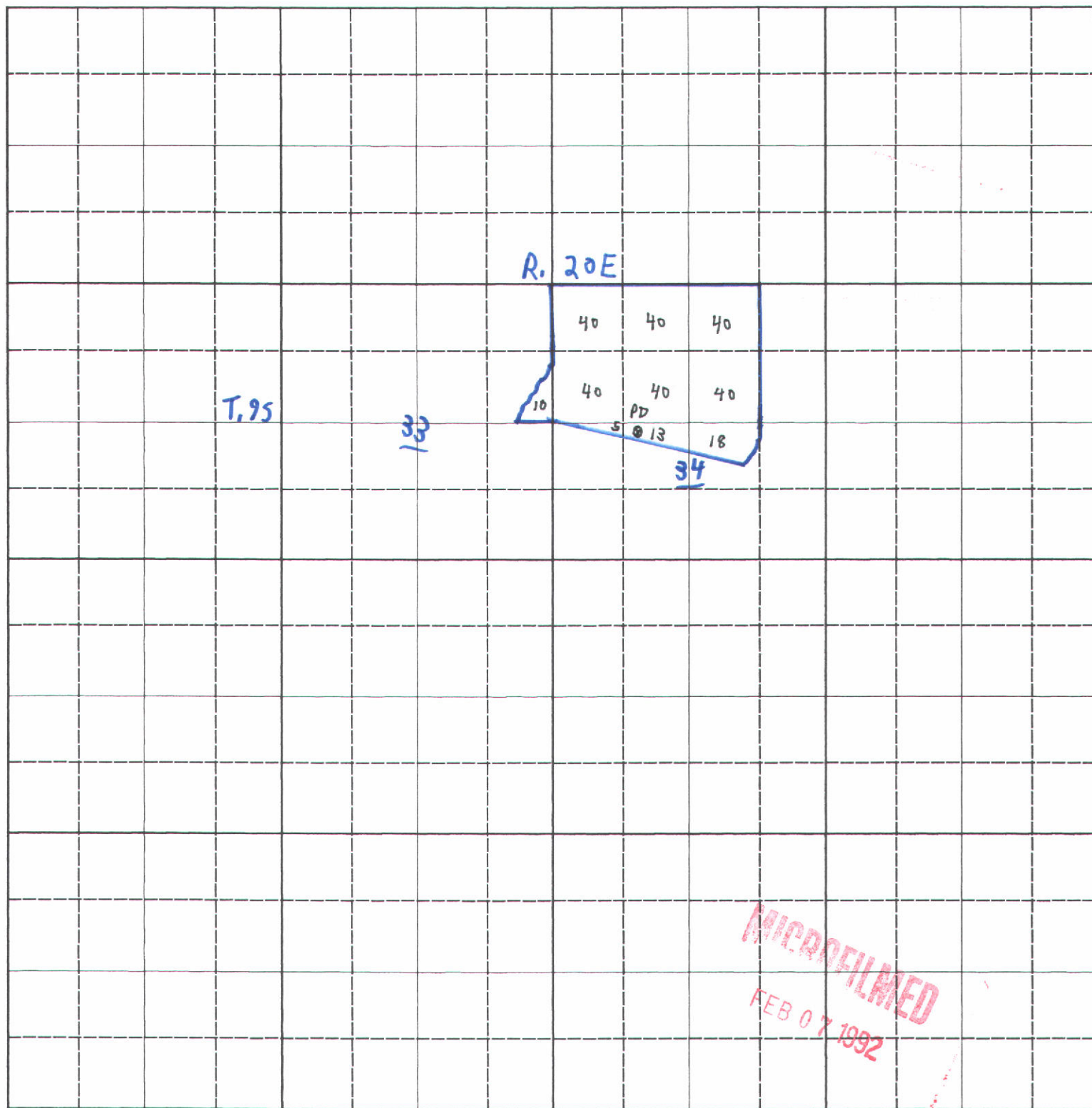


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

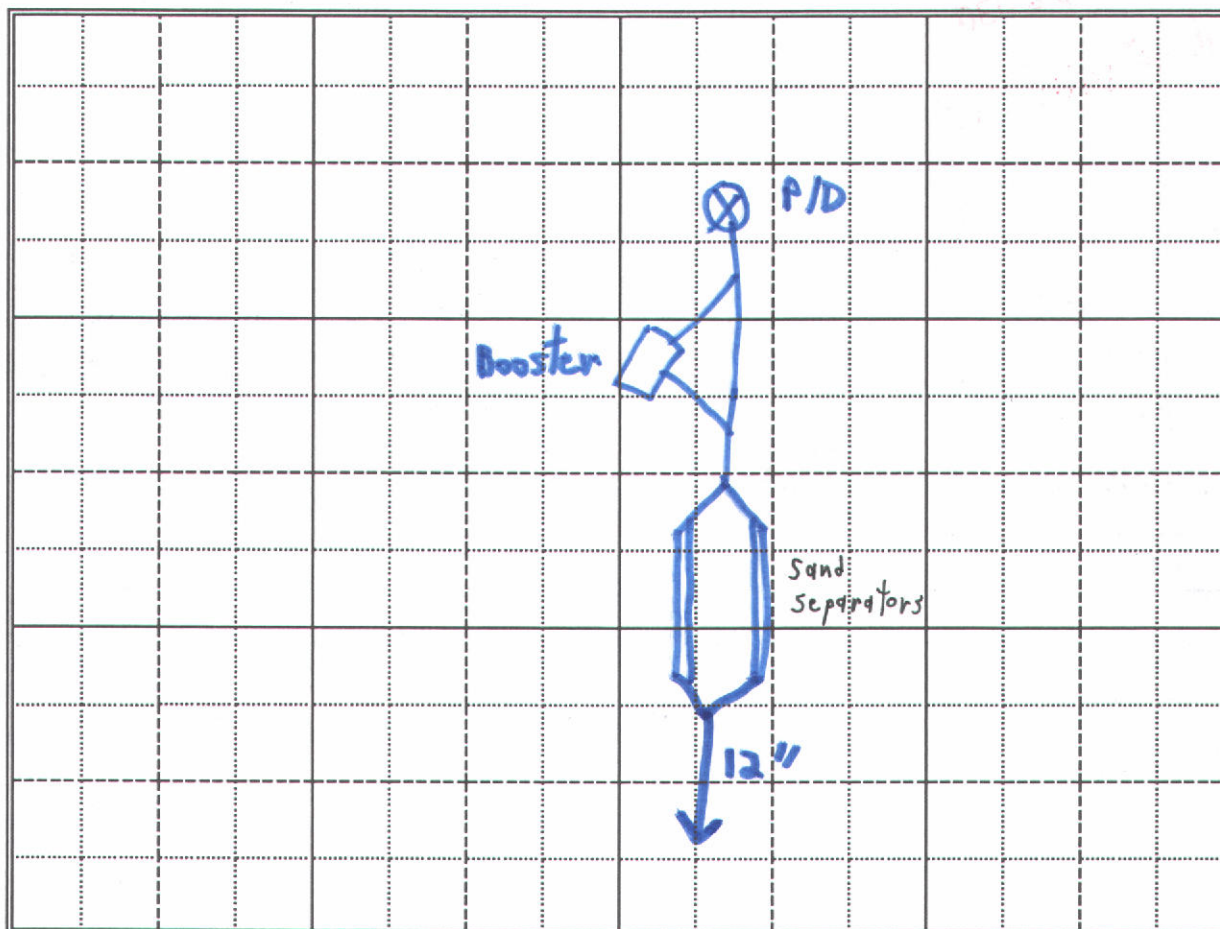


Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Elden Lind
(Applicant)

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☒ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	GE	150	FHT607111	Wayne & Fowler	92-72816
	Marathon	60	A15097Q-55	Cornell	71114

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: Not Measured.

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4722000m N.

Wilson
Spillway Elev 4012
Lake
Reservoir

4721

4720 24 4720 30
4720 36 4720 42
4720 48 4720 54

T 95

T 105

4719

35'

4718

4717

Well
4187

Well
4221

Pumping
Station

CANAL

UNION

PD 34

PACIFIC

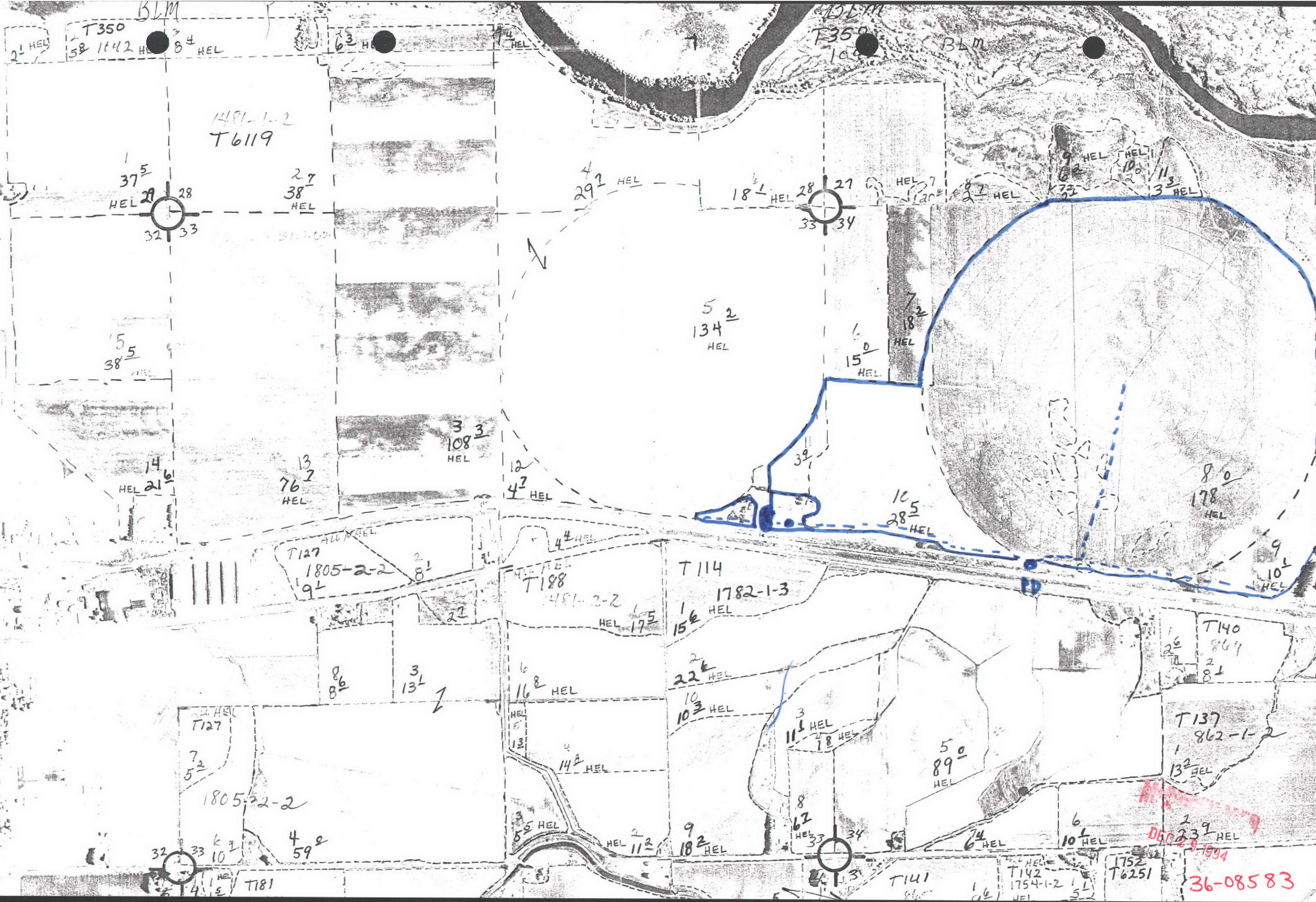
NORTH

SIDE

BM 4067

36-08583

750291993



36-8583



P/D



P/D



P/U

DEC 29 1994



A336

A114

Elden Lind

4, 5, 3, 12.

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Domestic well

New well

Domestic well

Domestic well
Domestic well

ADDRESS

ADDRESS/CITY/STATE

ZIP

691 EAST 400 SOUTH
15 EAST 400 SOUTH
433 SOUTH 700 EAST
ROUTE 3
NO ADDRESS

901 NORTH BIRCH
INSIDE ACREAGE

623 H ST

ROUTE 1 BOX 56

RECEIVED

JAN 23 1992

Department of Water Resources
Southern Region Office

ROUTE 1 BOX 56

RT 2 BOX 2282

KLINDAUF, JOHN
RT 1 BOX 142

BOX 72

2697 S 1050 E

RT 2 BOX 2336

RT 2 BOX 2254

RT 2 BOX 2254

JEROME ID

JEROME ID

JEROME ID

JEROME ID

TAX 2 A232
JEROME ID

RUPERT ID

DECLD ID

DECLD ID

HEYBURN ID

RUPERT ID

MINIDOKA ID

HAGERMAN ID

PAUL ID

PAUL ID

PAUL ID

RUPERT ID

83338

83333

83338

83333

83333

83330

83323

83323

83336

83330

83343

83332

83347

83347

83347

83350

09S 17E 11 NW SW

09S 17E 11 SE NW

09S 18E 7 SE NE

09S 17E 16 NW NE

09S 20E 32 SW SE

08S 16E 13 SE NE

09S 24E 20 SE SW

09S 20E 28 SW SW

09S 20E 28 SE SW

09S 20E 29 SE SE

09S 20E 33 NE NE

09S 20E 33 SW NW

09S 20E 34 NW NE

09S 20E 34 SW NE

09S 20E 34 NE NW

09S 20E 34 NW NW

09S 20E 34 SE NW

09S 20E 34 NE SE

09S 20E 34 NE SE

09S 20E 23 SW SE

10S 23E 13 SE NE

10S 24E 4 SW NW

09S 25E 2 LD T 9

07S 13E 13 SE SW

10S 23E 5 NE NE

10S 23E 5 NW NE

10S 23E 4 NW NW

10S 23E 5 NW NW

09S 23E 25 NE SE

127 acres short

36-8583

RECEIVED
FEB 07 1992

14.8'
15'
13'
36.4'
31.3'

more

AFFIDAVIT of PUBLICATION

State of Idaho }
County of Jerome } ss.

Patty Nance, being first duly sworn, deposes and says that she is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, 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 1st day of May, 1991, and the date of the last publication was on the 8th day of May, 1991.

