Brown, Rodney R.		50	inches.	Sept. 1, 1884.	Guy Hollow.
" " "		10	"	June 1, 1885.	Rock Creek.
Bryant, John P.		80	"	Feb. 23, 1906.	Big Wood River.
Buller, R. F. and Rosa B.	37-0111	3	"	Apr. 17, 1883.	" " "
Do.	37-0112	32	"	June 20, 1884.	" " "
37.0113 Do.		780	"	July 10, 1884.	" " "
37.0114 Do.	3	750	"	May 1, 1886.	" " "
Do.	37-0115	750	"	June 12, 1886.	" " "
Do.	37-0116	7	"	June 2, 1890.	" " "
Do.	37-0117	300	"	May 1, 1902.	" " "
Do.	37-0118	400	"	July 1, 1904.	Swamp on Lands.
Burkill, Frank A.		160	"	July 17, 1906.	Big Wood River.
Butch, James W.		260	"	June 1, 1884.	East Fork of Big Wood River.
Butler, Alvin L.		115	"	May 31, 1898.	Big Wood River.
Byrne, John and Patrick		252	"	May 1, 1887.	" " "
Byrne, Michael J. and Thos. J. Jr.		500	"	May 1, 1887.	" " "
Byrne, Thomas, Sr.		40	"	May 1, 1887.	" " "
Calhoun, J. E. and Charlotte		10	"	Apr. 1, 1884.	Silver Creek.
Cameron, Ed.					Little Wood River Canal Company shares.
Canzler, William		120	"	Aug. 2, 1897.	Big Wood River.
Carey, James		80	"	May 15, 1884.	Little Wood River. (Also shares in Little Wood River Canal Co.)
Carey, J. H.		100	"	June 1, 1882.	Corral Creek.
Carpenter, Albert		160	"	Jan. 27, 1908.	Big Wood River.
Carpenter, Forrest A.		160	"	Jan. 27, 1908.	" " "
Carpenter, Henry		160	"	May 15, 1897.	" " "
Carpenter, Herbert		160	"	May 15, 1888.	Soldier Creek.
Carpenter, Salem		160	"	May 15, 1899.	Big Wood River.

MICROFILMED

Notice of Proposed Transfer of Water Right.

Notice is hereby given that J. C. Fox and H. D. Curtis of Hailey, Idaho, have applied to the State Engineer of the State of Idaho for a certificate authorizing them to transfer the use of 42 inches of the water of Big Wood river from the land upon which it is now used, i. e. the S½NE¼ sec. 8, township 1 south, range 18 east B. M., to the following described tract: NE¼ sec. 25, townsnip 1 north, range 18 east B. M., and the S½NW¼ sec. 30, township 1 north, range 19 east B. M.

And that, on the 19th day of September, A. D. 1911, at Hailey, Idaho, before the water commissioner of this division, or his authorized agent, Leon Fuld, 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.

Full details of the proposed transfer may be obtained from Dan R. Miller, watermaster of said stream.

RAVENEL MACBETH,
State Commissioner 2nd Div.

DAVIT OF PUBLICATION

RECEIVED
OCT - 7 1911
OFFICE OF STATE ENGINEER

OLITTLE

State, being first duly sworn, says that he is the publisher of the ly newspaper, published every Friday in Bellevue, Blaine County, vertisement was published once a week for 5 successive weeks date of the first publication was on the

