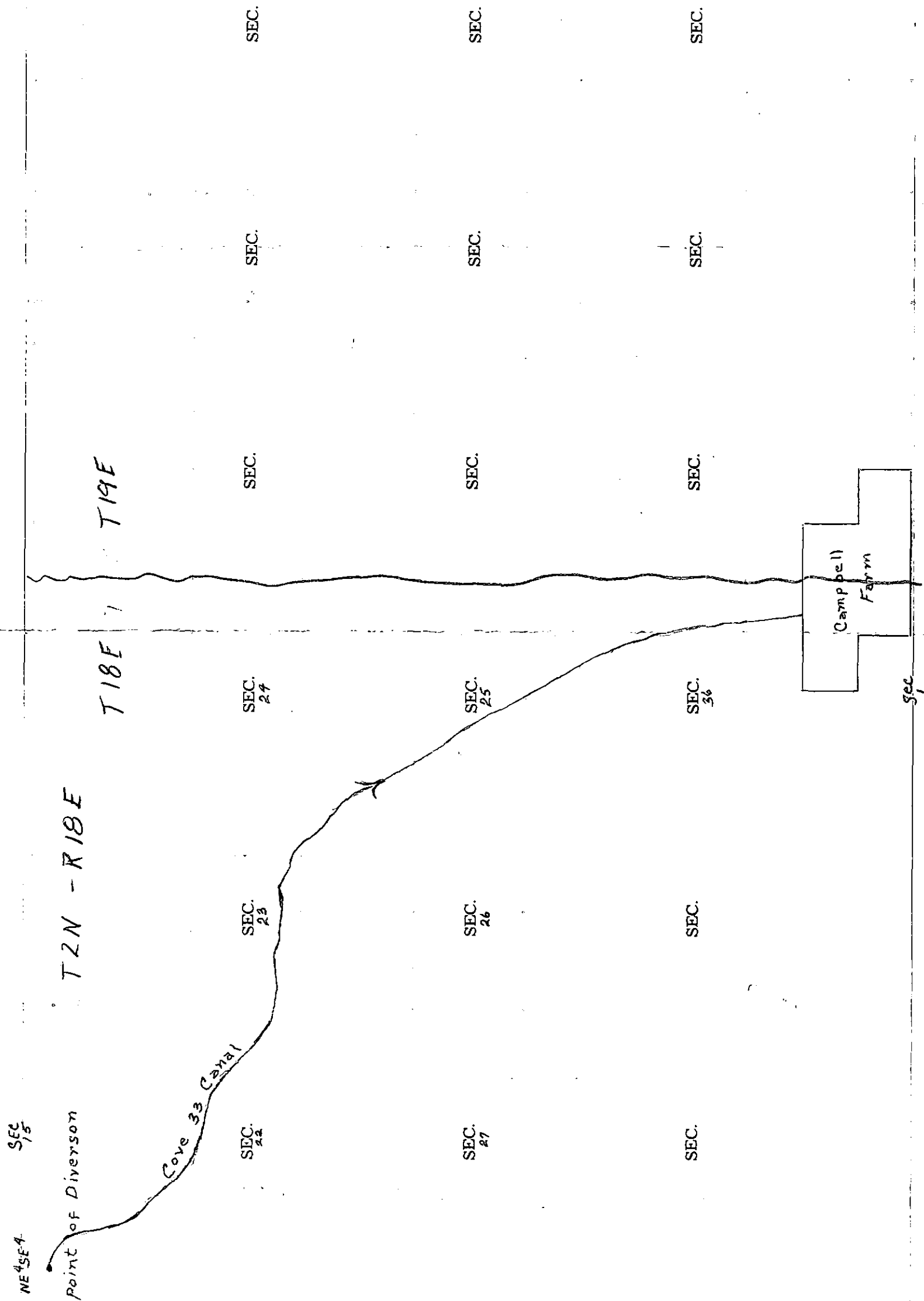
have read or heard read the foregoing affidavit and petition of Campbell Land & Livestock, Inc and, of my own knowledge, believe the same to be true as to all matters therein alleged, and that no one will be injured by the transfer prayed to be authorized; and I hereby endorse my approval of said petition, and request that the State Reclamation Engineer issue the certificate of transfer as petitioned; or ~~(do not approve of the issuance of the certificate of~~

~~transferr~~ for the following reasons: The water will be put to beneficial use on Campbell's Bellevue lands and will increase his crop production.