Patty Nance
Subscribed and sworn to before me this 8th day of May, 1991.
(SEAL)

Vivian Gandiaga
NOTARY PUBLIC

NORTH SIDE NEWS
Jerome, Idaho
COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice _____
Number of Insertions 2 x

_____ Lines tabular at _____ 6¢/Pica
365.6 Lines straight at 18.28 5¢/Pica
_____ Subsequent lines at 14.63 4¢/Pica
TOTAL COST 32.91

COPY OF NOTICE

(Paste Here)

Not. Appl. Tr. Wat. Rt.
FILE OF NOTICE
E. Lind
36-08583
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

J D W R T.F.
BILL TO

NOTICE OF APPLICATION FOR TRUST WATER RIGHT
36-08583

LIND, ELDON
LIND, MELBA JEAN
RT. 1 BOX 56
DECLO, ID 83323
Source: GROUNDWATER
Diversions Pt: NWNESW Sec 34 T 09S R 20E

Use: IRRIGATION (4.000 CFS)
Total Diversion: (4.000 CFS)
Date Filed: 2/22/ 1991
In: T09S R20E S33 SENE
S34 NWNE SWNE NENW NWNW
SWNW SENW NESW NWSW
NWSE
286.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 222 Shoshone St. East, Twin Falls, Idaho 83301 on or before MAY 20, 1991.

R. Keith Higginson
Director
N4708

Pub: 5-1, 8

PUBLICATION RATES
(Idaho Code, Rev. Statutes 1984)

7-8 pt. per line tabular.....	6¢/Pica
7-8 pt. per line straight.....	5¢/Pica
7-8 pt. per line successive insertions.....	4¢/Pica

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FEB 07 1992
MAY 09 1991
No 5029
Department of Water Resources
Southern Region Office
4708

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36-08583

Priority: February 22, 1991 Maximum Diversion Rate: 3.99 CFS

This is to certify, that ELDEN LIND
MELBA JEAN LIND

RT 1 BOX 56
DECLO ID 83323

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 22, 1991; and has submitted Proof of Beneficial Use on September 16, 1992. An examination indicates that the works have a diversion capacity of 3.990 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	3.99 CFS	

LOCATION OF POINT(S) OF DIVERSION: NESW , Sec. 34, Township 09S, Range 20E
JEROME 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>
09S	20E	33	SENE 9.1	SWNE 40	NENW 38.4	9.1
		34	NWNE 34.1	SWNW 38	SENW 40	
			NWNW 8	NWSW 4.4	NWSE 15.5	229.8
			NESW 11.4			

Total number of acres irrigated: 238.9

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
5. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
6. The Director retains jurisdiction of the right issued to change, add or remove any requirement as determined to be appropriate.

DEC 29 1994

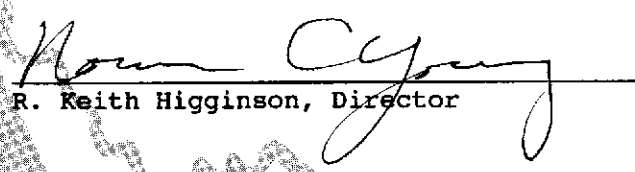
State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

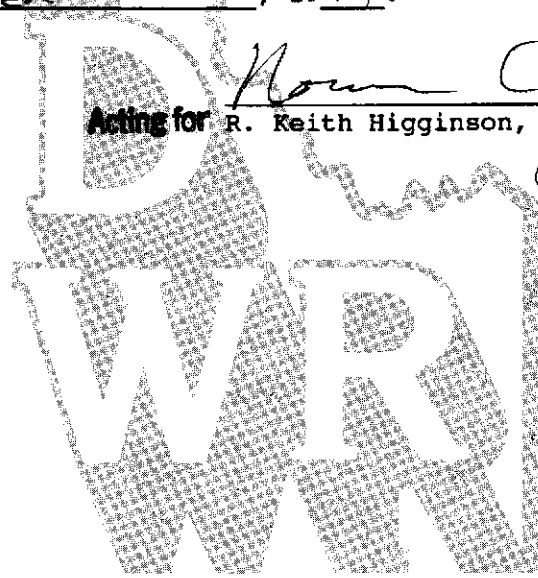
WATER RIGHT NO. 36-08583

CONDITIONS/REMARKS:

7. The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.
8. This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.
9. This right when combined with all other rights shall provide no more than .02 cfs per acre nor exceed a combined annual diversion volume of 955.6 af for the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 26th day of DECEMBER, 1994.


Acting for R. Keith Higginson, Director



DEC 29 1994

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SEP 16 1992

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

OFFICE USE ONLY

Amt. of Fee \$ 175.00Date 9-16-92Receipt No. 8025486Receipt by gjs

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 36-08583 Telephone No. 208-654-2511
2. Name(s) of Permit Holder(s): Elden Lind - Melba Jean Lind
3. Mailing Address: Rt 1 Box 56 Declo, Idaho 83323
4. Source of Water: Ground water

If GROUNDWATER, Well Driller's Name: Kohitz, Well Drilling Date Drilled: Oct-Nov 1991

OPTIONAL:

Pump horsepower: 125 Pressure (psi): 60 Dynamic pumping level (ft.): 200

5. Extent of Use (as authorized by the permit):

Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)

Irrigation 286 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 4 cfs OR _____ acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? _____ Yes _____ No Installed? _____ Yes _____ No

OR

Flow Measurement Port: Required? X Yes _____ No Installed? X Yes _____ No

8. Fee Enclosed: \$ 175.00 (See License Fee Schedule on back of Instruction Sheet)

9. Person to contact to accompany the Department representative during field examination of the water system.

Elden Lind 654-2511 or Harvey Lind 828-4256
Name Telephone No.

Rt 1 Box 56 Declo, Id 83323 Hazelton Id
Address

10. The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

RECORDED

9-14-92
Date

Elden Lind
Signature (and title, if on behalf of a company or organization)

SEP 21 1992

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 36-08583

Proposed Priority: February 22, 1991 Maximum Diversion Rate: 4.00 CFS
This is to certify, that **ELDON LIND**

MELBA JEAN LIND
RT 1 BOX 56
DECLO ID 83323

has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	4.00 CFS

LOCATION OF POINT(S) OF DIVERSION: **NWNESEW**, Sec. 34, Township 09S, Range 20E
JEROME 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>
09S	20E	33	SENE 10			10
		34	NWNE 40	SWNE 40	NENW 40	
			NWNW 40	SWNW 40	SENE 40	
			NESW 13	NWSW 5	NWSE 18	276

Total number of acres irrigated: 286

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before February 1, 1993.
2. Subject to all prior water rights.
3. A flow measurement port or other device as specified by the Department shall be installed by the right holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
4. Any license issued by IDWR pursuant to the right or portion thereof for the use of trust water is subject to a term review of 20 years after the date of this approval to determine availability of water for the use and to re-evaluate the public interest at the end of the term.
5. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
6. The Director retains jurisdiction of this right and/or subsequent license issued to change, add or remove any requirement as determined to be appropriate.
7. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

MICROFILMED

FEB 07 1992

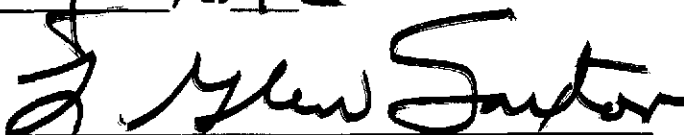
State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 36-08583

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

28th day of January, 1992



R. Keith Higginson, Director

for

MICROFILMED

FEB 07 1992

RECEIVED

Form 202
6/85

FEB 25 1991

STATE OF IDAHO

Ident. No. 36-08583

Department of Water Resources
Southern Region Office
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Eldon &/or Melba Jean Lind Phone 654-2511
Post office address Rt. 1 Box 56, Declo, ID 83223
2. Source of water supply Groundwater which is a tributary of _____
3. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____
Sec. 34 Township 9S Range 20E B.M. Jerome County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 4.0 for Irrig. purposes from 3-15 to 11-15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 4.0 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Well & pump, sprinklers
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. Proposed well diameter is 20 inches; proposed depth of well is 350 feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? No
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
One years (minimum 1 year).

RECEIVED
FEB 07 1992

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in KW. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. _____
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
95	20E	33				10													10
		34		40	40		40	40	40	40	13	5				18			276

Total number of acres to be irrigated 286

10. Describe any other water rights used for the same purposes as described above.

Northside Canal Co, shares

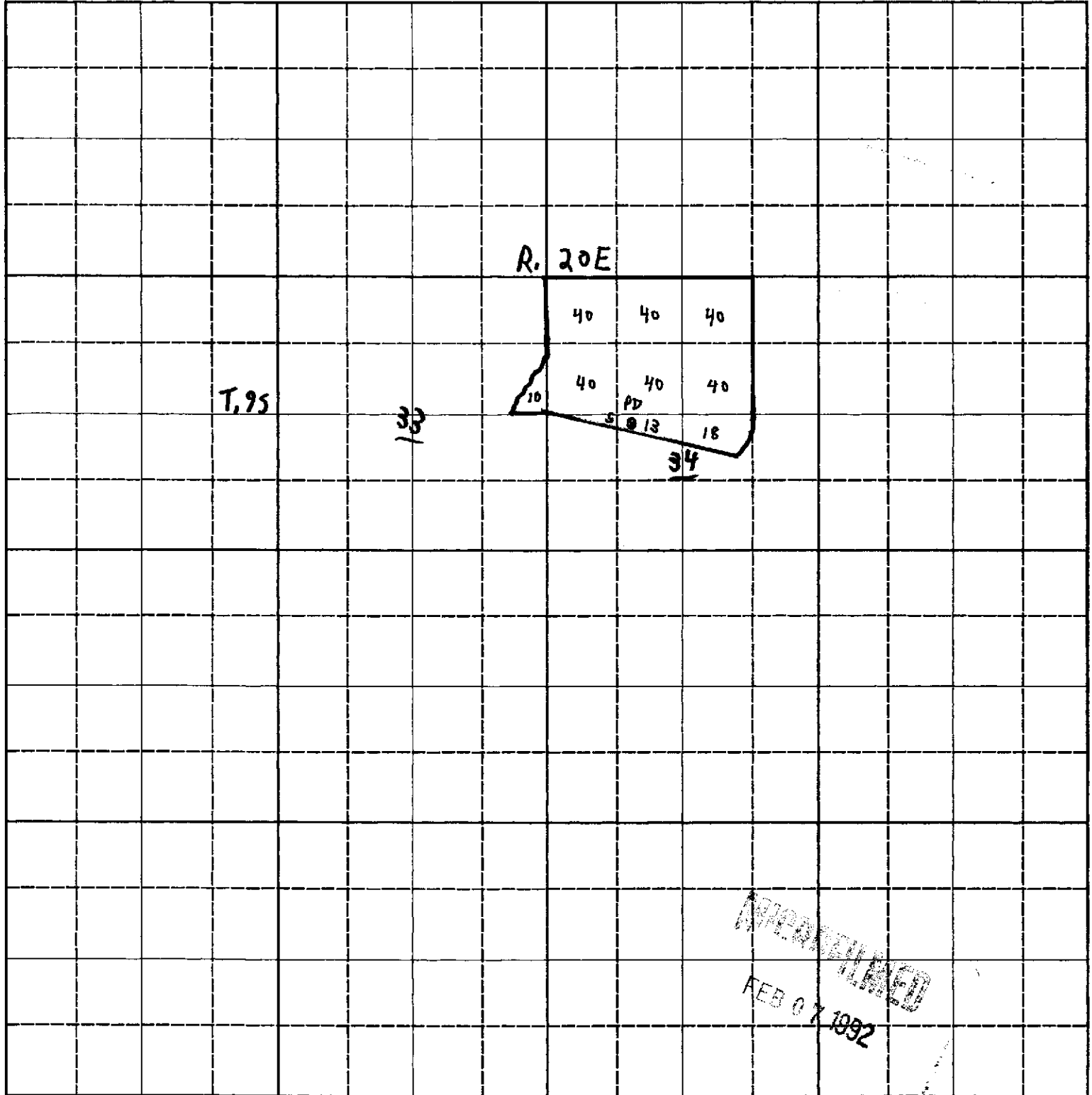
11. a. Who owns the property at the point of diversion? Applicants

b. Who owns the land to be irrigated or place of use? "

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: This farm does not have enough canal water for proper irrigation now that wastewater is no longer available. We plan to move our shares to the rest of the farm, replacing canal water on the above ground with well water

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Elden Lind
(Applicant)

Received by J. E. Hatten Date 2-22-91 Time 2:10 PM Preliminary check by DRJ
Fee \$ 105.00 Received by JP # 5013045 Date 2-22-91
Publication prepared by M. Baldwin Date 4-17-91 Published in North Side News
Publication approved M. Baldwin Date 5-16-91

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

RECORDED
FEB 07 1992

MEMORANDUM

To: Jim J. 
From: Scott
Date: June 30, 1997

Subject: Ownership change

Water right 36-08583 ownership shown in database as Elden and Melba Jean Lind. Russell Patterson (678-0441) operates the farm. We were informed that W3P, L.C. (David Price, Partner; 1200 Overland Ave, Burley, ID 83318, 678-1116) was owner for a while, but we have received recent information (from W3P, L.C. I believe) that the right is now owned by the LDS Church (no contact given). We use two SLC addresses for the LDS church:

Church of Jesus Christ Latter Day
Farm Mgmt c/o Bob Roylance
139 E South Temple; Suite 110
SLC, UT 84111

Church of Jesus Christ Latter Day
Real Estate Div c/o Ron Johnson
50 East North Temple
SLC, UT 84150-0012

File in 36-08583

Jim

6-30-97



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

July 12, 1995

PHILIP E. BATT
Governor

KARL J. DREHER
Director

W3P, L.C.
PO BOX 1120
BURLEY ID 83318

RECEIVED

JUL 13 1995

Department of Water Resources

RE: WATER RIGHT 36-08583 CHANGE OF OWNERSHIP

Gentlemen:

The Department acknowledges receipt of Change of Ownership documents for Water Right License No. 36-08583.

The water right in question having a priority date of February 22, 1991 is not subject to proceedings in the Snake River Basin Adjudication (SRBA), therefore; it will be forwarded to our State Office and the documents incorporated in the original water right file as evidence for change of ownership.

The right, in fact, has not been recorded as an adjudication claim nor is it necessary to do so since it was established after the commencement date of the SRBA.

Idaho law provides that water rights normally run with the land unless specifically withheld in a conveyance and our procedure in changes of ownership with a license is to simply file the evidence of ownership change. No other action is necessary by the parties in this case.