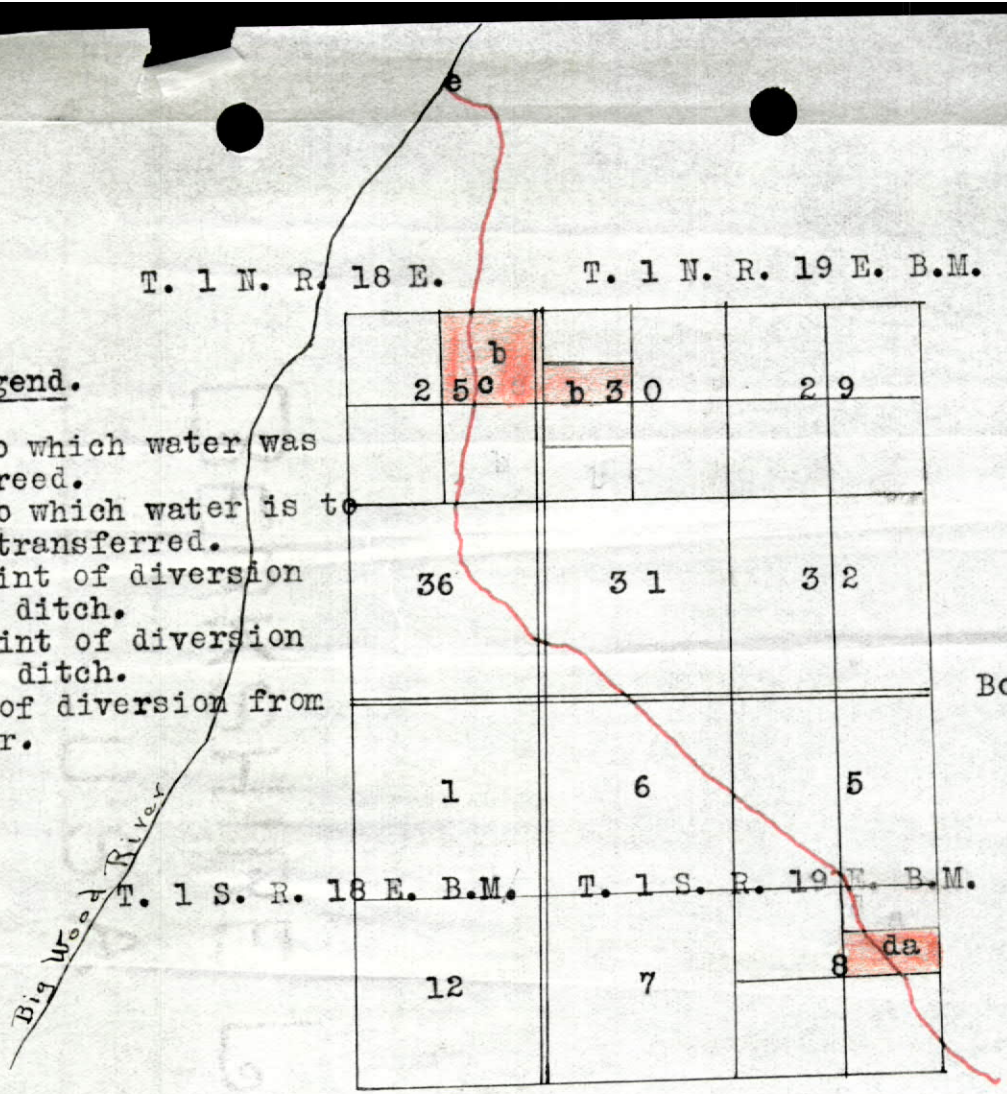
18th day of August 1911

and the date of the last publication was on the 15th day of September 1911

A. O. Dwolittle

Subscribed and sworn to before me this 27 day of Sept A. D. 1911

C. P. Larsen
NOTARY PUBLIC.
My commission expires Feby. 4, 1915.



Legend.

a-land to which water was decreed.
b-land to which water is to be transferred.
c-new point of diversion from ditch.
d-old point of diversion from ditch.
e-point of diversion from river.

Boise Meridian.

