

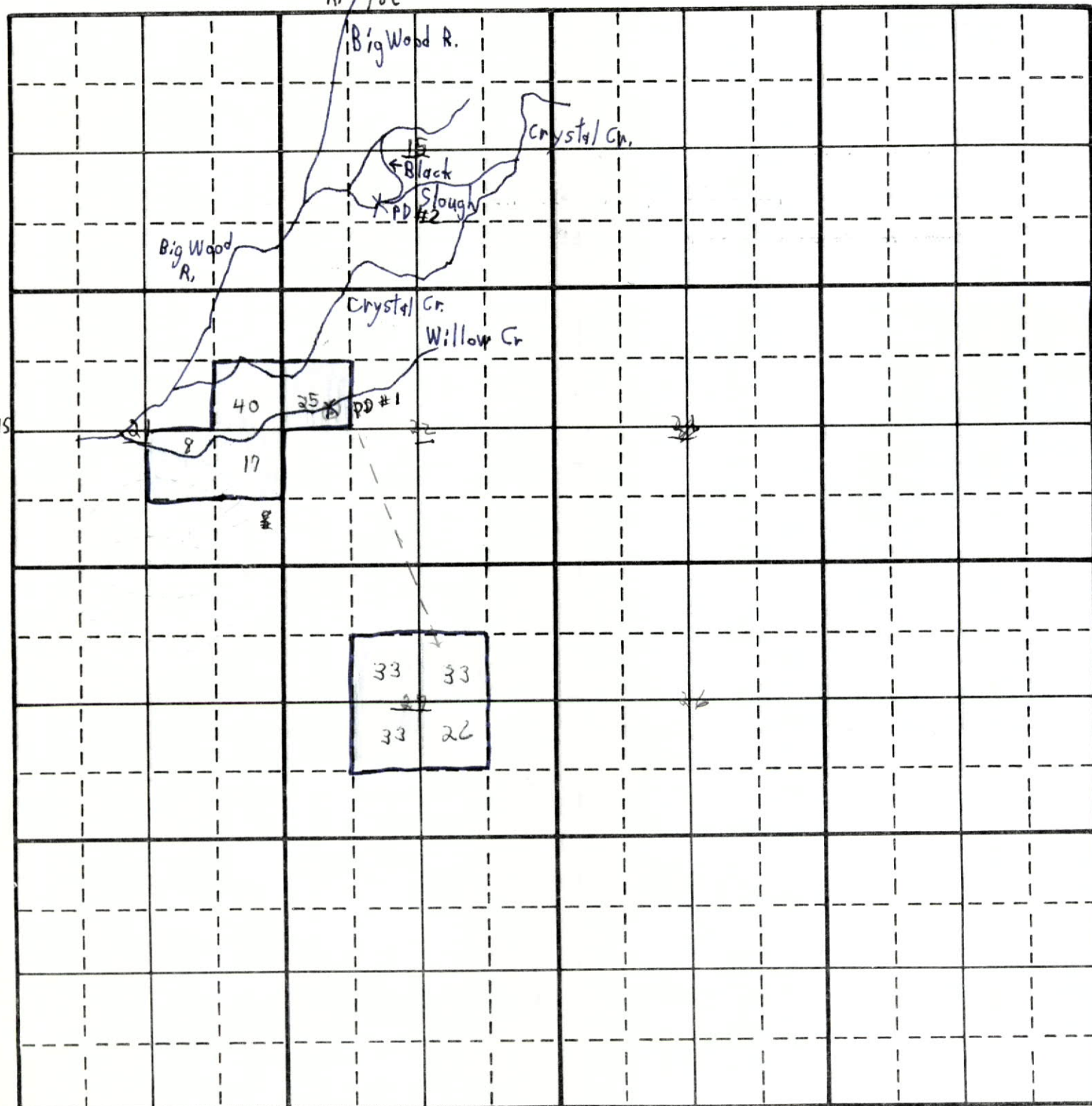
c. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	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	
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

Transfer No. # 3157Water Right No. A-37-0180
B-37-0181STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

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 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. / Range Malad R.
A=June 1, 1881
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
&/or
b. B= 3.2 C.F.S 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.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
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 _____

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 _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

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3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

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 ¼ ¼ NW ¼ ¼, Section 22 Township 1S
Range 18E, B.M., Blaine County
Pt. #2
Additional points NE ¼ SW ¼ Sec. 15 T. 1S R. 18E
PD #1 for lands in Sec. 27 T.1S., R.18E.
PD #2 for lands in Sec. 21 & 22, T.1S., R.18E.

