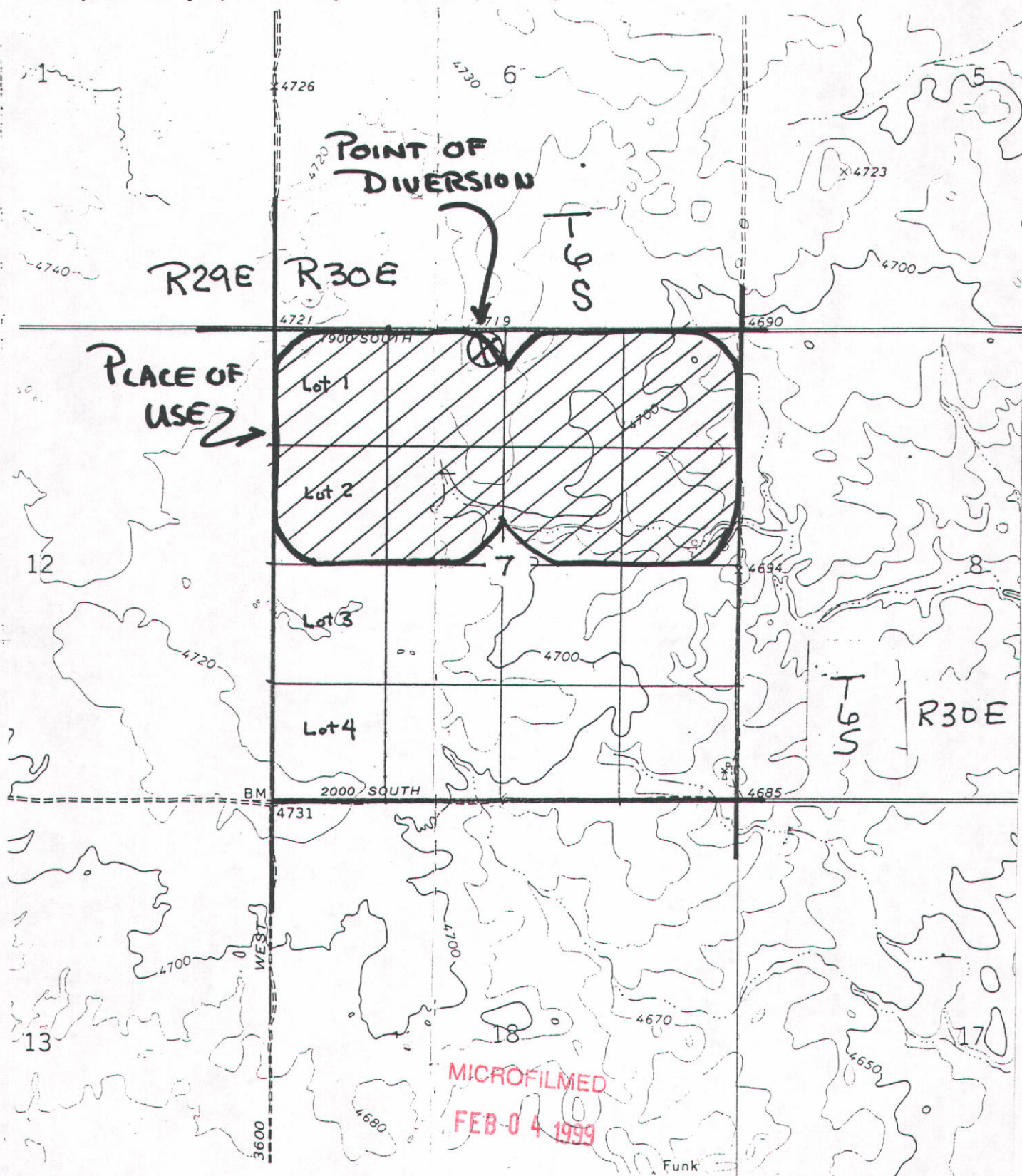
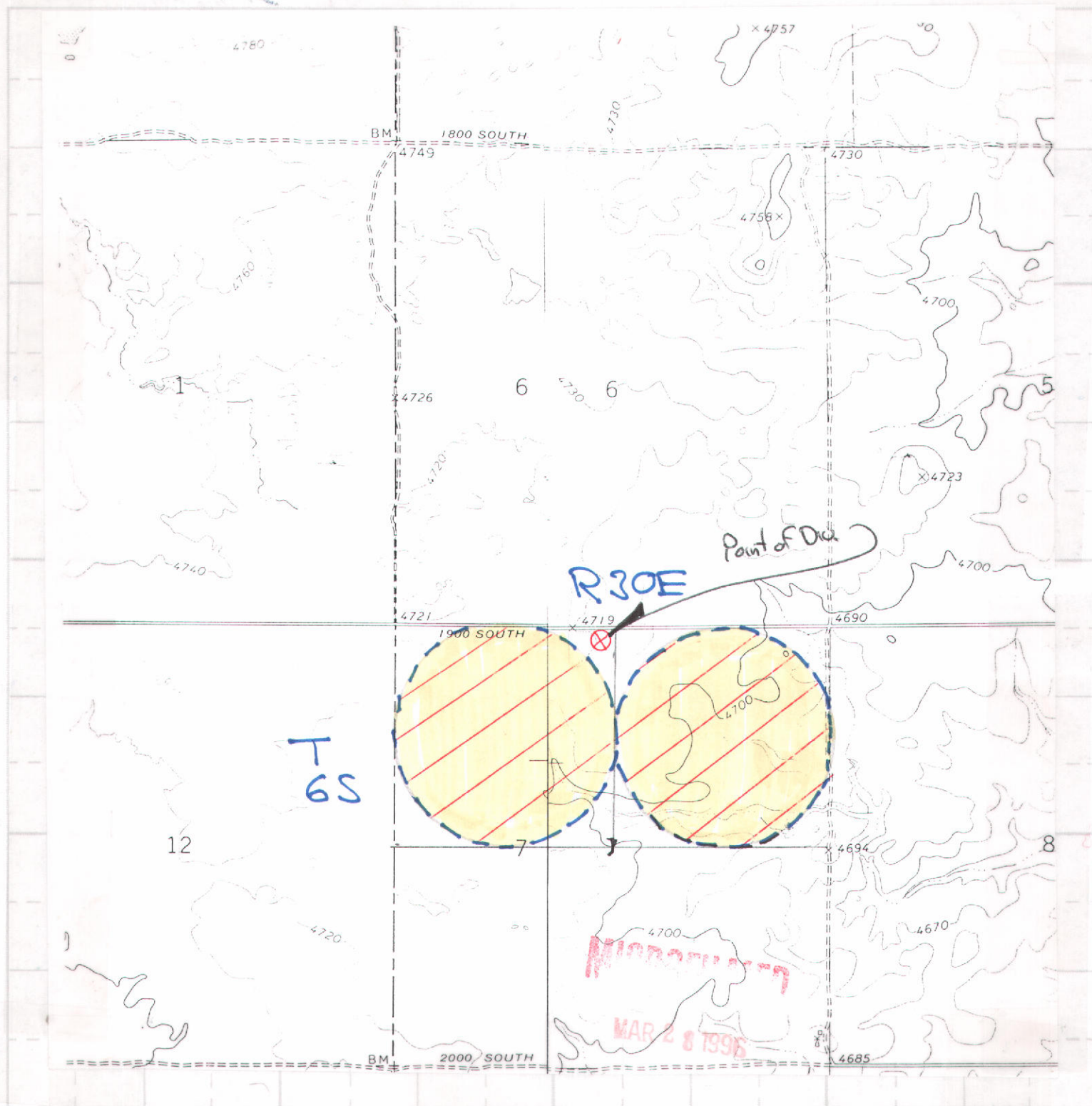




STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



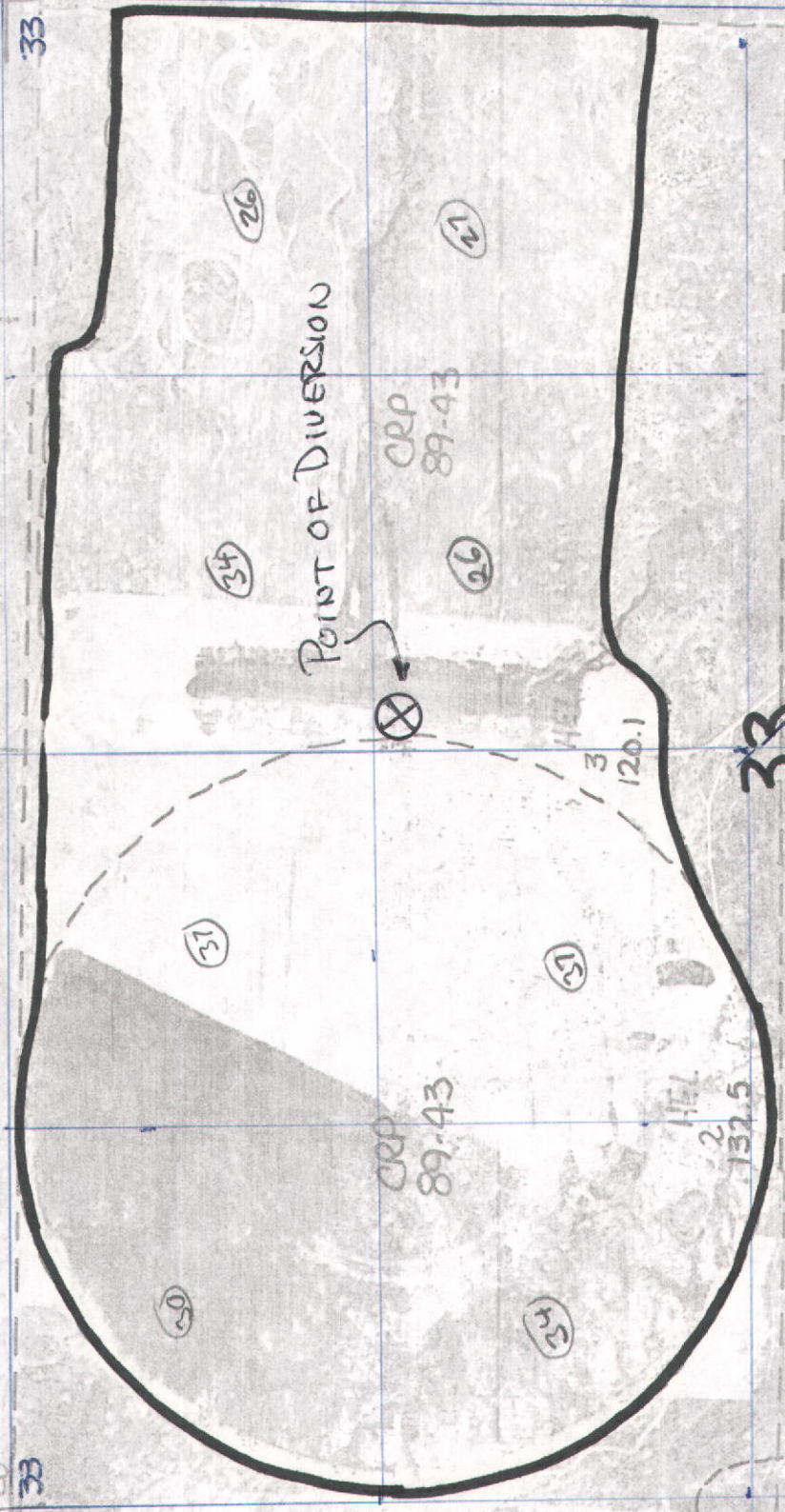
251000s

R30E

28 27
33 34

29 28
32 33

T2270
1051



T4S

CRP
89-43

CRP
89-43

CRP
89-43

Point of Diversion

68

HEL
132.5

120.1

33

T4S

R30E

T4S

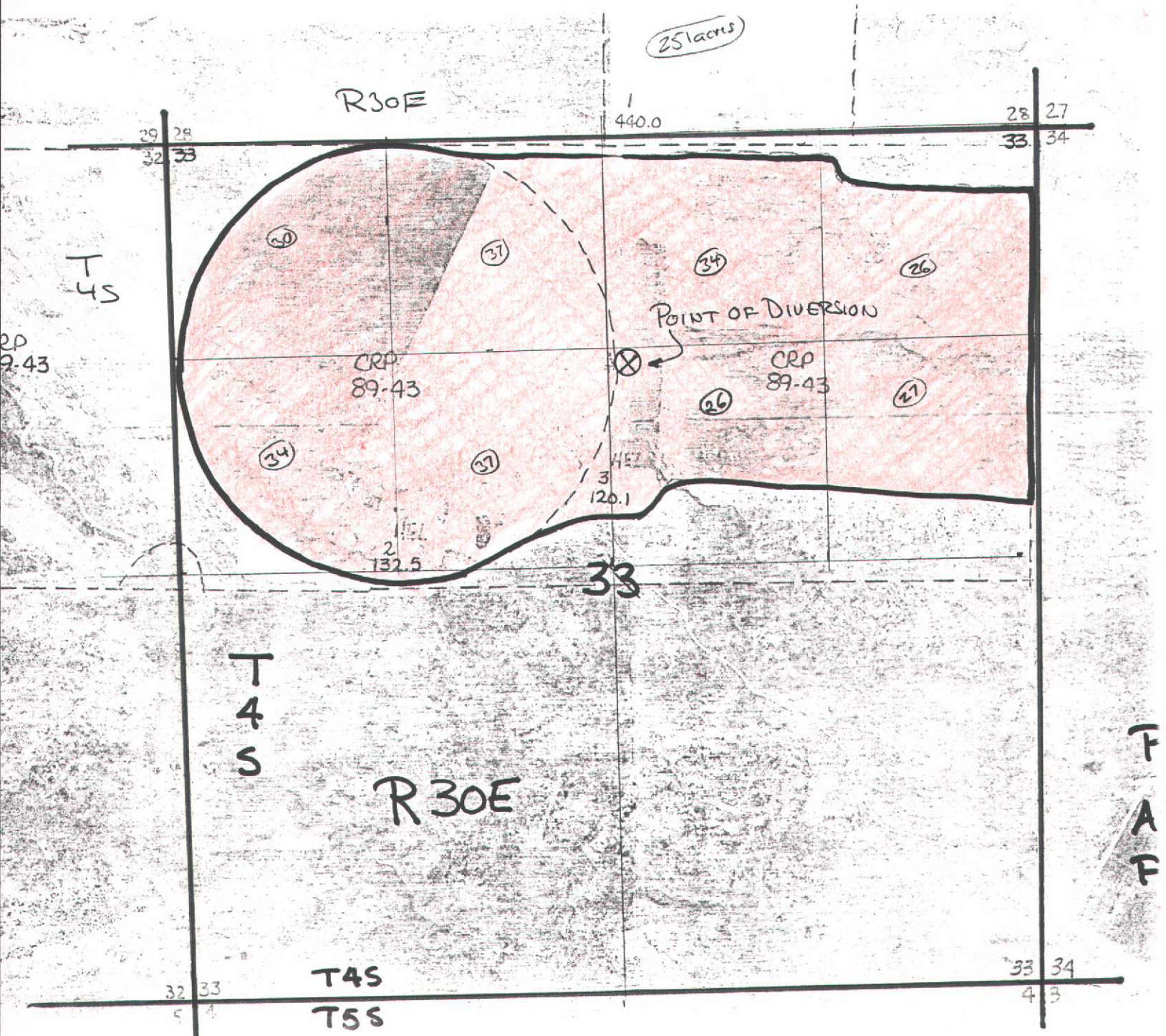
T5S

32 33
5 4

33 34
4 3

P/u confirmed with
ASCS COMPLIANCE
FLIGHT SLIDES
KCW
8-11-92

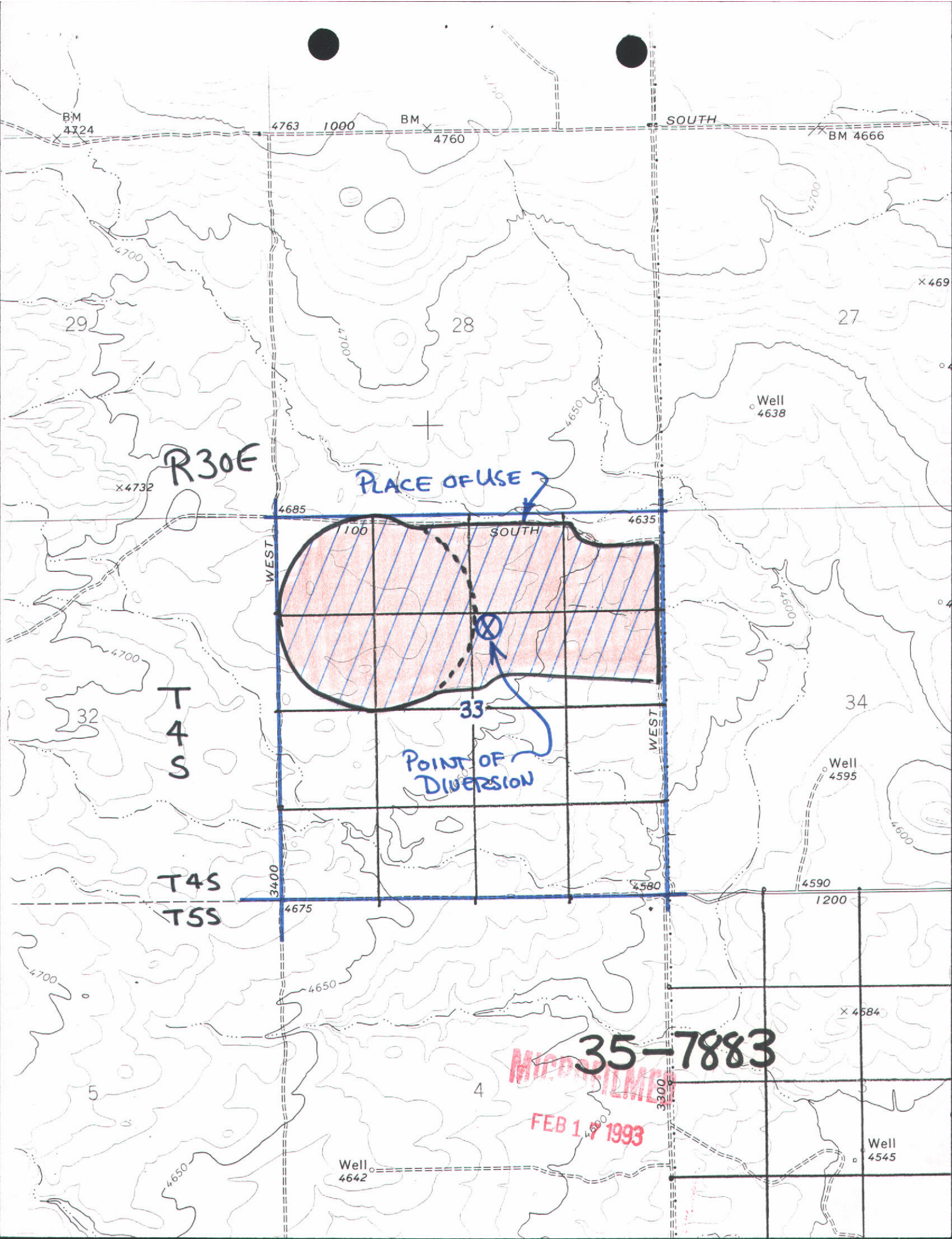
35-7883



MICROFILMED

FEB 17 1993

35-7883



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5304
WATER RIGHT NO(S). 35-07883/35-07953B/35-08143/35-08747B

This is to certify that: **RUFF TIMES FARMS**
C/O DOUG RUFF
3005 W 2100 S
ABERDEEN ID 83210

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 35-07883 : IRRIGATION Priority: 01/31/1980	04/01 to 10/31	3.74 CFS	1004.0 AF
Right No. 35-07953B : IRRIGATION Priority: 02/23/1981	04/01 to 10/31	0.09 CFS	32.0 AF
Right No. 35-08143 : IRRIGATION Priority: 05/18/1983	04/01 to 10/31	0.32 CFS	64.0 AF
Right No. 35-08747B : IRRIGATION Priority: 04/07/1989	04/01 to 10/31	0.50 CFS	100.0 AF
TOTAL:		4.65 CFS	1200.0 AF

SOURCE
GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 7, Township 06S, Range 30E
BINGHAM 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>
06S	30E	7	NENE 38	NWNE 37	SWNE 37	
			SENE 38	NENW 38	NWNW 37	
			SWNW 37	SENW 38		300
Total number of acres irrigated:						* 300

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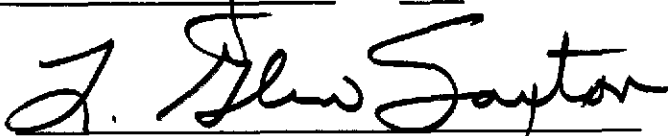
FEB 04 1989

TRANSFER NO. 5304
WATER RIGHT NO(S). 35-07883/35-07953B/35-08143/35-08747B

CONDITIONS OF APPROVAL AND REMARKS

1. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- * 6. Right 35-07883 is limited to the irrigation of 251.0 acres in the place of use described above in a single irrigation season.
- * 7. Right 35-07953B is limited to the irrigation of 8.0 acres in the place of use described above in a single irrigation season.
- * 8. Right 35-08143 is limited to the irrigation of 16.0 acres in the place of use described above in a single irrigation season.
- * 9. Right 35-08747B is limited to the irrigation of 25.0 acres in the place of use described above in a single irrigation season.
10. Rights 35-08143 and 35-08747B are for the use of trust water and are subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
11. Diversion and use of water under Rights 35-08143 and 35-08747B is is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.

