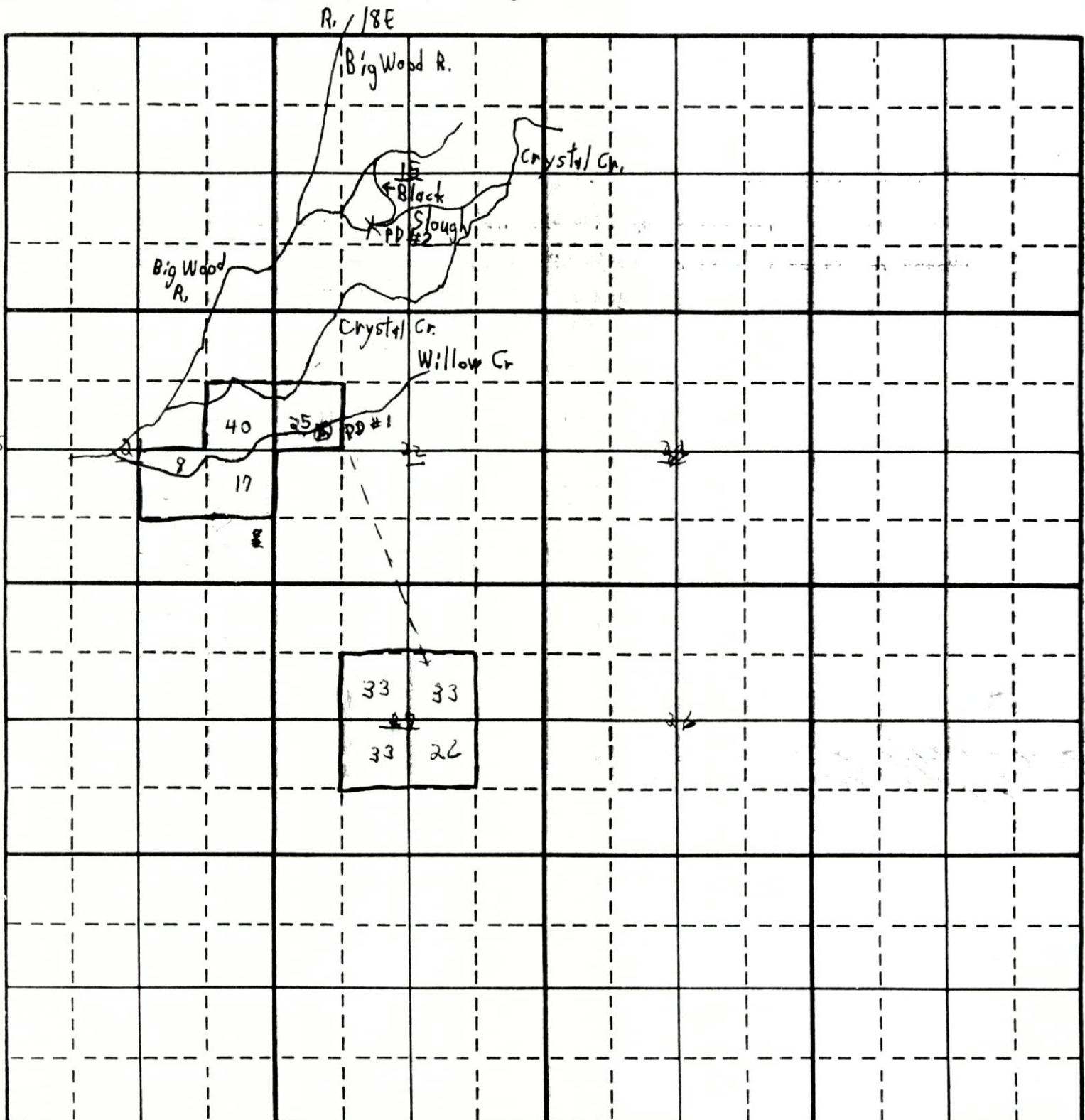


c. Describe the lands or place of use to which the right will be transferred:

| TWP. | RANGE | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|------|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|      |       |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
| 1S   | 18E   | 27   |     |     | 33  |     |     |     |     | 33  | 33  |     |     |     |     | 26  |     |     | 125    |
| 1S   | 18E   | 21   |     |     |     | 40  |     |     |     |     |     |     |     |     | 17  | 8   |     |     | 65     |
| 1S   | 18E   | 22   |     |     |     |     |     |     | 25  |     |     |     |     |     |     |     |     |     | 25     |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

Total number of acres to be irrigated 215

- Describe any other water rights used for the same purpose as described above.
- Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

MICROFILMED

# AFFIDAVIT of PUBLICATION

State of Idaho, }  
County of Blaine } SS.