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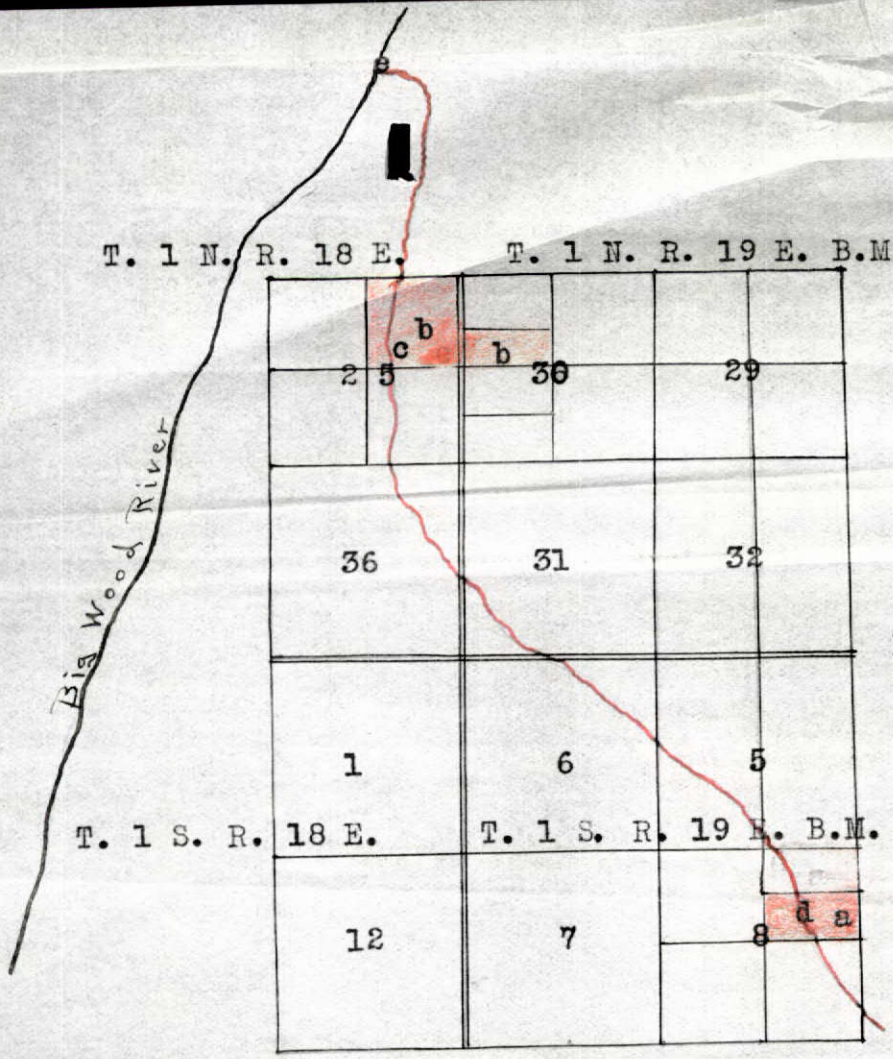
OCT - 7 1911
OFFICE OF STATE ENGINEER



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Boise Meridian.

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AUG - 7 1911
STATE ENGINEER

MICROFILMED

37-0111, 37-0112, 37-0116

~~37D~~

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

----OFFICE OF STATE ENGINEER----

CERTIFICATE NO. 87, AUTHORIZING TRANSFER OF WATER RIGHT.

Permission is hereby granted H. D. Curtis and J. C. Fox, of Hailey, County of Blaine, State of Idaho, to transfer the use of forty two (42) inches of the waters of Big Wood River, in Blaine County, Idaho, from the lands for which it was originally decreed, i. e., the South half of Northeast quarter (S2 NE4) Section 8, Township 1 South, Range 19 East of Boise Meridian, (to the following described tract, to-wit: Northeast quarter (NE4) of Section 25, Township 1 North, Range 18 East of Boise Meridian, and the South half of Northwest quarter (S2 NW4) of Section 30, Township 1 North, Range 19 East of Boise Meridian.)

The water right appurtenant to the above described lands was adjudged by decree, dated December 13, 1909, of Alfred Budge, Judge of the Fourth Judicial District of the State of Idaho, in and for Blaine county, in the matter of S. C. Frost, et al, plaintiffs, vs. Alturas Water Company, et al, defendants.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, this seventh day of November, 1911.

A. E. Robinson,

State Engineer

(SEAL)

MICROFILMED

In the District Court of the Fourth Judicial District

of the

State of Idaho, in and for the County of Lincoln.

RECEIVED
JAN 31 1910
OFFICE OF STATE ENGINEER

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 a...