If you have any questions regarding this matter, please feel free to give me a call.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf

cc: Land Title and Escrow Inc.



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

Please print or type
(see instructions on back of page)

JUL 10 1995

DATE OF CLOSING: June 30, 1995

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
 Section _____, 1/4 of _____ 1/4 of _____ 1/4 Govt. Lot _____, BM.
 Lot _____, Block _____, Subdivision/Townsite _____.

Department of Water Resources
Southern Region

If you have additional legal descriptions, please attach separate sheet.

*See attached Exhibit "A" for legal description

[] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

[] Water Right Number(s)
Assigned by IDWR: 36-08583

[] Name and Address of Former Owner/Claimant(s)(Seller): Land Title and Escrow, Inc.

P. O. Box 177

Burley, Idaho 83318

[] New Owner/Claimant (Purchaser): W3P, L.C.

[] New Mailing Address: P. O. Box 1120

Burley, Idaho 83318

[] New Telephone Number: (208) 678 - 1116

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

[] Attach proof of ownership, describe proof attached: recorded Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

[] Signature of New Owner/Claimant(s) W3P, L.C. By: William A. Parsons Date 7-06-95
William A, Parsons, Member Date _____

[] Signature of Former Owner/Claimant(s): _____ Date _____
 _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed: _____

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any: _____

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

TOWNSHIP 9 SOUTH, RANGE 20, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 28: SWXSWX; SEXSWX; SWXSEX;

Section 29: SEXSEX;

Section 32: NEXNEV; SEXNEV; EXCEPTING THEREFROM that portion conveyed to the Hazelton Cemetery Association more particularly described as follows:

Commencing at the Southeast corner of said SEXNEV, which point is THE TRUE POINT OF BEGINNING;
Thence North along the East boundary of said SEXNEV a distance of 402 feet;
Thence West parallel with the South boundary of said SEXNEV, a distance of 317 feet;
Thence South parallel with the East boundary of said SEXNEV, a distance of 361 feet;
Thence West a distance of 43 feet;
Thence South a distance of 41 feet, more or less, to a point on the South boundary of said SEXNEV;
Thence East along the South boundary of said SEXNEV a distance of 360 feet, more or less, to THE TRUE POINT OF BEGINNING.

AND EXCEPTING THEREFROM the following described parcel of land:

Beginning at a point on the South boundary line of the SEXNEV, which point is 360 feet West of the Southeast corner of said SEXNEV;
Thence North 16 feet;
Thence West 41 feet;
Thence South 16 feet;
Thence East 41 feet to THE POINT OF BEGINNING.

AND EXCEPTING THEREFROM a parcel of land located in the SEXNEV, described as follows:

Beginning at a point on the Southerly boundary of said SEXNEV, said point lies due West, 469.5 feet of the Southeast corner of said SEXNEV;
Thence running due West 848.5 feet, more or less, to the Southwest corner of said SEXNEV;
Thence North 0°02' East along the Westerly boundary of said SEXNEV for 1,115.5 feet;
Thence South 89°58' East for 20.0 feet;
Thence South 41°46' East for 206.4 feet;
Thence South 47°40' East for 600.0 feet;

- Continued -

Thence South 46°48' East for 320.9 feet;
Thence South 2°28' East for 313.1 feet;
Thence due South for 25.0 feet to THE POINT OF BEGINNING.

EXCEPT public roads.

Section 33: N~~X~~NW~~X~~; That part of the S~~X~~NW~~X~~ lying North of the right of way of the Union Pacific Railroad, EXCEPTING THEREFROM that certain parcel, described as follows:

Beginning at the intersection of the North line of the Union Pacific Railroad right of way with the North-South line of the East side of the SE~~X~~NW~~X~~ of said Section 33;
Thence Westerly 135 feet along said North line of the Union Pacific Railroad right of way to the center line of Lateral C-11 as now constructed;
Thence West of North 575 feet along the center line of said lateral;
Thence East of North 578 feet to the North boundary of the SE~~X~~NW~~X~~;
Thence Easterly 296 feet to the Northeast corner of the SE~~X~~NW~~X~~;
Thence Southerly 1,035 feet along the East boundary of said SE~~X~~NW~~X~~, to THE POINT OF BEGINNING.

N~~X~~NE~~X~~;

That part of the S~~X~~NE~~X~~ lying North of the right of way of the Union Pacific Railroad.

That part of the SE~~X~~NW~~X~~ lying North of the right of way of the Union Pacific Railroad described as follows:

Beginning at the intersection of the North line of the Union Pacific Railroad right of way North with the North-South line of the East side of the SE~~X~~NW~~X~~ of said Section 33;
Thence Westerly 135 feet along said North line of the Union Pacific Railroad right of way to the center line of Lateral C-11 as now constructed;
Thence West of North 575 feet along the center line of said Lateral;
Thence East of North 578 feet to the North boundary of the SE~~X~~NW~~X~~;
Thence Easterly 296 feet to the Northeast corner of the SE~~X~~NW~~X~~;
Thence Southerly 1,035 feet along the East boundary of said SE~~X~~NW~~X~~, to THE POINT OF BEGINNING.

Section 34: W½N½E½; E½N½W½; SW½N½W½;

NW½N½W½, EXCEPTING the Wilson Lake Reservoir.

That part of the N½SW½ lying North of the Railroad Right of Way, EXCEPTING THEREFROM that portion deeded to the State of Idaho by Deed recorded in Book 102 Page 606, Jerome County records.

AND a parcel of land located in the NW½SE½, described as follows:

Beginning at the center quarter corner of Section 34, which is
THE TRUE POINT OF BEGINNING;

Thence South 0°17' West, 513.98 feet to a point on the

Northerly Right-of-Way of the Union Pacific Railroad;

Thence South 81°02' East, 889.65 feet along the Northerly
right-of-way of said Railroad;

Thence North 56°32'30" East, 143.62 feet;

Thence South 87°23' East, 117.24 feet;

Thence North 55°59' East, 38.47 feet;

Thence North 22°06'30" East, 348.26 feet;

Thence North 1°50' West, 236.11 feet to a point on the North
boundary of the NW½SE½;

Thence South 89°55' West, 1,269.1 feet along the North
boundary of the NW½SE½ to THE TRUE POINT OF BEGINNING.

TOWNSHIP 9 SOUTH, RANGE 20, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 33: W½SE¼, EXCEPTING THEREFROM the following described property:

That part of the NW¼SE¼ lying North of the right of way of
State Highway No. 25.

ALSO EXCEPTING THEREFROM the following described property:

That portion of the W½SE¼ lying South and West of "C" Lateral.

AND

Northside Canal Company shares evidenced by Certificate Numbers
17654, 17663, 17664, 17666, 21571.

Water Right No. 36-08583.

SPECIAL WARRANTY DEED

THIS INDENTURE, made this 30th day of June, 1995,
between LAND TITLE AND ESCROW, INC., 211 West 13th Street, Box
177, Burley, Idaho 83318, ("Grantor"), and W3P, L.C.. whose
address is Box 1120, Burley, Idaho 83318, ("Grantee").

W I T N E S S E T H:

That the Grantor for and in true consideration for
this conveyance pursuant to an IRC § 1031 exchange on behalf of
Grantee, has granted, bargained, and sold and by these
presents does grant, bargain and sell, convey and confirm unto
the Grantee, and to the successors and assigns of Grantee
forever, all of the following described real estate situated in
the County of Jerome, State of Idaho, to-wit:

That property more particularly
described on Exhibit A attached
hereto and made a part hereof by
reference.

SUBJECT TO: Easements and Agreements of
record evidenced by Commitment No. J-22421
of Land Title and Escrow, Inc., and those
certain Mortgages to Robert I. McClain and
Marie E. McClain, husband and wife,
recorded as Instrument Numbers 303739 and
303740, records of Jerome County, Idaho,
and further subject to the 1996 taxes,
levies and assessments, and Mortgage dated
the 30th day of June, 1995, wherein Land
Title and Escrow, Inc. is the Mortgagor and
Elden Lind and Melba Jean Lind are the
Mortgagee, recorded as Instrument No.
952421, in the office of the
County Recorder of the County of Jerome,
State of Idaho, on the 30 day of July,
1995.

PARSONS, SMITH, STONE & FLETCHER
LAWYERS
BURLEY, IDAHO

1 TOGETHER with all and singular the tenements,
2 hereditaments and appurtenances thereunto belonging or in
3 anywise appertaining, the reversion and reversions, remainder
4 and remainders, rents, issues and profits thereof, and all
5 estate, right, title and interest in and to said property as
6 well in law as in equity of the Grantor and all water rights as
7 also described on Exhibit A.

8 TO HAVE AND TO HOLD, all and singular the above-
9 mentioned and described premises, together with appurtenances
10 unto the Grantee and to the successors and assigns of Grantee
11 forever.

12 The Grantor shall and will warrant for the period it
13 held record title only, and by these presents will forever
14 defend the said premises in the quiet and peaceable possession
15 of the Grantee, and the successors and assigns of Grantee
16 against all and every person and persons whomsoever lawfully
17 claiming the same, except as aforesaid.

18 IN WITNESS WHEREOF, the Grantor has executed this
19 Deed the day and year first above written.

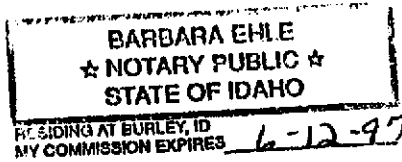
20 LAND TITLE AND ESCROW, INC.

21 
22 _____
23 President

24 STATE OF IDAHO)
25 County of Cassia) ss

26 On this 30th day of June, in the year 1995, before
me, the undersigned, a Notary Public in and for said State,

1 personally appeared LARRY ROBERTS, known or identified to me to
2 be the person whose name IS subscribed to the within instrument,
3 as President of LAND TITLE AND ESCROW, INC., and acknowledged to
4 me that he executed the same on behalf of said corporation.



Barbara Ehle
Notary Public for Idaho
Residing at Burley, Idaho
My commission expires on 6-12-97

TOWNSHIP 9 SOUTH, RANGE 20, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 28: SW~~X~~SW~~X~~; SE~~X~~SW~~X~~; SW~~X~~SE~~X~~;

Section 29: SE~~X~~SE~~X~~;

Section 32: NE~~X~~NE~~X~~; SE~~X~~NE~~X~~; EXCEPTING THEREFROM that portion conveyed to the Hazelton Cemetery Association more particularly described as follows:

Commencing at the Southeast corner of said SE~~X~~NE~~X~~, which point is THE TRUE POINT OF BEGINNING;

Thence North along the East boundary of said SE~~X~~NE~~X~~ a distance of 402 feet;

Thence West parallel with the South boundary of said SE~~X~~NE~~X~~, a distance of 317 feet;

Thence South parallel with the East boundary of said SE~~X~~NE~~X~~, a distance of 361 feet;

Thence West a distance of 43 feet;

Thence South a distance of 41 feet, more or less, to a point on the South boundary of said SE~~X~~NE~~X~~;

Thence East along the South boundary of said SE~~X~~NE~~X~~ a distance of 360 feet, more or less, to THE TRUE POINT OF BEGINNING.

AND EXCEPTING THEREFROM the following described parcel of land:

Beginning at a point on the South boundary line of the SE~~X~~NE~~X~~, which point is 360 feet West of the Southeast corner of said SE~~X~~NE~~X~~;

Thence North 16 feet;

Thence West 41 feet;

Thence South 16 feet;

Thence East 41 feet to THE POINT OF BEGINNING.

AND EXCEPTING THEREFROM a parcel of land located in the SE~~X~~NE~~X~~, described as follows:

Beginning at a point on the Southerly boundary of said SE~~X~~NE~~X~~, said point lies due West, 469.5 feet of the Southeast corner of said SE~~X~~NE~~X~~;

Thence running due West 848.5 feet, more or less, to the Southwest corner of said SE~~X~~NE~~X~~;

Thence North 0°02' East along the Westerly boundary of said SE~~X~~NE~~X~~ for 1,115.5 feet;

Thence South 89°58' East for 20.0 feet;

Thence South 41°46' East for 206.4 feet;

Thence South 47°40' East for 600.0 feet;

- Continued -

Thence South 46°48' East for 320.9 feet;
Thence South 2°28' East for 313.1 feet;
Thence due South for 25.0 feet to THE POINT OF BEGINNING.

EXCEPT public roads.

Section 33: N½NW¼; That part of the S½NW¼ lying North of the right of way of the Union Pacific Railroad, EXCEPTING THEREFROM that certain parcel, described as follows:

Beginning at the intersection of the North line of the Union Pacific Railroad right of way with the North-South line of the East side of the SE½NW¼ of said Section 33;
Thence Westerly 135 feet along said North line of the Union Pacific Railroad right of way to the center line of Lateral C-11 as now constructed;
Thence West of North 575 feet along the center line of said lateral;
Thence East of North 578 feet to the North boundary of the SE½NW¼;
Thence Easterly 296 feet to the Northeast corner of the SE½NW¼;
Thence Southerly 1,035 feet along the East boundary of said SE½NW¼, to THE POINT OF BEGINNING.

N½NE¼;

That part of the S½NE¼ lying North of the right of way of the Union Pacific Railroad.

That part of the SE½NW¼ lying North of the right of way of the Union Pacific Railroad described as follows:

Beginning at the intersection of the North line of the Union Pacific Railroad right of way North with the North-South line of the East side of the SE½NW¼ of said Section 33;
Thence Westerly 135 feet along said North line of the Union Pacific Railroad right of way to the center line of Lateral C-11 as now constructed;
Thence West of North 575 feet along the center line of said Lateral;
Thence East of North 578 feet to the North boundary of the SE½NW¼;
Thence Easterly 296 feet to the Northeast corner of the SE½NW¼;
Thence Southerly 1,035 feet along the East boundary of said SE½NW¼, to THE POINT OF BEGINNING.

TOWNSHIP 9 SOUTH, RANGE 20, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 34: W~~X~~N~~E~~X; E~~X~~N~~W~~X; S~~W~~XN~~W~~X;

NW~~X~~NW~~X~~, EXCEPTING the Wilson Lake Reservoir.

That part of the N~~X~~SW~~X~~ lying North of the Railroad Right of Way, EXCEPTING THEREFROM that portion deeded to the State of Idaho by Deed recorded in Book 102 Page 606, Jerome County records.