**CLINT STENNETT**

being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously 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 20<sup>th</sup> day of June

19 85, and the date of the last publication was on the 27<sup>th</sup>

day of June, 19 85

*Clint Stennett*

Subscribed and sworn to before me this 27<sup>th</sup>

day of June, 19 85

(SEAL)

*Roberta McKencher*

NOTARY PUBLIC

**WOOD RIVER JOURNAL**

Hailey, Idaho

**COST OF PUBLICATION**

Numer of Picas per Line 11  
Number of Lines in Notice 72  
Number of Insertions 2  
Lines tabular at 5¢/Pica  
72 Lines straight at 31.68 4¢/Pica  
72 Subsequent lines at 23.76 3¢/Pica

TOTAL COST 55.44

**MICROFILMED**

## COPY OF NOTICE

(Paste Here)

Proposed Change

TITLE OF NOTICE  
#A-37-0180  
B-37-0181

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Res.  
BILL TO

**NOTICE OF PROPOSED  
CHANGE OF WATER RIGHT**  
No. A-37-0180  
B-37-0181

NOTICE IS HEREBY GIVEN, That DAVIS INVESTMENT CO., of Long Beach, California, has applied to the Department of Water Resources for a change of Place of Use and to specify diversion points of rights from A-37-0180-Crystal Creek tributary to Big Wood River, and B-37-0181 Big Wood River tributary to Malad River. The rights sought to be changed are evidenced by decree to ANNIE I. DITTOE in case of S.C. FROST vs. ALTURAS WATER CO., dated December, 1909, in Fourth Judicial District, County of Lincoln, and are recorded as follows:

Amount: A-37-0180 - 4.8 cfs

Priority: June 1, 1881

Point of Diversion: Not stated in decree

The water is used for irrigation of 215 acres from April 1 to October 15 within the E $\frac{1}{2}$ NE $\frac{1}{4}$ , NWNE, S $\frac{1}{2}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 21; SWNW, Sec. 22, T1S, R18E, B.M. Amount: B-37-0181 - 3.2 cfs

Priority Date: May 15, 1883

Point of Diversion: Not stated in decree

Place of Use: Same as A-37-0180

TO BE CHANGED

AS FOLLOWS:

Amount: A-37-0180 - 4.8 cfs

Point of Diversion: Pt #1 - SWNW, Sec. 22, T1S, R18E, B.M., Blaine County. P/D for lands in Sec. 27, T1S, R18E, Pt #2 - NESW, Sec. 15, T1S, R18E, B.M., Blaine County. P/D for lands in Sec. 21 & 22, T1S, R18E, Blaine County

Place of Use: SWNE, SENW, NESW, NWSE, Sec. 27; SENE, N $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 21; SWNW, Sec. 22, T1S, R18E, B.M., for irrigation of 215 acres from April 1 to October 15.

Amount: B-37-0181 - 3.2 cfs

Point of Diversion: Same as A-37-0180

Place of Use: Same as A-37-0181

Any protest against the approval of the above proposed change of the right described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Boulevard North, Twin Falls, Idaho 83301, on or before JULY 8, 1985.

A. KENNETH DUNN  
Director

Publish: Wood River Journal-  
June 20 & 27, 1985.

Transfer No. # 3157Water Right No. A-37-0180  
B-37-0181

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**APPLICATION FOR TRANSFER OF WATER RIGHT**  
**To Change the Point of Diversion and/or the Place of Use**

APPROVED

Name of applicant Davis Investment Co Phone 213-426-8824  
Post Office address P.O. Box 92978 Long Beach, Calif. 90809

**A. DESCRIPTION OF RIGHT AS RECORDED**

## 1. Right evidenced by:

- a. Decree No. \_\_\_\_\_ Decreed to Annie I Dittoe (Name)  
in case of S.C. Frost vs Alturas Water Co.  
dated in December 1909 in Fourth Judicial District County of Lincoln  
(Name of court)
- b. License No. \_\_\_\_\_ issued by the Idaho Department of Water Resources
- c. Claim No. \_\_\_\_\_ on file with the Idaho Department of Water Resources

## 2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired \_\_\_\_\_

3. Source of water A=Crystal Creek Big Wood R.  
B=Spring-Creek- Big Wood R. tributary to Big Wood R.  
A=June 1, 1881 Malad R.
4. Date of priority B= May 15, 1883