MICROFILMED

Brown, Rodney R.	50 inches.	Sept. 1, 1884.	Guy Hollow.
" " "	10 "	June 1, 1885.	Rock Creek.
Bryant, John P.	80 "	Feb. 23, 1906.	Big Wood River.
Buller, R. F. and Rosa B. 37-0111	3 "	Apr. 17, 1883.	" " "
Do. 37-0112	32 "	June 20, 1884.	" " "
37-0113 Do.	780 "	July 10, 1884.	" " "
37-0114 Do. 3	750 "	May 1, 1886.	" " "
Do. 37-0115	750 "	June 12, 1886.	" " "
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Do. 37-0117	300 "	May 1, 1902.	" " "
Do. 37-0118	400 "	July 1, 1904.	Swamp on lands.
Burkill, Frank A.	160 "	July 17, 1906.	Big Wood River.
Butch, James W.	160 "	June 1, 1884.	East Fork of Big Wood River.
Butler, Alvin L.	115 "	May 31, 1898.	Big Wood River.
Byrne, John and Patrick	252 "	May 1, 1887.	" " "
Byrne, Michael J. and Thos. J. Jr.	500 "	May 1, 1887.	" " "
Byrne, Thomas, Sr.	40 "	May 1, 1887.	" " "
Calhoun, J. E. and Charlotte	10 "	Apr. 1, 1884.	Silver Creek.
Cameron, Ed.			Little Wood River Canal Company shares.
Canzler, William	120 "	Aug. 2, 1897.	Big Wood River.
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Carpenter, Henry	160 "	May 15, 1897.	" " "
Carpenter, Herbert	160 "	May 15, 1888.	Soldier Creek.
Carpenter, Salem	160 "	May 15, 1899.	Big Wood River.

MICROFILMED

State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

April 17, 1979

MEMORANDUM

TO: Files (37-0111, 37-0112, and 37-0116)

FROM: Roberta Garrett

RE: Transfer No. 87 -- Decree to R. F. & Rosa B. Buller -- Frost, et al., vs. Alturas Water Co., et al.

Transfer No. 87, as referenced above, does not show which of Buller's decreed rights were to be transferred. For our records, until such time as facts prove otherwise, it is assumed that transfer No. 87 for 42 inches was meant to apply to decreed right numbers 37-0111 (3 in.), 37-0112 (32 in.), and 37-0116 (7 in.).

rg

cc Southern Region

November 9,1911.

Re~~m~~Transfer

J. G. Hedrick,Lawyer
Hailey, Idaho.

Sir:-

- I am inclosing you herewith certificate of transfer of water right favor of H.D.Curtis and J. C. Fox, together with receipt for fee.

Very truly yours,

State Engineer.

CT-R3943

By...

MICROFILMED

STATE OF IDAHO
ENGINEERING DEPARTMENT
BOISE

A. E. ROBINSON,
State Engineer

October 7, 1911

Re transfer of water
H.D.Curtis & J.C.Fox

J. G. Hedrick,Lawyer
Hailey, Idaho.

Sir:-

I am today in receipt of completed papers in the matter of transfer of water right of H. D. Curtis and J.C.Fox. Upon receipt of fee of $1.00 the certificate of transfer will issue.

Very truly yours,

A. E. Robinson

State Engineer.

By. [illegible]

Please find $1.00
check inclosed.
J. G. Hedrick.

RECEIVED
OCT 11 1911
OFFICE OF STATE ENGINEER

INDEXED FILED

October 7, 1911

Re transfer of water
H.D.Curtis & J.C.Fox

J. G. Hedrick, Lawyer
Hailey, Idaho.

Sir:-

I am today in receipt of completed papers in the matter of transfer of water right of H. D. Curtis and J.C.Fox. Upon receipt of fee of $1.oo the certificate of transfer will issue.

Very truly yours,

State Engineer.

By...

MICROFILMED

RAVENEL MACBETH
STATE WATER COMMISSIONER
2ND DIVISION
MACKAY, IDAHO

Oct 5/11

Hon. A. E. Robinson, State Engineer, Boise, Ida.

Dear Sir:

Enclosed find application for transfer water right Hyde A. D. Curtis and J. C. Fox, Hailey, Idaho, assigned.

Very truly, Ravenel Macbeth
Water Commissioner 2nd Div.

MICROFILMED

RECEIVED
OCT - 7 1911
OFFICE OF STATE ENGINEER

Notice of Proposed Transfer of Water Right.