Watermaster, District No. 7-AB

Reid J. Newby

Dated at Shoshone, Idaho, this 24th day of March, 19 67.



May 8, 1967

Re: Transfer of Water Right

Mr. Everett Campbell,
Bellevue, Idaho 83313

Dear Mr. Campbell:

Since there were no protests to your application for transfer of water right, we will issue your Certificate of Transfer of Water Right upon receipt of the \$1.00 recording fee, and the Affidavit of Publication, which the Hailey Times will furnish you.

Very truly yours,

DONALD J. WATTS
Engineer

DJW:pak

MICROFILMED

April 25, 1967

Re: Transfer of Water Right
Everett Campbell

The Hailey Times,
Hailey, Idaho.

Gentlemen:

With reference to our telephone conversation of this morning, we are again calling attention to an error in the description of the point of diversion in connection with the above mentioned transfer.

Your notice of publication shows the "SE~~SE~~SE" whereas it should read "NE~~SE~~", Section 16, Twp. 2 N., Rge. 18 E.B.M.

Please make correction accordingly and send us a copy of the tear sheet.

Very truly yours,

DONALD W. McELDOWNEY
Water Rights Clerk

DWMc:pmk

FILED

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

April 14, 1967

Re: Transfer of Water Right
Everett Campbell

The Hailey Times,
Hailey, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for two consecutive weeks prior to May 8, 1967 the date set for hearing; the expense of the publication is to be paid by the applicant Everett Campbell of Bellevue, Idaho 83313 to whom you should furnish proof of publication on or prior to the date set for hearing.

Please acknowledge receipt of this notice and furnish this office with a copy or tear-sheet of the first publication.**

Very truly yours,

R. KEITH HIGGINSON
State Reclamation Engineer
By

DONALD J. WATTS
Field Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense.

Encl.

RECEIVED
MAY 15 1967

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Everett Campbell of Bellevue, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing him to change the point of diversion and ~~for~~ place of use of the waters of Big Wood River as follows:
Amount: 2.2 cubic feet per second. Priority: May 31, 1883
Point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 31, Township 4N, Range 18 E, B.M.
Place of Use: SWANEA, W/SE $\frac{1}{4}$, Lot 2, Sec. 6, Twp. 3 N., Rge. 18 E.
Total 160 A.

To Be Transferred To
Point of Diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 16, Township 2N, Range 18 E, B.M.
Place of Use: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Lot 1 & 2, lying East of the railroad, all in Sec. 1,
Twp. 1 N., Rge. 18 E.B.M.; Lot 4 & Lot 5, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, Twp. 1 N.,
Rge. 19 E.B.M.

And that on the 8th day of May, 19 67, at 2:00 o'clock P. M. at Room 107 Statehouse, Boise, Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

R. KEITH HIGGINSON
State Reclamation Engineer

RECEIVED

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

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Amount: 2.2 cubic feet per second. Priority: 5-31-1883
Point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 31, Township 4N Range 18E, B.M.
Place of Use: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Lot 2, Section 6, Twp. 3N. Rge 18E.
160 A Total

To Be Transferred To

Point of Diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 16, Township 2N, Range 18E, B.M.
Place of Use: SE $\frac{1}{4}$ NE $\frac{1}{4}$, Lot 1 & 2 lying East of the railroad all in Sec 6, Twp. 1N, Rge. 18E B.M.; Lot 4 & Lot 5, SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 6, Twp. 1N, Rge. 19E B.M.

And that on the 8th day of May, 1967, at 2:00 o'clock P. M. at _____, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present, for his consideration any reason or reasons why a certificate should not be issued authorizing such transfer.

State Reclamation Engineer

MICROFILMED