## 5. Water is used for the following purposes:

amount A. 4.8 for Irrigation purposes from April 1 to Oct. 15  
amount B. 3.2 for Irrigation purposes from April 1 to Oct. 15  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(month/day — both dates inclusive)

6. Total amount of water under right: a. A=4.8 cubic feet per second  
b. B= 3.2 C.F.S. &/or acre feet per annum

7. Location of original point of diversion is Not stated in Frost Decree  
Township \_\_\_\_\_ Range \_\_\_\_\_ B.M. in \_\_\_\_\_ County \_\_\_\_\_  
Additional points of diversion, if any \_\_\_\_\_

## 8. Lands irrigated or place of use:

| TWP. | RANGE | SEC. | NE% |     |     |     | NW% |     |     |     | SW% |     |     |     | SE% |     |     |     | TOTALS |
|------|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|      |       |      | NE% | NW% | SW% | SE% | NE% | NW% | SW% | SE% | NE% | NW% | SW% | SE% | NE% | NW% | SW% | SE% |        |
| 1 S  | 18E   | 21   | 40  | 30  |     | 40  |     |     | 25  | 30  |     |     |     |     | 17  | 8   |     |     | 190    |
| 1S   | 18E   | 22   |     |     |     |     |     |     | 25  |     |     |     |     |     |     |     |     |     | 25     |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

Total number of acres to be irrigated 215

9. Describe any other water rights used for the same purpose as described above

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10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. \_\_\_\_\_ cubic feet per second  
&/or  
b. \_\_\_\_\_ acre feet per annum
2. Point of diversion \_\_\_\_\_  $\frac{1}{4}$  \_\_\_\_\_  $\frac{1}{4}$ , Section \_\_\_\_\_ Township \_\_\_\_\_  
Range \_\_\_\_\_, B.M., \_\_\_\_\_ County  
Additional points \_\_\_\_\_
3. Place of use:

| TWP. | RANGE | SEC. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | TOTALS |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | 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 $\frac{1}{4}$ |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres to be irrigated \_\_\_\_\_

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information A= 4.8 C.F.S.  
B= 3.2 C.F.S.  
a. Amount of water to be diverted \_\_\_\_\_ c.f.s. &/or \_\_\_\_\_ acre feet  
Headgate to  
b. Description of diverting works Sump and Pump in S. 22 (Chaney #67 headgate);  
Salisbury #68 Headgate in Black Slough (Sec. 15)  
c. Describe the reasons for the proposed changes To use the water on land that  
will be more productive.
2. Change in point of diversion  
Pt. #1  
Point of diversion SW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Section 22 Township 1S  
Range 18E, B.M., Blaine County  
Pt. #2  
Additional points NE $\frac{1}{4}$ SW $\frac{1}{4}$  Sec. 15 T. 1S R. 18E  
PD #1 for lands in Sec. 27 T1S, R18E  
PD #2 for lands in Sec. 21 & 22, T1S, R18E
3. Change in place of use  
a. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes ☒ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed change.  
b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer  
The land will revert back to dry land pasture with little  
or no effect on the production.