Notice is hereby given that J. C. Fox and H. D. Curtis of Hailey, Idaho, have applied to the State Engineer of the State of Idaho for a certificate authorizing them to transfer the use of 42 inches of the water of Big Wood river from the land upon which it is now used, i. e. the S½NE¼ sec. 8, township 1 south, range 18 east B. M., to the following described tract: NE¼ sec. 25, townsnip 1 north. range 18 east B. M., and the S½NW¼ sec. 30, township 1 north, range 19 east B. M.

And that, on the 19th day of September, A. D. 1911, at Hailey, Idaho, before the water commissioner of this division, or his authorized agent, Leon Fuld, 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.

Full details of the proposed transfer may be obtained from Dan R. Miller, watermaster of said stream.

RAVENEL MACBETH,
State Commissioner 2nd Div.

DAVIT OF PUBLICATION

RECEIVED
OCT - 7 1911
OFFICE OF STATE ENGINEER

OLITTLE

Spratt, being first duly sworn, says that he is the publisher of the ly newspaper, published every Friday in Bellevue, Blaine County, vertisement was published once a week for 5 successive weeks date of the first publication was on the

18th day of August 1911

and the date of the last publication was on the 15th day of September 1911

A. O. Spratt

Subscribed and sworn to before me this 27 day of Sept A. D. 1911

C. P. Larsen
NOTARY PUBLIC.

My commission expires Feby. 4, 1913.

AFFIDAVIT OF PUBLICATION

RECEIVED
OCT - 7 1911
OFFICE OF STATE ENGINEER

STATE OF IDAHO,
County of Blaine. } ss.

H. O. DOOLITTLE being first duly sworn, says that he is the publisher of the BELLEVUE NEWS, a weekly newspaper, published every Friday in Bellevue, Blaine County, Idaho; that the annexed advertisement was published once a week for 5 successive weeks in said newspaper; that the date of the first publication was on the

18th day of August 1911

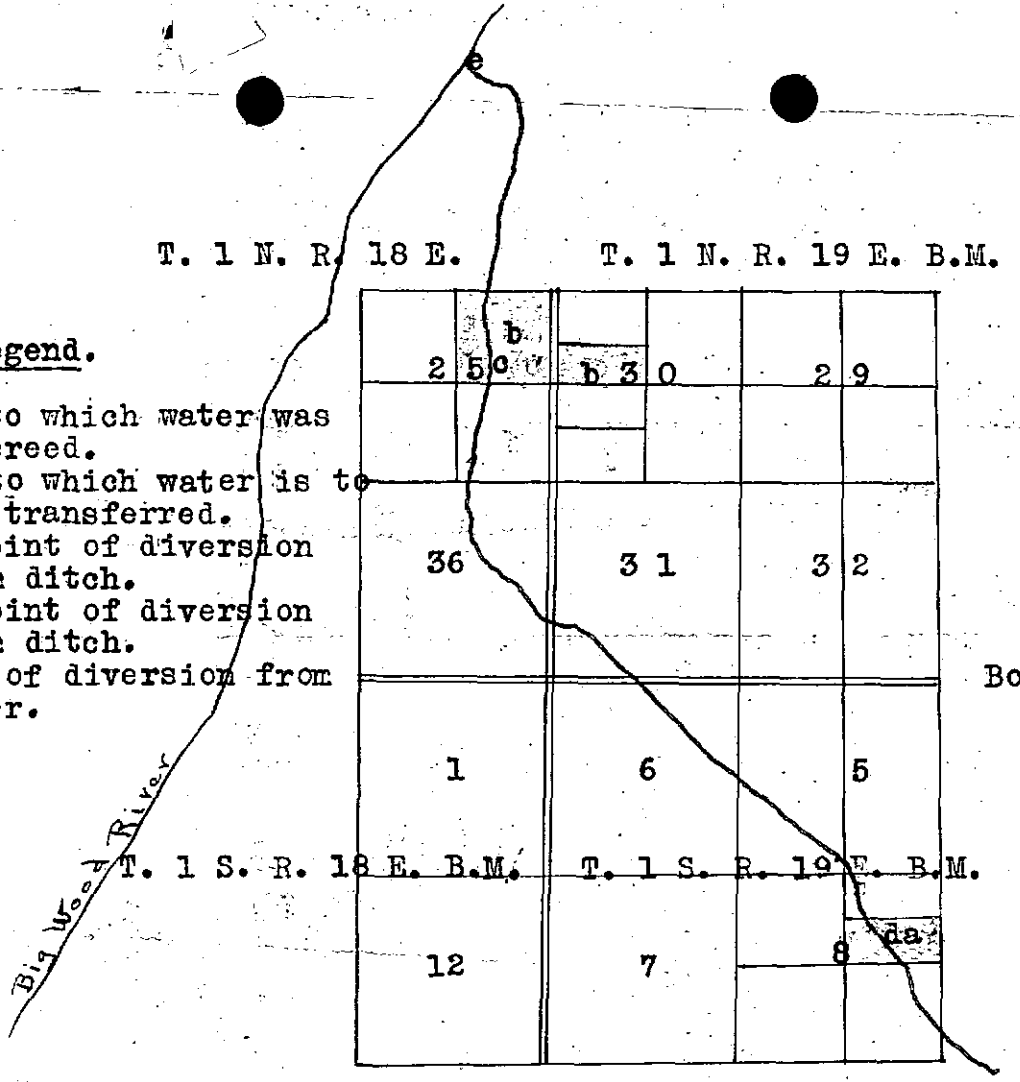
and the date of the last publication was on the 15th day of September 1911