AND a parcel of land located in the NW~~X~~SE~~X~~, described as follows:

Beginning at the center quarter corner of Section 34, which is
THE TRUE POINT OF BEGINNING;
Thence South 0°17' West, 513.98 feet to a point on the
Northerly Right-of-Way of the Union Pacific Railroad;
Thence South 81°02' East, 889.65 feet along the Northerly
right-of-way of said Railroad;
Thence North 56°32'30" East, 143.62 feet;
Thence South 87°23' East, 117.24 feet;
Thence North 55°59' East, 38.47 feet;
Thence North 22°06'30" East, 348.26 feet;
Thence North 1°50' West, 236.11 feet to a point on the North
boundary of the NW~~X~~SE~~X~~;
Thence South 89°55' West, 1,269.1 feet along the North
boundary of the NW~~X~~SE~~X~~ to THE TRUE POINT OF BEGINNING.

TOWNSHIP 9 SOUTH, RANGE 20, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 33: W½SE¼, EXCEPTING THEREFROM the following described property:

That part of the NW¼SE¼ lying North of the right of way of
State Highway No. 25.

ALSO EXCEPTING THEREFROM the following described property:

That portion of the W½SE¼ lying South and West of "C" Lateral.

AND

Northside Canal Company shares evidenced by Certificate Numbers
17654, 17663, 17664, 17666, 21571.

Water Right No. 36-08583.



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

DATE OF CLOSING: June 30, 1995

JUL 10 1995

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4 Govt. Lot _____ BM.
Lot _____, Block _____, Subdivision/Townsite _____ Department of Water Resources
Southern Region

If you have additional legal descriptions, please attach separate sheet.

*See attached Exhibit "A" for legal description

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s) 36-08583
Assigned by IDWR: Elden Lind aka Ray Elden Lind and Melba Jean Lind

☐ Name and Address of Former Owner/Claimant(s)(Seller): Route #1 Box 56
Declo, Idaho 83323

☐ New Owner/Claimant (Purchaser): Land Title and Escrow, Inc.

☐ New Mailing Address: P. O. Box 177
Burley, Idaho 83318

☐ New Telephone Number: (208) 678 - 3524

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: recorded Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s) LAND TITLE AND ESCROW, INC. Date 7-07-95

By: [Signature] Date _____

☐ Signature of Former Owner/Claimant(s): Larry Roberts, President Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

EXHIBIT "A"

TOWNSHIP 9 SOUTH, RANGE 20, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 28: SW~~X~~SW~~X~~; SE~~X~~SW~~X~~; SW~~X~~SE~~X~~;

Section 29: SE~~X~~SE~~X~~;

Section 32: NE~~X~~NE~~X~~; SE~~X~~NE~~X~~; EXCEPTING THEREFROM that portion conveyed to the Hazelton Cemetery Association more particularly described as follows:

Commencing at the Southeast corner of said SE~~X~~NE~~X~~, which point is THE TRUE POINT OF BEGINNING;
Thence North along the East boundary of said SE~~X~~NE~~X~~ a distance of 402 feet;
Thence West parallel with the South boundary of said SE~~X~~NE~~X~~, a distance of 317 feet;
Thence South parallel with the East boundary of said SE~~X~~NE~~X~~, a distance of 361 feet;
Thence West a distance of 43 feet;
Thence South a distance of 41 feet, more or less, to a point on the South boundary of said SE~~X~~NE~~X~~;
Thence East along the South boundary of said SE~~X~~NE~~X~~ a distance of 360 feet, more or less, to THE TRUE POINT OF BEGINNING.

AND EXCEPTING THEREFROM the following described parcel of land:

Beginning at a point on the South boundary line of the SE~~X~~NE~~X~~, which point is 360 feet West of the Southeast corner of said SE~~X~~NE~~X~~;
Thence North 16 feet;
Thence West 41 feet;
Thence South 16 feet;
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AND EXCEPTING THEREFROM a parcel of land located in the SE~~X~~NE~~X~~, described as follows:

Beginning at a point on the Southerly boundary of said SE~~X~~NE~~X~~, said point lies due West, 469.5 feet of the Southeast corner of said SE~~X~~NE~~X~~;
Thence running due West 848.5 feet, more or less, to the Southwest corner of said SE~~X~~NE~~X~~;
Thence North 0°02' East along the Westerly boundary of said SE~~X~~NE~~X~~ for 1,115.5 feet;
Thence South 89°58' East for 20.0 feet;
Thence South 41°46' East for 206.4 feet;
Thence South 47°40' East for 600.0 feet;

- Continued -

Thence South 46°48' East for 320.9 feet;
Thence South 2°28' East for 313.1 feet;
Thence due South for 25.0 feet to THE POINT OF BEGINNING.

EXCEPT public roads.

Section 33: N~~X~~NW~~X~~; That part of the S~~X~~NW~~X~~ lying North of the right of way of the Union Pacific Railroad, EXCEPTING THEREFROM that certain parcel, described as follows:

Beginning at the intersection of the North line of the Union Pacific Railroad right of way with the North-South line of the East side of the SE~~X~~NW~~X~~ of said Section 33;
Thence Westerly 135 feet along said North line of the Union Pacific Railroad right of way to the center line of Lateral C-11 as now constructed;
Thence West of North 575 feet along the center line of said lateral;
Thence East of North 578 feet to the North boundary of the SE~~X~~NW~~X~~;
Thence Easterly 296 feet to the Northeast corner of the SE~~X~~NW~~X~~;
Thence Southerly 1,035 feet along the East boundary of said SE~~X~~NW~~X~~, to THE POINT OF BEGINNING.

N~~X~~NE~~X~~;

That part of the S~~X~~NE~~X~~ lying North of the right of way of the Union Pacific Railroad.

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Thence Easterly 296 feet to the Northeast corner of the SE~~X~~NW~~X~~;
Thence Southerly 1,035 feet along the East boundary of said SE~~X~~NW~~X~~, to THE POINT OF BEGINNING.

TOWNSHIP 9 SOUTH, RANGE 20, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 34: W~~X~~N~~X~~E~~X~~; E~~X~~N~~X~~W~~X~~; SW~~X~~N~~X~~W~~X~~;

NW~~X~~N~~X~~W~~X~~, EXCEPTING the Wilson Lake Reservoir.

That part of the N~~X~~SW~~X~~ lying North of the Railroad Right of Way, EXCEPTING THEREFROM that portion deeded to the State of Idaho by Deed recorded in Book 102 Page 606, Jerome County records.

AND a parcel of land located in the NW~~X~~SE~~X~~, described as follows:

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Northerly Right-of-Way of the Union Pacific Railroad;
Thence South 81°02' East, 889.65 feet along the Northerly
right-of-way of said Railroad;
Thence North 56°32'30" East, 143.62 feet;
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Thence North 55°59' East, 38.47 feet;
Thence North 22°06'30" East, 348.26 feet;
Thence North 1°50' West, 236.11 feet to a point on the North
boundary of the NW~~X~~SE~~X~~;
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boundary of the NW~~X~~SE~~X~~ to THE TRUE POINT OF BEGINNING.

TOWNSHIP 9 SOUTH, RANGE 20, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 33: W½SE¼, EXCEPTING THEREFROM the following described property:

That part of the NW¼SE¼ lying North of the right of way of
State Highway No. 25.

ALSO EXCEPTING THEREFROM the following described property:

That portion of the W½SE¼ lying South and West of "C" Lateral.

AND

Northside Canal Company shares evidenced by Certificate Numbers
17654, 17663, 17664, 17666, 21571.

Water Right No. 36-08583.

WARRANTY DEED

THIS INDENTURE, made this 30th day of June, 1995,
aka RAY ELDEN LIND
between ELDEN LIND/and MELBA JEAN LIND, husband and wife, of
Declo, Idaho 83323, ("Grantor"), and LAND TITLE AND ESCROW,
INC. whose address is Box 177, Burley, Idaho 83318,
("Grantee").

WITNESSETH:

That the Grantor for and in consideration of the sum
of Ten Dollars (\$10.00), lawful money of the United States of
America, and other good and valuable consideration, to the
Grantor in hand paid by the Grantee, the receipt whereof is
hereby acknowledged, has granted, bargained, and sold and by
these presents does grant, bargain and sell, convey and confirm
unto the Grantee, and to the heirs and assigns of Grantee
forever, all of the following described real estate situated in
the County of Jerome, State of Idaho, to-wit:

That property more particularly
described on Exhibit A attached
hereto and made a part hereof by
reference.

SUBJECT TO: Easements and Agreements of
record evidenced by Commitment No. J-22421
of Land Title and Escrow, Inc., and those
certain Mortgages to Robert I. McClain and
Marie E. McClain, husband and wife,
recorded as Instrument Numbers 303739 and
303740, records of Jerome County, Idaho,
and further subject to the 1996 taxes,
levies and assessments.

TOGETHER with all and singular the tenements,
hereditaments and appurtenances thereunto belonging or in
anywise appertaining, the reversion and reversions, remainder

952620

RECORDED REQUEST
Land Title & Escrow, Inc
JUL 3 11 22 AM '95
JEROME COUNTY, IDAHO
FEES 13.00

1 and remainders, rents, issues and profits thereof, and all
2 estate, right, title and interest in and to said property as
3 well in law as in equity of the Grantor and all water rights as
4 also described on Exhibit A.

5 TO HAVE AND TO HOLD, all and singular the above-
6 mentioned and described premises, together with appurtenances
7 unto the Grantee and to the heirs and assigns of Grantee
8 forever.

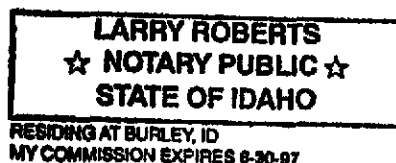
9 The Grantor shall and will warrant and by these
10 presents will forever defend the said premises in the quiet and
11 peaceable possession of the Grantee, and the heirs and assigns
12 of Grantee against all and every person and persons whomsoever
13 lawfully claiming the same, except as aforesaid.

14 IN WITNESS WHEREOF, the Grantor has executed this
15 Deed the day and year first above written.

16 Elden Lind
Elden Lind, aka Ray Elden Lind
17 Melba Jean Lind
Melba Jean Lind

18 STATE OF IDAHO)
19) ss
20 County of Cassia)

21 On this 30th day of June, in the year 1995, before
22 me, the undersigned, a Notary Public in and for said State,
23 personally appeared ELDEN LIND and MELBA JEAN LIND, husband and
24 wife, known or identified to me to be the persons whose names are
25 subscribed to the within instrument, and acknowledged to me that
26 they executed the same.



24 any alind
25 Notary Public for Idaho
26 Residing at Burley
My commission expires on 6-30-97

TOWNSHIP 9 SOUTH, RANGE 20, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 28: SW~~X~~SW~~X~~; SE~~X~~SW~~X~~; SW~~X~~SE~~X~~;

Section 29: SE~~X~~SE~~X~~;

Section 32: NE~~X~~NE~~X~~; SE~~X~~NE~~X~~; EXCEPTING THEREFROM that portion conveyed to the Hazelton Cemetery Association more particularly described as follows:

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Thence South parallel with the East boundary of said SE~~X~~NE~~X~~, a distance of 361 feet;
Thence West a distance of 43 feet;
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Thence North 16 feet;
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Thence South 16 feet;
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AND EXCEPTING THEREFROM a parcel of land located in the SE~~X~~NE~~X~~, described as follows:

Beginning at a point on the Southerly boundary of said SE~~X~~NE~~X~~, said point lies due West, 469.5 feet of the Southeast corner of said SE~~X~~NE~~X~~;
Thence running due West 848.5 feet, more or less, to the Southwest corner of said SE~~X~~NE~~X~~;
Thence North 0°02' East along the Westerly boundary of said SE~~X~~NE~~X~~ for 1,115.5 feet;
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Thence due South for 25.0 feet to THE POINT OF BEGINNING.

EXCEPT public roads.

Section 33: ~~N~~~~W~~~~N~~~~W~~; That part of the ~~S~~~~N~~~~W~~~~N~~~~W~~ lying North of the right of way of the Union Pacific Railroad, EXCEPTING THEREFROM that certain parcel, described as follows:

Beginning at the intersection of the North line of the Union Pacific Railroad right of way with the North-South line of the East side of the ~~SE~~~~N~~~~W~~~~N~~~~W~~ of said Section 33;
Thence Westerly 135 feet along said North line of the Union Pacific Railroad right of way to the center line of Lateral C-11 as now constructed;
Thence West of North 575 feet along the center line of said lateral;
Thence East of North 578 feet to the North boundary of the ~~SE~~~~N~~~~W~~~~N~~~~W~~;
Thence Easterly 296 feet to the Northeast corner of the ~~SE~~~~N~~~~W~~~~N~~~~W~~;
Thence Southerly 1,035 feet along the East boundary of said ~~SE~~~~N~~~~W~~~~N~~~~W~~, to THE POINT OF BEGINNING.

~~N~~~~N~~~~E~~~~N~~~~E~~;

That part of the ~~S~~~~N~~~~E~~~~N~~~~E~~ lying North of the right of way of the Union Pacific Railroad.

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Thence Easterly 296 feet to the Northeast corner of the ~~SE~~~~N~~~~W~~~~N~~~~W~~;
Thence Southerly 1,035 feet along the East boundary of said ~~SE~~~~N~~~~W~~~~N~~~~W~~, to THE POINT OF BEGINNING.

TOWNSHIP 9 SOUTH, RANGE 20, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 34: W~~1~~NE~~4~~; E~~1~~NW~~4~~; SW~~1~~NW~~4~~;

NW~~1~~NW~~4~~, EXCEPTING the Wilson Lake Reservoir.

That part of the N~~1~~SW~~4~~ lying North of the Railroad Right of Way, EXCEPTING THEREFROM that portion deeded to the State of Idaho by Deed recorded in Book 102 Page 606, Jerome County records.

AND a parcel of land located in the NW~~1~~SE~~4~~, described as follows:

Beginning at the center quarter corner of Section 34, which is
THE TRUE POINT OF BEGINNING;
Thence South 0°17' West, 513.98 feet to a point on the
Northerly Right-of-Way of the Union Pacific Railroad;
Thence South 81°02' East, 889.65 feet along the Northerly
right-of-way of said Railroad;
Thence North 56°32'30" East, 143.62 feet;
Thence South 87°23' East, 117.24 feet;
Thence North 55°59' East, 38.47 feet;
Thence North 22°06'30" East, 348.26 feet;
Thence North 1°50' West, 236.11 feet to a point on the North
boundary of the NW~~1~~SE~~4~~;
Thence South 89°55' West, 1,269.1 feet along the North
boundary of the NW~~1~~SE~~4~~ to THE TRUE POINT OF BEGINNING.