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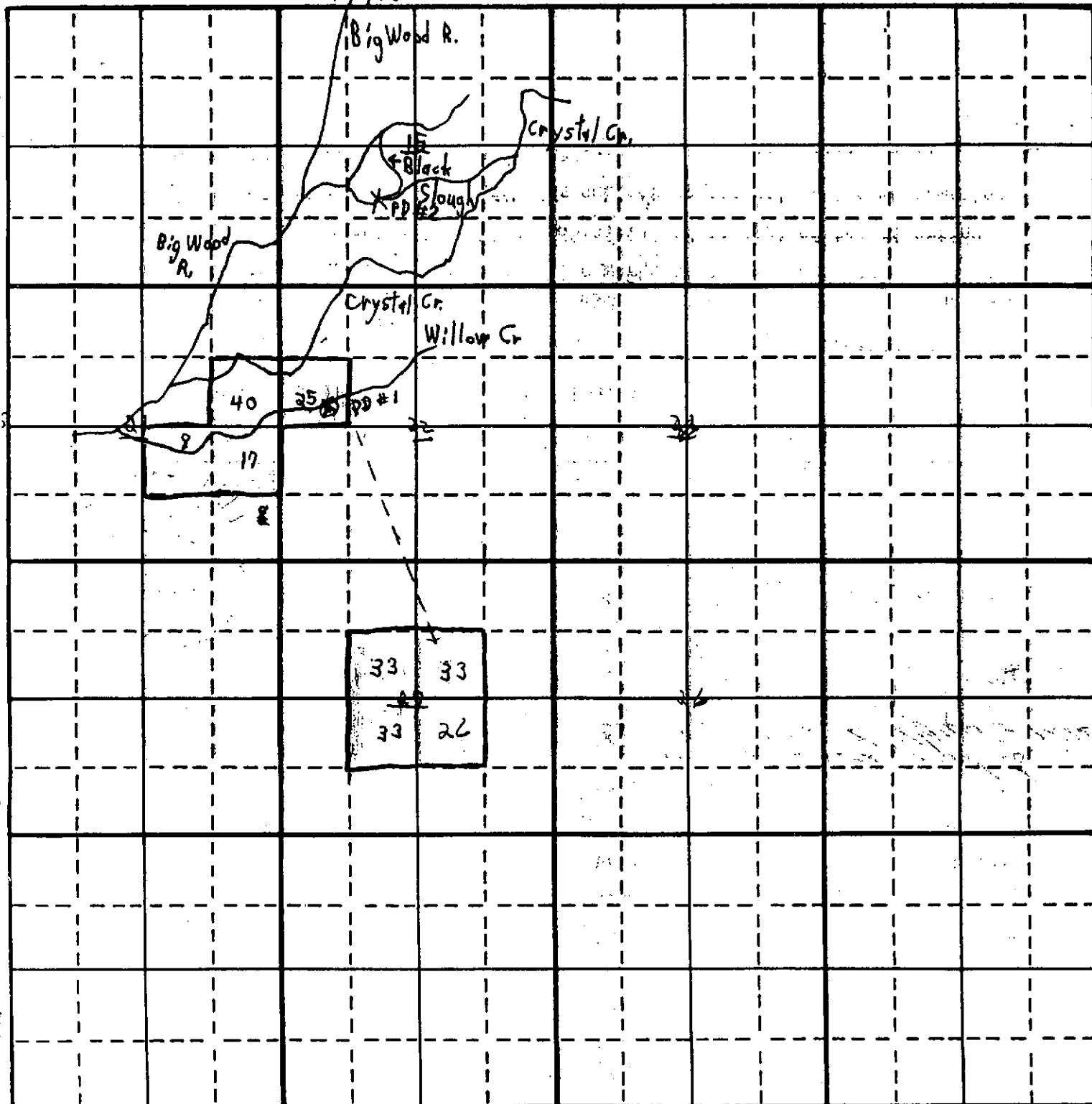
c. Describe the lands or place of use to which the right will be transferred:

| TWP. | RANGE | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|------|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|      |       |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
| 1S   | 18E   | 27   |     |     | 33  |     |     |     |     | 33  | 33  |     |     |     |     | 26  |     |     | 125    |
| 1S   | 18E   | 21   |     |     |     | 40  |     |     |     |     |     |     |     |     | 17  | 8   |     |     | 65     |
| 1S   | 18E   | 22   |     |     |     |     |     | 25  |     |     |     |     |     |     |     |     |     |     | 25     |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

Total number of acres to be irrigated 215

- Describe any other water rights used for the same purpose as described above.
- Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.

R. 18E



SCALE: 2 inches equal 1 mile. Draw plan in ink.

MICROFILMED

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I understand that any willfull misrepresentations made in this application, may result in voiding its approval.

X David Investment Co  
by: John E. Moore - Pres  
(Signature of Applicant)

Subscribed and sworn to before me this 24<sup>th</sup> day of May, 19 85

*David Newby*  
(Notary Public)

**My commission expires**

This is to certify that I have examined Application for Transfer of Water Rights No. 37-0180/0181

and said application is hereby APPROVED, subject to the following limitations and conditions:

1. A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works. 2. Use of water under these rights is subject to control by the watermaster of State Water District No. 37, Big Wood River.

Witness my hand this 73 day of August, 19 85

A. Glen Saxton  
Chief, Operations Bureau

Received by ADM Date 5/29/85 Protest filed by None

Prelim. check by JA Fee 50<sup>00</sup>

Received by ADm Date 5/29/85 #35369

Published in social science journal Copies of protest forwarded by \_\_\_\_\_

Pub. dates 6/20 & 6/27/85 Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Watermaster recommendation requested on 5/29/85 Recommended for approval denial  
rec'd. 6/10/85 by ADM Jim

MICROFILMED

# AFFIDAVIT of PUBLICATION

State of Idaho, }  
County of Blaine } SS.