H. O. Doolittle

Subscribed and sworn to before me this 27 day of Sept A. D. 1911

C. P. Larsen
NOTARY PUBLIC.

My commission expires Feby. 4, 1913.



Legend.

a-land to which water was decreed.
b-land to which water is to be transferred.
c-new point of diversion from ditch.
d-old point of diversion from ditch.
e-point of diversion from river.

Boise Meridian.

RECEIVED
OCT - 7 1911
OFFICE OF STATE ENGINEER

Form 201.

Application for Transfer of Water Right.

State of Idaho, } ss.
County of Blaine }

H. D. Curtis and J. C. Fox, being first duly sworn, deposes and says:

That ~~his~~ their name~~is~~ are H. D. Curtis and J. C. Fox; that ~~he is~~ they are of lawful age, ~~a~~ citizens of the United States and of the State of Idaho, and that ~~his~~ their postoffice address is Hailey, Idaho,

That ~~he is~~ they are the owners and using a certain water right of 42 inches of the waters of Big Wood River

County of Blaine, State of Idaho, decreed to R. F. and Rosa B. Buller by decree of Judge Alfred Budge, of the Fourth Judicial District of the State of Idaho, in and for the County of Blaine, in the case of S. C. Frost et al vs Alturas Water ~~xx~~ Company et al, said decree bearing date of December 13, 1909, (~~or obtained by virtue of License No~~, ~~issued by the State Engineer of the State of Idaho, dated~~), for the purpose of irrigating the following described lands situate, lying and being in the County of Blaine and State of Idaho, to wit: S½NE¼ Sec. 8, T. 1 S. R. 19 E. B.M.

and ~~is~~ are the person~~s~~ (~~or the representative of the corporation~~) ~~to whom such right so issued, or has~~ who have become the owner thereof in the following manner, i. e. by deed from the said R. F. and Rosa B. Buller

as per abstract of title of said water right hereto attached and made a part of this statement;

That said waters are now diverted from said stream at a point about ½ mile south of the Glen bridge in the NE¼SW¼ Sec. 13, T. 1 N. R. 18 E. B.M.,

and conducted to the above described lands through ditch No. 53

as per map hereto attached and of this affidavit made a part;

That affiant~~s~~ and petitioner~~s~~ desire~~s~~ to abandon the use of all 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: the NE¼ Sec. 25, T. 1 N. R. 18 E. B.M and the S½NW¼ Sec. 30 T. 1 N. R. 19 E. B.M.

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

That the said water is not necessary for the proper cultivation of the land to which it is decreed but can be used advantageously on the land to which it is intended to be transferred.