Dated this 11th day of January, 1999.


Chief, Water Allocation Bureau

MICROFILMED

FEB 04 1999

DOUGLAS GLASCOCK
POWER COUNTY ASSESSOR
COURTHOUSE
543 BANNOCK
AMERICAN FALLS, ID 83211
FORWARD & ADDRESS CORRECTION

IMPORTANT NOTICE-PLEASE READ

CATEGORY DESCRIPTION	LOTS/ACRES	MARKET VALUE
1 IRRGTD AG	65.000 AC	44,586
19 WASTE	15.000 AC	
	80.000	44,586*

1997
TAXPAYER'S
VALUATION

ASSESSMENT NOTICE
TAXES ARE BASED ON THE VALUATION
LISTED ON THIS STATEMENT
IF THERE ARE ANY QUESTIONS
REGARDING THIS STATEMENT
NOTIFY THE ASSESSOR'S OFFICE BEFORE
JULY 3, 1997

See the reverse side for further references
KEEP THIS COPY FOR YOUR RECORDS

PROPERTY ADDRESS

PARCEL NUMBER RP D0070-00
S10 T6S R29E
W2SW,

A

Mail To:

VOLLWEILER ARTHUR J. ET-UX
X RUFF SHERMAN L. ET-AL DBA
RUFF TIMES FARMS
3005 W 2100 S
ABERDEEN ID 83210

RONALD SIMMONS
BINGHAM COUNTY ASSESSOR
P.O. BOX 310
BLACKFOOT, ID 83221

IMPORTANT NOTICE-PLEASE READ

ADDRESS CORRECTION REQUESTED

CATEGORY DESCRIPTION	LOTS/ACRES	MARKET VALUE
1 IRRGTD AG	325.000 AC	59,493
3 DRY AGR	250.000 AC	29,549
5 DRY GRAZING	53.000 AC	265
19 WASTE	12.120 AC	
32 RURAL IMP ON AG		14,808
	640.120	104,115*

PRESORTED
FIRST CLASS MAIL
U.S. POSTAGE PAID
BLACKFOOT, ID 83221
PERMIT NO. 196

1997
TAXPAYER'S
VALUATION

ASSESSMENT NOTICE
TAXES ARE BASED ON THE VALUATION
LISTED ON THIS STATEMENT

IF THERE ARE ANY QUESTIONS
REGARDING THIS STATEMENT
NOTIFY THE ASSESSOR'S OFFICE BEFORE
JUNE 23, 1997

See the reverse side for further references
KEEP THIS COPY FOR YOUR RECORDS

PROPERTY ADDRESS

PARCEL NUMBER RP 0011900

A

Mail To:

T6S R30E SEC 07
ALL SEC

RUFF TIMES FARMS

3005 W 2100 S
ABERDEEN

ID 83210

MICROFILMED
FEB 04 1999

RECEIVED

DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 10 1998

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

SEP 14 1998

Department of Water Resources
Eastern Region

Name of applicant RUFF TIMES FARMS % Doug Ruff Phone (208) 397-4660
 Post Office address 3005 W 2100 S, ABERDEEN, ID 83210

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes To accommodate irrigation using center pivots with corner catchers and to reflect actual point of diversion for water rights under the pivots.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>35-07883</u>	<u>01/31/1980</u>	<u>3.74 cfs</u>	<u>IRRIGATION</u>	<u>4/1</u> to <u>10/31</u>
<u>35-07953(B)</u>	<u>02/23/1981</u>	<u>0.09 cfs</u>	<u>IRRIGATION</u>	<u>4/1</u> to <u>11/1</u>
<u>35-08143</u>	<u>05/18/1983</u>	<u>0.32 cfs</u>	<u>IRRIGATION</u>	<u>4/1</u> to <u>11/1</u>
<u>35-08747 B</u>	<u>04/07/1989</u>	<u>0.50 cfs</u>	<u>IRRIGATION</u>	<u>4/1</u> to <u>10/31</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 4.65 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water GROUND WATER tributary to _____

4. Point(s) of Diversion: _____

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		<u>NE</u>	<u>NW</u>	<u>7</u>	<u>6S</u>	<u>30E</u>	<u>BINGHAM</u>	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>6S</u>	<u>30E</u>	<u>7</u>	<u>38</u>	<u>37</u>	<u>37</u>	<u>38</u>	<u>38</u>	<u>37</u>	<u>37</u>	<u>38</u>									<u>300</u>

MICROFILMED Total acres 300

FEB 04 1999

PART 1

6. General Information:

a. Description of diversion system Well, pump mainline to two center pivots with
CORNER CATCHERS

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

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

ACRES NO LONGER WILL BE IRRIGATED

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

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

Witness my hand this _____ day of _____, 19 _____

MICROFILMED

FEB 04 1999

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 35-07883

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	3.74 CFS	1004.0 AF

SOURCE

GROUNDWATER

Priority: 01/31/1980

LOCATION OF POINT(S) OF DIVERSION:NENW , Sec. 7, Township 06S, Range 30E
BINGHAM CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	30E	7	NENE 35	NWNE 39	SWNE 29	
			SENE 27	NENW 34	NWNW 32	
			SWNW 26	SENW 29		251
			Total number of acres irrigated:			251

CONDITIONS/REMARKS:

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
3. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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FEB 04 1993

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

MICROFILMED
SEP 9 1999

Total acres _____

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 35-07953

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	2.40 CFS	420.0 AF

SOURCE

GROUNDWATER

Priority: 02/23/1981

LOCATION OF POINT(S) OF DIVERSION:SESE , Sec. 7, Township 06S, Range 30E
BINGHAM CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	30E	7	SWNW 8	NESW 18	NWSW 38	120
			SWSW 37	SESW 19		120
Total number of acres irrigated:						120

CONDITIONS/REMARKS:

1. THIS RT. WHEN COMBINED WITH RT 35-7505 SHALL NOT EXCEED 3.61 CFS.

Split

MICROFILMED

FEB 04 1999

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED 35-07953 (B)

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.09 cfs for IRRIGATION purposes from 4/1 to 11/1
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	SE	7	6S	30E	BINGHAM	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	30E	7							8										8

Total acres 8C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change) 35-07953A

1. amount 2.31 for IRRIGATION purposes from 4/1 to 11/1
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	SE	7	6S	30E	BINGHAM	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	30E	7									18	38	37	19					112

Total acres 112

MICROFILMED

FEB 04 1999

PART 2

TRANS NO. 5304

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 35-08143

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.32 CFS	64.0 AF

SOURCE

GROUNDWATER

Priority: 05/18/1983

LOCATION OF POINT(S) OF DIVERSION:SESE , Sec. 7, Township 06S, Range 30E
BINGHAM CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	30E	7	SWNE 6	SENE 4	SENE 6	16
Total number of acres irrigated:						16

CONDITIONS/REMARKS:

1. 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.
2. 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.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. Rights 35-07505, 35-07759 and 35-07953 are also diverted through the point of diversion described above.

0.80 cfs

3.61 cfs

MICROFILMED

FEB 04 1989

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

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FEB 04 1999

Total acres _____

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 35-08747

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	1.24 CFS	248.0 AF

SOURCE

GROUNDWATER

Priority: 04/07/1989

LOCATION OF POINT(S) OF DIVERSION:SWNW , Sec. 15, Township 06S, Range 29E
POWER CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	29E	10	NWSW 32	SWSW 30		62
Total number of acres irrigated:						62

CONDITIONS/REMARKS:

1. 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.
2. 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.
3. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
4. Right 35-07477B is also diverted through the point(s) of diversion described above..

Split

MICROFILMED

FEB 04 1999

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED 35-08747(B)

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.50 cfs for IRRIGATION purposes from 4/1 to 10/31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	15	6S	29E	Power	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	29E	10										25							25

Total acres 25

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change) 35-08747 A

1. amount 0.74 cfs for IRRIGATION purposes from 4/1 to 10/31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	15	6S	29E	Power	

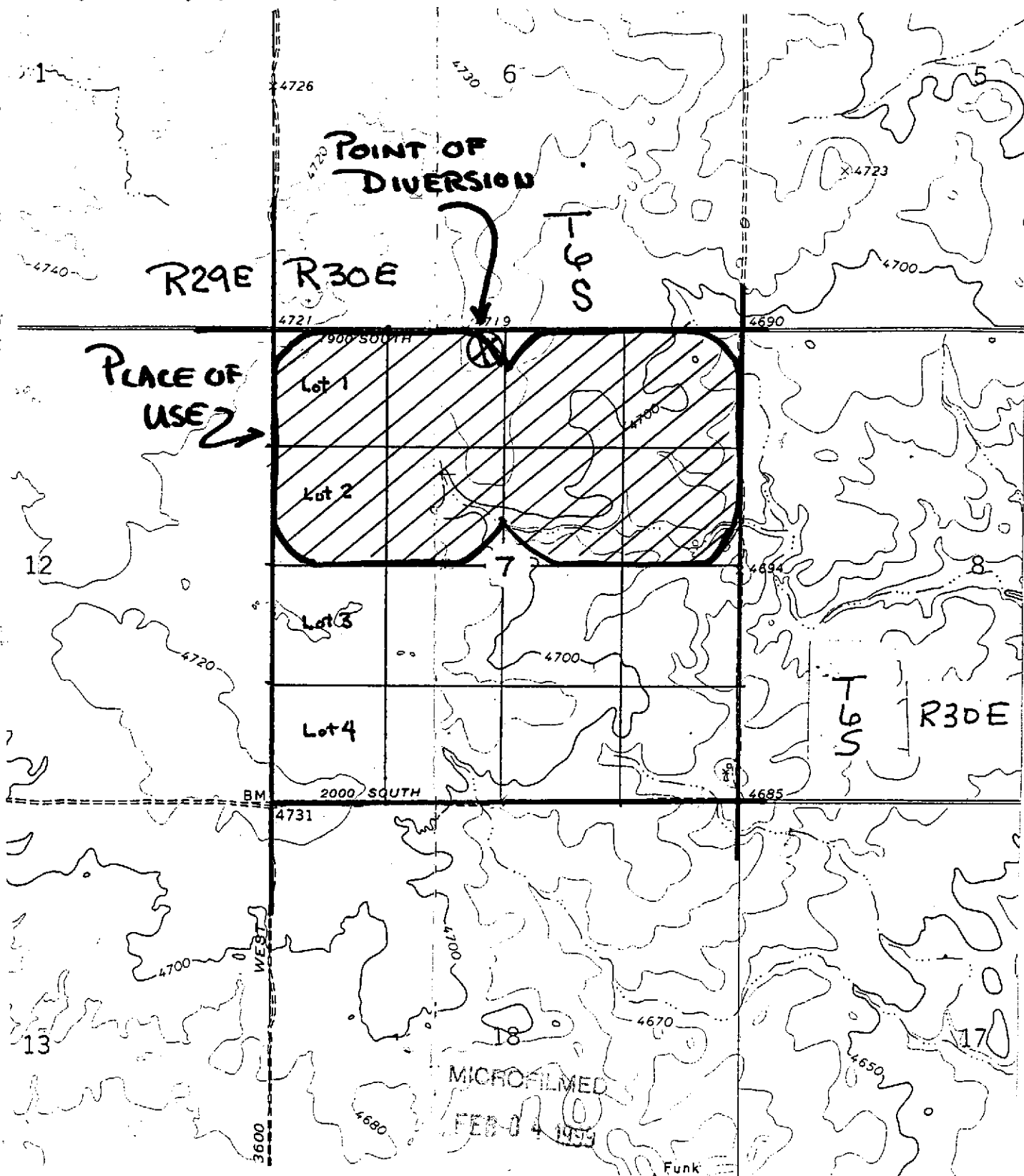
3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
6S	29E	10										7	30						37

Total acres 37

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

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

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

RUFF TIMES FARMS BY

[Signature]

(Signature of Applicant)

Subscribed and sworn to before me this 10th day of July, 1998.

[Signature]

(Notary Public)

My commission expires 2-12-2004

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by _____ Date _____ Protest filed by _____

Prelim. check by _____ Fee \$100.00

Received by AWT # E024201 Date 7-10-98

Published in Morning News Copies of protest forwarded by _____

Pub. dates July 30, & Aug 6, 1998 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial

_____ rec'd. by RDC

Copy of transfer sent to lien holder _____

MICROFILMED
FEB 04 1999

Water Right Number - R35-07953

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

RUFF TIMES FARMS

1 - C/O DOUG RUFF

2 - 3005 W 2100 S

3 -

City- ABERDEEN

State- ID Zip- 83210

Phone - 208-397-4660

*** O - ORIGINAL OWNER ***

JOHNS

LA MAR

1 - 180 TYHEE AVE

2 -

3 -

City- AMERICAN FALLS

State- ID Zip- 83211

Phone - 208-226-5703

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
02/23/1981 15 EASTERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name
06S 30E 7 NW SE SE (11) BINGHAM+ - - - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 10/31 2.400 480.00+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
2.400 480.00 360.0+ - - - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
06S 30E 7 SW NW 2 8.0 01 IRRIGATION (11) BINGHAM
06S 30E 7 NE SW 18.0 01 IRRIGATION (11) BINGHAM
06S 30E 7 NW SW 3 38.0 01 IRRIGATION (11) BINGHAM
06S 30E 7 SW SW 4 37.0 01 IRRIGATION (11) BINGHAM
06S 30E 7 SE SW 19.0 01 IRRIGATION (11) BINGHAM

Total Acres: 120.0

+ - - Diversion Means - WELL, PUMP & PIPELINE.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NONE

Water right number - R35-07953

Prefix Translation: RESEARCH

+ - - - - Remarks - - - - - +

GEN RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE, AND THE TOTAL COMBINED RATE OF
DIVERSION OF THESE RIGHTS IS LIMITED TO 3.61 CFS. OTHER RIGHT
NOS.: 35-07505 AND 35-07759.

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +

No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +

00/00/0000

+ - - Audit Fields - 06/22/92 FRITSCHL 06/30/92 FRITSCHL 03/30/95 POST-STD 05/19/95 JTHOMPSO

+ - - - - Comments - - - - - +

Date: 06/22/1992 User Id: FRITSCHL Subject: COPIED FROM REMARKS

THIS RT. WHEN COMBINED WITH RT 35-7505 & 35-7759 SHALL NOT EXCEED 3.61 CFS.

Date: 05/19/1995 User Id: JTHOMPSO Subject: CHANGED OWNERSHIP

5/19/95/JT

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 06/16/1992	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 05/19/1995	Old Judicial District	-
Claim Received Date	- 05/19/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- E007703	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	-	Notice of Error Flag	-

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4746
WATER RIGHT NO. 35-07883

This is to certify that: **REID STEWART**
3100 W 1000 S
ABERDEEN ID 83210

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	3.74 CFS	1004.0 AF

SOURCE

GROUNDWATER

Priority: 01/31/1980

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 7, Township 06S, Range 30E
BINGHAM 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>
06S	30E	7	NENE 35	NWNE 39	SWNE 29	
			SENE 27	NENW 34	NWNW 32	
			SWNW 26	SENW 29		251
			Total number of acres irrigated:			251

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
3. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.

MAR 28 1996

TRANSFER NO. 4746
WATER RIGHT NO. 35-07883

CONDITIONS OF APPROVAL AND REMARKS

4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

Dated this 20th day of March, 1996

J. Glen Saylor
Chief, Water Alloc. Bureau

RECEIVED
MAR 28 1996

#100 Fee

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4746APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant REID STEWART Phone (208) 397-4572
Post Office address 3100 W 1000 S ABERDEEN ID 83210

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes THE ORIGINAL PLACE OF USE IS IN CRP Program.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 35-07883 Priority JAN 31, 1980 Amount (cfs/ac-ft) 3.74 cfs Nature of Use IRRIGATION Period of Use 4-1 to 10-31
2. Total amount of water being transferred 3.74 cubic feet per second and/or 1004.0 acre-feet per annum.
3. Source of water GROUNDWATER tributary to _____
4. Point(s) of Diversion: _____

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	NW	7	6S	30E	BINGHAM	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
6S	30E	7	31	32	31	31	30	32	32	32									251
			35	39	29	27	34	32	26	29									251

Total acres 251

MAR 28 1995

Witness my hand this _____ day of _____, 19____

This is to certify that I have examined Application for Transfer of Water Rights No. _____, subject to the following limitations and conditions:
And said application is hereby _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

d. Remarks: NO ADJUDICATION CLAIM REQUIRED AS PROOF WAS FILED AFTER 1987.