**CLINT STENNETT**

being first duly sworn, deposes and says that he is the printer (publisher) of the Wood River Journal, a newspaper published every week in Hailey, County of Blaine, State of Idaho; that said newspaper has been continuously 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 20<sup>th</sup> day of June

19 85 and the date of the last publication was on the 27<sup>th</sup>

day of June 19 85

*Clint Stennett*

Subscribed and sworn to before me this 27<sup>th</sup>

day of June 19 85  
(SEAL)

*Roberta McKenney*  
NOTARY PUBLIC

**WOOD RIVER JOURNAL**

Hailey, Idaho

**COST OF PUBLICATION**

Numer of Picas per Line 11

Number of Lines in Notice 72

Number of Insertions 2

Lines tabular at 5/Pica

72 Lines straight at 31.68 4/Pica

72 Subsequent lines at 23.76 3/Pica

TOTAL COST 55.44

**MICROFILMED**

## COPY OF NOTICE

(Paste Here)

Proposed Change

TITLE OF NOTICE

#A-37-0180

B-37-0181

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Res.

BILL TO

### NOTICE OF PROPOSED CHANGE OF WATER RIGHT

No. A-37-0180

B-37-0181

NOTICE IS HEREBY GIVEN, That DAVIS INVESTMENT CO., of Long Beach, California, has applied to the Department of Water Resources for a change of Place of Use and to specify diversion points of rights from A-37-0180 Crystal Creek tributary to Big Wood River, and B-37-0181 Big Wood River tributary to Malad River. The rights sought to be changed are evidenced by decree to ANNIE I. DITTOE in case of S.C. FROST vs. ALTURAS WATER CO., dated December, 1909, in Fourth Judicial District, County of Lincoln, and are recorded as follows:

Amount: A-37-0180 - 4.8 cfs

Priority: June 1, 1881

Point of Diversion: Not stated in decree

The water is used for irrigation of 215 acres from April 1 to October 15 within the E $\frac{1}{2}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 21, SWNW, Sec. 22, T1S, R18E, B.M. Amount: B-37-0181 - 3.2 cfs

Priority Date: May 15, 1883

Point of Diversion: Not stated in decree

Place of Use: Same as A-37-0180

TO BE CHANGED AS FOLLOWS:

Amount: A-37-0180 - 4.8 cfs

Point of Diversion: Pt #1 -

SWNW, Sec. 22, T1S, R18E,

B.M., Blaine County, P/D for

lands in Sec. 27, T1S, R18E, Pt #2

- NESW, Sec. 15, T1S, R18E,

B.M., Blaine County, P/D for

lands in Sec. 21 & 22, T1S, R18E,

Blaine County

Place of Use: SWNE, SENW,

NESW, NWSE, Sec. 27; SENE,

N $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 21; SWNW, Sec.

22, T1S, R18E, B.M., for irrigation

of 215 acres from April 1 to Oc-

tober 15.

Amount: B-37-0181 - 3.2 cfs

Point of Diversion: Same as

A-37-0180

Place of Use: Same as A-37-0181

Any protest against the ap-

proval of the above proposed

change of the right described

above must be filed with the

Idaho Department of Water

Resources, 1041 Blue Lakes

Boulevard North, Twin Falls,

Idaho 83301, on or before JULY

8, 1985.

A. KENNETH DUNN

Director

Publish: Wood River Journal-  
June 20 & 27, 1985.