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OCT - 7 1911
ENGINEER

That ~~he~~ they intends to divert and convey said 42 inches of water to the tract of land last above described in the following manner, to wit:

Thru the same ditch except that the point of diversion will be changed from the point marked (d) on the inclosed map to the point marked (c) on the said map.

as set forth upon the map hereto attached; and

That no one will be injured by such transfer.

WHEREFORE, Affiants and Petitioners pray that the State Engineer of the State of Idaho issue to ~~him~~ them the proper certificate authorizing such transfer, and give proper notice of the same to the Water Commissioner of this Division, in accordance with the provisions of Section 11, House Bill No. 146, of the Laws of the Seventh Session of the Legislature of the State of Idaho.

J. C. Fox
H. D. Curtis

Subscribed and sworn to before me this ~~6th~~ 1st day of ~~July~~ August, A. D. 1911.

Joseph G. Hedrick
Notary Public.

State of Idaho,
County of Blaine } ss.

Harry D. Smith and Henry J. Elliott

being first duly sworn, each for himself, and not one for the other, deposes and says: That he is a citizen of the United States and of the State of Idaho, residing at Hailey, Idaho, that he is a user of water from Big Wood River, County of Blaine, State of Idaho; that he has read or heard read the foregoing affidavit and petition of H. D. Curtis and J. C. Fox, and is familiar with its allegations, and with the water right and lands therein mentioned and described and is not in any way interested in either, nor in any way related to said petitioners; that the statements and allegations therein made are true of his own knowledge; and that no one will be injured by the granting of the certificate authorizing the transfer therein petitioned.

Harry D. Smith
Henry J. Elliott

Subscribed and sworn to before me this 1st ~~7th~~ day of ~~July~~ August, A. D. 1911.

Joseph G. Hedrick
Notary Public.

State of Idaho,
County of Blaine } ss.

I, Dan R Mills, Watermaster of Upper Big Wood River, County of Blaine, State of Idaho, whose postoffice address is Hailey, Idaho, have read or heard read the foregoing affidavit and petition of H. D. Curtis and J. C. Fox, 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 Engineer issue the certificate of transfer as petitioned; or (do not approve of the issuance of the certificate of transfer prayed for) for the following reasons: That no one will be injured by the said transfer as the water is to be diverted from the same ditch at a point nearer to the main stream, thus saving the unnecessary waste by evaporation, etc.

Dan R Mills
Watermaster.

Hailey Ida Oct 11/11

Notice having been duly published for thirty days of the intention of the above named H D Curtis & J C Fox to apply to the State Engineer of the State of Idaho for a certificate authorizing the transfer of water as set forth in his affidavit and petition herein, and an opportunity having been given to any and all persons opposing said transfer to present their objections in a public hearing before me at Hailey Idaho, on September 19. 1911, according to the terms of said notice;

And it not appearing at said hearing that any one would be materially injured by such transfer:

I hereby recommend that the said State Engineer of the State of Idaho issue his certificate to said applicant, authorizing the transfer as prayed for in his petition; ~~or (and it appearing at said hearing that the following injuries would be sustained by others if such transfer is permitted~~

no one appearing at said hearing on the day set herein September 19. 1911

RECEIVED
OCT 17 1911
OFFICE OF STATE ENGINEER

I hereby recommend that the State Engineer ~~do not~~ issue the certificate authorizing the transfer sought hereinabove.

Merwin Mackey

RECEIVED
OCT - 7 1911
OFFICE OF STATE ENGINEER

Commissioner of Water Division No. 2

By Leon Field Agent

No.....

APPLICATION FOR TRANSFER OF WATER RIGHT.

From .....

.....

.....

To .....

.....

.....

Stream .....

County .....

.....*Applicant.*

Received .....

Approved .....

Certificate No...... *issued*.....

.....*and recorded in*

Book.....*of Transfers, at page*.....

August 7, 1911

Re transfer

Hon. Ravenel Macbeth,
Water Com. 2nd Div.,
Mackay, Idaho

Sir:-

- I am inclosing you herewith application for transfer of water right which has just been received. You will please notify Mr. J. G. Hedrick, of Hailey, of the time and place set for the hearing.