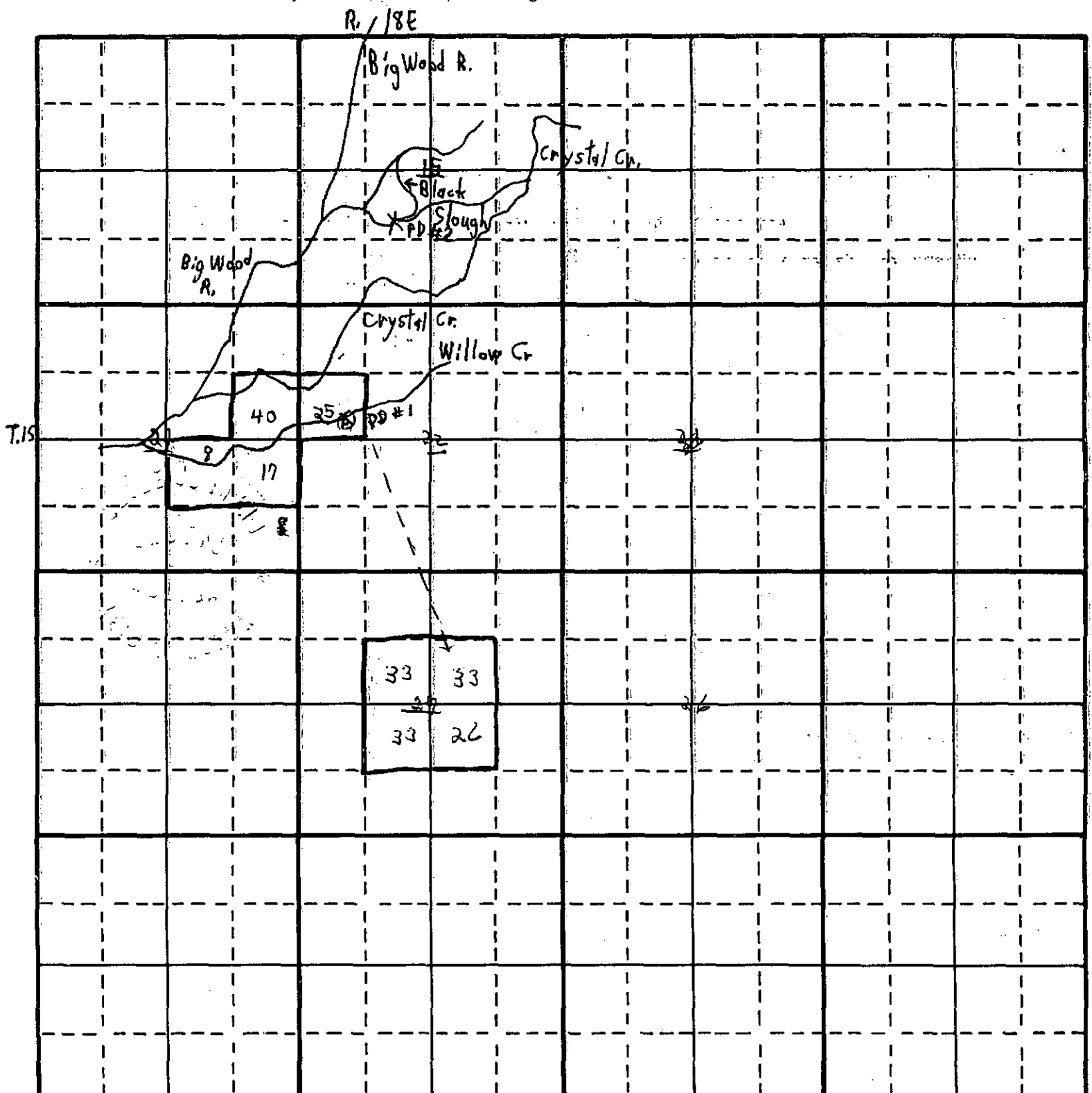
3. Change in place of use
- a. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed 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.

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

D. REMARKS

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

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 24th day of May, 19 85

David J. Newby
(Notary Public)

My commission expires Life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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 13th day of August, 19 85

A. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by ADM Date 5/29/85 Protest filed by None
Prelim. check by JA Fee 50⁰⁰
Receipted by ADM Date 5/29/85 #35369
Published in Wood River Journal
Pub. dates 4/20 & 6/27/85
Copies of protest forwarded by _____
Hearing held by _____ Date _____
Watermaster recommendation requested on 5/29/85
Recommended for approval denial
by ADM sim
rec'd. 6/10/85

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 20th day of June

19 85 and the date of the last publication was on the 27th

day of June, 19 85

Subscribed and sworn to before me this 27th

day of June, 19 85
(SEAL)

Roberta McKenney
NOTARY PUBLIC

WOOD RIVER JOURNAL

Hailey, Idaho

COST OF PUBLICATION

Number 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.
RE: 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.