329

|         |                                                       |             |                |                                              |
|---------|-------------------------------------------------------|-------------|----------------|----------------------------------------------|
| 37-0162 | Crothers, Albert D.                                   | 160 inches. | Dec. 12, 1901. | Big Wood River.                              |
| 37-0163 | Darrah, Ben.                                          | 65 "        | June 1, 1890.  | " " "                                        |
| 37-0164 | "                                                     | 145 "       | June 1, 1891.  | " " "                                        |
| 37-0165 | "                                                     | 75 "        | June 1, 1891.  | " " "                                        |
| 37-0166 | "                                                     | 70 "        | Oct. 20, 1902. | " " "                                        |
| 37-0167 | "                                                     | 145 "       | Oct. 20, 1902. | " " "                                        |
| 37-0168 | Darrah, Hattie B.                                     | 280 "       | Oct. 20, 1902. | " " "                                        |
| 37-0169 | Darrah, J. S.                                         | 136 "       | May 1, 1883.   | " " "                                        |
| 37-0170 | " " "                                                 | 81 "        | June 1, 1903.  | " " "                                        |
| 37-0171 | Superceded by Brown v. S. Reardon 37-1151             |             |                |                                              |
|         | Davis, Arthur, and<br>T. S. Eastwood                  | 50 "        | July 1, 1886.  | Rock Creek.                                  |
| 37-0172 | Superceded by Brown v. S. Reardon 37-1151             |             |                |                                              |
|         | Do.                                                   | 40 "        | Aug. 25, 1885. | Certain springs tributary to Rock Creek.     |
| 37-0173 | Davis, Homer W.                                       | 145 "       | Dec. 18, 1903. | Big Wood River.                              |
| 37-0174 | Deasy, William J.                                     | 35 "        | May 1, 1905.   | " " " Trans # 235                            |
| 37-0175 | Deasy, John, Dennis,<br>Timothy, William,<br>and Anna | 70 "        | May 1, 1897.   | " " "                                        |
| 37-0176 | Devaney, James,<br>Estate of                          | 100 "       | Apr. 1, 1890.  | Little Wood River.                           |
| 37-0177 | Dill, Charles                                         | 75 "        | Apr. 1, 1883.  | " " " #723-803<br>Trans #279                 |
| 37-0178 | Disney, Frank T.                                      | 125 "       | May 1, 1896.   | Big Wood River.                              |
| 37-0179 | Disney, Louise D.                                     | 320 "       | Nov. 1, 1907.  | " " "                                        |
| 37-0180 | Dittoo, Annie R.                                      | 240 "       | June 1, 1861.  | Spring Creek, a tributary of Big Wood River. |
| 37-0181 | " " "                                                 | 160 "       | May 15, 1883.  | Spring Creek, a tributary of Big Wood River. |
| 37-0182 | Dittoo, Philip S.                                     | 500 "       | May 31, 1887.  | Big Wood River                               |
| 37-0183 | " " "                                                 | 210 "       | May 1, 1888.   | " " " #721                                   |
| 37-0184 | Dix, Everett                                          | 150 "       | Apr. 26, 1894. | Little Wood River.                           |
| 37-0185 | Dixon, John                                           | 100 "       | May 1, 1898.   | " " " Trans 507                              |
| 37-0186 | Donahue, P. H.                                        | 20 "        | July 1, 1886.  | Silver Creek.                                |
| 37-0187 | " " "                                                 | 80 "        | Nov. 1, 1892.  | " " " Trans #201                             |
| 37-0188 | " " "                                                 | 80 "        | June 1, 1893.  | " " "                                        |

WATER RIGHT NUMBER 37-0181

OWNER LAST NAME - DITTOE ✓  
OWNER LAST NAME - DAVIS INVESTMENT CO. ✓  
ADDRESS LINE 1 - P.O. BOX 92978 ✓  
ADDRESS LINE 3 -

SOURCE - BIG WOOD RIVER ✓

STAGE - DECREE ✓ STATUS -

TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND - T

DIVERSION POINT - SWNW 22 01S 18E LOT REDIV -

NESW 15 01S 18E LOT REDIV -

FROM - 04-01 TO - 10-15 USE - IRRIGATION ✓

USE - IRRIGATION

USE - IRRIGATION

USE - IRRIGATION

DECREE NAME - S. C. FROST, ET. AL. VS. ALTURAS WATER COMPANY, ET. AL.

REMARKS - TRANS. 3157. ✓

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PROOF MADE -

DIVERSION MEANS - BLAIR #66 HEADGATE

FIRST NAME - ANNIE R. ✓

FIRST NAME - ORIG OWNER -

ORIG OWNER - 0

ADDRESS LINE 2 -

CITY - LONG BEACH ✓

STATE - CA ZIP CODE - 90809

TRIBUTARY OF - MALAD RIVER

PRIORITY - 05-15-1883 COUNTY - BLAINE

TOTAL DIV. RATE - 3.2000 -CFS

DLE/CAREY ACT - RIGHT BASIS -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

USE DIV. RATE - 3.2000 CFS USE DIV. VOLUME - .00 AFA

PLACE OF USE - TWN 01S RNG 18E SEC 22 TRACT SWNW LOT

AC 25

PLACE OF USE - TWN 01S RNG 18E SEC 21 TRACT SENE LOT

AC 40 TRACT NESE LOT AC 17

TRACT NWSE LOT

AC 08

PLACE OF USE - TWN 01S RNG 18E SEC 27 TRACT SWNE LOT

AC 33 TRACT SENW LOT AC 33

TRACT NESW LOT

AC 33 TRACT NWSE LOT AC 25

DATE - 12-13-1909

TOTAL ACRES 215

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. -

COND. OF APPROVAL - 018 R04 ✓

INTER-DEPARTMENT MEMO — 1

FROM Sharla .