THE GROUND IS NOW IN CRP

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

trust, mortgage or contract agreeing to the proposed changes.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes ☒ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

6. General Information:
a. Description of diversion system
WELL AND PUMP AND TWO PIVOTS

PART 1

Transfer No. 4946

Page 2 of 6

PART 2**A. DESCRIPTION OF RIGHT AS RECORDED:**

Water Right No. 35-07883

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	3.74 CFS	1004.0 AF

SOURCE

GROUNDWATER

Priority: 01/31/1980

LOCATION OF POINT(S) OF DIVERSION:SWNE , Sec. 33, Township 04S, Range 30E
BINGHAM County**PLACE OF USE: IRRIGATION**

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04S 30E 33	NENE 26	NWNE 34	SWNE 26	
	SENE 27	NENW 37	NWNW 30	
	SWNW 34	SENE 37		251
		Total number of acres irrigated:		251

CONDITIONS/REMARKS:

1. The issuance of this right does not grant any right-of-way or easement across the land of another.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

MAR 28 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 35-07883 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water GROUNDWATER tributary to _____

4. Date or priority JAN 31, 1980

5. Water is used for the following purpose:

amount 3.74 cfs for IRRIGATION purposes from 4-1 to 10-31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 3.74 cubic feet per second and/or 1004.0 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NE	33	4S	30E	BINGHAM	

8. Lands irrigated or place of use:

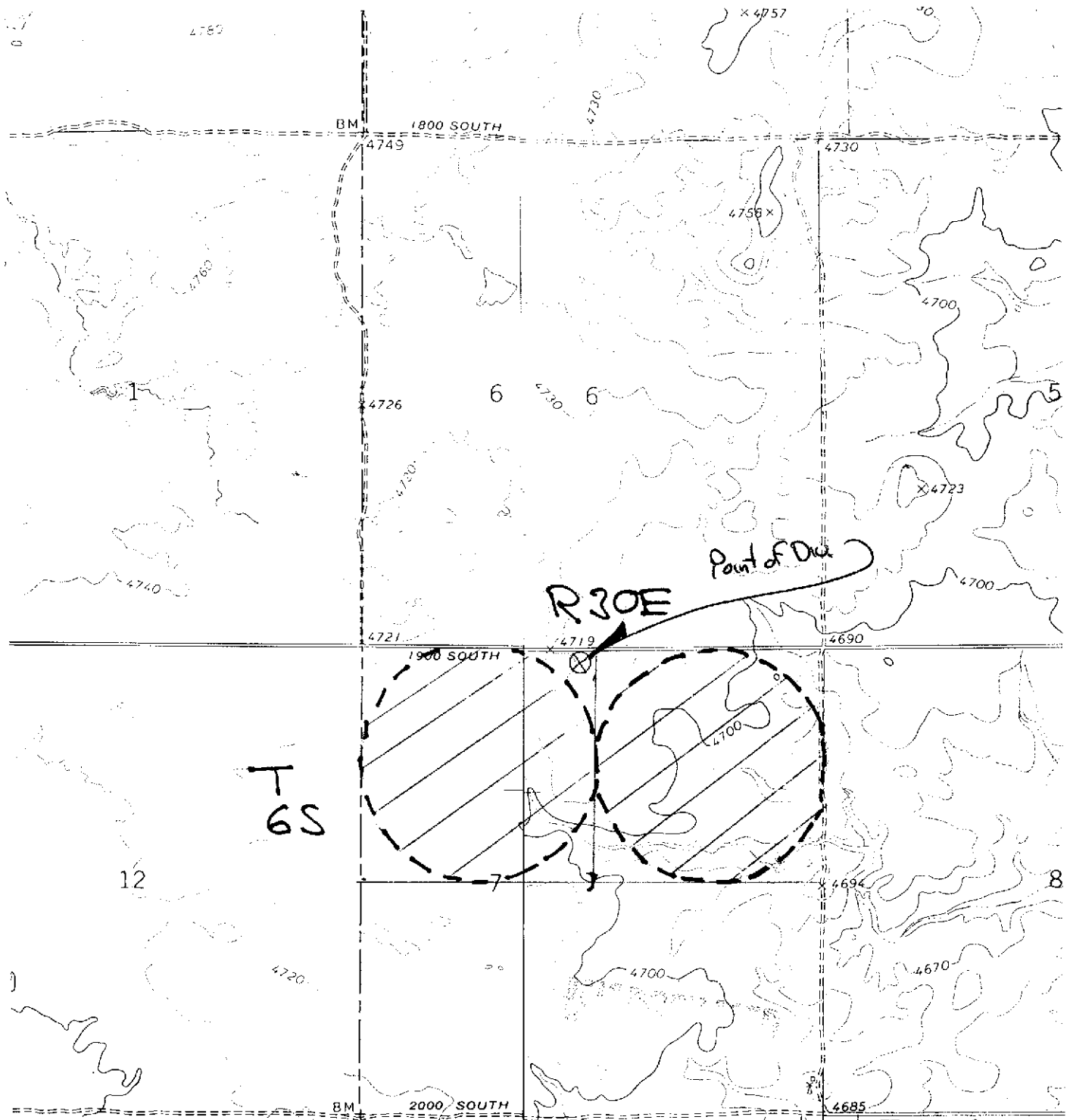
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals.
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4S	30E	33	26	34	26	27	37	30	34	37									251

MAR 28 1986
Total acres 251

9. Describe any other water rights used for the same purpose as described above NONE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.**



B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

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

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

Paul B. Stewart
(Signature of Applicant)

day of _____, 1995

(Notary Public)
My commission expires 10-18-97

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by SC Date 12-13-95

Prelim. check by _____ Fee 100 EO 21776

Received by RB Date 12-15-95

Published in Planning News Pub. dates 1-4, 11-98

Watermaster recommendation requested on _____

Recommended for ☒ approval ☐ denial

by SC

Copy of transfer sent to lien holder _____

MAR 28 1996

WARRANTY DEED

FOR VALUE RECEIVED, Connie S. Winder of 1655 Sunset Dr., Logan, Utah 84321, the Grantor, does hereby grant, bargain, sell and convey unto Reid G. Stewart of 3100 West Grandview Road, Aberdeen, Idaho 83210 the Grantee, the following described well permit, to wit:

Well permit #35-07883 (3.74 cfs. license issued July, 1993).

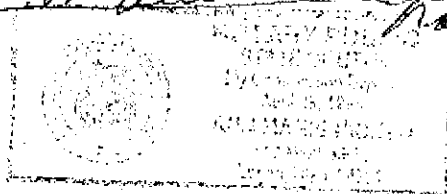
TO HAVE AND TO HOLD the said item, with its appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee that it is the owner in fee simple of said item; that said item is free from all encumbrances except as hereinabove set forth and that it will warrant and defend the same from all lawful claims whatsoever.

Dated this 6 Day of December, 1995.

GRANTOR
CONNIE S. WINDER

Connie S Winder

John M. [unclear] Notary for Utah



MICROFILMED
MAR 28 1996

DEC-06-95 WED 10:49
PORTER, TAX COLLECTOR
BOX 190
OOT, ID 83221
35-8040

CACHE VALLEY 31

FAX NO. 8017533940

P. 01
RP0002302
18,9

TAX	109.18	2ND	TAX	109.18	FULL	TAX	218.36	TOT	MV	18,9
PEN		HALF	PEN		PEN					
INT			INT		INT					
COST			COST		COST			WAC		2.00
TOT			TOT		TOT			TOT	ACS	318.00

WINDER CONNIE S
298 E 870 N
LOGAN UT 84321

TAXING DISTRICT	**RATE**	**AMOUNT**
STATE	.000000000	
COUNTY	.005199177	98.0
SCHOOL 58	.005596382	105.0
ABERDEEN CEM	.000138169	2.0
AMBULANCE DIST	.000310541	5.0
ABER/SPR FIRE	.000298627	5.0
AMOUNT DUE	.011542896	218.0

T4S R30E SEC 33
1/2 SEC

*** IMPORTANT ***

PLEASE READ BOTH FRONT AND BACK

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

BRING NOTICE/SEND STUB IF PAYING BY MAIL

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

R, CONNIE S

1995
4199

WINDER, CONNIE S

1995
4199



2ND HALF TAX

AMOUNT DUE

109.18



1ST HALF TAX

AMOUNT DUE

109.18

FULL TAX

218.36

AM COUNTY
2302 A
00

PEN
INT
COST
TOT

JUNE 20, 1996
CHECK #
CASH

IF NOT PAID ON OR BEFORE
PAID
BY

BINGHAM COUNTY
RP0002302 A
19-00

PEN
INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE
DATE PAID
PAID BY

MAR 28 1996

DECEMBER 20, 1995
CHECK #
CASH

DEC-06-95 WED 10:50
PORTER, TAX COLLECTOR
BOX 190
FOOT, ID 83221
85-8040

CACHE VALLEY 31

FAX NO. 8017533940

P.02
RP0002201

TAX YEAR 1995

BILL NO 4197 L

3,1

TOT MV 3,1

TAX 18.43 2ND TAX
PEN HALF PEN
INT INT
COST COST
TOT TOT

18.43 FULL TAX 36.86
PEN
INT
COST
TOT

TOT ACS 160.0

WINDER CONNIE S
298 E 870 N
LOGAN UT 84321

TAXING DISTRICT **RATE** **AMOUNT**
STATE .000000000
COUNTY .005199177 16.
SCHOOL 58 .005596382 17.
ABERDEEN CEM .000138169
AMBULANCE DIST .000310541
ABER/SPR FIRE .000298627
AMOUNT DUE .011542896 36.

T4S R30E SEC 32
NE4

*** IMPORTANT ***

PLEASE READ BOTH FRONT AND BACK

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.

TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

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SUBJECT TO BANK CLEARANCE.

BRING NOTICE/SEND STUB IF PAYING BY MAIL

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

R, CONNIE S

1995
4197



2ND HALF TAX

AMOUNT DUE

18.43

AM COUNTY
2201 A
30

PEN
INT
COST
TOT

IF NOT PAID ON OR BEFORE

PAID
BY

JUNE 20, 1996

CHECK #
CASH

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

WINDER, CONNIE S

1995
4197



1ST HALF TAX

AMOUNT DUE

18.43

BINGHAM COUNTY
RP0002201
19-00

PEN
INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE

DATE PAID
PAID BY

MAR 28 1996

DECEMBER 20, 1995

CHECK #
CASH

TAXT 14

Riid Stewart

COPY

WARRANTY DEED

FOR VALUE RECEIVED, Idaho Land Equities, Inc., an Idaho corporation with its principal place of business located at 35158 Knox Butte Road, Albany, Oregon, 97324, the Grantor, does hereby grant, bargain, sell and convey unto Connie S. Winder of 1655 Sunset Drive, Logan, Utah 84321 the Grantee, the following described premises, to-wit:

North 1/2 Section 33; NE1/4 Section 32, all located in Township 4 South, Range 30 E., B.M. Bingham County, Idaho; Well permit #35-07883 (3.74 cfs. license issued July, 1993); 1995, 1996, 1997 and 1998 U.S. Government CRP program payments; 1980 T & L hydraulic pivot; approximately 1/4 mile of buried mainline located on the property and bowels for the pump which was on the property and are presently located at Peck's Machine Shop, in Springfield, Idaho; together with 385.3 acres of wheat base and 38.5 acres of barley base.

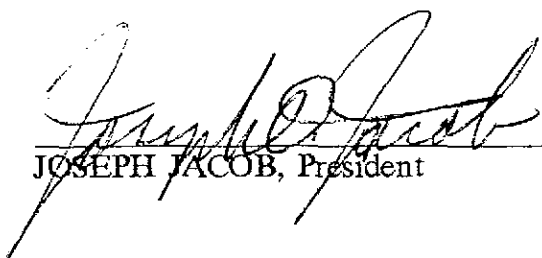
Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or anyway appertaining, SUBJECT HOWEVER, to all easements and rights-of-way appearing on such premises or of record, reservations in favor of the United States or the State of Idaho.

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantee, her heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee that it is the owner in fee simple of said premises; that said premises are free from all encumbrances except as hereinabove set forth and that it will warrant and defend the same from all lawful claims whatsoever.

Dated this 19 day of September, 1994.

GRANTOR

IDAHO LAND EQUITIES, INC.


JOSEPH JACOB, President

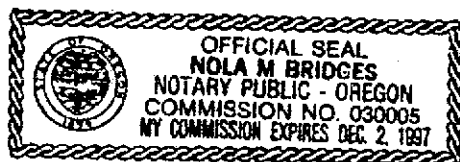
Janice

MAR 28 1995

COPY

STATE OF OREGON)
) ss.
County of Linn)

On this 19 day of September, in the year 1994, before me a notary public for the State of Oregon, personally appeared Joseph Jacob, known or identified to me to be the President of Idaho Land Equities, Inc., the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.



Nola M Bridges

Notary Public for Oregon

Residing at:

Commission Exp:

MAR 28 1996

U.S. DEPARTMENT OF AGRICULTURE
Agricultural Stabilization and Conservation Service

1. ST.& CO. CODE & C/D

2. SIGN-UP NUMBER

3. CONTRACT NUMBER

4. ACRES FOR CRP

15 CADENA ALLIADA

RENTAL RATE PER ACRE

7. COUNTY OFFICE ADDRESS & TELEPHONE NUMBER

Bingham County CFSA Office
1600 Highland Dr
Blackfoot Id 83221 -1 20

LEAD STANDARD

LHEAD EASEMENT

THIS CONTRACT is entered into between the Commodity Credit Corporation ("Operator", and "Tenant", respectively) on the farm identified above and Participant agrees to place the designated acreage into the Conservation CCC. The Participant also agrees to implement on such designated acre. Additionally, the Participant agrees to convey to the CCC a conservation easement, permanent wildlife habitat, windbreaks, shelterbelts, or filterstrips if such title and other requirements prescribed by this contract, including a right to CCC and upon these rights being superior to that of any other person. Contract including the Appendix to this Contract, entitled Appendix to CRP-1 acknowledges that a copy of the Appendix for the applicable sign-up period. Such person also agrees to allow CCC a period of 30 days from the close of the amount specified in the Appendix if the Participant does not allow CCC as contained in this Form CRP-1 and in the CRP-1 Appendix and any addendum. **FOLLOWING FORMS CRP-1, CRP-1 Appendix and any addendum the**

CFSA confirms this was a 1989 CRP program entry.

or tenants (referred to as "Owner",
erred to as "the Participant." The
ate the Contract is executed by the
y by the CCC and the Participant.
lished or maintained as living snow
and conveyed in accordance with,
ditioned upon the granting of these
ns and conditions contained in this
). By signing below, the Participant
ed the last page of such Appendix.
pay such liquidated damages in an
d conditions of this contract are
KNOWLEDGE RECEIPT OF THE

Do you intend to
Alley Crop Acres
for CAP? If "YES",
complete item 9.

9. *Based on the \$* _____ *per acre reduced*
\$ _____

YES

NO	
----	--

Based on the \$ _____ cropping, I/we submit an offer of \$ _____ per acre reduction, from the amount specified in item 6, in the annual rental payments for permission to produce agricultural commodities on eligible acres in accordance with the provisions for alley cropping set out in the Appendix.

I/we understand that for each year of the CRP contract the annual rental payment will be reduced by the amount agreed to above and that an annual payment reduction of less than 50 percent will not be accepted.

ipping, I/we submit an offer of

10. OWNERS AND OPERATORS

A. OPERATOR NAME AND ADDRESS

Annie Wingwe
 298 E 870 N
 Logan Ut 84321

100%

SOCIAL SECURITY NUMBER

529 11 0269

SIGNATURE

Conrad J. Wind

DATE 6-8-95

B. OWNER NAME AND ADDRESS

%

SOCIAL SECURITY NUMBER

SIGNATURE

DATE

C.	NAME AND ADDRESS

%

SOCIAL SECURITY NUMBER

SIGNATURE

DATE

11. ANNUAL PAYMENTS FOR THIS CONTRACT WILL BE PAID AS FOLLOWS:

[illegible]

16. CCC USE ONLY - Payments according to the shares are approved.	SIGNATURE OF CCC REPRESENTATIVE
---	---------------------------------

DATE _____

This program or activity will be conducted on a nondiscriminatory basis without regard to race, color, creed, age, sex, handicap, or national origin.

OPERATOR'S COPY

U.S. DEPARTMENT OF AGRICULTURE
Agricultural Stabilization and Conservation Service

1. ST. & CO. CODE & C/D 16011 0	2. SIGN-UP NUMBER -89-43- 03
3. CONTRACT NUMBER 89-43	4. ACRES FOR CRP 431.4
5. FARM NUMBER 1051	6. RENTAL RATE PER ACRE \$ 45.00
8. BID TYPE (Select one)	
STANDARD ☐	WELLHEAD STANDARD ☐
EASEMENT ☐	WELLHEAD EASEMENT ☐

Bingham County CFSA Office
1600 Highland Dr
Blackfoot Id 83221 -1 208-785-2090

THIS CONTRACT is entered into between the Commodity Credit Corporation (referred to as "CCC") and the undersigned owners, operators, or tenants (referred to as "Owner", "Operator", and "Tenant", respectively) on the farm identified above and below. The undersigned person or persons shall hereafter be referred to as "the Participant." The Participant agrees to place the designated acreage into the Conservation Reserve Program ("CRP") for the stipulated contract period from the date the Contract is executed by the CCC. The Participant also agrees to implement on such designated acreage the Conservation Plan developed for such acreage and approved by the CCC and the Participant. Additionally, the Participant agrees to convey to the CCC a conservation easement over those areas subject to this contract which are to be established or maintained as living snow fences, permanent wildlife habitat, windbreaks, shelterbelts, or filterstrips for the useful life of such plantings. The easement shall be of a form and conveyed in accordance with, such title and other requirements prescribed by this contract, including a right of access to such land. Payment under this CRP Contract is conditioned upon the granting of these rights to CCC and upon these rights being superior to that of any other person or entity. The Participant and CCC agree to comply with the terms and conditions contained in this Contract including the Appendix to this Contract, entitled Appendix to CRP-1, Conservation Reserve Program Contract (referred to as "Appendix"). By signing below, the Participant acknowledges that a copy of the Appendix for the applicable sign-up period has been provided to such person and that such person has signed the last page of such Appendix. Such person also agrees to allow CCC a period of 30 days from the close of the applicable signup period to accept this Contract and agrees to pay such liquidated damages in an amount specified in the Appendix if the Participant does not allow CCC such 30-day period in which to execute this Contract. **The terms and conditions of this contract are contained in this Form CRP-1 and in the CRP-1 Appendix and any addendum thereto. BY SIGNING THIS CONTRACT PRODUCERS ACKNOWLEDGE RECEIPT OF THE FOLLOWING FORMS CRP-1, CRP-1 Appendix and any addendum thereto, CRP-1 Continuation, CRP-2, and CRP-15.**

9. OFFER FOR PERMISSION TO ALLEY CROP

Based on the \$ _____ per acre offer to participate in CRP under CP19, Alley Cropping, I/we submit an offer of \$ _____ per acre reduction, from the amount specified in item 6, in the annual rental payments for permission to produce agricultural commodities on eligible acres in accordance with the provisions for alley cropping set out in the Appendix.

I/we understand that for each year of the CRP contract the annual rental payment will be reduced by the amount agreed to above and that an annual payment reduction of less than 50 percent will not be accepted.

10. OWNERS AND OPERATORS

Bonnie Wingwe
 298 E 870 N
 Logan Ut 84321

SOCIAL SECURITY NUMBER

529 11 0269

SIGNATURE

Conne J. Winden

DATE 6-8-95

%

SOCIAL SECURITY NUMBER

SIGNATURE

DATE

C. NAME AND ADDRESS

%

SOCIAL SECURITY NUMBER

SIGNATURE

DATE

11. ANNUAL PAYMENTS FOR THIS CONTRACT WILL BE PAID AS FOLLOWS:

[illegible]

DATE _____

This program or activity will be conducted on a nondiscriminatory basis without regard to race, color, creed, age, sex, handicap, or national origin.

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT -- PORTRAIT

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOSEPH O JACOB 35158 KNOX BUTTE RD ALBANY OR 97321 (503) 926-2434	01/31/1980	IRR	04-01 10-31	3.74 CFS	1004.0 AFA
			TOTAL DIVERSION:		3.74 CFS	1004.0 AFA
C	MICHAEL C HEATH					

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 3.740 CFS

Point(s) of Diversion: T04S R30E S33 SWNE BINGHAM County

Place of use Legal Description for: IRRIGATION

NE												NW															
				NENE		NWNE		SWNE		SENE		:				NENW		NWNW		SWNW		SENW		:			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:				
04S	30E	33	:	26		34		26		27		:	37		30		34		37		:						
V-----V																											
V				SW												SE											
				NESW		NWSW		SWSW		SESW		:				NESE		NWSE		SWSE		SESE		:			
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM			
				:		:		:		:		:	:		:		:		:		:		:	----			
>----->:																											
																								251.0			
																								TOTAL ACRES			
																								251.0			

Pou County: BINGHAM

Conditions of Approval:

- 004 - The issuance of this right does not grant any right-of-way
- or easement across the land of another.
- R31 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 4.0 afa per acre for the
- lands above.