TOWNSHIP 9 SOUTH, RANGE 20, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 33: W½SE¼, EXCEPTING THEREFROM the following described property:

That part of the NW¼SE¼ lying North of the right of way of
State Highway No. 25.

ALSO EXCEPTING THEREFROM the following described property:

That portion of the W½SE¼ lying South and West of "C" Lateral.

AND

Northside Canal Company shares evidenced by Certificate Numbers
17654, 17663, 17664, 17666, 21571.

Water Right No. 36-08583.



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

December 27, 1994

ELDEN LIND
MELBA JEAN LIND
RT 1 BOX 56
DECLO ID 83323

RE: WATER RIGHT NO. 36-08583

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosure



DEC 29 1994
1994

LICENSE REVIEW CHECKLIST

PERMIT NO. 36-08583 DATE 12-21-94



NAME	Yes ☐ No ☒	Or Address Change?
PRIORITY DATE	☐ ☒	Advance? ☐ Advanced to: ☐ Order to reinstate needed? ☐ Incorrect fee for rate recommended? <u>NO</u>
SOURCE	☐ ☒	Changes or just clarification of originally intended source? ☐ Notice of Intent to Void necessary? ☐
POINT OF DIV	☐ ☒	Amendment needed? ☐ Overlaps? ☐
PLACE OF USE	☒ ☒	Amendment needed? ☐ Overlaps? <u>Northside Canal Shares only.</u>
DIV RATE	☐ ☒	Permit/fee limits: <u>4.0 CFS</u> Meas Q = ☐ Theo Q = <u>3.99</u> Recommend: <u>3.99</u> <u>238.9 x .02 = 4.78</u> Combined rates exceed capacity ☐
ANNUAL VOLUME	☐ ☒	Season of use: <u>C/4 (4-1 to 10-31)</u> <u>(NEW)</u> Calculations: <u>238.9 x 4 = 955.6</u> Flow limit: ☐ cfs x ☐ x 1.9835 = ☐ Combined volumes exceed capacity/allowable ☐
USES	☐ ☒	Change in Nature of Use or additional uses? ☐ Amendment necessary? ☐
REMARKS	☒ ☒	Multiple p/d(s) in 1/4 1/4? ☐ Other <u>WB3 WB8 WB7 (955.6)</u>
CONDITIONS	☐ ☒	Measuring/Locking Devices ☐ Watermaster control - District ☐ Irrigation Overlap ☐ Water Quality ☐ Other <u>R55, R56, R57</u> Heat/Cool/ Fish verified ☐ (TRUST CONDITIONS)

COMMENTS: REDUCE ACRES

SUPPLEMENTAL GW

RECOMMENDED	CFS	VOL	SRBA Claim Filed	<u>NO</u>
<u>Irrigation</u>	<u>3.99</u>		Adjustment Memo Needed	<u>YES</u>
			LICENSE	☒
			1ST AMENDMENT LETTER	
			FINAL AMENDMENT LETTER	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

OCT 27 1994

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 36-8583

1. Owner: E/Don Lind Phone No. 654-2511

Current Address: Rt. 1 Box 56, Declo, ID 83323

2. Accompanied by: Mr. Lind EXAM DATE: 10-9-92

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: See Remarks

2. Other water rights with the same point of diversion: -

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NW	NE	SW	34	9S	20E	Jerome	

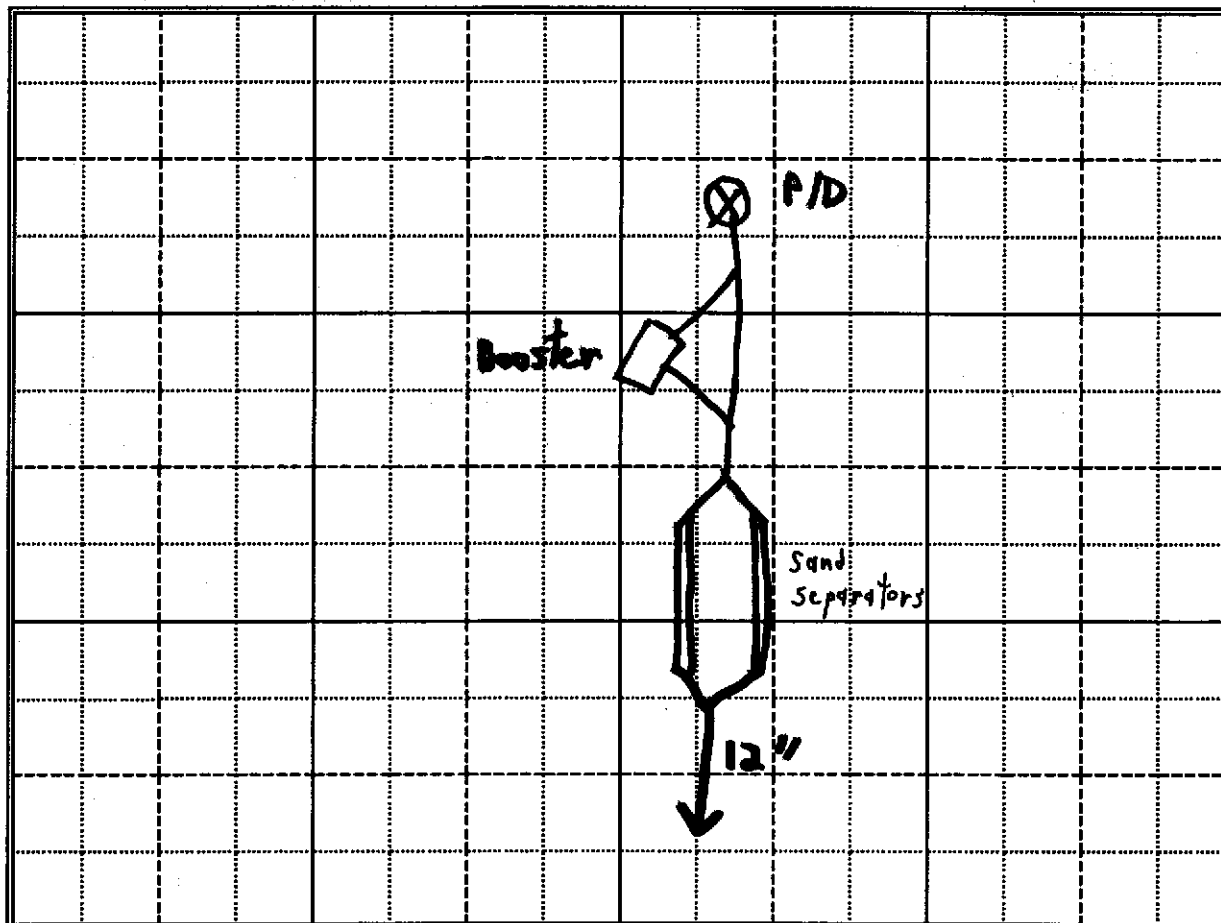
2. Place(s) of Use:

Indicate Method of Determination Aerial Photo-Dot Grid

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
9S	20E	33				9.1													9.1
		34		34.1	40		38.4	8	38	40	11.4	4.4			15.5				229.8
																			238.9

DEC 29 1994

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☒ Aerial Photo Attached (required for irrigation of 10+ acres)

☒ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	GE	150	FHT607111	Layne & Bowler	92-72816
	Marathon	60	A150970-55	Cornell	71114

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: Not Measured.

DEC 29 1994

E. NARRATIVE/REMARKS/COMMENTS

50 hp pump in ditch east of well is used at times when a lot of water isn't needed. Ground could be fully watered with only the well, but use of surface water is a convenience & saves power costs. Systems are connected via buried pipeline.

Have conditions of permit approval been met? ☒ yes ☐ no

RECEIVED

DEC 29 1994

F. FLOW CALCULATIONSX Additional Computation Sheets Attached

Measured Method:

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 238.9 \times 4 = 955.6$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 955.6$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
* Irrigation	4-1	10-31	3.99	955.6
Totals:			3.99	955.6

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATIONField Examiner's Name J. E. Stanton Date 10-7-92

Reviewer _____ Date _____

SEAL

* See attached explanation memo. BE

RECEIVED

DEC 29 1994

MEMORANDUM

TO: File 36-08583 / Elden Lind
FROM: Brenda Chapman
DATE: December 21, 1994
RE: Recommendation Adjustment(s)

=====

The final licensing recommendations for the above referenced water right are based on the information below:

G. VOLUME CALCULATIONS

The volume recommendation is addressed in the remarks based on current supplemental groundwater processing procedures.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	4-01 to 10-31	3.99	Not listed
See item G.			

DEC 29 1994

GROUNDWATER MEASUREMENT REQUIREMENT ANALYSIS

FILE: 36-8583
DATE: _____
BY: _____

THEORETICAL RATE OF FLOW: $Q = \frac{(8.8) \times (\text{H.P.}) \times (\text{EFF.})}{\text{TDH}}$

Q = CFS
H.P. = Total Brake Horsepower of pumping plant (including booster)
EFF. = Pumping plant efficiency (ASSUME 70% OR 0.70)
TDH = total dynamic head = [(LIFT) + (PSI X 2.31)]
LIFT = depth to water in FEET from land surface to pumping water level
PSI = pumping pressure measured in psi near pump (if open discharge assume zero [0])

$$Q = \frac{(8.8) \times (210) \times (0.70)}{[(220) + (45 \times 2.31)]} = 3.99 \text{ cfs}$$

LIFT FROM:	PSI FROM:	NOTES ON PUMP:
measurement ()	measurement ()	Motor Make, Serial or ID
owner ()	owner (X)	
area estimate ()	estimate ()	Pump Make, Serial or ID, rating
well logs (X)	owner gage ()	
Booster (Y) (N)		

REMARKS _____

ANNUAL VOLUME ANALYSIS

POTENTIAL Acre Feet/Acre/Annum = $\frac{(\text{DAYS IN SEASON}) \times (1.98) \times (Q)}{(\text{RECOMMENDED ACRES IRRIGATED})}$

(season)	(days)	
3/15 - 11/15	246	
4/1 - 11/1	215	
4/15 - 10/15	184	
3/1 - 12/1	276	

POTENTIAL = $\frac{(\dots 214 \dots) \times (1.98) \times (\dots 3.99 \dots)}{(\dots 228.9 \dots)}$

POTENTIAL = 7.1

REQUIRED Acre Feet/Acre/Annum = 4.0
(AF/Ann/Ac irrigation requirement from chart for area)
NOTE that this is NOT Consumptive use

IF POTENTIAL IS GREATER THAN REQUIRED THEN NO MEASUREMENT NECESSARY (X)

IF POTENTIAL IS LESS THAN REQUIRED THEN MEASUREMENT IS NECESSARY ()

DEC 29 1994

4722000m N.

4721

T. 35

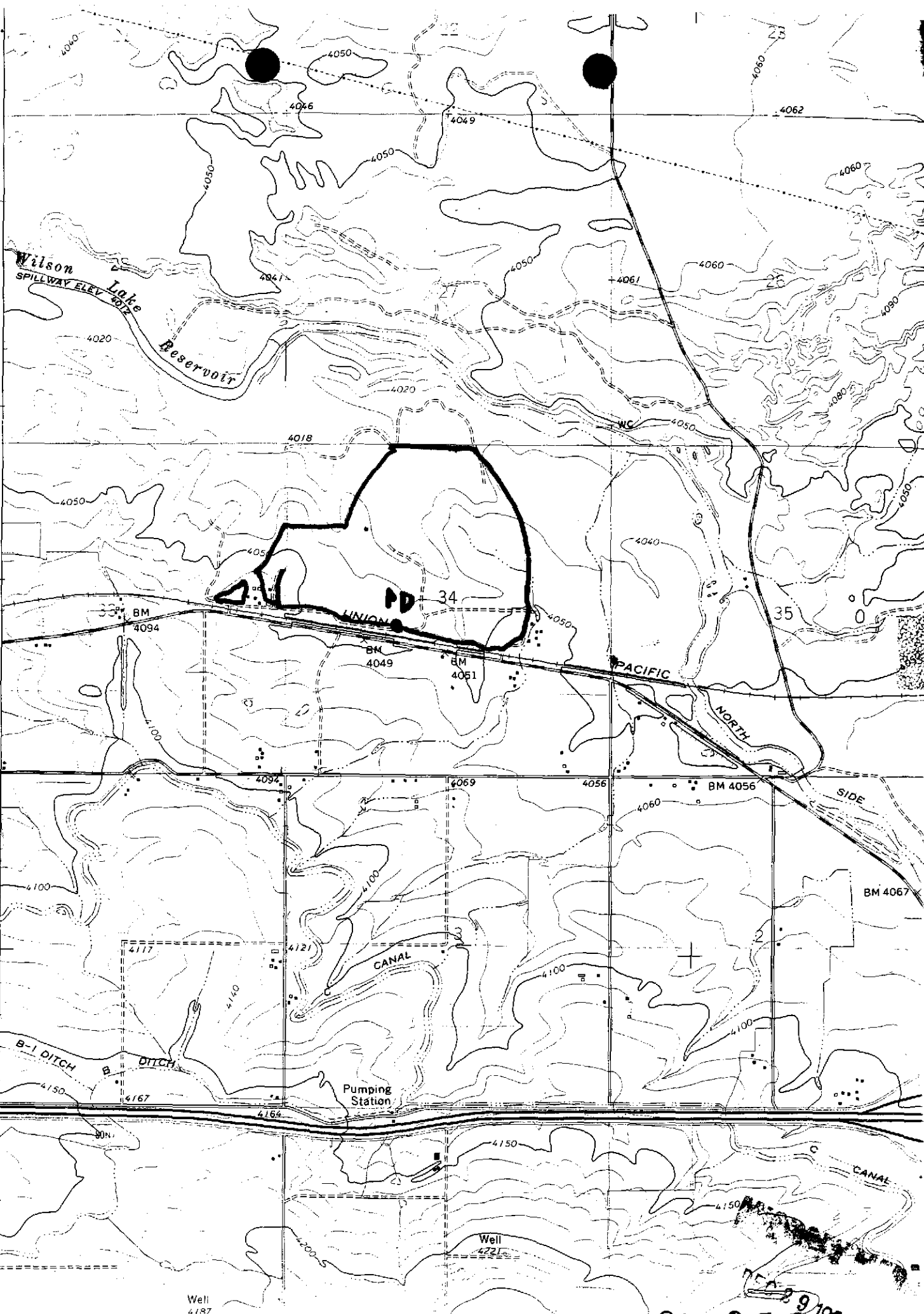
T. 108

4719

35'