DATE 8/5/85

TO File 37-0181

SUBJECT Transfer 3157

See file 37-0180 for all correspondence regarding the above referenced transfer.

**MICROFILMED**

---

SIGNATURE

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. A-37-0180  
B-37-0181

Notice is hereby given that Davis Investment Co., of Long Beach, California has applied to the Department of Water Resources for a change of place of use and to specify diversion points of rights from A-37-0180- Crystal Creek tributary to Big Wood River and B-37-0181 Big Wood River tributary to Malad River. The rights sought to be changed are evidenced by decree to Annie I Dittoe in case of S. C. Frost vs Alturas Water Co., dated December, 1909 in Fourth Judicial District county of Lincoln and are recorded as follows:

Amount: A-37-0180 - 4.8 cfs

Priority: June 1, 1881

Point of Diversion: Not stated in decree  
of 215 acres

The water is used for irrigation from April 1 to October 15 within the E1/2NE1/4, NWNE, S1/2NW1/4, N1/2SE1/4, Sec. 21; SWNW, Sec. 22, T1S, R18E, B.M.

Amount: B-37-0181 - 3.2 cfs

Priority: May 15, 1883

Point of Diversion: Not stated in decree

Place of Use: Same as A-37-0180

TO BE CHANGED AS FOLLOWS:

Amount: A-37-0180 4.8 cfs

Point of Diversion: Pt #1 - SWNW, Sec. 22, T1S, R18E, B.M., Blaine County. P/D for lands in Sec. 27, T1S, R18E. Pt #2 - NESW, Sec. 15, T1S, R18E, B.M., Blaine County. P/D for lands in Sec. 21 & 22, T1S, R18E, Blaine County

Place of Use: SWNE, SENW, NESW, NWSE, Sec. 27; SENE, N1/2SE1/4, Sec. 21; SWNW, Sec. 22, T1S, R18E, B.M., for irrigation of 215 acres from April 1 to October 15.

Place of Use: Same as A-37-0180

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Amount: B-37-0181 3.2 cfs

Point of Diversion: Same as A-37-0180

Place of Use: Same as A-37-0181

Any protest against the approval of the above proposed change of the rights described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301 on or before July 8, 1985.

A. KENNETH DUNN  
Director

Published in Wood River Journal on June 20 and June 27, 1985.

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**NOTICE OF PROPOSED  
CHANGE OF WATER RIGHT**

**No. A-37-0180  
B-37-0181**

NOTICE IS HEREBY GIVEN,  
That DAVIS-INVESTMENT CO.,  
of Long Beach, California, has ap-  
plied to the Department of Water  
Resources for a change of Place  
of Use and to specify diversion  
points of rights from A-37-0180-  
Crystal Creek tributary to Big  
Wood River, and B-37-0181 Big  
Wood River tributary to Maled  
River. The rights sought to be  
changed are evidenced by decree  
to ANNIE I. DITTOE in case of  
S.C. FROST vs. ALTURAS  
WATER CO., dated December,  
1909, in Fourth Judicial District,  
County of Lincoln, and are record-  
ed as follows:

**Amount: A-37-0180 - 4.8 cfs**

**Priority: June 1, 1881**

**Point of Diversion: Not stated in  
decree**

The water is used for irrigation of  
215 acres from April 1 to October  
15 within the E $\frac{1}{4}$ NE $\frac{1}{4}$ , NWNE,  
S $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 21;  
SWNW, Sec. 22, T1S, R18E, B.M.