Dates: App. Received: 12/28/1979
Priority Date: 01/31/1980 (Priority Date Advanced.)
Proof Due Date: 04/01/1992
Proof Made Date: 04/08/1992 (Proof Received Late.)
Exam Made Date: 06/24/1992
Exam Sent to S.O.: 12/31/1992
Licensed Date: 02/04/1993

Misc: Water District Number: Field Exam Fee: \$19.00 (Received)

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-07883

Priority: January 31, 1980

Maximum Diversion Rate: 3.74 CFS
Maximum Diversion Volume: 1004.0 AF

This is to certify, that JOSEPH O JACOB
MICHAEL C HEATH

35158 KNOX BUTTE RD
ALBANY OR 97321

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated December 28, 1979; and has submitted Proof of Beneficial Use on April 8, 1992. An examination indicates that the works have a diversion capacity of 3.740 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	3.74 CFS	1004.0 AF

LOCATION OF POINT(S) OF DIVERSION: SWNE , Sec. 33, Township 04S, Range 30E
BINGHAM 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>
04S	30E	33	NENE 26	NWNE 34	SWNE 26	
			SENE 27	NENW 37	NWNW 30	
			SWNW 34	SENW 37		251

Total number of acres irrigated: 251

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The issuance of this right in no way grants any right-of-way, or easement across the land of another.
6. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

REPROFILMED

FEB 17 1993

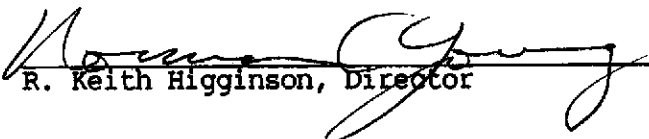
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-07883

CONDITIONS/REMARKS:

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 4th
day of FEBRUARY, 1993.

Acting for  R. Keith Higginson, Director

FEB 17 1993

RECEIVED

FEB 1 1993

Department of Water Resources

State of Idaho
Department of Water ResourcesAPPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-07883

APPROVED

Date of Priority: January 31, 1980

Maximum Diversion Rate: 3.74 CFS
Maximum Diversion Volume: 1004.0 AF

Comes now

JOSEPH O JACOB
MICHAEL C HEATH35158 KNOX BUTTE RD
ALBANY OR 97321

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 35-07883, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	3.74 CFS	1004.0 AF

LOCATION OF POINT(S) OF DIVERSION:SWNE, Sec. 33, Township 04S, Range 30E
BINGHAM CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04S	30E	33	NENE 26	NWNE 34	SWNE 26	
			SENE 27	NENW 37	NWNW 30	
			SWNW 34	SENE 37		251

Total number of acres irrigated: 251

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Albany Or., this 27 day of Jan, 19 93.

Joseph O Jacob
(Signature)

MICROFILMED

FEB 17 1993

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-07883

FOR DEPARTMENT USE ONLY

Preliminary check by CS Fee = \$20.00 Received by Jf # 026646 Date 2-2-93

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 35-07883 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The issuance of this right in no way grants any right-of-way or easement across the land of another.
6. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

Witness my hand this 4TH day of FEBRUARY, 1993.

Acting for R. Keith Higginson, Director

RECEIVED
FEB 17 1993

FEB 17 1993

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. 35-07883

IN THE NAME OF MICHAEL C. HEATH AND
JOSEPH O. JACOB

)
) ORDER OF
) REINSTATEMENT
)
)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted on or before April 1, 1992; and,

WHEREAS, the Department notified the permit holder by certified mail that proof was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use; and,

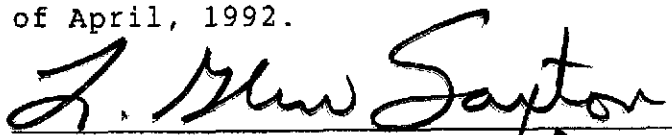
WHEREAS, on April 1, 1992, the permit lapsed for failure to submit the proof of beneficial use; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting proof of beneficial use on April 8, 1992;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 35-07883 be REINSTATED with an advance in priority to January 31, 1980.

Dated this 13th day of April, 1992.


L. GLEN SAXTON
Chief, Water Allocation Bureau

UNRECORDED
MAY 15 1992

RECEIVED
DEC 21 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

For Office Use Only
\$15 FEE Received by J. Harrison
Date 12/21/89
Receipt # C 013628

REQUEST FOR EXTENSION OF TIME

Department of Water Resources

To provide additional time in which to submit proof
of beneficial use for a water right permit

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of a water right under the provisions of Section 42-204, Idaho Code.

Permit No. 35-07883

Name(s) of Permit Holder: Micheal C. Heath/Joseph O. Jacob

Post Office Address: P.O. Box 238 Tangent, Oregon 97389

Telephone No. 503-926-5801

Date Proof is Due: Feb. 1, 1990

Describe what work has been completed toward the development of this water right: _____
(This must be filled out! If no work has been completed, show "none".)

Approximately 430 acres irrigated now under C R P program

One circle for 130 acres - balance apprx. 300 acres hand lines.

Costing \$ 105,000.00

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

Swan Falls litigation - Delayed development plans.

Permit holder(s) request an extension to Feb. 1, 1993
(1 yr. minimum)

Joseph O. Jacob
Micheal C. Heath
(Signature)*

FEE: \$15.00

*IF OTHER THAN PERMIT HOLDER,
POWER OF ATTORNEY MUST BE SUPPLIED.

MICROFILMED

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be APPROVED and the time within which to submit proof of beneficial use is extended to April 1, 1992.

Signed this 8th day of February, 1990

J. Glen Saylor
Chief, Water Allocation Bureau

Form 204
3/81
RECEIVED

JAN 28 1985

Department of Water Resources
Eastern District Office

RECEIVED

MAR 1 1985

For Office Use Only
Fee Received 15.00
Date 2-28-85
Receipt # #33218

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit
proof of beneficial use on a water right permit

RECEIVED
FEB 28 1984

Department of Water Resources
Eastern District Office

Joseph O. Jacob
(Name)

of P.O. Box 238, Tangent
(Address)

State of Oregon 97389, deposes and says:

That he is the holder, or the duly authorized agent of the holder*, of Permit to Appropriate the Public Water of the State of Idaho No. 35-7883.

That under the terms and conditions of said permit, work thereunder was required to be completed on or before February 1, 1985.

That he has heretofore performed the following work described under said permit: Pivot has been installed.
(This must be filled out! If no work has been completed put none.) Hand lines have been installed to cover part of the lands.

Costing \$ _____

That he is unable to complete the remainder of the work within the required time for the following reasons, to-wit: Applicant has encountered a dry hole and had to change original plans for development. A new well must be drilled which set back schedule of development.

Wherefore, he asks that the Department of Water Resources extend the time for the completion of obligations under said permit to February 1, 1990.
(1 yr. minimum, 5 yrs. maximum)

NOTE
AS OF JULY 1, 1980,
THERE IS A \$15.00
CHARGE FOR REQUESTS
FOR EXTENSION OF
TIME.

Joseph O. Jacob
(Signature)*
*IF OTHER THAN HOLDER, Power of Attorney must be supplied.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above application for extension of time be APPROVED and the time within which to submit the proof of beneficial use is extended to February 1, 1990.

IT IS FURTHER ORDERED that the permit be reinstated and the priority advanced to January 24, 1980, pursuant to Section 42-218a, Idaho Code.

Signed this 26th day of August, 19 85.

A. Glen Saxton
Chief, Operations Bureau

MICROFILMED

RECEIVED

MAR 25 1985

State of Idaho
Department of Water Resources

RECEIVED

APR 1 1985

Department of Water Resources
Eastern District Office

ASSIGNMENT OF PERMIT

Department of Water Resources

I, Joseph O. Jacob, hereby assign to Joseph O. Jacob or Michael C. Heath
of P.O. Box 55, Springfield, ID 83277 328-2460
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 35-7883
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 21 day of March, 1985.

Joseph O. Jacob
Permit Holder

Janette Jacob
Spouse of Permit Holder

State of Idaho)
County of Linn) ss.

On this 21st day of March, 1985, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Notary in Bridge
Notary Public residing at

P.O. Box 149, Seiv Or

My commission expires:

10/18/85

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Joseph O. Jacob Phone 503-926-5801

Post office address P.O. Box 238, Tagent, OR 97389

2. Source of water supply wells groundwater which is a tributary of _____

3. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 32 Township 4S

Range 30E B.M. Bingham County, additional points of diversion if any: 4S

SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 32; NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 32 T 4 S R 30 E

4. Water will be used for the following purposes:

Amount 13.0 for Irrigation purposes from April 1 to October 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:

a. 13.0 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. The project will include three 2000 gpm deep well turbine pumps, a 20 foot mainline, and laterals sized as required for either center pivots or wheel lines.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) 300 (Month/Day)

c. Proposed ³well diameter is 20" inches; proposed depth of well is 360, 370 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

MICHAEL J. HALL

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

[illegible]

Total number of acres to be irrigated. 1319.00

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

9. a. Who owns the property at the point of diversion Idaho Land Equities Inc.

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

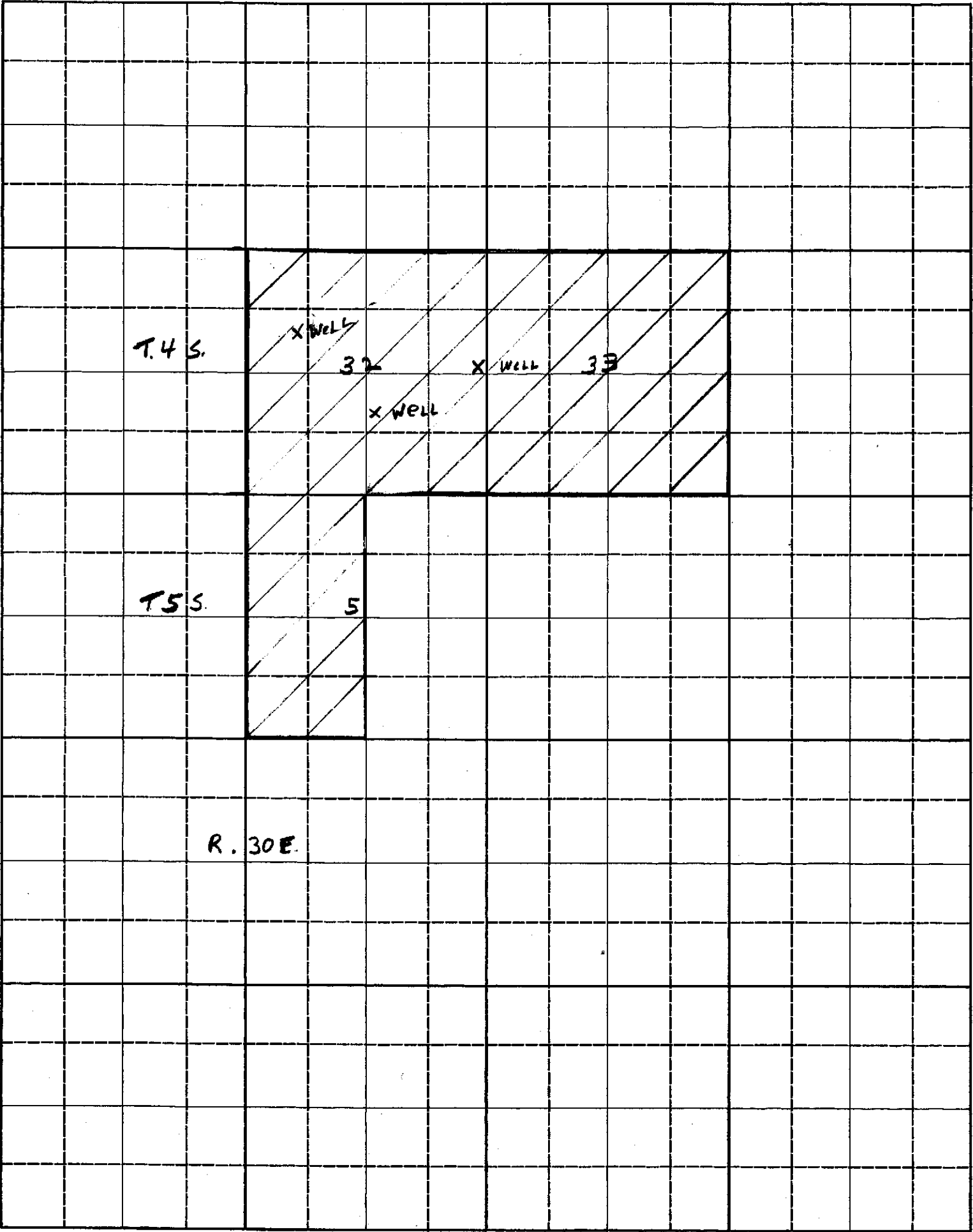
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the

applicant to make this filing Joseph O. Jacob, Principle stock holder of Idaho Land

Equities, Inc.

10. Remarks

11. 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.

Joseph D. Jacob
(Applicant)

Proposed Priority

Received by kw Date 12/28/79 Time 11:30

Preliminary check by kw Fee \$ 155.00

Received by kw Date 12/28/79 # 15477

Publication prepared by kw Date 1/03/80

Published in The Blackfoot News

Publication dates 1/10 & 1/17/80

Publication approved kw Date 1/22/80

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by kw

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. 35-7883, and said application is hereby approved _____

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 be-

fore February 1, 19 85.

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. Other: (1) The issuance of this permit in no way grants any right-of-way or

easement across the land of another. (2) An access port or other device as

specified by the Department shall be installed by the permit holder to provide

for the installation of measuring equipment and the determination of the rate

of diversion by the Department.

Witness my hand this 15th day of February, 19 80.

A. Allen Saylor

**NOTICE OF
APPLICATION FOR
WATER RIGHT**

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

01-7043

SHRADER, LARK G. &/or MAXINE R.
ROUTE 2, BOX 305, BLACKFOOT, ID
83221

Source: SNAKE RIVER, MAIN STEM
tributary to COLUMBIA

Date Filed: 12/28/1979

Amount: 2.00 CFS

Diversion Point: LOT 06 LOT 07 LOT
10 LOT 11 Sec 20 T. 03S R 34E,
BINGHAM Co.

Use: IRRIGATION (2.00 CFS) from
04/01 to 11/01

Place of Use: LOT 07 (NENE) LOT 06
(NWNE) LOT 10 (NWSE) LOT 11
(SWSE) Sec 20 T 03S R 34E FOR 102
ACRES

Diversion Means: PORTABLE PUMP,
PIPELINE AND SPRINKLER
IRRIGATION.

35-7882

CAMPBELL, ROBERT P.
ROUTE 1, BOX 190, ABERDEEN, ID
83210

Source: GROUNDWATER

Date Filed: 12/26/1979

Amount: 1.15 CFS

Diversion Point: SWSW Sec 31 T 04S
R 31E, BINGHAM Co.

Use: IRRIGATION (1.15 CFS) from
04/01 to 11/01

Place of Use: NESW NWSW SWSW
SESW NWSE SWSE Sec 31 T 04S R
31E FOR 240 ACRES

Diversion Means: WELL, PUMP AND
SPRINKLER SYSTEM

35-7883

JACOB, JOSEPH O.
P.O. BOX 238, TANGENT, OR 97389

Source: GROUNDWATER

Date Filed: 12/28/1979

Amount: 13.00 CFS

Diversion Point: SWNW SENE NWSE
Sec 32 T 04S R 30E, BINGHAM Co.

Use: IRRIGATION (13.00 CFS) from
04/01 to 10/15

Place of Use: NENE NWNE SWNE
SENE NENW NWNW SWNW SENW
NESW NWSW SWSW SESW NESE
NWSE SWSE SESE Sec 32 T 04S R
30E NENE NWNE SWNE SENE NENW
SWNW SENW NWNW NESW NWSW
SWSW SESW NESE NWSE SWSE
SESE Sec 33 T 04S R 30E NENW
NWNW SWNW SENW NESW NWSW
SWSW SESW Sec 05 T 05S R 30E
FOR 1316 ACRES.

Diversion Means: WELL, PUMP,
MAINLINE AND LATERALS.

35-7885

GEHRING, FERDINAND
795 BANNOCK, AMERICAN FALLS,
ID 83211

Source: GROUNDWATER

Date Filed: 01/02/1980

Amount: 19.20 CFS

Diversion Point: SWNW Sec 18 T 06S
R 30E SWSW Sec 17 T 06S R 30E
SESW Sec 20 T 06S R 30E,
BINGHAM Co.

Use: IRRIGATION (19.20 CFS) from
04/01 to 11/01

Place of Use: NENW NWNW SWNW
SESW NESW NWSW SWSW SESW
NESE NWSE SWSE SESE Sec 18 T
06S R 30E NESW NWSW SWSW
SESW Sec 17 T 06S R 30E NENW
NWNW SWNW SENW NESW NWSW
SWSW SESW Sec 20 T 06S R 30E
FOR 960 ACRES

Diversion Means: WELLS (3), PUMP,
MAINLINES AND SPRINKLER
SYSTEM.

If issued, the permit(s) will be
subject to all prior water rights.
Protests against the granting of any
permit must be filed with the Director
of the Idaho Department of Water
Resources, 1515 Lincoln Road, Idaho
Falls, Idaho 83401 on or before
JANUARY 28, 1980.

C. STEPHEN ALLRED
Director

(6365)

Pub: 1/10, 17

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

I, David Mark Brown
solemnly

swear that I am the Publisher of
The Blackfoot News which is a daily newspaper of
general circulation published each day except Sunday
at Blackfoot, Bingham County, Idaho, said newspaper
having been so published at Blackfoot, aforesaid for
more than one year past; that said newspaper
heretofore complied with all the provisions of Chapter
154 of the Sessions Laws of Idaho of 1933, approved
March 11, 1933, and duly designated, pursuant to law,
a particular day of the week as the day on which legal
notices required by law or by the order of any Court
of competent jurisdiction within the State of Idaho
shall be published to-wit: Thursday of
each week; that the notice attached hereto and which
is a part of this affidavit and part of the proof of

of publication was published in said issue or said
newspaper 2 consecutive weeks

the first publication having been made on the
10th day of January, 19 80

and the last publication having been made on the
18th day of January, 19 80

that said notice was published in the regular and en-
tire issue of every number of the paper as aforesaid
during the period and time of publication, and that
notice was published in the newspaper and not in a
supplement.

David Mark Brown

Subscribed and sworn to before me this 21st

day of January, 19 80

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho

My commission expires
1/20, 1980

RECEIVED

JAN 22 1980

Department of Water Resources
Eastern District Office



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866 www.idwr.state.id.us/idwr/idwrhome.htm

January 13, 1999

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

RUFF TIMES FARMS
C/O DOUG RUFF
3005 W 2100 S
ABERDEEN ID 83210

RE: Water Rights 35-07883/35-07953B/35-08143/35-08747B
(Transfer 5304)

Dear Mr. Ruff:

Enclosed is the copy of your approved Transfer of Water Right for the above referenced water rights (Transfer 5304). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer. Also, please be advised that the accompanying transfer approval should be considered and treated as a **preliminary order** of the department issued pursuant to section 67-5243, Idaho Code. Enclosed are instructions for responding to **Preliminary Orders** if you are in disagreement with the approved transfer.

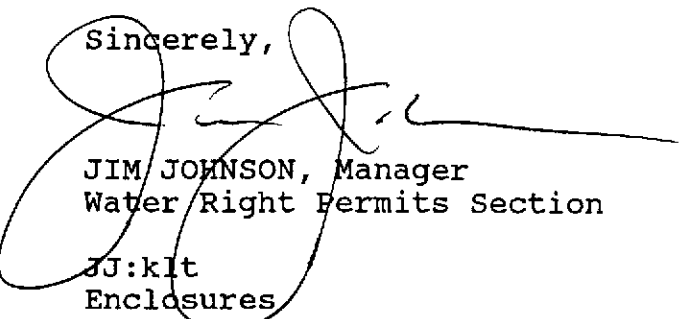
As of July 1, 1996, all water right owners are required to report any change in water right ownership and any change of mailing address to the department.

If you have acquired any other water right or have changed your mailing address **PRIOR TO** July 1, 1996, you have until July 30, 1998, to record the ownership and/or address change with the department.

If you acquired other water rights or changed your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes in a timely manner could result in a \$100 late filing fee. You can contact any office of the department for more information. If you have any questions concerning your water right listed above you can contact me at (208) 327-7947.