KENNETH DUNN

Director

39-9

37-0162	Crothers, Albert D.	4 160 inches.	Dec. 12, 1901.	Big Wood River.
37-0163	Darrah, Ben.	4 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.	4 280 "	Oct. 20, 1902.	" " "
37-0169	Darrah, J. S.	4 136 "	May 1, 1883.	" " "
37-0170	" " "	81 "	June 1, 1903.	" " "
37-0171	Superceded by Brown v. S. Reardon 37-1151 Davis, Arthur, and T. S. Eastwood			
37-0172	Superceded by Brown v. S. Reardon 37-1151 Do.			
37-0173	Davis, Homer W.	4 145 "	Dec. 18, 1903.	Big Wood River.
37-0174	Deasy, William J.	4 35 "	May 1, 1905.	" " " Trans #235
37-0175	Deasy, John, Dennis, Timothy, William, and Anna	4 70 "	May 1, 1897.	" " "
37-0176	Devaney, James, Estate of	4 100 "	Apr. 1, 1890.	Little Wood River.
37-0177	Dill, Charles	4 75 "	Apr. 1, 1883.	" " " #723-803 Trans #279
37-0178	Disney, Frank T.	4 125 "	May 1, 1896.	Big Wood River.
37-0179	Disney, Louise D.	4 320 "	Nov. 1, 1907.	" " "
37-0180	Dittoe, Annie R.	8 240 "	June 1, 1881.	Spring Creek, a tributary of Big Wood River.
37-0181	" " "	160 "	May 15, 1883.	Spring Creek, a tributary of Big Wood River.
37-0182	Trans #721 Dittoe, Philip S.			
37-0183	Trans #721 " " "			
37-0184	Dix, Everett	18 150 "	Apr. 26, 1894.	Little Wood River.
37-0185	Trans #507 Dixon, John			
37-0186	Donahue, P. H.	8 20 "	July 1, 1886.	Silver Creek.
37-0187	" " "	80 "	Nov. 1, 1892.	" " " Trans #201
37-0188	" " "	80 "	June 1, 1893.	" " "

WATER RIGHT NUMBER 37-0180

OWNER LAST NAME - DITTOE ✓
OWNER LAST NAME - DAVIS INVESTMENT CO. ✓

FIRST NAME - ANNIE R. ✓

ORIG OWNER - ✓ 0

ADDRESS LINE 1 - P.O. BOX 92978 ✓

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - LONG BEACH ✓

STATE - CA ZIP CODE - 90809

SOURCE - CRYSTAL CREEK ✓

TRIBUTARY OF - BIG WOOD RIVER ✓

STAGE - DECREE ✓

STATUS -

PRIORITY - 06-01-1881

COUNTY - BLAINE

TOTAL DIV. RATE - 4.8000 -CFS

TOTAL DIV. VOLUME -

.00 AFA

TRFR/AMEND - T

WATER DIST. - 37

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SWNW 22 015 18E LOT

REDIV -

0.0 0.0 0.0 0.0 0.0 0.0

0.0 0.0 0.0 0.0 0.0 0.0

NESW 15 015 18E LOT

REDIV -

0.0 0.0 0.0 0.0 0.0 0.0

0.0 0.0 0.0 0.0 0.0 0.0

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

USE DIV. RATE -

4.8000 CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 015 RNG 18E SEC 22 TRACT SWNW LOT

AC 25

USE - IRRIGATION

PLACE OF USE - TWN 015 RNG 18E SEC 21 TRACT SENE LOT

AC 40 TRACT NESE LOT

AC 17

USE - IRRIGATION

PLACE OF USE - TWN 015 RNG 18E SEC 27 TRACT SWNE LOT

AC 33 TRACT SENE LOT

AC 33

TRACT NESW LOT

AC 33 TRACT NWSE LOT

AC 26

DATE - 12-13-1909

TOTAL ACRES

215

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 -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. -

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL - 01E R04

DIVERSION MEANS - CHANNEY #67 HEADGATE

August 15, 1985

RE: Transfer of Water Right Nos. 37-0180 & 37-0181

Davis Investment Co.
Box 92978
Long Beach, CA 90809

Gentlemen:

Enclosed is a copy of your approved Application for Transfer of the above referenced water rights (Transfer No. 3157). Be sure to note the conditions of approval as listed on the final page.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

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

MICROFILMED

**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 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 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 $\frac{1}{2}$ 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 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.**

*ok
macy
6/30/85*

MICROFILMED

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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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:

MICROFILMED

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 6th day of June 19 85.

Reid J Newby
(signature)

Please use reverse side if needed.

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