**Amount: B-37-0181 - 3.2 cfs**

**Priority Date: May 15, 1883**

**Point of Diversion: Not stated in  
decree**

**Place of Use: Same as A-37-0180**

**TO BE CHANGED  
AS FOLLOWS:**

**Amount: A-37-0180 - 4.8 cfs**

**Point of Diversion: Pt #1**

SWNW, Sec. 22, T1S, R18E,  
B.M., Blaine County, P/D for  
lands in Sec. 27, T1S, R18E Pt #2  
- NESW, Sec. 15, T1S, R18E,  
B.M., Blaine County, P/D for  
lands in Sec. 21 & 22, T1S, R18E,  
Blaine County

**Place of Use: SWNE, SENW,  
NESW, NWSE, Sec. 27; SENE,  
N $\frac{1}{4}$ SE $\frac{1}{4}$ , Sec. 21; SWNW, Sec.  
22, T1S, R18E, B.M., for irrigation  
of 215 acres from April 1 to Oc-  
tober 15.**

**Amount: B-37-0181 - 3.2 cfs**

**Point of Diversion: Same as  
A-37-0180**

**Place of Use: Same as A-37-0181**

Any protest against the ap-  
proval of the above proposed  
change of the right described  
above must be filed with the  
Idaho Department of Water  
Resources, 1041 Blue Lakes  
Boulevard North, Twin Falls,  
Idaho 83301 on or before JULY  
8, 1985.

**A. KENNETH DUNN**  
Director

**Publish: Wood River Journal-  
June 20 & 27, 1985.**

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ok  
macy  
6/30/85



STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
SOUTHERN REGION

John V. Evans  
Governor

A. Kenneth Dunn  
Director

1041 Blue Lakes Blvd. North  
Twin Falls, Idaho 83301  
(208) 734-3578

June 11, 1985

Wood River Journal  
P. O. Box 988  
Hailey, Idaho 83333

Re: Notice of Proposed Change of Water Right No. 37-0449  
Notice of Proposed Change of Water Right No. 37-1207  
Notice of Proposed Change of Water Right No. A37-0180  
B37-0181  
Notice of Proposed Change of Water right No. A37-0231  
B37-0233

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 publication dates allowing ample time for you to submit us a galley proof for review before publication.

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 A. Newby  
Sec/Office Coord.

Encl:

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APPLICATION FOR TRANSFER OF WATER RIGHT

NO. 37-0180 37-0181

RECOMMENDATION OF WATERMASTER

RECEIVED

JUN 10 1985

Department of Water Resources  
Southern District Office

I, Reid J Newby, watermaster of Big Wood River,  
of Water District No. 37, County of Blaine, State of Idaho,  
whose address is Box T. Shoshone, Idaho 83352  
have read the attached copy of the application for transfer of water right for \_\_\_\_\_  
Davis Investment Co, and to the best of my knowledge believe the  
(name)  
application to be true.

A. I hereby endorse the above numbered Application for Transfer and recommend  
that the Director of the Department of Water Resources approve the transfer subject to  
the following conditions: that measuring device's

& Control gate be installed & maintained

OR

B. I do not endorse approval of the above numbered Application for Transfer as re-  
quested for the following reasons: \_\_\_\_\_

Dated at Shoshone, Idaho, this 6<sup>th</sup> day of June 19 85.

Reid J Newby  
(signature)

Please use reverse side if needed.

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STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: J E Stanton

1. Right number 37-0180, 0181 Applicant Davis Investment Co.
2. Type of right: ☒ Decree ☐ License ☐ Claim
3. Purpose of transfer: ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use  
☒ Other specify diversion points

4. Check:

- ok { a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use  
b. ☒ Description of original point of diversion.  
c. ☒ Description of original place of use.

5. Amount of land &/or water transferred:

- ok a. ☒ All of right.
- ok b. ☒ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
- ok c. ☒ Check description of point(s) of diversion.
- ok d. ☒ Check description of place of use.
- ok e. ☒ Check map (shows p.d. and p.u. after transfer).
- ok f. ☒ Check for correct signature, notarization, and fee.
- ok g. ☒ Check proof of ownership of right &/or land from which water is transferred. See file 37-0231 & 37-0238 Is being sent
- ok h. ☒ Check for expansion in use of right. Comments No expansion - Review summary filed in 37-0231
- ok i. ☒ Check for existing water rights from same source, on land water is being transferred to.  
Right number(s) 37-0231, 0233 on adjacent lands in NW/SE Sec. 27 (after transfer of all 3 rights)
- j. ☒ Is use within a Watermaster District? ☒ Yes ☐ No  
If yes, what district? 37

FINAL PROCESSING REVIEW BY: ADM

1. Watermaster recommendation requested on 5/29/85 Received on 6/10/85
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny

3. Conditions\* OIE, 05(37-Big Wood R.)

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RECEIVED  
JUL 18 1985

4. By ADM Date 7/16/85 Department of Water Resources

Jan 8-2-85 use above conditions.  
\* All uses within Watermaster Districts require special conditions.