Sincerely,


JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt
Enclosures

MICROFILMED
FEB 04 1999

CERTIFICATE OF MAILING

I hereby certify that on the 13th day of January, 1999 I mailed a true and correct copy, postage prepaid, of the foregoing **TRANSFER APPROVAL** to the person(s) listed below:

WATER RIGHTS 35-07883/35-07953B/35-08143/35-08747B (Transfer 5304)

**RUFF TIMES FARMS
C/O DOUG RUFF
3005 W 2100 S
ABERDEEN ID 83210**



Kari Lynn Townsend
Secretary

MICROFILMED
FEB 04 1999

Responding to Preliminary Orders Issued by the Idaho Department of Water Resources

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of the order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from a preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

ORAL ARGUMENT

If the Department grants a petition to review a preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

MICROFILMED
FEB 04 1999

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MEMORANDUM

TO: Files 35-07883, 35-07953, 35-08143 & 35-08747

FROM: Pam Skaggs^{CS}/State Office

SUBJECT: Transfer 5304

DATE: January 4, 1999

Transfer 5304 changes the point of diversion and place of use under all of Rights 35-07883 and 35-08143, and a portion of Rights 35-07953 and 35-08747 splitting each right into Parts A and B.

The applicant is reconfiguring these rights to reflect the use of center pivots, corner catchers and current point of diversion. The combined rights irrigate a 300 acre permissible place of use.

Season of use and diversion volume were adjusted to reflect current standards. Recommended conditions include permissible place of use, trust water (35-08143 & 35-08747B), measuring & annual reporting, irrigation overlap and standard transfer conditions.

MICROFILMED

FEB 04 1999

TRANSFER REVIEW SHEET

(07-98)

Transfer # 5304

Date Reviewed 12-23-98

Right(s) 35-07883 35-08747 _____
35-07953 _____
35-08143 _____

☒ WRQ/Split Summary ☒ ^{No Activity} SRBA Status ☒ Run POU Comparison Report

B:Change P/D C:Add P/D

D:Change P/U

E:Change Nature of Use

F:Change Period of Use

G:Other

H:Change P/D & Add P/D

☒ I:Change P/D & P/U

J:Add P/D & Change P/U

Proof of Ownership SRBA Claim 1997 tax notices cover P/U

Transfer 35-07883/8143 35-07953/08747 ☒ All of Right ☒ Portion of Right ^A_B

Resulting Split(s)

35-07953 A) 2.31 cts / 112 acres / 392 afa (3.5) 35-08747 A) .74 cts / 37 Acres / 148 afa
B) .09 cts / 8 acres / 32 afa < Vol (4.0) B) .50 cts / 25 Acres / 100 afa
2.40 120 (420) 1.24 62 248

Check Transfer Against Recorded Right

Season/Vol. C/4.0

(1) ☒ Priority (2) ☒ Use (3) ☒ Season (4) ☒ Rate (5) ☒ Volume

.0155 cts/acre

(6) ☒ Source (7) ☒ P/D (8) ☒ P/U (9) ☒ Proof/Owner (10) ☒ Map

Aberdeen-American Falls GWDist. East ESPAWN Dist.

(11) NA Water District (12) Yes Pertinent Conditions (13) No Expansion
trust/overlap

(3) Adjust season 35-07953 to standard 4-1 to 10-31
(5) Adjust vol. of transferred portion to standard 4.0 afa/acre instead of 3.5
(7) Change P/D under all rts to NENW, S7 (35-07883)
(8) Combine P/U to 300 Acres NY2 S7 - single combined Pivot System

Existing Well per advert.

Trust Conditions 35-08143 + 35-08747B 052/855

P/h Overlap Limit - 35-07953 w/ 35-07505 = 3.61 cts - .09 cts = 3.52 cts (Remainder)

Transfer Remarks PD/each rt. 7883 7953B 8143 8747
Conditions DL7, RL4, T07, T08, T09 251 8 16 25 +235 all =

Database/Processing Notes

Standard ☒ Non-Standard _____

T Files - Update Split rights when approved.

Edit remarks + 35-07883 when approved

"T" Files Update Complete ☒ Approval Form ☒ Transfer Memo ☒

Database Updated Following Approval ☒ Memo/Form Files Deleted ☒

1-11-99 CB

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

[illegible]

T06S R29E S 10

NO MATCHES FOR THIS POU IN AJ-POU

NO MATCHES FOR THIS POC IN A POC														
3508747	GROUNDWATE :	:	:	:	:	:	:	:	:	32	30	:	:	62
3508747	GROUNDWATE :	:	:	:	:	:	:	:	:	7	30	:	:	37
--86 MAP--	C11Q-AA 34 :	37	39	33	30 :	39	35	28	27 :	:	:	:	:	268
--86 MAP--	C77Q-AA 34 :	38	39	33	32 :	40	40	30	32 :	:	:	:	:	284

T06S R30E S 7 ✓

[illegible]

No other overlaps.

75304

SPLIT RIGHT SUMMARY

12/21/98

TRANSFER 5304

SD-0611-2 Basin: 35 Starting Water Right: 07883

S	Water	Name	W	Priority	STG/	Use	S
L	Right No.	Last, First	N	Date	STS	Source	Desc
-	35-07883	STEWART, REID	C	01/31/1980	L/	GROUNDWATER	IRR
-	T35-07883	RUFF TIMES FARMS	C	01/31/1980	L/	GROUNDWATER	IRR
-	A35-07883	RUFF TIMES FARM	C	01/31/1980	L/	GROUNDWATER	IRR
-	R35-07883	RUFF TIMES FARMS	C	01/31/1980	L/	GROUNDWATER	IRR

SD-0611-2 Basin: 35 Starting Water Right: 07953

S	Water	Name	W	Priority	STG/	Use	S
L	Right No.	Last, First	N	Date	STS	Source	Desc
-	35-07953	JOHNS, LA MAR	C	02/23/1981	L/	GROUNDWATER	IRR
-	T35-07953A	JOHNS, LA MAR	C	02/23/1981	L/	GROUNDWATER	IRR
-	T35-07953B	RUFF TIMES FARMS	C	02/23/1981	L/	GROUNDWATER	IRR
-	A35-07953	RUFF TIMES FARMS	C	02/23/1981	L/	GROUNDWATER	IRR
-	R35-07953	RUFF TIMES FARMS	C	02/23/1981	L/	GROUNDWATER	IRR

SD-0611-2 Basin: 35 Starting Water Right: 08143

S	Water	Name	W	Priority	STG/	Use	S
L	Right No.	Last, First	N	Date	STS	Source	Desc
-	35-08143	RUFF TIMES FARMS	C	05/18/1983	L/	GROUNDWATER	IRR
-	T35-08143	RUFF TIMES FARMS	C	05/18/1983	L/	GROUNDWATER	IRR

SD-0611-2 Basin: 35 Starting Water Right: 08747

S	Water	Name	W	Priority	STG/	Use	S
L	Right No.	Last, First	N	Date	STS	Source	Desc
-	35-08747	PAHL & RUFF PARTNERS	C	04/07/1989	L/	GROUNDWATER	IRR
-	T35-08747A	PAHL & RUFF PARTNERS	C	04/07/1989	L/	GROUNDWATER	IRR
-	T35-08747B	RUFF TIMES FARMS	C	04/07/1989	L/	GROUNDWATER	IRR

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

7-16-98

#5304

RECEIVED

SEP 14 1998

INITIAL REVIEW BY: HLWJ

1. Right number 35-07883 etc Applicant Ruff Times Farm Department of Water Resources

2. Type of right: ☐ Decree ☒ License ☐ Claim

3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Other _____

4. Check:

a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☐ Period of use

b. ☒ Description of original point of diversion.

c. ☒ Description of original place of use.

5. Amount of land &/or water transferred:

2 rights a. ☒ All of right.

2 rights split b. ☒ Part of right (NOTE: Part B should be filled in only if part of the right is owned by the applicant).

c. ☐ Check description of point(s) of diversion.

d. ☒ Check description of place of use.

e. ☐ Check map (shows p.d. and p.u. after transfer).

f. ☐ Check for correct signature, notarization, and fee.

g. ☐ Check proof of ownership of right &/or land from which water is transferred.

OK h. ☒ Check for expansion in use of right. Comments _____

OK ☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) _____

j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No

If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on _____

2. Is transfer published correctly? ☒ Yes ☐ No

3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve

2. ☐ Deny

3. Conditions* _____

4. By [Signature] Date 9/10/98

* All uses within Watermaster Districts require special conditions.

adjudication claim required
only for 35-07953

75304

DEPT. OF WATER RESOURCES
900 N. Skyline Drive
Idaho Falls, Idaho 83402-1718
(208) 525-7181
Fax: (208) 525-7177

NOTICE OF PROPOSED
CHANGE OF A WATER RIGHT
NO. T5304

Notice is hereby given that Ruff Times Farms, c/o Doug Ruff, 3005 W. 2100 S., Aberdeen, Idaho, 83210, has applied to the Department of Water Resources to change a point of diversion, and to change the place of use of a groundwater source. The rights sought to be changed are evidenced by licenses and recorded as follows:

License No.: 35-07883
Amount: 3.74 cfs
Source: Groundwater
Priority: 01/31/1980
Point(s) of Diversion: NENW, Sec. 7, T06S, R30E, B.M. Bingham County.
The water is used for irrigation of 251 acres within Sec. 7, T06S, R30E, B.M.

License No.: 35-07953
Source: Groundwater
Amount: 2.40 cfs
Priority: 02/23/1981
Point(s) of Diversion: SESE, Sec. 7, T06S, R30E, B.M. Bingham County.
The water is used for irrigation of 120 acres within Sec. 7, T06S, R30E, B.M.

License No.: 35-08143
Source: Groundwater
Amount: 0.32 cfs
Priority: 05/18/1983
Point(s) of Diversion: SESE, Sec. 7, T06S, R30E, B.M. Bingham County.
The water is used for irrigation of 16 acres within Sec. 7, T06S, R30E, B.M.

License No.: 35-08747
Source: Groundwater
Amount: 1.24 cfs
Priority: 04/07/1989
Point(s) of Diversion: SWNW, Sec. 15, T06S, R29E, B.M. Bingham County.
The water is used for irrigation of 62 acres within Sec. 10, T06S, R29E, B.M.

TO BE CHANGED AS FOLLOWS:

The applicant intends to take all of rights 35-07883 and 35-08143 for 267 acres and combine them with portions of 35-07953 and 35-08747 for 33 acres to be used in the N1/2, Sec. 7, T06S, R30E, and irrigate from the existing well in the NENW, Sec. 7, T06S, R30E, Bingham County. Any protests against approval of the proposed change must be filed with the Idaho Department of Water Resources, 900 N. Skyline Drive, Suite A., Idaho Falls, Idaho, 83402, together with a protest fee of \$25 on or before August 17, 1998. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER
Director

(3813)
Pub.: 7/30; 8/6

**AFFIDAVIT OF
PUBLICATION**

County of Bingham)

SS

State of Idaho)

I, Jacqueline Graham do solemnly swear that I am the Legal Coordinator of The Morning News, which is a daily newspaper of general circulation, published each day except Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot, aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1911, approved March 11, 1911, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was published in said issue of said

newspaper 2 consecutive times the first publication having been made on the 30th day of July 1998; and the last publication having been made on the 6th day of August 1998; that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published, in the newspaper and not in a supplement.

Jacqueline Graham
On this 6th day of August, in the year of 1998, before me a Notary Public of the State, personally appeared Jacqueline Graham, known or identified to me to be the person whose name is subscribed to the within instrument, and being by me the first day sworn, declared that the statements in said instrument are true, and acknowledged to me that he

Department of Water Resources
Eastern Region

Notary Public in the State of Idaho
Residing at Blackfoot, Idaho
My Commission Expires:
June 19, 2004
Affidavit Processing Fee.....\$5.00

RECEIVED

AUG 11 1998

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FEB 04 1999



State of Idaho
DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 20, 1998

RUFF TIMES FARMS
C/O DOUG RUFF
3005 W 2100 S
ABERDEEN ID 83210

RE: Application for Transfer #5304

Dear Applicant:

This office is currently in the process of advertising the application in the Morning News on July 30 and August 6, 1998. The advertisement will be published once a week for two consecutive weeks, and 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.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Harold W. Jones
Water Right Supervisor

HWJ::sc

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FEB 04 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 20, 1998

MORNING NEWS
PO BOX 70
BLACFOOT ID 83221

Dear Publisher:

Enclosed you will find a legal notice which we wish to have published on the dates indicated in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

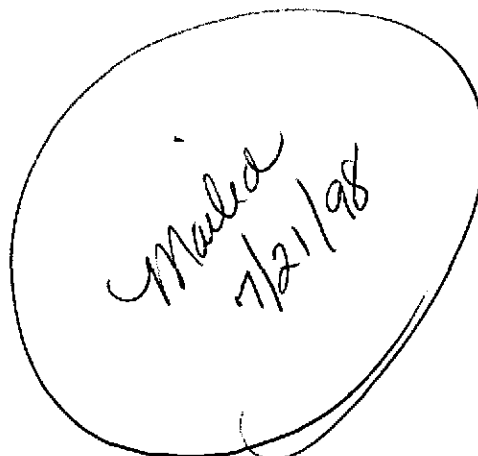
An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before AUGUST 17, 1998.

Yours truly,

Sharla Cox
Secretary

Enc.



MICROFILMED

FEB 04 1999

NOTICE OF PROPOSED CHANGE OF A WATER RIGHT
NO. T5304

Notice is hereby given that Ruff Times Farms, C/O Doug Ruff, 3005 W 2100 S, Aberdeen ID 83210, has applied to the Department of Water Resources to change a point of diversion, and to change the place of use of a groundwater source. The rights sought to be changed are evidenced by licenses and recorded as follows:

License No.: 35-07883 Source: Groundwater
Amount: 3.74 cfs Priority: 01/31/1980
Point(s) of Diversion: NENW SEC 7 T06S R30E B.M. BINGHAM COUNTY
The water is used for irrigation of 251 acres within SEC 7 T06S R30E B.M.

License No.: 35-07953 Source: Groundwater
Amount: 2.40 cfs Priority: 02/23/1981
Point(s) of Diversion: SESE SEC 7 T06S R30E B.M. BINGHAM COUNTY
The water is used for irrigation of 120 acres within SEC 7 T06S R30E B.M.

License No.: 35-08143 Source: Groundwater
Amount: 0.32 cfs Priority: 05/18/1983
Point(s) of Diversion: SESE SEC 7 T06s R30E B.M. BINGHAM COUNTY
The water is used for irrigation of 16 acres within SEC 7 T06S R30E B.M.

License No.: 35-08747 Source: Groundwater
Amount: 1.24 cfs Priority: 04/07/1989
Point(s) of Diversion: SWNW SEC 15 T06S R29E B.M. BINGHAM COUNTY
The water is used for irrigation of 62 acres within SEC 10 T06S R29E B.M.

TO BE CHANGED AS FOLLOWS:

The applicant intends to take all of rights 35-07883 and 35-08143 for 267 acres and combine them with portions of 35-07953 and 35-08747 for 33 acres to be used in the N1/2 SEC 7 T06S R30E and irrigate from the existing well in the NENW SEC 7 T06S R30E, Bingham County.

Any protests against approval of the proposed changed must be filed with the Idaho Department of Water Resources, 900 N Skyline Dr. Ste A, Idaho Falls, ID 83402, together with a protest fee of

MICROFILMED

FEB 04 1989

\$25 on or before August 17, 1998. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER
Director

Published in the Morning News on July 30 and August 6, 1998.

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FEB 04 1999



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MARCH 20, 1996

REID STEWART
3100 W 1000 S
ABERDEEN ID 83210

RE: Transfer of Water Right No. 35-07883

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Right for the above referenced water right (Transfer No. 4746). Please be sure to thoroughly review the "Conditions/Remarks:" as listed on the transfer.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', with a long horizontal line extending to the right.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

Enclosure

RECEIVED

MAR 28 1996

MEMORANDUM

TO: FILE NO. 35-07883

FROM: PAM SKAGGS^{PS}/STATE OFFICE

SUBJECT: TRANSFER NO. 4746

DATE: March 20, 1996

=====

Transfer No. 4746 was filed to change the point of diversion and place of use under Right No. 35-07883. This right was developed to irrigate 251 acres and was enrolled in the CRP program in 1989. The applicant has purchased the right and is moving it to a new location.

There are no apparent overlapping rights on either the original or proposed place of use and no evidence of a well in the new location. This right is not subject to SRBA since proof of beneficial use was filed 03-30-92 and the right subsequently licensed.

Recommended conditions include drilling permit requirements, irrigation overlap, future measuring devices & reporting and standard non-SRBA transfer conditions.

RECEIVED

MAR 28 1996

TRANSFER REVIEW SHEET
(04-95)

Transfer # 4746

Date Reviewed 03-19-96

Right(s) 35-07883

☒ Print Split Summary ☒ Run POU Comparison Report

B:Change P/D C:Add P/D D:Change P/U E:Change Nature of Use
F:Change Period of Use G:Other H:Change P/D & Add P/D
I:Change P/D & P/U J:Add P/D & Change P/U

Proof of Ownership '95 Tax Notice covers all, Warranty Deed '94 & Warranty Deed to Applicant for WR '95.

Transfer ☒ All of Right ☐ Portion of Right
Resulting Split(s) NONE

Check Transfer Against Right

Season/Vol. C/4.0

(1) ☒ Priority (2) ☒ Use (3) ☒ Season (4) ☒ Rate (5) ☒ Volume
(6) ☒ Source (7) ☐ P/D (8) ☐ P/U (9) ☒ Proof/Owner (10) ☒ Map
(11) NA Water District (12) Yes Pertinent Conditions (13) NO Expansion
IRR Overlap

(7) Change P/D

(8) Change P/U

CBP Program 1989 Not Supplemental - No Overlaps

Transfer Remarks

Conditions 046, R31, OIM, T07, T08, (T09 doesn't apply/Proof filed 3-30-92)

Database/Processing Notes T file

No Special Edit

WR Reports File

Transfer Memo Complete ☒

WRX updated 3-20-96

WR0749NP
No. T35-07883

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/19/96
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	REID STEWART 3100 W 1000 S ABERDEEN ID 83210 (208) 397-4572	01/31/1980	IRRIGATION	04/01 10/31	3.740 CFS	1004.00 AFA
TOTAL DIVERSION:					3.740 CFS	1004.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T06S R30E S07 NENW BINGHAM County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE														
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
06S	30E	7	:	35		39		29		27		34		32		26		29	:						:	251.0
																							TOTAL ACRES		251.0	

Pou County: BINGHAM

Other Water Rights Listing Overlapping Place(s) of use:

35-07953 35-08143 35-09050

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit
- requirements of Section 42-235, Idaho Code.
- R31 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 4.0 afa per acre for the
- lands above.
- 01M - After specific notification by the department, the right holder
- shall install a suitable measuring device or shall enter into an
- agreement with the department to determine the amount of water
- diverted from power records and shall annually report the
- information to the department.
- T07 - The change authorized by this transfer shall be accomplished
- within one (1) year of the date of this approval.
- T08 - Failure to comply with the conditions of this transfer is cause
- for the director to issue an order to show cause why the approval
- of the transfer should not be rescinded.

Dates: App. Received: 12/28/1979 Priority Date: 01/31/1980 (Priority Date Advanced.)
Proof Due Date: 04/01/1992 Proof Made Date: 04/08/1992 (Proof Received Late.)
Exam Made Date: 06/24/1992 Exam Sent to S.O.: 12/31/1992
Licensed Date: 02/04/1993

Misc: Water District Number: Field Exam Fee: R (Received)

Comments: Date: 03/18/1996 User-ID: SCURTIS Subject: TRANSFER NO. 4746

WR0749NP
No. T35-07883

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/19/96
PAGE: 2

Comments: Date: 03/18/1996 User-ID: SCURTIS Subject: TRANSFER NO. 4746
Trans. #4746 was filed to change the point of diversion and
place of use under this right.