4718

4717



Well
4187

36-0854924

BLM

T350
58 1642 HEL

84 HEL

1481-1-2
T6119

37⁵
HEL 28
32 33

27
38⁷
HEL

4
29² HEL

18¹ HEL 28 27
33 34

HEL 7

5
38⁵
HEL

5
134²
HEL

6
15⁰
HEL

14
HEL 21⁶

13
76²
HEL

108³
HEL

12
42⁷ HEL

T127
1805-2-2
9¹

4⁴ HEL

T188
1481-2-2
HEL 17⁵

T114
1782-1-3
15⁶ HEL

8
86⁶

3
13¹

6
16⁸ HEL

22⁶ HEL
10³ HEL

14² HEL

3
11¹ HEL
18⁸ HEL

5
89⁰
HEL

T140
864
2
81

T137
862-1-2
13² HEL

1805-2-2

32 33 6 1
10¹

4
59²

5⁵ HEL
HEL 11²

9
18² HEL

8
62³ HEL

6
10¹ HEL

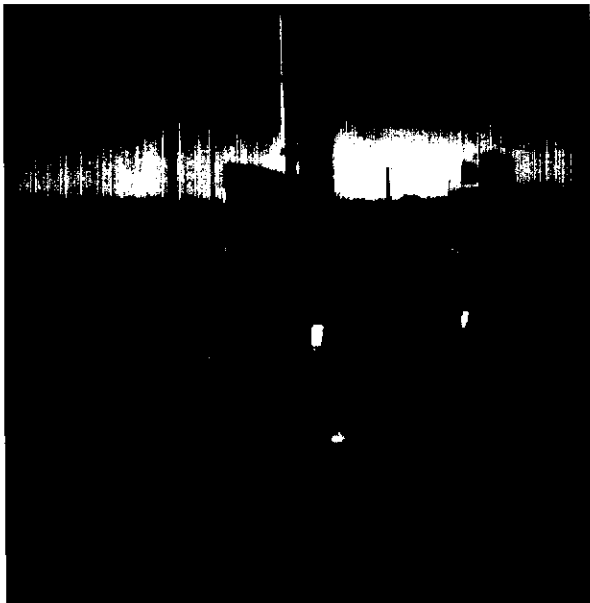
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39¹ HEL

T141

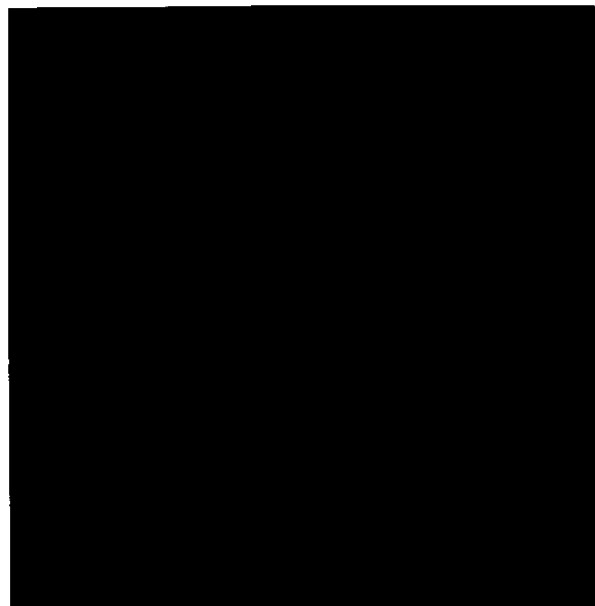
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T6251

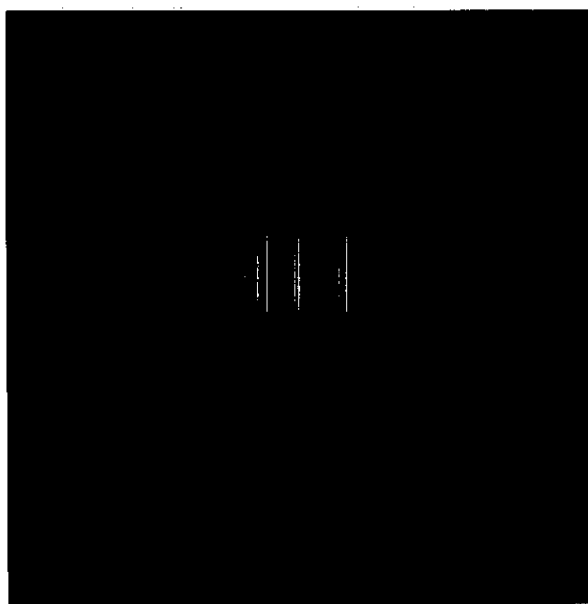
31-08583



P/D



P/D



P/U

DEC 29 1994

September 18, 1992

ELDON LIND
MELBA JEAN LIND
RT 1 BOX 56
DECLO ID 83323

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 36-08583

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the SOUTHERN Regional Office in Twin Falls at (208)736-3033.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

SEP 21 1992

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>Eldon Lind</u> Address <u>Hazelton Id 83325</u> Owner's Permit No. <u>36-91-5-136</u>		7. WATER LEVEL Static water level <u>220</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature _____ OF Quality <u>good</u> Describe artesian or temperature flows below.																																																																																															
2. NATURE OF WORK New well ☐ Deepened ☐ Replacement ☐ Well diameter increase _____ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)		8. WELL TEST DATA ☐ Pump ☐ Bailor ☐ Air ☐ Other _____ <table border="1"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr></tbody></table>		Discharge G.P.M.	Pumping Level	Hours Pumped																																																																																											
Discharge G.P.M.	Pumping Level	Hours Pumped																																																																																															
3. PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)		9. LITHOLOGIC LOG <table border="1"><thead><tr><th rowspan="2">Bore Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td>20"</td><td>0</td><td>3</td><td>Topsoil</td><td> </td><td>X</td></tr><tr><td>20"</td><td>3</td><td>17</td><td>Clay + gravel</td><td> </td><td>X</td></tr><tr><td>20"</td><td>17</td><td>30</td><td>Gravel</td><td> </td><td>X</td></tr><tr><td>20"</td><td>30</td><td>120</td><td>Gray Basalt + Ford</td><td> </td><td>X</td></tr><tr><td>20"</td><td>120</td><td>130</td><td>Clay</td><td> </td><td>X</td></tr><tr><td>20"</td><td>130</td><td>215</td><td>Light Gray Basalt</td><td> </td><td>X</td></tr><tr><td>20"</td><td>215</td><td>217</td><td>Broken concrete</td><td>X</td><td> </td></tr><tr><td>20"</td><td>217</td><td>240</td><td>Gray Basalt Broken</td><td>X</td><td> </td></tr><tr><td>20"</td><td>240</td><td>260</td><td>Broken Black Basalt</td><td>X</td><td> </td></tr><tr><td>20"</td><td>260</td><td>265</td><td>Gravel</td><td>X</td><td> </td></tr><tr><td>20"</td><td>265</td><td>282</td><td>Broken Gray Basalt</td><td>X</td><td> </td></tr><tr><td>20"</td><td>282</td><td>289</td><td>Firm Gray Basalt</td><td>X</td><td> </td></tr><tr><td>20"</td><td>289</td><td>300</td><td>Broken Gray Basalt</td><td>X</td><td> </td></tr><tr><td> </td><td> </td><td> </td><td>Cracked 1st casing</td><td>X</td><td> </td></tr></tbody></table>		Bore Diam.	Depth		Material	Water		From	To	Yes	No	20"	0	3	Topsoil		X	20"	3	17	Clay + gravel		X	20"	17	30	Gravel		X	20"	30	120	Gray Basalt + Ford		X	20"	120	130	Clay		X	20"	130	215	Light Gray Basalt		X	20"	215	217	Broken concrete	X		20"	217	240	Gray Basalt Broken	X		20"	240	260	Broken Black Basalt	X		20"	260	265	Gravel	X		20"	265	282	Broken Gray Basalt	X		20"	282	289	Firm Gray Basalt	X		20"	289	300	Broken Gray Basalt	X					Cracked 1st casing	X	
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4. METHOD DRILLED ☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary ☒ Cable ☐ Dug ☐ Other _____		RECEIVED JAN 11 1992 Department of Water Resources Southern Region Office																																																																																															
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1"><thead><tr><th>Thickness</th><th>Diameter</th><th>From</th><th>To</th></tr></thead><tbody><tr><td>.025 inches</td><td>20 inches</td><td>0 feet</td><td>30 feet</td></tr><tr><td> </td><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td><td> </td></tr></tbody></table> Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun Size of perforation _____ inches by _____ inches <table border="1"><thead><tr><th>Number</th><th>From</th><th>To</th></tr></thead><tbody><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr><tr><td> </td><td> </td><td> </td></tr></tbody></table> Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>20 ft</u> Material used in seal: ☒ Cement grout ☐ Bentonite ☐ Puddling clay ☐ _____ Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☐ Overbore to seal depth Method of joining casing: ☐ Threaded ☐ Welded ☐ Solvent Weld _____ Describe access port <u>1/2" Pipe threaded capped</u>				Thickness	Diameter	From	To	.025 inches	20 inches	0 feet	30 feet													Number	From	To																																																																							
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6. LOCATION OF WELL Sketch map location must agree with written location. <table border="1"><tr><td>N</td><td></td><td></td><td></td><td></td></tr><tr><td>W</td><td></td><td></td><td></td><td>E</td></tr><tr><td></td><td></td><td></td><td></td><td></td></tr><tr><td></td><td></td><td></td><td></td><td></td></tr><tr><td>S</td><td></td><td></td><td></td><td></td></tr></table> Subdivision Name _____ Lot No. _____ Block No. _____ County _____ <u>NW SW</u> Sec. <u>34</u> T. <u>9</u> N S. <u>20</u> E W		N					W				E											S					10. Work started <u>Aug 79</u> finished <u>Dec 10</u>																																																																						
N																																																																																																	
W				E																																																																																													
S																																																																																																	
11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>Kohlz Drilling</u> Firm No. <u>493</u> Address <u>1135 Valley Rd So</u> Date <u>Dec 79, 1991</u> Signed by (Firm Official) <u>Eldon Lind</u> and (Operator) <u>James M. Lind</u>																																																																																																	

FILMED
SEP 21 1992



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

January 31, 1992

ELDON LIND
MELBA JEAN LIND
RT 1 BOX 56
DECLO ID 83323

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 36-08583

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Be sure to note the special condition requiring you to install a measuring device. Enclosed, for your reference, is a list of measuring device options.

This permit authorizes the appropriation of trust water. Trust water is defined as that portion of a particular hydropower water right which exceeds certain minimum stream flows established by state action, and is held in trust by the State of Idaho for the use and benefit of the people within the state. Conditions pertaining to a term review, annual use fee and jurisdiction of the permit are trust water conditions.

Sincerely,

PAMELA SKAGGS
Technical Records Specialist

PS:blm

Enclosure

RECEIVED
FEB 27 1992

MEMORANDUM

TO: FILE

FROM: TIM LUKE

RE: APP. NO. 36-8583/Trust Processing & Rule 4,5,3. Info.

DATE: 1-27-92

The above application is a trust water filing which has been forwarded to the state office for final review and processing.

Statements on the application and rule 4,5,3. information indicate that the land has been irrigated with waste water and surface water from the Northside Canal Co. The applicants state however that they will discontinue use of the wastewater and move all of their canal shares to adjacent land. Due to several years of drought, the canal shares and wastewater apparently are not sufficient to cover all of the applicant's land. The groundwater source therefore will be a primary source of water for the land under this filing. Acreage shall be counted as trust acreage. Trust conditions are applicable.

The applicants have submitted the Water Appropriation Rule 4,5,3. information which is required for all filings seeking appropriation of more than 5.0 cfs and/or irrigation of more than 200 acres. The information submitted is of sufficient detail and appears to be acceptable.

RECORDED
FEB 07 1992

Elden Lind, Dole, Id

22, 1992

RECEIVED

JAN 23 1992

DEPARTMENT OF WATER RESOURCES

Department of Water Resources
Southern Region Office

APPLICATION FOR PERMIT NO. 36-08583

Enclosed find the additional information that was asked for.

RULE 4,5,3,1,2

An Aerial photo showing the proposed well and existing domestic wells is enclosed. There are no other irrigation wells within one-half mile of the proposed well.

RULE 4,5,3,1,3

The proposed well would be tied into the existing sprinkler system presently being used on that part of the farm. The present system has been using waste run off water from neighboring farms and water from Northside Canal Co. The waste water would now be allowed to run back into the Northside canal and our share water could be used to increase available water on other parts of the farm, when it was needed.

We are presently watering approximately 790 acres with 6 35 shares of Northside Canal Co. water. During the past drought years more water was needed on the farm than the 396 miners inches now allotted to us.

RULE 4,5,3,2,1

We have applied to use the water to sprinkle 294.66 acres. We need 200 inches of water to operate the complete system at one time. Peak use would divert 200 inches of underground water. Use would probably be near 200 inches anytime that the well was in use. However, we would still like to use Northside Canal Co. water in the existing system when it is available, and use the well to supplement, or as the sole source during periods of high water use demands.

Water is required for irrigation from April 1st through October 31st. The total volume of water from the well will not exceed 1100 acre feet per year.

RULE 4,5,3,2,2

The well has been drilled through lava into the Snake River Plains Aquifer. The well drilling log should be available.

RULE 4,5,3,3,1

We purchased the farm in 1987. No other easements or right-of-ways are needed.

RULE 4,5,3,3,2,

What other permits are needed?

RULE 4,5,3,4

The well is paid for. We will pay for construction as it is

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completed. No loans are involved. All costs will be paid this year.

RULE 4,5,3,4,2

Enclosed, find the measurements and plans to tie into the existing system.

RULE 4,5,3,5,1

Enclosed, find the letter needed from Northside Canal Company.

RULE 4,5,3,6,1

Enclosed, find the drawings and cost estimate of tying into the present system. Cost of the pump, panel and electric work estimated \$30,000.00. Total cost \$57,000.

RULE 4,5,3,6,3

This project will not create or eliminate any seasonal jobs. Because the well has already been drilled and all that is needed now is to install the pump, hook up the electricity to an existing line and tie into the existing irrigation system, the labor hours should be minimal.