Very truly yours,

State Engineer.

App.Tr.-M- Abs.

By...

MICROFILMED

LAND AND MINING
LAW A SPECIALTY

FORMERLY SPECIAL AGENT
GENERAL LAND OFFICE

OFFICE OF

JOSEPH G. HEDRICK
ATTORNEY AT LAW
HAILEY, IDAHO

August 5, 1911.

State Engineer,

Boise, Idaho.

Dear Sir:-

Inclosed please find application for transfer of certain water from the Big Wood River, together with a blank for advertising, maps, etc.,

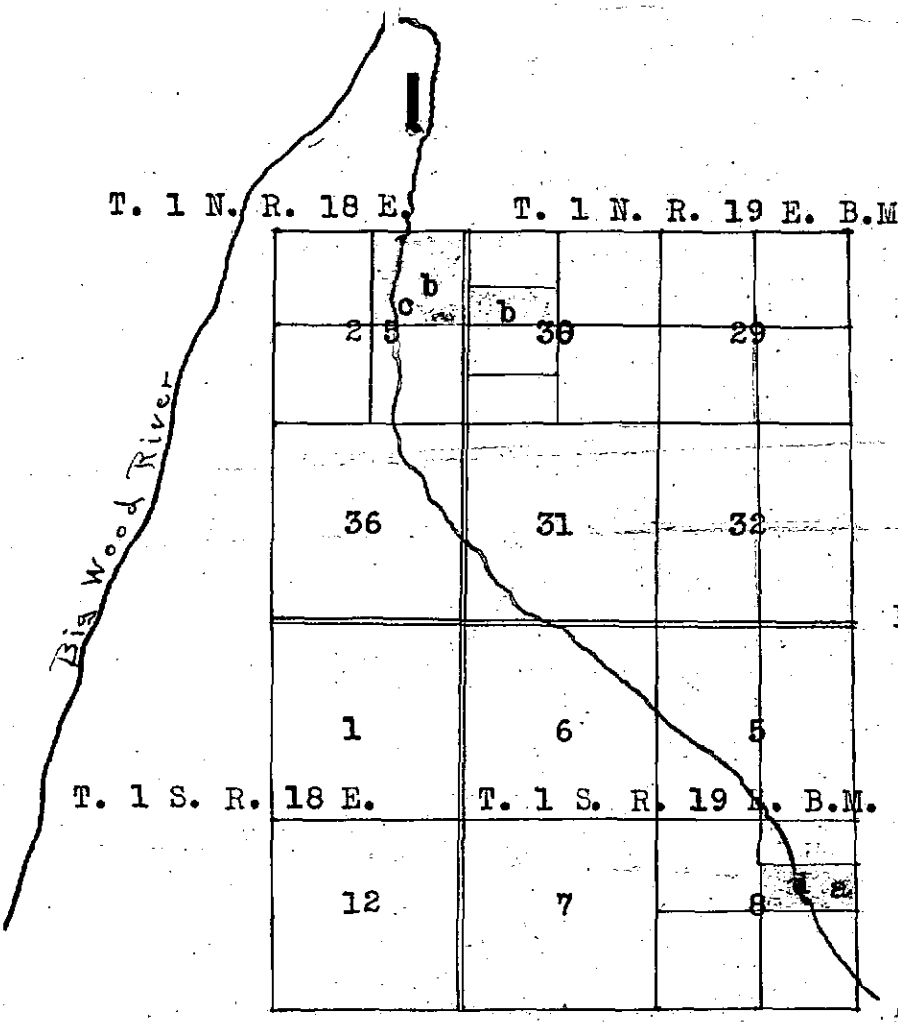
If you will fix the date and the name of the agent for the Commissioner and return the notice to me I will have it published.

Truly yours,

J. G. Hedrick

RECEIVED
AUG 7 1911
OFFICE ... ENGINEER

WATER RIGHTS FILED



Legend.

a-land to which water was decreed.
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c-new point of diversion.
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e-point of diversion from river.

Boise Meridian.

RECEIVED
OCT - 7 1911
OFFICE OF STATE ENGINEER

RECEIVED
AUG 7 1911
STATE ENGINEER

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