Audit: 12/27/95 RBODELL 03/18/96 SCURTIS 03/19/96 PSKAGGS

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				NE				NW				SW				SE				SUM
		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		Lt		Ac		
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac			
T04S R30E S 33		Original P/U																																
		NO MATCHES FOR THIS POU IN AJ-POU																																
3507883	GROUNDWATE :	26	34	26	27	37	30	34	37	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	251			
		NO MAPPING INFO AVAILABLE																																
T06S R30E S 7		Proposed P/U																																
3507505	GROUNDWATE :	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	159			
A3507505	GROUNDWATE :	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	159			
R3507505	GROUNDWATE :	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	159			
3507759	GROUNDWATE :	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	40			
A3507759	GROUNDWATE :	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	40			
R3507759	GROUNDWATE :	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	40			
T3507883	GROUNDWATE :	35	39	29	27	34	32	26	29	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	251			
3507953	GROUNDWATE :	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	120			
A3507953	GROUNDWATE :	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	120			
R3507953	GROUNDWATE :	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	120			
3508143	GROUNDWATE :	:	:	4	4	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	16			
3509050	GROUNDWATE :	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	319			
--86 MAP--	C11Q-AA 34 :	42	39	40	40	39	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	473			
NO QTRS	MAPPING	Lot01-40				Lot02-41				Lot03-40				Lot04-39				:	:	:	:	:	:	:	:	:	:	:	:	:	:	:		
--86 MAP--	C77Q-AA 34 :	:	:	9	7	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	250			
NO QTRS	MAPPING	Lot02-12				Lot03-39				Lot04-39				:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:		

No Apparent Overlaps

WR5747NP

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS NUMBER INDEX

DATE: 03/18/96
PAGE: 1

WATER RIGHT
NUMBER

NAME

CFS

35-07883

JACOB , JOSEPH O
HEATH , MICHAEL C

3.74

T#4746

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: [Signature]

1. Right number 35-788.3 Applicant Reid Stewart
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Other _____
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☒ All of right.
 - b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use.
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ☐ Check proof of ownership of right &/or land from which water is transferred.
 - h. ☒ Check for expansion in use of right. Comments _____
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) _____
 - j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☐ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* _____
4. By [Signature] Date 3/6/96

RECEIVED

JAN 24 1996

Department of Water Resources
Eastern District Office

DEPT. OF WATER RESOURCES
900 N. Skyline Drive
Idaho Falls, Idaho 83402-1718
(208) 525-7161
Fax: (208) 525-7177

NOTICE OF PROPOSED
CHANGE OF A WATER RIGHT
NO. 4746

NOTICE IS HEREBY GIVEN that Reid
Stewart, 3100 W. 1000 S., Aberdeen,
Idaho, has applied to the Department of
Water Resources to change point of di-
version and place of use of the waters of
a groundwater source. The right sought
to be changed is evidenced by a license
and recorded as follows:

License No.: 35-07883
Source: Groundwater
Amount: 3.74 cfs
Priority: 01/31/1980
Point(s) of Diversion: SWNE, Sec. 33,
T04S, R30E, Bingham County.
The water is used for irrigation of 251
acres from 4/1 to 10/31 within the N1/2,
Sec. 33, T04S, R30E, B.M.

TO BE CHANGED
AS FOLLOWS:

The new point of diversion and place of
use will be located approximately 6 miles
West of the Aberdeen Airport. The
water will be diverted from the NENW,
Sec. 7, T06S, R30E, Bingham County
and used to irrigate 251 acres within the
N1/2, Sec. 7, T06S, R30E, B.M.

Any protests against approval of the
proposed change must be filed with the
Idaho Department of Water Resources,
900 N. Skyline Drive, Idaho Falls, Idaho,
83402, together with a protest fee of
\$25 on or before January 22, 1996. The
protestant must also send a copy of the
protest to the applicant.

KARL J. DREHER
Director

(2729)
Pub.: 1/4, 11

RECORDED

MAR 28 1996

Legals

AFFIDAVIT OF
PUBLICATION

County of Bingham)

State of Idaho)

I, Jacqueline Graham do
solemnly Legal

swear that I am the Coordinator of
The Morning News, which is a daily news-
paper of general circulation, published
each day except Sunday at Blackfoot,
Bingham County, Idaho, said newspaper
having been so published at Blackfoot,
aforesaid for more than one year past;
that said newspaper heretofore complied
with all the provisions of Chapter 154 of
the Sessions Laws of Idaho of 1911, ap-
proved March 11, 1911, and duly desig-
nated, pursuant to law, a particular day
of the week as the day on which legal no-
tices required by law or by the order of
any Court of competent jurisdiction within
the State of Idaho shall be published to-
wit: of each week; that the notice at-
tached hereto and which is a part of this
affidavit and part of the proof of publi-
cation was published in said issue of said
newspaper 2 consecutive Weeks
the first publication having been made on
the 24th day of Jan,
1996 and the last publication having
been made on the 11th day of
Jan, 1996 that said notice
was published in the regular and entire
issue of every number of the paper as
aforesaid during the period and time of
publication, and that notice was pub-
lished in the newspaper and not in a sup-
plement.

On this 22nd day of Jan, in
the year 1996, before me a Notary
Public of said State, personally appeared
Jacqueline Graham

known or identified to me to be the per-
son whose name is subscribed to the with-
in instrument, and being by me first duly
sworn, declared that the statements
therein are true and acknowledged to
me that he executed the same.

Notary Public for the State of Idaho
Residing at Blackfoot, Idaho
My Commission Expires:

November 10, 2000

Affidavit Processing Fee: \$5.00

NOTICE OF PROPOSED CHANGE OF A WATER RIGHT
NO. 4746

Notice is hereby given that Reid Stewart, 3100 W. 1000 S., Aberdeen, ID has applied to the Department of Water Resources to change point of diversion and place of use of the waters of a groundwater source. The right sought to be changed is evidenced by a license and recorded as follows:

License No.: 35-07883 Source: groundwater
Amount: 3.74 cfs Priority: 01/31/1980
Point(s) of Diversion: SWNE, SEC 33, T04S, R30E, Bingham County
The water is used for irrigation of 251 acres from 4/1 to 10/31 within the N1/2, SEC 33, T04S, R30E, B.M.

TO BE CHANGED AS FOLLOWS:

The new point of diversion and place of use will be located approximately 6 miles West of the Aberdeen Airport. The water will be diverted from the NENW, SEC 7, T06S, R30E, Bingham County and used to irrigate 251 acres within the N1/2, SEC 7, T06S, R30E, B.M.

Any protests against approval of the proposed change must be filed with the Idaho Department of Water Resources, 900 N. Skyline Dr., Idaho Falls, ID, 83402, together with a protest fee of \$25 on or before January 22, 1996. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER
Director

Published in the Morning News on January 4 & 11, 1996.

RECEIVED
MAR 8 1996

MAR 8 8 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

January 5, 1996

REID STEWART
3100 W 1000 S
ABERDEEN ID 83210

RE: Notice of Application for Transfer No. 4746

Dear Applicant:

The Department of Water Resources acknowledges receipt of your water right application. This office is currently in the process of advertising the applications in the Morning News on January 4 & 11, 1996. The advertisement will be published for two consecutive weeks, and 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 applications 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.

Sincerely,

Harold W. Jones
Harold W. Jones
Water Right Supervisor

HWJ/rb

JAN 13 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - FAX: (208) 525-7177

EASTERN REGION

December 27, 1995

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

MORNING NEWS
PO BOX 70
BLACKFOOT ID 83221

Dear Publisher:

Enclosed you will find a legal notice which we wish to have published on the date indicated in your newspaper. If you cannot publish the notice on the proposed date, 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 January 22, 1996.

Yours truly,

A handwritten signature in cursive script that reads 'Rita Bodell'.

Rita Bodell
Secretary

Enc.

DEC 28 1995
12 28 1995



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

February 5, 1993

JOSEPH O JACOB
MICHAEL C HEATH
35158 KNOX BUTTE RD
ALBANY OR 97321

RE: WATER RIGHT NO. 35-07883

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

RECEIVED
FEB 17 1993



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 21, 1993

JOSEPH O JACOB
MICHAEL C HEATH
35158 KNOX BUTTE RD
ALBANY OR 97321

RE: WATER RIGHT NO. 35-07883

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 15 days.

If you do not concur with these findings or if you have any questions, please contact us within the 15-day period.

Sincerely,

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

FILED
FEB 17 1993

LICENSE REVIEW CHECKLIST

Permit # 35-07883

Date 01-18-93
CS

	Yes	No	
NAME	☐	☒	Address Change?
PRIORITY DATE	☐	☒	Advance?
	☐	☒	Memo to Advance
	☐	☒	Order to Reinstate Needed? <u>DONE</u>
TOTAL CFS	☐	☒	Incorrect Fee for rate recommended?
	☒	☐	Disagree with Actual Measurement?
			<u>251 x .02 = 5.02 / 3.74 cfs (IRR)</u>
	☐	☒	Disagree with Theoretical?
	☒	☐	Limited by Capacity? <u>3.74 cfs</u>
TOTAL VOLUME			Rate/ac <u>4.0</u> AFA Irr. Season <u>C</u>
			<u>4-1 to 10-31</u> Standard Irr. Season
			<u>Allow Same / VDR > VIF</u> Season Recommended
	☒	☐	Disagree with Examiner's Calculations?
			<u>251 x 4.0 = 1004 cfs (IRR)</u>
	☒	☐	Limited by Flow? <u>3.74 x 198 x 1.9835 = 1468.8 > 1004</u> (Permit Season)
SOURCE	☐	☒	Changes? Clarification of <u>Originally</u>
			<u>Intended source</u>
	☐	☒	Notice of Intent to Void.
P/D			Verify with Map
	☒	☐	Amendment Needed? <u>Drop All S33 / Change to SWNE S33</u>
	☐	☒	Is Overlap Analysis a Consideration?
P/U			Verify with Map <u>Drop All except 251 acres</u>
	☐	☒	Amendment Needed? <u>NE + NW, S33</u>
	☐	☒	Is Overlap Analysis a Consideration?
USES	☐	☒	Change(s) in Nature of Use?
	☐	☒	Amendment Needed?
REMARKS	☐	☒	Multiple P/Ds in 1/4 1/4?
	☐	☒	Non-Irr. Uses
	☐	☒	Special Overlap Condition
	☐	☒	Other
CONDITIONS	☐	☒	Measuring Device
	☐	☒	W/Master Control
	<u>R31</u>	☐	Overlap
	☐	☒	Water Quality
			DATES/MISC
		☒	Water Dist.
		☒	App Rec'd
		☒	Exam Made

COMMENTS: Reduced Acres, rate Amend P/D
No well log in Micro / Drilled 1954 per proof / No Access port

LICENSE ☐ AMEND ☒ SPECIAL PARAGRAPH ☐

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

WRO749NP
No. L35-07883

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOSEPH O JACOB 35158 KNOX BUTTE RD ALBANY OR 97321 (503) 926-2434	01/31/1980	IRRIGATION	04-01 10-31	3.74 CFS	1004.0 AFA
TOTAL DIVERSION:						1004.0 AFA

C MICHAEL C HEATH

Stage: LICENSE

Tributary to:

Water Source: GROUNDWATER

Point(s) of Diversion Capacity: 3.74 CFS

Point(s) of Diversion: T04S R30E S33 SW NE

Place of use Legal Description for: IRRIGATION

NE										NW										SW										SE										
NENE N4NE S4NE SENE : NENW N4NW S4NW SENW : NESW N4SW S4SW SESW : NESE N4SE S4SE : SUM																																								
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM											
04S	30E	33	:	26	34	26	27	:	37	30	34	37	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	251.0											
TOTAL ACRES																														TOTAL ACRES										251.0

Pou County: BINGHAM

Other Water Rights Listing Overlapping Place(s) of use:
35-07883

Conditions of Approval:
004 - The issuance of this right in no way grants any right-of-way
- or easement across the land of another.
R31 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 4.0 afa per acre for the
- lands above.

Dates: App. Received: 12/28/1979 Priority Date: 01/31/1980 (Priority Date Advanced.)
Proof Due Date: 04/01/1992 Proof Made Date: 04/08/1992 (Proof Received Late.)
Exam Made Date: 06/24/1992 Exam Sent to S.O.: 12/31/1992
Licensed Date:

Misc: Water District Number: Field Exam Fee: R (Received)

Comments: Date: 03/30/1992 User-ID: GUSTAFSO Subject: 30 DAY CALL UP
PROOF RETURNED - NEEDS A \$50 LICENSE EXAM FEE

Date: 04/09/1992 User-ID: VAULT Subject: Proof of Beneficial Use Rcvd
Proof of Beneficial Use Rcvd

Audit: 01/19/93 SKAGGS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
JAN 5 1993
Department of Water Resources

A. GENERAL INFORMATION

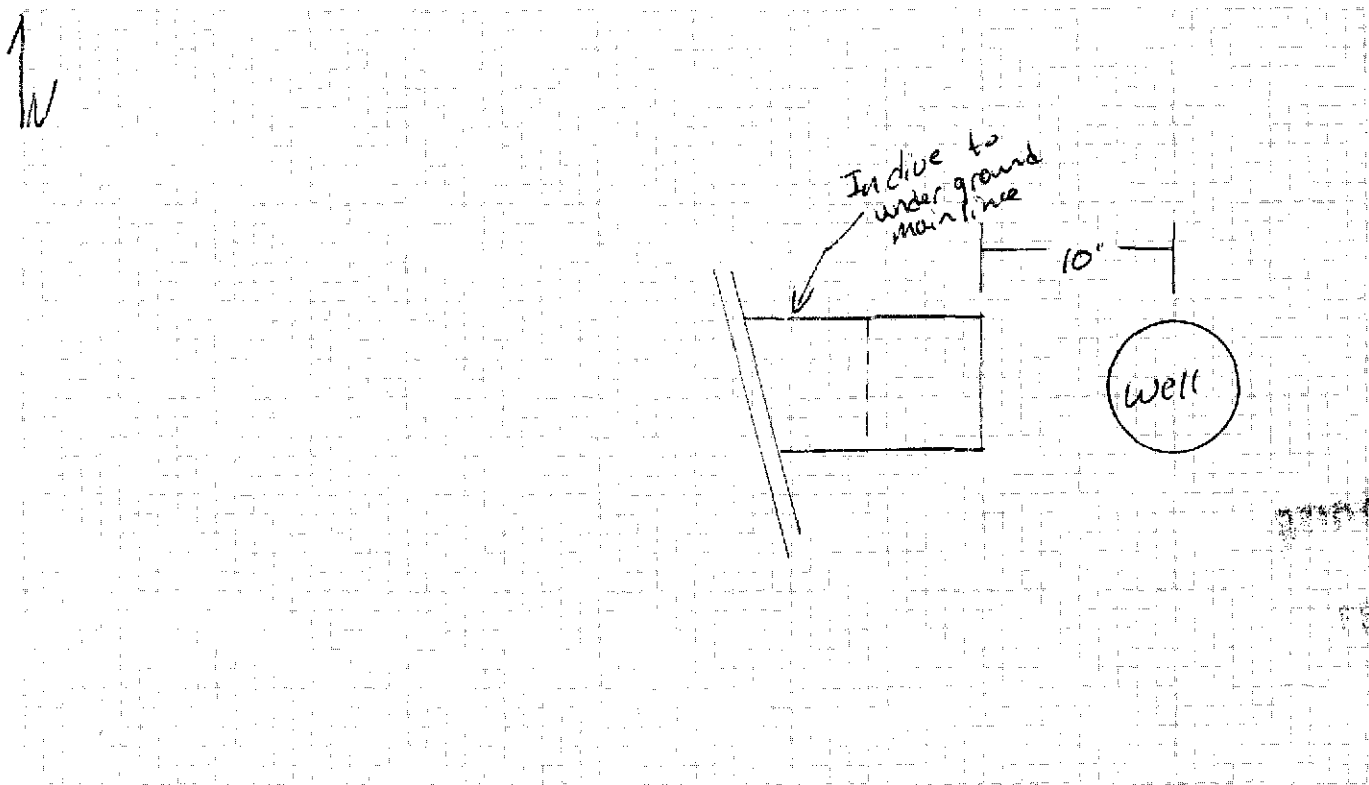
1. Owner: Michael C. Heath & Joseph O. Jacob Permit No. 35-7883
Current Address: 35158 Knox Butte Rd. Albany, Oregon 97321 Phone No. (503) 926-2434
2. Accompanied by: Bob Peck EXAM. DATE: 6-24-92
Address: Sterling, Idaho Phone No. 328-2442
Relationship to Permit Holder: Irrigation Company
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: N/A ☐ Copies Attached
2. Other water rights with same point of diversion: N/A ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
☐ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).
☒ Aerial Photo Attached (required for irrigation of 10 acres or more).

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

well to underground mainline which supplied a 7 1/2" 10 tower Hydraulic Piston well also had portable mainline which irrigated with hand lines the NE 1/4 of sec. 33 and the NW 1/4 of sec. 34.

According to bob Peck they used a diesel engine to power the pump (350 Cummins Diesel Turbo Johnson 300 hp gear box) according to bob Peck there is no identification or serial No. or well records. At pump there was no access point for a measurement.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Cummins Diesel	350		Layne	10" discharge

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

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
					~~SW NW 32~~	~~4S~~	~~30E~~	~~Bingham~~	Aerial Photo / Onsite Inspection
					SW NE 33	4S	30E		

2. **Place(s) of Use:**

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4S	30E	33	26	34	26	27	37	30	34	37									251

MICROFILMED
FEB 17 1993

MICROFILMED

Do not use this space

FEB 17 1993

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

No access port to probe water depth
according to beneficial use form ~~and~~ dynamic
pumping depth is 310' and operating pressure is 80 ps.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

Theory

$$\frac{300}{350} H_r (8.814) (70\% \text{ eff}) = \frac{4.36}{5.0} \text{ cfs}$$

310' + 80 ps. (2.308) capacity

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 251 \text{ acres} \times 4 \text{ cfs} = 1004$$

$(1319)(3) = 3957$ 1587.5

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (4.36)(214)(1.9835) = 1850.6 \text{ afa}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 1004 \text{ afa}$$

2. Volume Calculations for Other Uses:

MICROFILMED

FEB 17 1993

H. REMARKS AND OVERLAP REVIEW ANALYSIS

I recommend only 4.36 cfs as per capacity of system
from theoretical calculation.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Irrigation</u>	<u>1/1</u>	<u>12/31</u>	<u>4.36</u> 3.74	<u>1850.6</u> 1004
Totals:			<u>4.36</u> 3.74 cfs	<u>1850.6</u> 1004

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

J. AUTHENTICATION

Field Examiner's Name Gary Buss
Signature Gary Buss
Certification Date _____
Field Report Preparation Date _____

CONSULTANT SEAL

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

MICROFILMED

FEB 17 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

35-7883

Permit No.

Measurement Calculations

ASSUMPTIONS

- (1) Hp limited to 300hp gear box
- (2) PSI = 80 psi
- (3) Pumping depth = 310 ft
- (4) efficiency = 70%

$$Q = \frac{hp (8.814) (eff)}{LIFT + (PSI \times 2.308)} = \frac{300 (8.814) (0.7)}{310 + (80 \times 2.308)} = 3.74 \text{ cfs}$$

∴ Recommend $Q = 3.74 \text{ cfs}$

RECEIVED

FEB 17 1993

FROM: GARY BUSS - EASTERN REGION

24 JUNE 1992

TO: EXAMINATION FILE 35-07883

SUBJECT: BOB PECK - CONTACT PERSON FOR EXAMINATION OF 35-07883

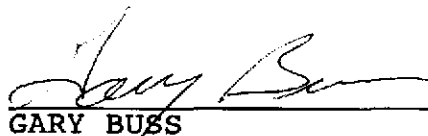
AN EXAM APPOINTMENT WAS MADE OVER THE PHONE WITH AN INDIVIDUAL THAT IDENTIFIED HIMSELF AS MR PECK. WHEN I ARRIVED FOR THE APPOINTMENT BOB PECK SAID THAT I MUST HAVE MADE THE APPOINTMENT WITH HIS SON. AT THIS POINT I ATTEMPTED TO COMPLETE THE EXAM BY ASKED MR BOB PECK ABOUT THE SYSTEM THAT HAD BEEN INSTALLED. HE REFERRED TO DESIGN SPECIFICATIONS OF THE IRRIGATION SYSTEM, BUT WHEN I ASKED TO SEE THEM HE REFUSED TO PRODUCE INFORMATION ON SYSTEM, SAYING THAT HIS SON HAD THEM. WHEN I ASKED IF I COULD TALK TO HIS SON HE REFUSED TO ALLOW ME TO SEE OR SPEAK WITH HIS SON. HE ASKED WHY WE COULDN'T JUST TAKE HIS WORD ON IT.

