

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BLAINE

WILLIAM H. TELFER and MARY
TELFER ELDREDGE,

Plaintiffs,

vs.

LAWRENCE E. SMITH, Watermaster,

Defendant,

and

GILBERT CROSS, SARAH E. BRIGGS,
AUSTIN L. WELCH, MARY FARNWORTH,
HAROLD E. MYERS, HAROLD WHITBEY,
G. MILFORD SPARKS, G. R. PECK,
JOSEPH H. DIETERLE, J. D. BLACKWELL,
J. L. STEWART, HAZEL PETERSON AND
THELMA LAIDLAW,

Intervenors.

NUMBERED

D E C R E E

This cause came on regularly for trial before the Court without a jury on the 11th day of August, 1955, in open court, at the County Courthouse at Hailey in the County of Blaine, State of Idaho, the plaintiffs appearing in person and by their attorneys, G. R. Kessel and C. G. McIntyre, and the defendant appearing in person, and Gilbert Cross, Sarah E. Briggs, Austin L. Welch, Mary Farnworth, Harold E. Myers, Harold Whitbey, G. Milford Sparks, G. R. Peck, Joseph H. Dieterle, J. D. Blackwell, J. L. Stewart, Hazel Peterson and Thelma Laidlaw, Intervenors, appearing by their attorney Joseph McFadden. Whereupon, the case was heard and submitted and by the court taken under advisement and duly considered, and the Court having made and filed its decision, that is to say, its findings of fact and conclusions of law,

Now, therefore, IT IS ORDERED, ADJUDGED AND DECREED that the plaintiffs hereafter named do have judgment respectively for a right for irrigation, stock and domestic use the following number of inches of water, each fifty inches thereof to be equivalent to the flow of one cubic foot per second:

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Telfer, William H.

70 miners inches or 1.4 cubic feet per second of the waters of Fish Creek, Blaine County, Idaho, with a priority date of August 23, 1904.

Point of Diversion:

SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 13, Township 2 North Range 22 E.B.M., Blaine County, Idaho.

Place of Use:

15 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 13, Township 2 North, Range 22 E.B.M.

10 acres in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 13, Township 2 North, Range 22 E.B.M.

20 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 13, Township 2 North, Range 22 E.B.M.

25 acres in NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 24, Township 2 North, Range 22 E.B.M.

All in Blaine County, Idaho.

Eldredge, Mary Telfer

95 inches or 1.9 cubic feet per second of the waters of Pole Canon, a dry stream not tributary to Fish Creek in Blaine County, Idaho, with a priority date of May 9, 1908.

Point of Diversion:

SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 19, Township 2 North, Range 23 E.B.M., Blaine County, Idaho.

Place of Use:

20 acres in SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 25, Township 2 North, Range 22 E.B.M.

25 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 25, Township 2 North, Range 22 E.B.M.

25 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 25, Township 2 North, Range 22 E.B.M.

All in Blaine County, Idaho.

Eldredge, Mary Telfer

50 miners inches or 1 cubic foot per second of spring water, a dry stream not tributary to Fish Creek in Blaine County, Idaho, with a priority date of January 31, 1908.

Point of Diversion:

NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 25, Township 2 North, Range 22 E.B.M., Blaine County, Idaho.

Place of Use:

25 acres in SW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 25, Township 2 North, Range 22 E.B.M.

25 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 25, Township 2 North, Range 22 E.B.M.

All in Blaine County, Idaho.

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IV.

It is further ordered, adjudged and decreed that the defendant watermaster and his successors in office deliver the waters herein adjudicated in accordance with this decree.

DATED this 1st day of September, 1955.

D. H. SUTPHEN
District Judge.

STATE OF IDAHO)
) ss.
COUNTY OF BLAINE.)

I, George F. McCoy, Clerk of the District Court of the Fourth Judicial District of the State of Idaho, in and for the County of Blaine, do hereby certify that the foregoing is a full, true and correct copy of the original Decree in the above entitled action now on file in my office.

Given under my hand and the seal of said Court in my office, at Hailey, this 2nd day of September, 1955.

(SEAL)

Attest: GEORGE F. MCCOY Clerk

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