RULE 4,5,3,6,5

The well has been checked and we need a 200 H.P. electric pump to lift and pressure the water. There is an existing Idaho Power Co. electric line at the site and Idaho Power has requested that we install a soft-start motor on the pump. The existing sprinkler system is already set for low pressure use.

RULE 4,5,3,6,6

There should be no return flow water. We would use canal water in the system when it was available and use the well as supplemental, thus conserving the ground water.

RULE 4,5,3,6,7

Elden and Melba Jean Lind own the land. Their son, Harvey Lind, operates the farm and plans to buy it.

Elden and Melba Jean Lind own and operate 700 acres in the Burley Irrigation District in Cassia County, Idaho.

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FEB 07 1992



Butte Irrigation Inc.

P.O. Box 790 • Paul, Idaho 83347 • 438-8103

No 1888

SALES CONTRACT

Page _____ of _____ Pages

Buyer: HARVEY LIND Elden Lind Date: 1-13-92
Address: Hazelton Farm Cust. P.O. # _____
Tel No. _____

The Parties agree to buy and sell as follows:

QUANTITY	DESCRIPTION	EST. PRICE	TOTAL
220	12" 100 LB PIP PVC	\$3.86	\$848.57
2	12" INDIVE, STEEL AND PVC STARTER	\$146.76	\$293.52
2	12" SPLIT Wye	\$265.00	\$530.00
2	CONCRET THRUST BLOCKS	\$50.00	\$100.00
10	6" X 10 GA. BARE STEEL	\$5.52	\$55.23
10	8" X 10 GA. BARE STEEL	\$7.09	\$70.92
20	12" X 10 GA. BARE STEEL	\$8.80	\$176.00
2	1200 GPM GALV. DRAGON FILTERS	\$920.00	\$1,840.00
1	8" BUTTERFLY VALVE, LEVER	\$175.56	\$175.56
1	8" CHEMIGATION VALVE	\$300.00	\$300.00
1	12" waffer style chem valve w port	\$480.00	\$480.00
2	8" FLANGE	\$19.33	\$38.67
2	8" FLANGE BOLTS AND GASKETS	\$10.17	\$20.35
2	12" FLANGE BOLTS AND GASKETS	\$19.76	\$39.52
2	3" AIR VALVE & NIPPLE	\$60.87	\$121.73
2	SHORT CONE 12 X 10	\$13.86	\$27.71
3	3/4 HOSE BIB WITH NIPPLE	\$5.33	\$16.00
3	LIQUID FILLED GUAGE W/ COUPLER	\$18.00	\$54.00
2	3" WATERMAN PRESSURE RELIEF W/ NIPPLE	\$95.71	\$191.43
30	WELDING ESTIMATE PER HOUR	\$28.00	\$840.00

TOTAL \$6,219.21

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Department of Water Resources
Southern Region Office

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PRICE: The goods will be sold at the price in effect at the time of delivery. The price has been estimated in reliance upon the terms of this agreement. The terms are negotiable, but will require an increase in price.

PLACE OF DELIVERY: _____

Special Instructions: _____

Failure to deliver by the projected delivery date is not a breach of this agreement. If goods are not delivered prior to _____ Buyer may cancel, but have NO other remedy.

NO EXPRESS OR IMPLIED WARRANTIES BY BUTTE: GOODS ARE SOLD BY BUTTE AS IS. MANUFACTURER'S WARRANTIES MUST BE ENFORCED AGAINST THE MANUFACTURER.

TERMS: I have read and understood the terms and conditions on both sides of this form, and agree to them. _____

DO NOT SIGN: If you have not read, do not understand or disagree with any of the terms set forth on either side of this form.

INITIAL

ACCEPTED FOR BUTTE IRRIGATION INC., BY

BUYER SIGNATURE

WHITE - OFFICE

DATE

YELLOW - FILE

AUTHORIZED SIGNATURE

PINK - CUSTOMER

DATE

TERMS

1. THIS WRITING IS INTENDED TO BE THE FINAL EXPRESSION OF THE PARTIES AGREEMENT and is intended also as a complete and exclusive statement of the terms of their agreement. It is not to be modified by a course of prior dealings between the parties nor usage of trade. If construction of this agreement is necessary it is agreed by the parties that it be constructed within its four corners. Any modification of the terms of this agreement shall be by a writing signed by both of the parties.

2. LIMITATION OF ACTION: Any action for breach of this contract must be commenced within one (1) year after the cause of action has accrued.

3. TITLE to the goods remains with Butte until paid in full. Butte is hereby appointed Buyer's attorney-in-fact for the purpose of executing financing statements or other documents necessary to perfect this security interest.

4. ATTORNEY FEES incurred in enforcing this contract will be paid by the defaulting party, regardless of whether an actual lawsuit is filed.

5. PAYMENT is due on the date of delivery. A late charge of 1½% per month (annual percentage rate of 18%) will be applied to past due accounts.

6. FREIGHT is charged from Butte's yard.

7. INSTALLATION: If this contract involves installation, the parties shall execute a separate written agreement regarding installation. If no signed writing exists, installation shall be the responsibility of the Buyer.

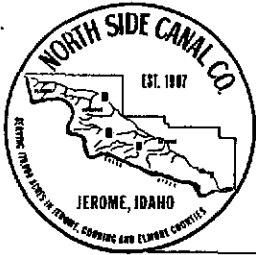
8. MODIFICATION AND LIMITATION OF REMEDIES: The Buyer agrees that its exclusive remedy shall be the return of the goods to Butte and recovery of the purchase price less reasonable rental value for the period of Buyer's possession. The Buyer shall bear the risk of loss during the period of possession, and upon return of the goods reimburse Butte for any loss. INCIDENTAL AND CONSEQUENTIAL DAMAGES ARE EXCLUDED.

9. ACCEPTANCE FINAL: If Buyer accepts goods tendered under this contract, his acceptance shall be final and irrevocable. No attempted revocation of acceptance shall be effective.

10. RIGHT TO CURE: If the Buyer rejects any goods tendered under this agreement, the Seller shall have the right to cure by substituting a conforming tender within ten (10) days from the date of the rejection.

11. CONTINGENCIES: All quotations and agreements are contingent upon strikes, accidents, fire, availability of materials and all other causes beyond the control of Butte Irrigation. Product model change or design subject to change without notice.

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NORTH SIDE CANAL COMPANY

921 North Lincoln • Jerome, Idaho 83338 • (208) 324-2319

January 20, 1992

Mr. Elden Lind
Route #1
Declo, Idaho 83323

Dear Mr. Lind:

The North Side Canal Company has no objection to you drilling a well for supplemental water for 200 inches at your farm in Hazelton, Idaho.

Since you are short of Canal Company water, there is no objection, if the Department of Water Resources agrees. This well will not impact the Canal Company's water right.

Yours truly,

Ted Diehl
Manager

pjw:TD

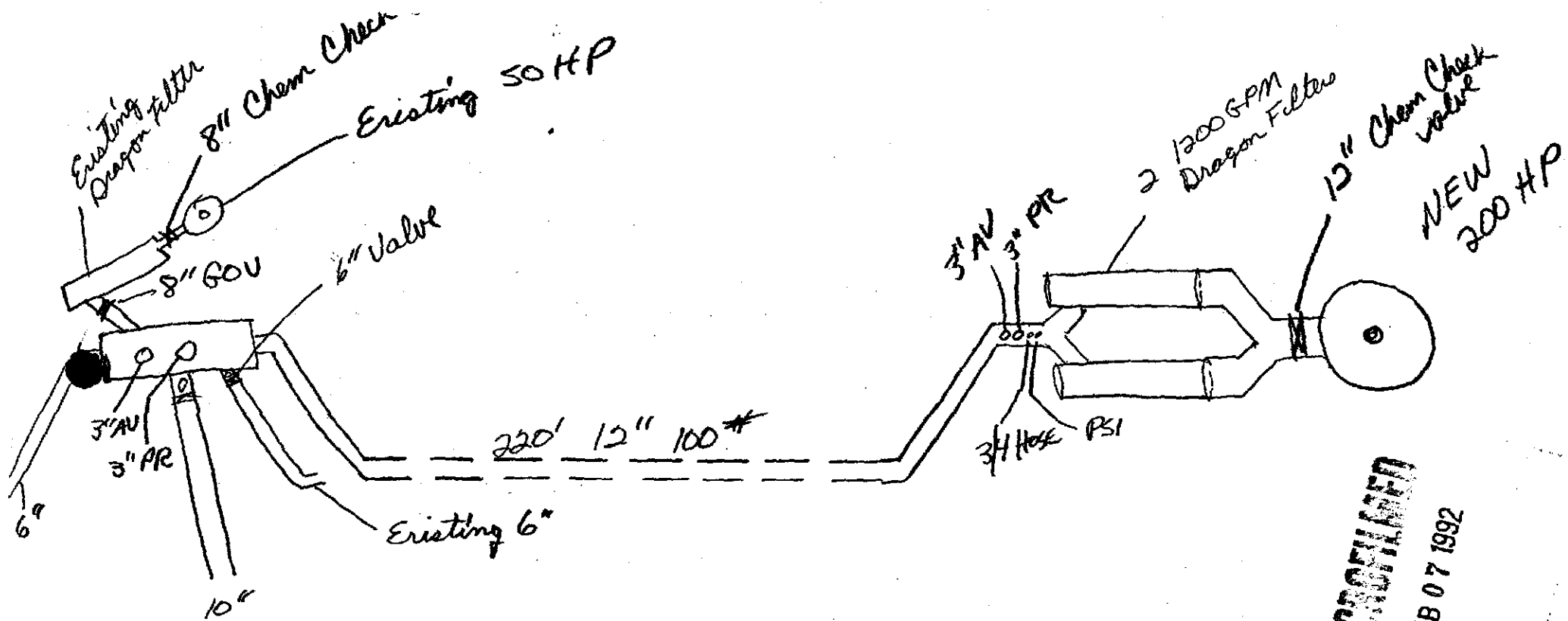
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JAN 23 1992

Department of Water Resources
Southern Region Office

MAINTAINED

FEB 07 1992



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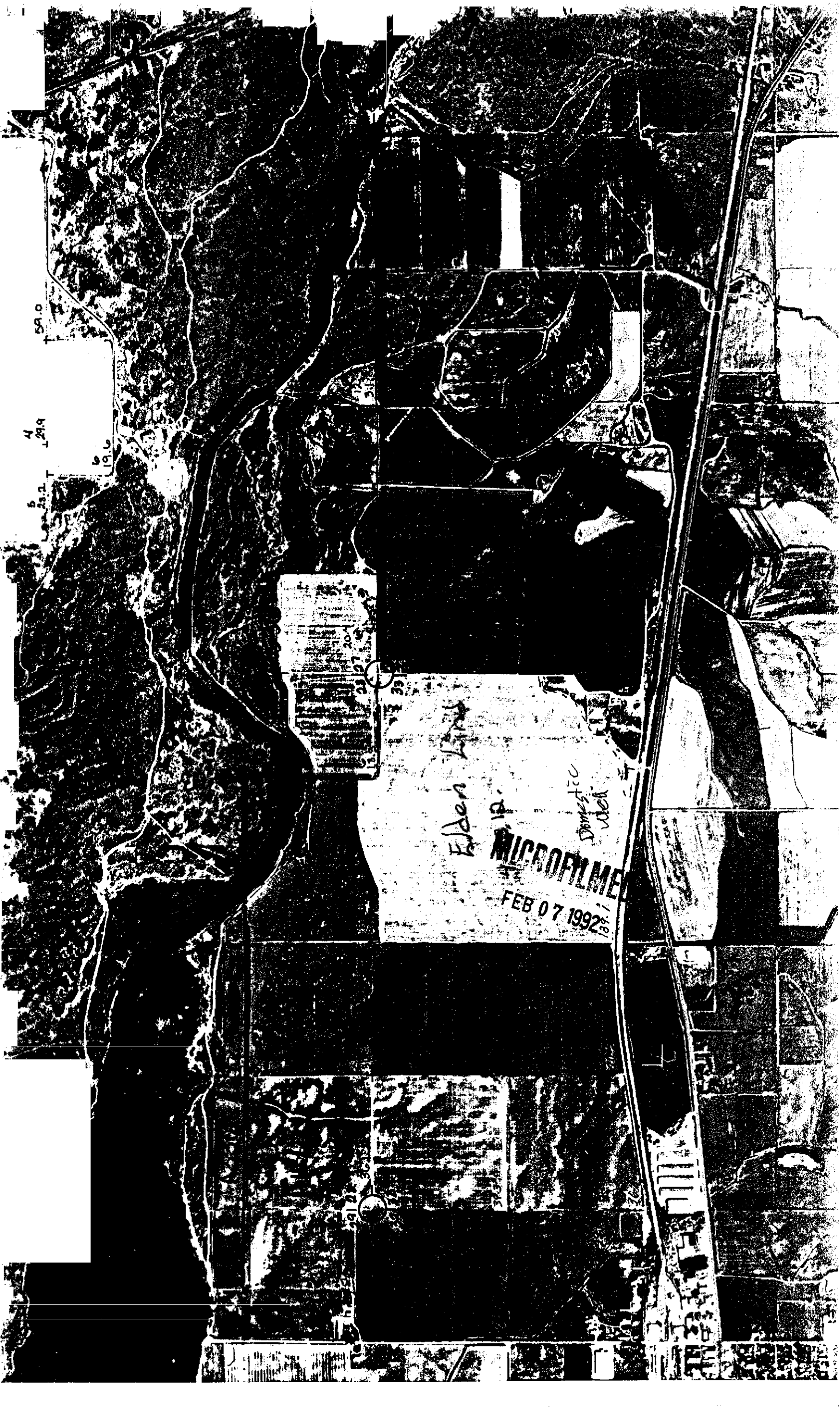
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Eldon Lind
Hazelton Farm

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Department of Water Resources
Southern Region Office



196
1969
1970

196
1969
1970

Elden Line
Domestic
Microfilm
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ADDRESS

ADDRESS/CITY/STATE

41F

691 EAST 400 SOUTH

JEROME ID

83338

09S 17E 11 NW SW

16 EAST 400 SOUTH

JEROME ID

83338

09S 17E 11 SE NW

433 SOUTH 700 EAST

JEROME ID

83338

09S 18E 7 SE NE

ROUTE 3

JEROME ID

83338

09S 17E 16 NW

NO ADDRESS

09S 20E 32 SW

201 NORTH BIRCH
INSIDE ACREAGETAX 2 A232
JEROME ID

83338

08S 16E 13 SE NE

623 H ST

RUPERT ID

83350

09S 24E 20 SE SW

ROUTE 1 BOX 56

DEELO ID

83323

09S 20E 28 SW SW

09S 20E 29 SE SW

09S 20E 29 SE SE

09S 20E 33 NE NE

09S 20E 33 SW NW

09S 20E 34 NW NE

09S 20E 34 SW NE

09S 20E 34 NE NW

09S 20E 34 NW NW

09S 20E 34 SE NW

09S 20E 34 NE SE

09S 20E 23 SW SE

10S 23E 15 SE NE

10S 24E 4 SW NW

09S 25E 2 LD T 9

07S 13E 13 SE SW

10S 23E 5 NE NE

10S 23E 5 NW NE

10S 23E 4 NW NW

10S 23E 5 NW NW

09S 23E 25 NE SE

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JAN 23 1992

Department of Water Resources
Southern Region Office

127 acres short

36-8583

ROUTE 1 BOX 56

DEELO ID

83323

RT 2 BOX 2282

HEYBURN ID

83335

KLINDAUER, JOHN

RT 1 BOX 142

RUPERT ID

83350

BOX 72

MINIDOKA ID

83343

2697 S 1050 E

HAGERMAN ID

83332

RT 2 BOX 2336

PAUL ID

83347

RT 2 BOX 2254

PAUL ID

83347

RT 2 BOX 2254

PAUL ID

83347

RUPERT ID

83350

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14.81
15
13
0
36.4
31.3

marked



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

24-Dec-1991

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

ELDON &/OR MELBA JEAN LIND
RT 1 BOX 56
DECLO ID 83323

RE: APPLICATION FOR PERMIT NO. 36-08583

Dear Applicants:

Legal advertising has been completed on the above referenced application with no protests filed against the application.