WHEN MAPPING OUT THE SYSTEM ON THE ASCS AERIAL PHOTO, MR PECK STATED INFORMATION THAT DID NOT MAKE SENSE (I.E. WELL DRILLED IN NWNE SEC 32, IRRIGATION SYSTEM INSTALLED THEN FOUND OUT THAT THE WELL DID NOT PRODUCE ANY WATER.) WHEN HE WAS ASKED TO GO THROUGH THE INFORMATION AGAIN, HE REFUSED, AND THEN GOT ABUSIVE BY SAYING THAT STATE EMPLOYEES ONLY HAVE JOBS TO GET THEM OFF WELFARE AND THAT I WAS TO DUMB TO EVER UNDERSTAND WHAT WAS GOING ON. AT THIS POINT I PACKED UP MY MAPS AND LEFT.

WHEN ASKED, MR PECK ALSO REFUSED TO ACCOMPANY ME TO THE PLACE OF USE TO CONFIRM ANY OF THE INFORMATION THAT HE HAD TOLD ME. I, THEREFORE, CONDUCTED THE ACTUAL ON SITE INSPECTION WITHOUT ANY FURTHER ASSISTANCE FROM MR PECK.

DURING THE ON SITE INSPECTION I FOUND AN IMPROPERLY ABANDONED WELL WITHIN NWNE SEC 32, T04S, R30E (WELL INDICATED BY BOB PECK AS NEVER PRODUCING WATER.) I INFORMED DON SIMPKINS THE WELL INSPECTOR FOR THE EASTERN REGIONAL OFFICE OF THE LOCATION OF THIS WELL.

I FEEL THAT THE DEPARTMENT SHOULD RESTRICT THE PLACE OF USE TO THOSE LANDS INDICATED BY THE ASCS AS IRRIGATED ON THE AERIAL PHOTO.



GARY BUSS

RECEIVED
FEB 17 1993

FROM: KEITH C. WILSON

11 AUG 1992

TO: FILE 35-07883

SUBJECT: ACTUAL PLACE OF USE

USING A.S.C.S. 1988 COMPLIANCE FLIGHT SLIDES I DETERMINED THAT THE ACTUAL PLACE OF USE FOR THIS PERMIT WAS WITHIN THE N1/2 SEC 33, T04S, R30E, AS SHOWN ON THE ATTACHED AERIAL PHOTO.



KEITH C. WILSON
SENIOR RESOURCE AGENT

RECEIVED
FEB 17 1993

T2270
1051

T
45

CRP
89.43

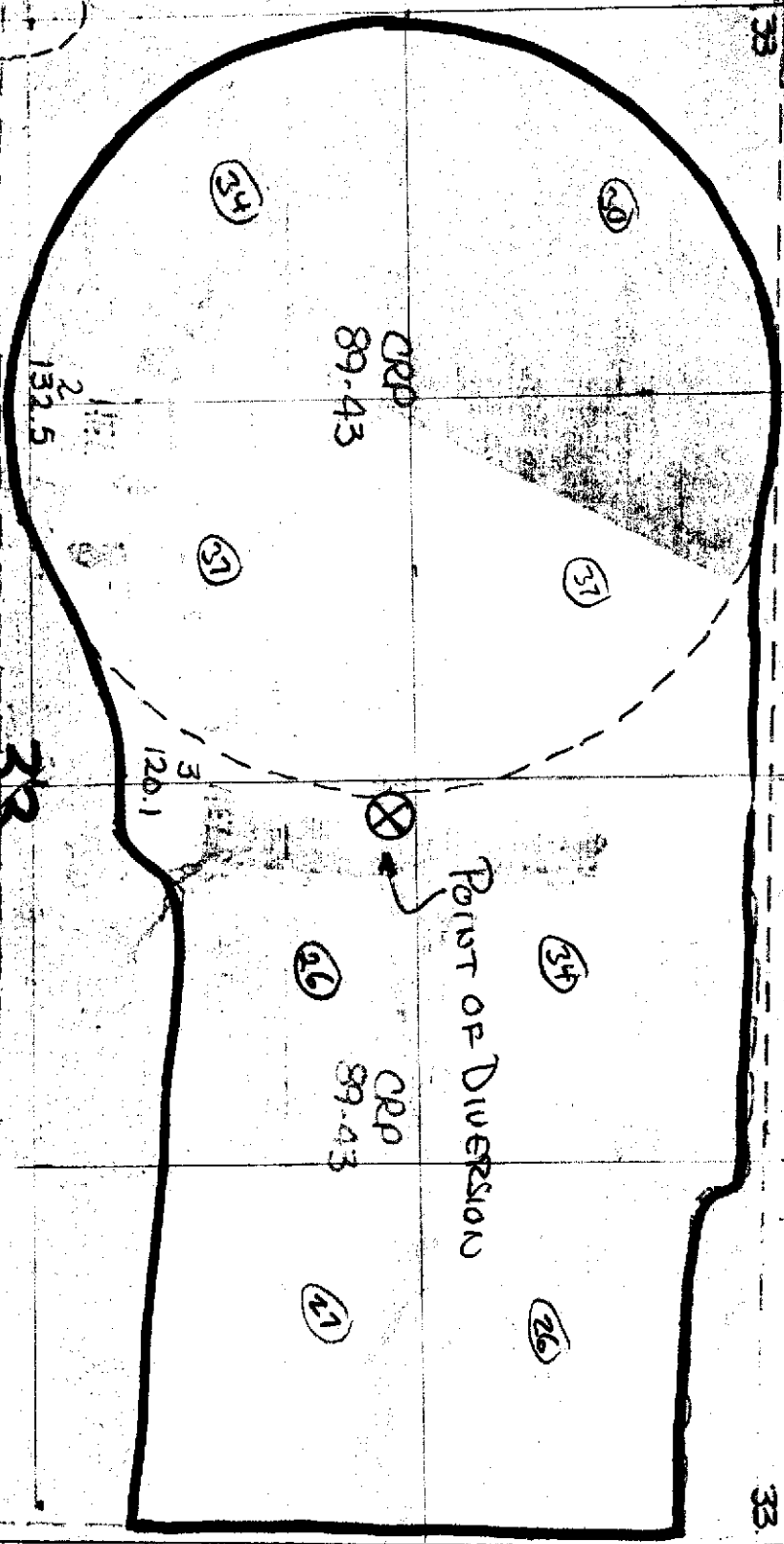
29 28
32 33

R30E

440.0

(251015)

28 27
33 34



T
4
5

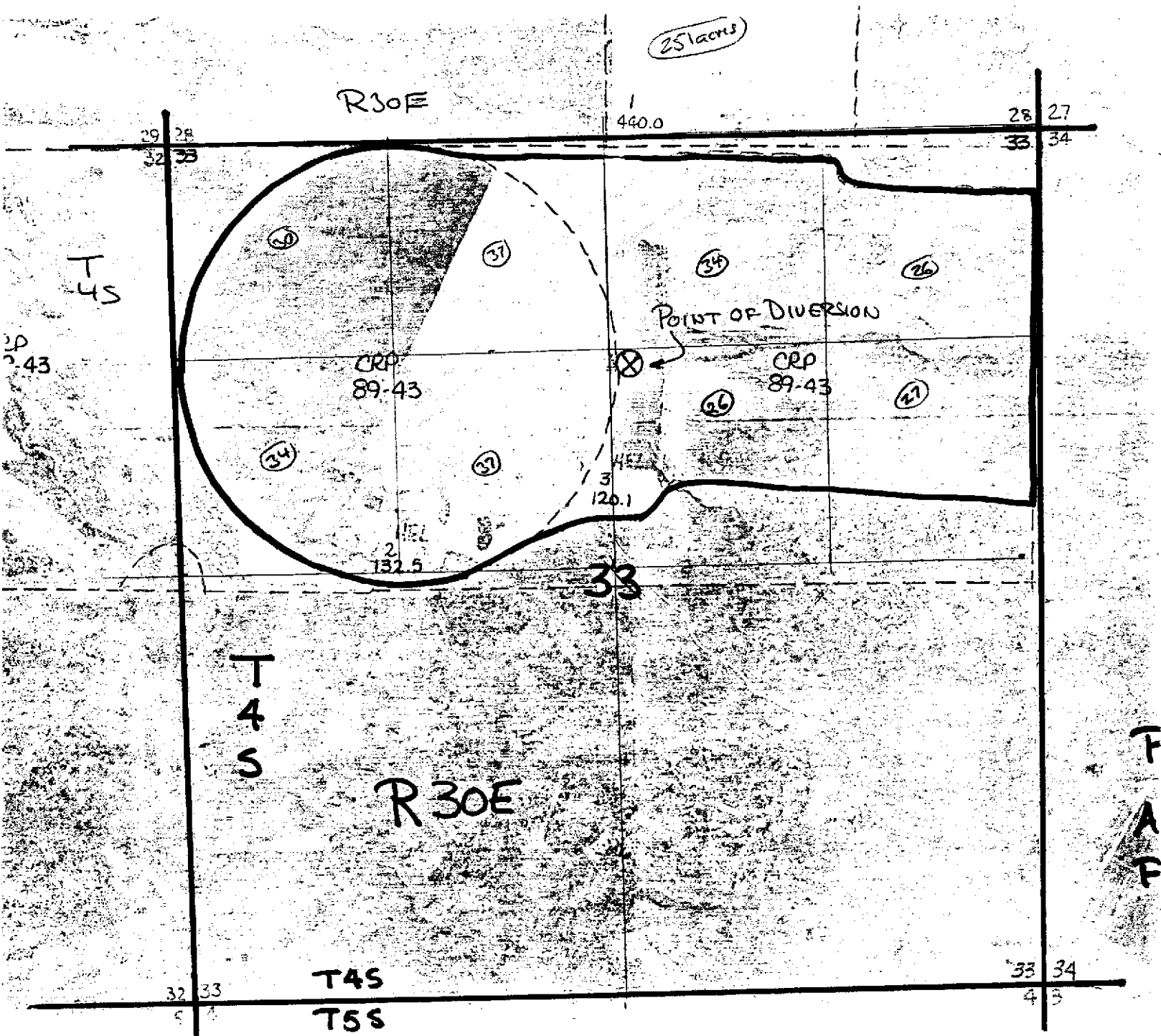
R30E

32 33
5 4

T4S
T5S

33 34
4 3

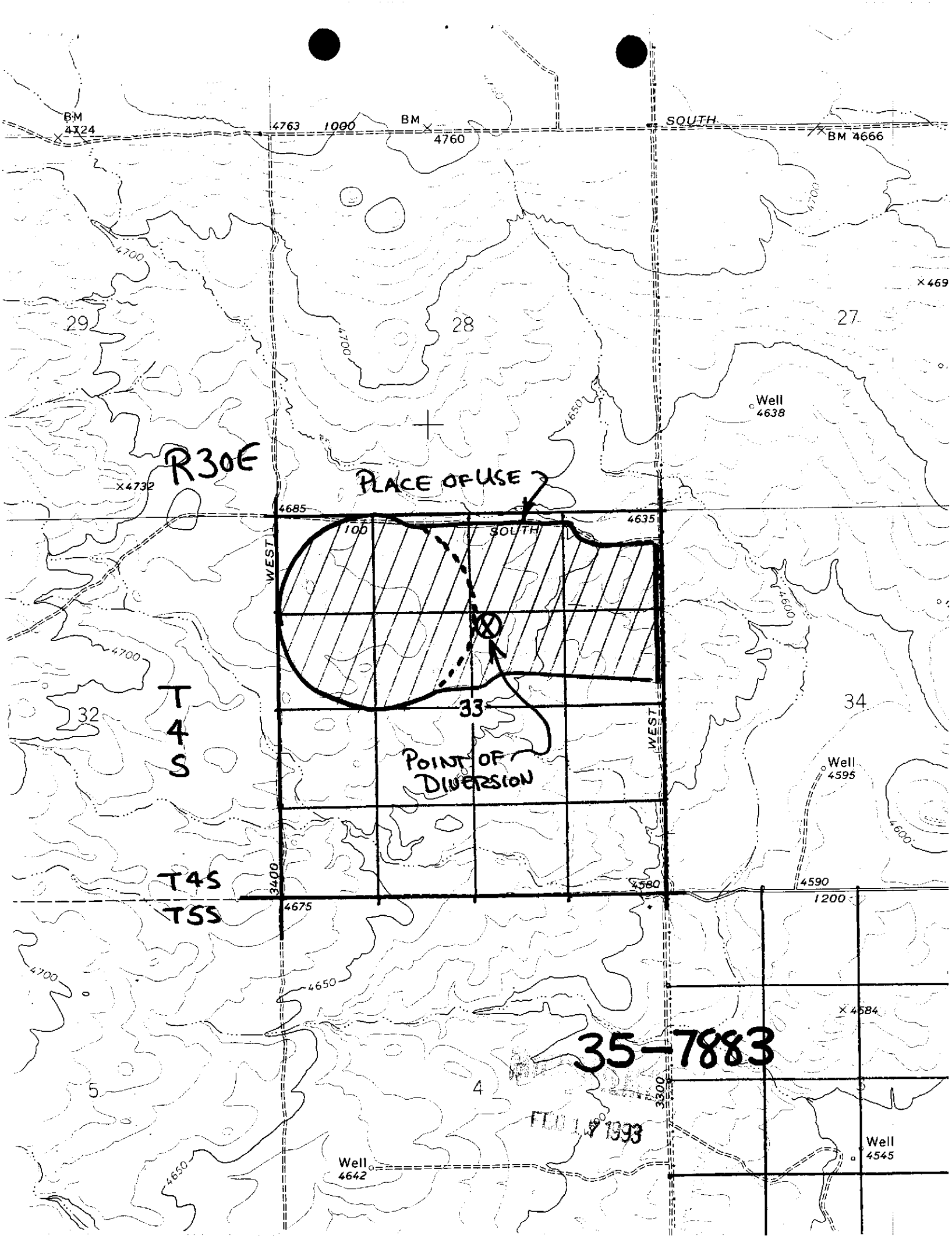
Ph... and with
A... and
P... and
35-7883



MICROFILMED

FEB 17 1993

35-7883



BM
4724

4763

1000

BM

4760

SOUTH

BM 4666

X 469

29

28

27

Well
4638

X 4732

R30E

PLACE OF USE

4685

4635

WEST

SOUTH

WEST

32

T
4
S

33

POINT OF
DIVERSION

34

Well
4595

T4S

T5S

3400

4675

4580

4590

1200

X 4584

35-7883

FLD 1 1993

Well
4642

Well
4545

April 17, 1992

MICHAEL C. HEATH
JOSEPH O. JACOB
35158 KNOX BUTTE RD
ALBANY OR 97321

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-07883

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. Enclosed is an order advancing the priority of the permit since the proof was received after the proof due date. 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 EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

c: IDWR - Region

Enclosure

RECEIVED
MAY 15 1992

RECEIVED
MAR 30 1992

RECEIVED
APR 8 1992

OFFICE USE ONLY
Amt. of Fee \$ 7.00
Date 3-30-92
Receipt No. 0023649
Receipt by KEB
0023726
reb

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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. 35-07883 Telephone No. 503-926-2434
2. Name(s) of Permit Holder(s): Michael C. Heath & Joseph O. Jacob
3. Mailing Address: 35158 Knox Butte Rd. Albany Or 97321
4. Source of Water: Groundwater
If **GROUNDWATER**, Well Driller's Name: Volmer Well Drilling Date Drilled: 1954

OPTIONAL:
Pump horsepower: 350 Pressure (psi): 80 Dynamic pumping level (ft.): 310

5. Extent of Use (as authorized by the permit):
Domestic _____ (No. of households) Stockwater _____ (No. and type of stock)
Irrigation 431 (No. of acres) Other _____

6. Total rate and/or volume for which proof is submitted 2500 gal/min OR _____ acre/feet
5.5 cfs

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: \$ 218.00 7.00 (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.
Bob Peck 378-2389 or 378-2442
Name Telephone No.
Sterling Idaho
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
MAY 15 1992

3-24-92 Joseph O. Jacob
Date Signature (and title, if on behalf of a company or organization)

ANALYSIS SHEET
FOR
PROOF OF BENEFICIAL USE

Permit No. 35-07883

Reviewed by Klg

Date 3/30/92

GENERAL CONSIDERATIONS

yes Name same as permit?
no Address same as permit?
no Proof timely received?
If not, complete calculation below.

TYPES OF USE

irrigate 431
Correct Uses? _____

SOURCE OF WATER

_____ Surface water source
✓ Ground water source

NA Drilling permit required?

_____ Copy in the file? Drilling Permit No. _____

_____ Amount paid for permit _____ Correct?

_____ Well log in the file?

LICENSE EXAMINATION FEE

yes Required?
2257 Amount Submitted
no Correct?

MEASURING DEVICE

yes Required?
yes Installed?
NA Waiver requested?

PRIORITY CALCULATION

Date proof received 4/8/92 98
Date proof due 4/1/92 - 91
No. of days late = 7
Priority Date 1/24/80 + 24
New Priority Date 1/31/80 31

DEFICIENCIES OR ACTION ITEMS

225-7 = 2/8 due
example

proof acceptable

needs an order

DATA ENTRY

New Address 35158 Knox Butte Road

Proof Made 4/8/92

4/17/92-4/10/92 Klg



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

March 30, 1992

Michael C. Heath
Joseph O. Jacob
35158 Knox Butte Road
Albany, OR 97321

Re: Permit No. 35-07883

Dear Permit Holder:

Returned is the Proof of Beneficial Use form submitted to this office on March 30, 1992. It indicates the total rate of diversion to be 5.5 cfs. When the total maximum rate of diversion is greater than 0.04 cfs, a license examination fee is required to be submitted with the proof. A license examination fee based on a rate of flow of 5.5 cfs. is \$225. Note the back of the enclosed instruction sheet/fee schedule. Since you have already submitted \$7.00, there is a balance due of \$218.

Please return the proof and fee to me as soon as possible, since your proof was due on April 1, 1992. Upon receipt of the proof form and fee, we will continue processing your proof by notifying the region that a field exam is needed.

If you have any questions or if I can be of any further assistance, please feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads "Karen L. Gustafson".

Karen L. Gustafson
Secretary/Records Manager

Enclosures

MICROFILMED
MAY 15 1992

March 25, 1992

Karen L. Gustafson
Dept. of Water Resources
1301 N. Orchard Street
Statehouse Mail
Boise, Idaho 83720

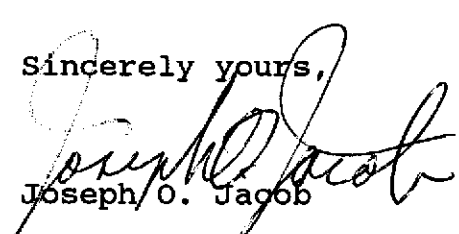
Dear Karen,

We are submitting proof of claim on permit 35-07883. This land has been under government programs since 1982. The PIK program, 0-92 and the CRP. It is currently under the CRP program.

We were able to breakout and satisfy government requirements for irrigation on 431 acres. We wanted to turn as much acreage as possible on the permit, so did not apply on the 431 at the earlier date. Financial problems made it impossible to break out additional land, so we went with the government programs that did not require actual farming of the land.

Please consider this request. Thank You.