A review of the application indicates additional information is required to be made part of the application file pursuant to Idaho Code provisions and the department's Rules and Regulations for Water Appropriation. The attached sheet(s) give details regarding the information which is requested.

Failure to supply the requested information within 30 days from the date of this letter could result in a regional recommendation that the application be declared void.

If you have any questions or if this office can be of further assistance, please feel free to contact us.

Sincerely,

Douglas Jones, E. I. T.
Water Resources Engineering Specialist

DJ:MB

Enclosure

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IDAHO DEPARTMENT OF WATER RESOURCES RULES AND REGULATIONS

4,5,3. Information to be submitted

The following information shall be submitted for applications to appropriate unappropriated water or trust water and for permits being reprocessed for trust water. The additional information submittal requirements of this rule are waived for filings which seek to appropriate five (5) cfs or less or storage of five hundred acre-feet (500 A-F) or less and for filings seeking reallocation of trust water which the director determines will reduce the flow of the Snake River measured at Murphy Gauge by not more than two (2) acre-feet per day. For filings proposing irrigation as a purpose of use, the additional information is required if more than 200 acres will be irrigated. However, the director may specifically request submittal of any of the following information for any filing, as he determines necessary.

4,5,3,1. Information relative to the effect on existing water rights, Section 42-203A(5)(a), Idaho Code, shall be submitted as follows:

4,5,3,1,1. For applications appropriating springs or surface streams with 5 or fewer existing users, either the identification number, or the name and address of the user, and the location of the point of diversion and nature of use for each existing water right shall be submitted.

4,5,3,1,2. For applications appropriating groundwater, a plat shall be submitted locating the proposed well relative to all existing wells and springs and permitted wells within a one-half mile radius of the proposed well.

4,5,3,1,3. Information shall be submitted concerning any design, construction, or operation techniques which will be employed to eliminate or reduce the impact on other water rights.

4,5,3,2. Information relative to sufficiency of water supply, Section 42-203A(5)(b), Idaho Code, shall be submitted as follows:

4,5,3,2,1. Information shall be submitted on the water requirements of the proposed project, including, but not limited to, the required diversion rate during the peak use period and the average use period, the volume to be diverted per year, the period of year that water is required, and the volume of water that will be consumptively used per year.

4,5,3,2,2. Information shall be submitted on the quantity of water available from the source applied for, including, but not limited to, information concerning flow rates for surface water sources available during periods of peak and average project water demand, information concerning the properties of the aquifers that water is to be taken from for groundwater sources, and information on other sources of supply that may be used to supplement the applied for water source.

4,5,3,3. Information relative to good faith, delay, or speculative purposes of the applicant, Section 42-203A(5)(c), Idaho Code, shall be submitted as follows:

4,5,3,3,1. The applicant shall submit copies of deeds, leases, easements or applications for rights-of-way from

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federal or state agencies documenting a possessory interest in the lands necessary for all project facilities and the place of use or if such interest can be obtained by eminent domain proceedings the applicant must show that appropriate actions are being taken to obtain the interest. Applicants for hydropower uses shall also submit information required to demonstrate compliance with Sections 42-205 and 42-206, Idaho Code.

4,5,3,3,2. The applicant shall submit copies of applications for other needed permits, licenses and approvals, and must keep the department apprised of the status of the applications and any subsequent approvals or denials.

4,5,3,4. Information Relative to Financial Resources, Section 42-203A(5) (d), Idaho Code, shall be submitted as follows:

4,5,3,4,1. The applicant shall submit a current financial statement certified to show the accuracy of the information contained therein, or a financial commitment letter along with the financial statement of the lender or other evidence to show that it is reasonably probable that financing will be available to appropriate the water and apply it to the beneficial use proposed.

4,5,3,4,2. The applicant shall submit plans and specifications along with estimated construction costs for the project works. The plans shall be definite enough to allow for determination of project impacts and implications.

4,5,3,5. Information Relative to Conflict with the Local Public Interest, Section 42-203A(5) (e), Idaho Code, shall be submitted as follows:

4,5,3,5,1. The applicant shall seek comment and shall submit all letters of comment on the effects of the construction and operation of the proposed project from the governing body of the city and/or county and tribal reservation within which the point of diversion and place of use are located, the Idaho Department of Fish and Game, the Idaho Department of Health and Welfare, Division of Environment, and any irrigation district or canal company within which the proposed project is located and from other entities as determined by the director.

4,5,3,6. The following information Relative to the Public Interest Criteria of Section 42-203C(2), Idaho Code, shall be submitted by an applicant seeking reallocation of trust water for a project which the director determines will reduce the flow of the Snake River by more than two (2) acre-feet per day. For filings proposing irrigation as a purpose of use, the additional information is required if more than 200 acres will be irrigated. The director may request any or all of the following information for any filing seeking the reallocation of trust water.

4,5,3,6,1. A project design and estimate of cost of development shall be submitted. For applications appropriating more than 25 cfs, or 10,000 AF of storage, or generating more than 5 megawatts, the information shall be prepared and submitted by a qualified engineer licensed under the provisions of Chapter 12, Title 54, Idaho Code, unless waived by the director. The design shall be definite enough to reflect the project's impacts and implications as required in subsequent rules.

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4,5,3,6,2. If the project proposes development for irrigation purposes, information shall be submitted on crop rotation, including acreages, for lands when newly developed.

4,5,3,6,3. Information shall be submitted concerning the number and kinds of jobs that will be created or eliminated as a direct result of project development including both the construction and operating phases of the project. If jobs are seasonal, the estimated number of months per year of employment shall be submitted.

4,5,3,6,4. For applications or permits being reprocessed for more than 25 cfs, or more than 10,000 AF of storage, or more than 5 megawatts, information shall be submitted concerning the changes to community services that will be required during the construction and operation phases of the project including, but not limited to, changes to schools, roads, housing, public utilities and public health and safety facilities, if any.

4,5,3,6,5. Information shall be submitted concerning the source of energy for diverting and using water for the project, the estimated instantaneous demand and total amount of energy that will be used, the efficiency of use, and energy conservation methods.

4,5,3,6,6. Information shall be submitted concerning the location, amount, and quality of return flow water, and any water conservation features of the proposed project.

4,5,3,6,7. If the project proposes irrigation as a use, information shall be submitted concerning the kinship, if any, of the operator of the land to be irrigated by the project to the applicant, the location and acreage

of other irrigated lands owned, leased, or rented by the applicant, the names, addresses and number of shares held by each shareholder if the applicant is a corporation, evidence of tax-exempt status if a corporation is so claiming, a soil survey prepared in accordance with the U.S. Soil Conservation Service irrigable land classification system, and a schedule for bringing into production the project lands.

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JUL 27 1992

FROM *State Office*DATE *12-18-91*TO *Southern Region*SUBJECT *Rule 4, 5, 3 info*

This application, 36-8583, is for irrigation of more than 200 acres and Rule 4, 5, 3 information needs to be collected before it can be processed.

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Cam Skaggs

SIGNATURE



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

19-Apr-1991

ELDON &/OR MELBA JEAN LIND
RT 1 BOX 56
DECLO ID 83323

Re: Application for Permit No. 36-08583

Dear Applicant (s):

The Department of Water Resources acknowledges receipt of your water right application for permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

This office will be advertising the application in the North Side News on 5/1 & 5/8/91. 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. When a permit is issued, you will be sent a copy. 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,

Douglas Jones, E. I. T.
Water Resources Engineering Specialist

DJ:MB

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AFFIDAVIT of PUBLICATION

State of Idaho }
County of Jerome } ss.

Patty Nance, being first duly sworn, deposes and says that she is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, 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 1st day of May, 19 91, and the date of the last publication was on the 8th day of

May, 19 91.
Patty Nance
Subscribed and sworn to before me this 8th day of May, 19 91.
(SEAL)

Nicolas J. ...
NOTARY PUBLIC

NORTH SIDE NEWS
Jerome, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice _____
Number of Insertions 2 X

Lines tabular at _____ 6¢/Pica
365.6 Lines straight at 18.28 5¢/Pica
Subsequent lines at 14.63 4¢/Pica
TOTAL COST 32.91

COPY OF NOTICE

(Paste Here)

Not. Appl. Tr. Wat. Rt.
FILE OF NOTICE
E. Lind
36-09583
PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

J D W R. T.F.
BILL TO

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

36-08583

LIND, ELDON
LIND, MELBA JEAN
RT. 1 BOX 56
DECLO, ID 83323
Source: GROUNDWATER
Diversions Pt: NWNESW Sec 34 T 09S R 20E
Use: IRRIGATION (4.000 CFS)
Total Diversion: (4.000 CFS)
Date Filed: 2/22/1991
In: T09S R20E S33 SENE
S34 NWNE SWNE NENW NWNW
SWNW SENW NESW NWSW
NWSE
286.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 222 Shoshone St. East, Twin Falls, Idaho 83301 on or before MAY 20, 1991.

R. Keith Higginson
Director
N4708

Pub: 5-1, 8

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1984)

7-8 pt. per line tabular.....6¢/Pica
7-8 pt. per line straight.....5¢/Pica
7-8 pt. per line successive
insertions.....4¢/Pica

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MAY 09 1991
No 5029
Department of Water Resources
Southern Region Office
4708

NOTICE OF APPLICATION FOR TRUST WATER RIGHT

36-08583

LIND, ELDON
LIND, MELBA JEAN
RT. 1 BOX 56
DECLO, ID 83323

Source: GROUNDWATER

Diversion Pt: NWNESW Sec 34 T 09S R 20E

Use: IRRIGATION (4.000 CFS)
Total Diversion: (4.000 CFS)

Date Filed: 2/22/ 1991

In: T09S R20E S33	SENE			
S34	NWNE	SWNE	NENW	NWNW
	SWNW	SENE	NESW	NWSW
	NWSE			

286.0 ACRES TOTAL

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R. Keith Higginson, Director

Published 5/ 1/1991 & 5/ 8/1991

✓

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region
222 Shoshone Street East
Twin Falls, ID 83301
(208)734-3578

APRIL 17, 1991

NORTH SIDE NEWS
P.O. BOX 468
JEROME, ID 83338

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before MAY 20, 1991.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

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State of Idaho
Department of Water Resources

APPLICATION FOR DRILLING PERMIT

1. Applicant (please print) Eldon Lind
2. Mailing Address Rt. 1 Box 56, Declo, ID 83223
Telephone 654-2511
- ☒ Well Owner ☐ Well Operator ☐ Other, specify _____
3. Proposed well location NE 1/4 SW 1/4, or Gov't Lot No. _____
Sec. 34, Twp. 9S, Rge. 20E, County Jerome
Street Address of Well Site _____
Lot, block and subdivision _____
4. Proposed use of well:
☐ Domestic: The use of water for homes, organization camps, public campgrounds, livestock and for any other purposes in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.
Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.
☒ Non-Domestic: Any beneficial use not included within the definition of domestic.
☐ Injection
☐ Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____
5. Well construction information:
A. ☒ New well ☐ Deepen ☐ Replace - See Condition 9
B. Proposed Surface Diameter 20" Proposed Maximum Depth _____
C. Anticipated bottom hole temperature:
☒ 85°F or less (Cold water well)
☐ 85°F to 212°F (Low temp. geothermal well)
☐ 212° or more (Geothermal well)
6. Construction Start Date As soon as drilling permit is approved - 8-20-91
7. Anticipated Well Driller E Delbert Kohtz Drilling
NOTE: The actual well driller must be identified prior to drilling.
8. Applicant's signature Eldon Lind Date 2-22-91
Title _____
(Owner, Firm Representative, Other)

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ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is

Approved

Date

8/19/91

If approved, this permit authorizes the constuction or modification of a well subject to the following conditions. READ CAREFULLY.

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfar which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling perm at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a wel
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the we owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules an Regulations.

SPECIFIC CONDITIONS:

By accepting this permit and commencing construction, Applicant acknowledges that he accepts all risk that the well may not ultimately be approved for use.


Signature of Authorized Department Representative

FOR LOREN HOLMES


Title

Receipt No. 5013045 Received by JD Fee \$200. Date 2-22-91

RECEIVED
FEB 07 1992

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension is good for 60 days beyond the above extension approval date.

Drilling permit No. 36-91-S-136

~~App. water right~~ No. 36-08583

REQUEST FOR EXPEDITED ISSUANCE OF A DRILLING PERMIT

Eldon Lind, Applicant, requests issuance of a drilling permit prior to approval of a water right to withdraw water from the well.

The request is made for the following reason(s):

A driller is finally available to drill the hole.

Applicant understands that the drilling permit does not constitute a water right and does not authorize diversion or use of water from the well.

Applicant acknowledges that by accepting a drilling permit and commencing construction he accepts all risk that the well may not ultimately be approved for use.

Date 19 Aug 1991

Signature

Eldon Lind

Applicant

FEB 07 1992