Sincerely yours,


Joseph O. Jacob

RECEIVED
MAY 15 1992

January 31, 1992

MICHAEL C. HEATH
JOSEPH O. JACOB
P.O. BOX 238
TANGENT OR 97389

PROOF DUE NOTICE

RE: PERMIT NO. 35-07883

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before April 1, 1992. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

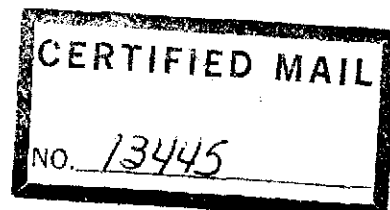
SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

Michael Heath

MAY 15 1992



February 9, 1990

Michael C. Heath
Jospeh O. Jacob
P. O. Box 238
Tangent, OR 97389

Gentlemen:

Re: Permit No. 35-7883

Enclosed is a copy of the approved request for extension of time. The time within which to submit proof of beneficial use is extended to April 1, 1992.

It is important that you work diligently toward the completion of this project during the construction period allowed. The department may not be able to grant additional requests.

If you have any questions, please contact me.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosures

FILED
FEB 14 1990

Permit No. 35-7883 Reviewed by RA Date 1-5-90

Y Date stamp received
Y Extension received timely (not too early not too late)
Y Fee received and receipted
Y Name and signature same as permit
Y Address change

Has adequate work been completed to demonstrate due diligence?
Has the cost incurred been adequate to demonstrate an intent to complete the project?
y Has the permit been involved in litigation?
a. Swan Falls y Dismissed from Swan Falls yes
Other _____ Identify _____
b. Is supporting documentation needed to complete the file? _____
Requested _____
c. Calculate the period of delay _____

Date litigation completed May 15, 1985 June 1- 1985

Date litigation began - Mar 29 - 83 App. 1 1102

Total period of delay = 2 mo 24rs

Present proof due date + Feb 1, 1990

NEW PROOF DUE DATE = Apr. 1, 1992

_____ Is delay by a government agency?
Is supporting documentation needed to complete the file? _____
Requested?

ACTION TAKEN - Recommend approval based on litigation
Susan Falls;

2/68 Reinstatement Date extension received _____ = _____
 Proof due date _____ = -
 No. of days late _____ = _____
 Priority date _____ = +
 ADJUSTED PRIORITY DATE _____ = _____

DATE ENTRY

Change proof due date _____ Address change _____
Priority date change _____

138908

November 30, 1989

MICHAEL C. HEATH
JOSEPH O. JACOB
P.O. BOX 238
TANGENT, OR 97389

PROOF DUE NOTICE

RE: PERMIT NO. 35-07883

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before February 1, 1990. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

FEB 14 1990

September 5, 1985

Joseph O. Jacob or
Michael O. Heath
P. O. Box 55
Springfield, ID 83277

Gentlemen:

Re: Permit No. 35-7883

This office acknowledges receipt of the assignment conveying the above-referenced permit to you. The assignment has been entered into the department's records. Enclosed is a copy of the permit for your records.

Also enclosed is a copy of the approved request for extension of time and a copy of the transmittal letter.

If you have any questions concerning your permit, please feel free to contact this office.

Sincerely,

RITA I. FLECK
Secretary/Records Manager

Enclosures

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

September 4, 1985

Joseph O. Jacob
P.O. Box 238
Tangent, OR 97389

Dear Mr. Jacob:

Re: Permit No. 35-7883

Enclosed is a copy of your approved request for extension of time. The time within which to submit proof of beneficial use is extended to February 1, 1990. The permit has been reinstated with an advance in priority since the extension was not received prior to proof due date.

Based on provisions of Sec. 42-203D, Idaho Code passed during the 1985 Legislative Session, your permit will also be reviewed under the public interest criteria. The code section reads as follows:

42-203D. Review of permits - Opportunity for hearing.

(1) The department shall review all permits issued prior to the effective date [July 1, 1985] of this section, except to the extent a permit has been put to beneficial use prior to July 1, 1985, to determine whether they comply with the provisions of chapter 2, title 42, Idaho Code. If the department finds that the proposed use does not satisfy the criteria of chapter 2, title 42, Idaho Code, then the department shall either cancel the permit or impose the conditions required to bring the permit into compliance with chapter 2, title 42, Idaho Code. If the department finds that the permit satisfies the criteria established in chapter 2, title 42, Idaho Code, then the department shall enter an order continuing the permit.

(2) The department shall provide an opportunity for hearing in accordance with section 42-1701A, Idaho Code, and sections 67-5209 and 67-5215, Idaho Code, for each holder of a permit that is proposed either to be cancelled or made subject to new conditions.

MICROFILMED

If you have any questions concerning these permits, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "L. Glen Saxton". The signature is written in dark ink and is positioned above the typed name.

L. GLEN SAXTON
Chief, Operations Bureau

Enclosure

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

SEPTEMBER 1, 1985

DEAR PERMIT HOLDER:

ACCORDING TO OUR RECORDS, YOU ARE THE HOLDER OF A WATER PERMIT ON WHICH PROOF OF BENEFICIAL USE OF WATER WAS NOT SUBMITTED BEFORE JULY 1, 1985, WHICH INDICATES YOUR PROJECT IS NOT COMPLETE. THEREFORE, YOU NEED TO BE AWARE OF CHANGES IN IDAHO LAW, EFFECTIVE JULY 1, 1985, WHICH IMPACT ALL WATER PERMITS ISSUED BY THIS DEPARTMENT.

SPECIFICALLY, PURSUANT TO SECTION 42-203D, IDAHO CODE, THE DEPARTMENT MUST REVIEW ALL PERMITS FOR WHICH DEVELOPMENT OF WATER USE WAS NO COMPLETED ON OR BEFORE JULY 1, 1985, TO DETERMINE IF THEY MEET THE NEW REQUIREMENTS OF CHAPTER 2, TITLE 42, IDAHO CODE. RULES AND REGULATIONS GOVERNING THE RE-EVALUATION OF PERMITS ARE NOT YET FINALIZED. HOWEVER, IF YOU COMPLETED THE DEVELOPMENT UNDER YOUR PERMIT BEFORE JULY 1, 1985, YOU SHOULD SUBMIT A PROOF OF BENEFICIAL USE STATEMENT, STATING THAT THE PROJECT WAS COMPLETED BEFORE JULY 1, 1985 SO THAT YOUR PERMIT WILL NOT BE SUBJECT TO THE REVIEW REQUIREMENTS OF SECTION 42-203D, WHICH READS AS FOLLOWS:

42-203D. REVIEW OF PERMITS - OPPORTUNITY FOR HEARING. - (1)THE DEPARTMENT SHALL REVIEW ALL PERMITS ISSUED PRIOR TO THE EFFECTIVE DATE [JULY 1, 1985] OF THIS SECTION, EXCEPT TO THE EXTENT A PERMIT HAS BEEN PUT TO BENEFICIAL USE PRIOR TO JULY 1, 1985, TO DETERMINE WHETHER THEY COMPLY WITH THE PROVISIONS OF CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PROPOSED USE DOES NOT SATISFY THE CRITERIA OF CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL EITHER CANCEL THE PERMIT OR IMPOSE THE CONDITIONS REQUIRED TO BRING THE PERMIT INTO COMPLIANCE WITH CHAPTER 2, TITLE 42, IDAHO CODE. IF THE DEPARTMENT FINDS THAT THE PERMIT SATISFIES THE CRITERIA ESTABLISHED IN CHAPTER 2, TITLE 42, IDAHO CODE, THEN THE DEPARTMENT SHALL ENTER AN ORDER CONTINUING THE PERMIT. (2)THE DEPARTMENT SHALL PROVIDE AN OPPORTUNITY FOR HEARING IN ACCORDANCE WITH SECTION 42-1701A, IDAHO CODE, AND SECTIONS 67-5209 THROUGH 67-5215, IDAHO CODE, FOR EACH HOLDER OF A PERMIT THAT IS PROPOSED EITHER TO BE CANCELLED OR MADE SUBJECT TO NEW CONDITIONS.

YOU MAY OBTAIN PROOF OF BENEFICIAL USE FORMS FROM THE DEPARTMENT. IF YOU HAVE ANY QUESTIONS, PLEASE LET US KNOW.

SINCERELY,

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

MICROFILMED

FEB 14 1986

STAFF REVIEW OF REQUESTS FOR EXTENSION OF TIME

Permit No. 35-7883

BASIC INFORMATION ABOUT EXTENSION REQUEST

Check for the following:

- ☒ Date received stamp
☒ Extension received within six months of due date (if greater than, return extension)
☒ Fee received and receipted - Feb. 28, 1980
☒ Name and signature same as on permit
☒ Address change? If so, complete coding sheet
☒ Source of water the same?
☒ Extension previously approved?
☒ Do conditions of approval restrict the extension?
 Indicate basis: _____

HAS THE PERMIT HOLDER PROCEEDED DILIGENTLY?

- ☒ Work completed - Adequate to show due diligence?
☒ Cost incurred - Adequate to show due diligence?

REASON FOR NOT COMPLETING PROJECT

- ☒ Due diligence
☒ Litigation YES Swan Falls No Dismissed from Swan Falls
 _____ Have supporting documents been submitted?

Date litigation completed _____

Date litigation began _____

Total period of delay = _____

Proof due date _____

NEW PRIORITY DATE

- _____ Delayed by a governmental agency
 _____ Permit holder provided supporting documents?

RECOMMENDATION FOR ACTION

Recommend approval based on due diligence

Special Cover Letter
 Additional conditions:

- ☒ Reinstate: Date extension received Feb. 28 = _____
 Proof due date Feb 1 = _____
 No. of days late 27
 Priority date Dec. 28, 1979 = 362
 ADJUSTED PRIORITY DATE Jan 24, 1980 389
☒ Is there commencement of works? - 365
 Prepared coding sheet? 24
 Change rolodex card

Reviewed by lyDate 8-22-1985

MICROFILMED

Permit No. 35-7883

ASSIGNMENT REVIEW CHECK LIST

1. Signature of Permit Holder? ✓
2. Notary? ✓
3. a. Full Assign? ✓
b/ Partial Assign?
4. "No assignment" condition on permit? *NO*
5. Commencement of works received?
 - a. Commencement of works requested? *yes - see extension*
 - b. Show Cause Order drafted & sent?
 - c. Cancellation necessary?
6. Affidavit of Residency required? *NO*

1. Type Permit Summary Sheet ✓
2. Coding Sheet ✓
3. Acknowledgement letter type *Rita, please acknowledge*
4. Copy to region ✓ *w/ extension correspondence.*

Date: 4-12-85

Employee: K. Walker

MICROFILMED

INTER-DEPARTMENT MEMO — 1

FROM KEITH C. WILSON

DATE 8 MARCH 1985

TO FILE 35-7883

SUBJECT REQUEST FOR EXTENSION OF TIME

Please include this copy of a letter indicating that the request was returned to applicant on 29 Jan 1985. Request was then receipted on 28 Feb 1985 Receipt # 33218.

MICROFILMED

Keith C. Wilson
SIGNATURE

RECEIVED

MAR 12 1985

Department of Water Resources

January 29, 1985

Joseph O. Jacob
P.O. Box 238
Tangent, OR 97389

Dear Mr. Jacob:

There is a \$15.00 fee charged for a Request for Extension of Time. Please remit the fee along with this form.

If you have any questions please call our office at (208) 525-7161.

Sincerely,

CHERYL ZEMP
Secretary

Enclosure

MICROFILMED

RE: 35-7883

WARNING

CANCELLED OR LAPSED

This permit has been officially CANCELLED or LAPSED.

Ninety days following the date of official action this file will be DESTROYED.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

JACOB, JOSEPH O.
P.O. BOX 238
TANGENT, OR 97389

LAPSE NOTICE

FEBRUARY 05, 1985

DEAR PERMIT HOLDER:

YOU ARE HEREBY NOTIFIED THAT UNDER THE PROVISIONS OF SECTION 42-218A OF THE IDAHO CODE, PERMIT NO. 35-7883 HAS LAPSED. THIS OFFICE DID NOT RECEIVE EITHER AN ACCEPTABLE NOTICE THAT YOU HAVE COMPLETED THE PROJECT (PROOF OF BENEFICIAL USE) BY THE DATE REQUIRED ON YOUR PERMIT OR AN ACCEPTABLE REQUEST FOR AN EXTENSION OF TIME. YOU WERE PROVIDED THE PROPER FORMS IN OUR PROOF DUE NOTICE TO YOU DATED NOVEMBER 30, 1984.

YOUR PERMIT CANNOT BE REINSTATED UNLESS YOU SUBMIT THE STATEMENT OF BENEFICIAL USE FORM OR SUBMIT AN EXTENSION OF TIME REQUEST SHOWING REASONABLE CAUSE FOR DELAY. EITHER THE COMPLETED FORM OR THE EXTENSION REQUEST MUST BE RECEIVED BY THIS OFFICE WITHIN SIXTY DAYS OF THE DATE OF THIS LAPSE NOTICE OR THE PERMIT WILL NO LONGER BE OF ANY FORCE OR EFFECT.

A STATEMENT OF BENEFICIAL USE FORM AND A REQUEST FOR EXTENSION OF TIME FORM ARE AGAIN ENCLOSED FOR YOUR USE. PLEASE NOTE THAT A FEE OF \$15.00 MUST ACCOMPANY AN EXTENSION OF TIME REQUEST AND THAT ONLY ONE EXTENSION OF TIME CAN BE GRANTED UNLESS THE PROJECT HAS NOT BEEN COMPLETED BECAUSE OF LACK OF A NECESSARY APPROVAL BY A GOVERNMENTAL AGENCY OR BY LITIGATION.

L. GLEN SAXTON
CHIEF, OPERATIONS BUREAU

ENCLOSURES

LGS:RF

CERTIFICATION OF MAILING

I hereby certify that on 2-25-1985
a copy of original of this document was
deposited in the United States mail,
postage prepaid addressed to the
individual(s) named above.

Robert Luck

MICROFILMED

S T E O F I D A H O
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440
CERTIFIED MAIL

138466

JACOB, JOSEPH O.
P.O. BOX 238
TANGENT, OR 97389

PROOF DUE NOTICE

NOVEMBER 30, 1984

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 35-7883 WAS THAT PROOF OF THE EXTENT OF YOUR BENEFICIAL USE MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE FEBRUARY 01, 1985. (SEE LAST PAGE OF YOUR APPROVED PERMIT OR YOUR LAST APPROVED EXTENSION REQUEST). ENCLOSED IS A POSTCARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU OR A PREVIOUS OWNER OF THIS PERMIT HAVE NOT RECEIVED A PRIOR EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME IF THE DELAY IS FOR REASONABLE CAUSE AS PROVIDED IN SECTION 42-204, IDAHO CODE. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED. AN EXTENSION OF TIME REQUEST FORM IS ENCLOSED FOR YOUR CONVENIENCE.

EITHER THE BENEFICIAL USE POSTCARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE DESCRIBED PROOF DUE DATE. IF NEITHER IS RECEIVED, THE DEPARTMENT WILL SEND YOU A LAPSE NOTICE. WITHIN SIXTY (60) DAYS OF THE MAILING OF THE LAPSE NOTICE, THE PERMIT WILL NO LONGER BE OF ANY FORCE NOR EFFECT.

SINCERELY,

RITA FLECK
SECRETARY/RECORDS MANAGER

ENCLOSURES

MICROFILMED

INTER-DEPARTMENT MEMO — 1

FROM Steve McLormick

DATE 12-2-87

TO Vault

SUBJECT Permit # 35-7883

Mike Heath would like copies of ^{files} correspondence sent to Joseph Jacob.
He is a partner with Mr. Jacob.

Address: P.O. Box 55
Springfield, Ill

SIGNATURE



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

February 15, 1980

Joseph O. Jacob
P.O. Box 238
Tangent, Oregon 97389

Dear Mr. Jacob,

RE: Permit No. 35-7883

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval on the fourth page.

Be sure to note the special condition requiring you to install an access port or other device to provide for the installation of measuring equipment by the Department. Enclosed are specifications for the installation of the access port, as well as a list of measuring device options.

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permit. However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or a subsequent license or water right.

If you have any questions, please let us know.

Sincerely,

David R. Tuthill, Jr.

DAVID R. TUTHILL, JR.
Supervisor, Water Allocations Section.

DRT:mr
Enclosure

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: jc

APPLICATION NUMBER: 35-7883

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

Field check by: _____

Date: _____

Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department. Copies sent by: _____ Date: _____
☐ Idaho Fish and Game Department. _____
☐ Idaho Department of Lands. _____
☐ U.S. Bureau of Land Management. _____
☐ U.S. Forest Service. _____
☐ Other _____

PROCESSING:

- ☒ Yes ☐ No Platted by: jc Map No. 35-43-30E + 53-30E
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: Jan. 28
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 1/22/80
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application.
☒ Publication dates and paper, recorded on application.
☐ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☒ Yes ☐ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
12/28/79 Date of priority recommended.
Special conditions of approval or cover letter.
Code 04 of Jan 16, 1980 update.

By: Ernest Carlson. Date: 1/3/80.

STATE OFFICE REVIEW:

04 OIC

I.D. letter w/access port

- ☐ See attached sheet for more information.

By: Jim Date: 2/8/80

MICROFILMED

January 8, 1980

RE: Application for Permit No. 35-7883

Joseph O. Jacob
P. O. Box 238
Tangent, OR 97389

Dear Mr. Jacob:

Attached herewith is Departmental Receipt No. 15477 in the amount of \$155.00 for the above referenced application.

Sincerely,

KAY WALKER
Secretary

Attachment

MILWAUKEE

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho 83401 on or before JANUARY 28, 1980.

C. STEPHEN ALLRED

Director

Published 01/10 & 01/17/80.

MICROFILMED

35-7883

JACOB, JOSEPH O.

P.O. BOX 238, TANGENT, OR 97389

Source: BROUWATER

Date Filed: 12/28/1979

Amount: 13.00 CFS

Diversion Point: SWNW SENE NWSE

Sec 32 T 04S R 30E, BINGHAM CO.

Use: IRRIGATION (13.00 CFS) from

04/01 to 10/15

Place of Use: NENE NWNE SWNE

SENE NENW NWNW SWNW SENW

NESW NWSW SWSW SESE NESE

NWSE SWSE SESE Sec 32 T 04S R

30E NENE NWNE SENE NENW

SWNW SENW NWNW NESW NWSW

SWSW SESE NESE NWSE SWSE

SESE Sec 33 T 04S R 30E NENW

NWNW SWNW SENW NESW NWSW

SWSW SESE Sec 05 T 05S R 30E

FOR 1318 ACRES.

Diversion Means: WELL, PUMP,

MAINLINE AND LATERALS.

JACOB, JOSEPH O.

P.O. BOX 238, TANGENT, OR 97389

Source: GROUNDWATER

Date Filed: 12/28/1979

Amount: 13.00 CFS

Diversion Point: SWNW SENE NWSE Sec 32 T 04S R 30E, BINGHAM Co.

Use: IRRIGATION (13.00 CFS) from 04/01 to 10/15

Place of Use: NENE NWNE SWNE SENE NENW NWNW SWNW SENW NESW NWSW SWSW SESW NESE
 NWSE SWSE SESE Sec 32 T 04S R 30E NENE NWNE SWNE SENE NENW SWNW
 SENW NWNW NESW NWSW SWSW SESW NESE NWSE SWSE SESE
 Sec 33 T 04S R 30E NENW NWNW SWNW SENW NESW NWSW SWSW SESW
 Sec 05 T 05S R 30E FOR 1316 ACRES

Diversion Means: WELL, PUMPS, MAINLINE AND LATERALS.

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
EASTERN REGION

John V. Evans
Governor

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

C. Stephen Allred
Director

December 20, 1979

Joseph O. Jacob
P. O. Box 238
Tangent, OR 97389

Dear Mr. Jacob:

Thank you for the Application for Permit on groundwater. However, before we can receipt your application I will need question 6(a) on description of your system completed. Also the legal description for one of the points of diversion does not match the map (SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32).

Please make these corrections and return it to us so we can complete processing. If you have any further questions please feel free to contact me.

Sincerely,

John Carlson

JOHN CARLSON
Water Resource Agent

Please call if any more info needed

JC:kw

Enclosure: Application
Check No. 96-336/1232

RECEIVED