

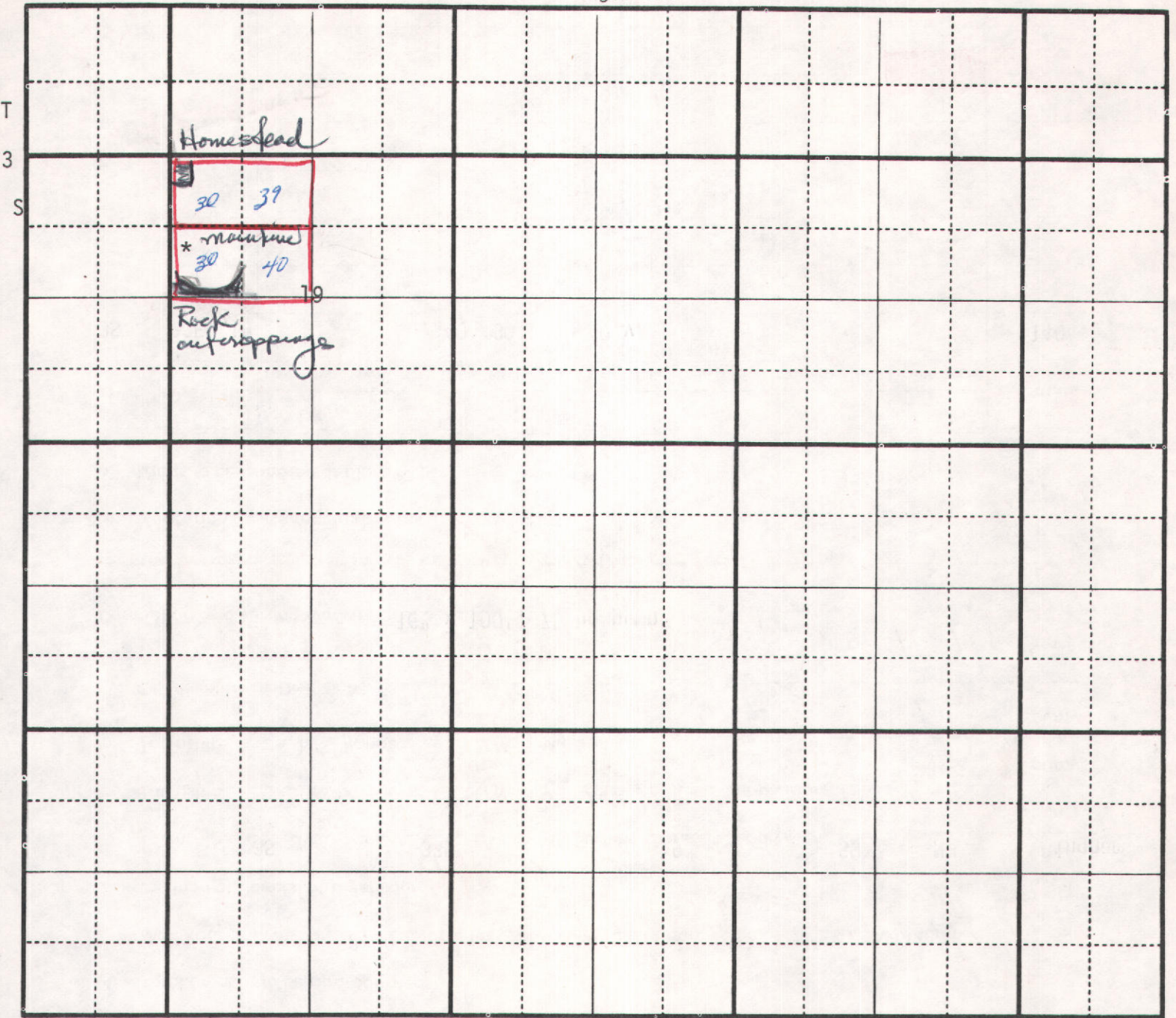
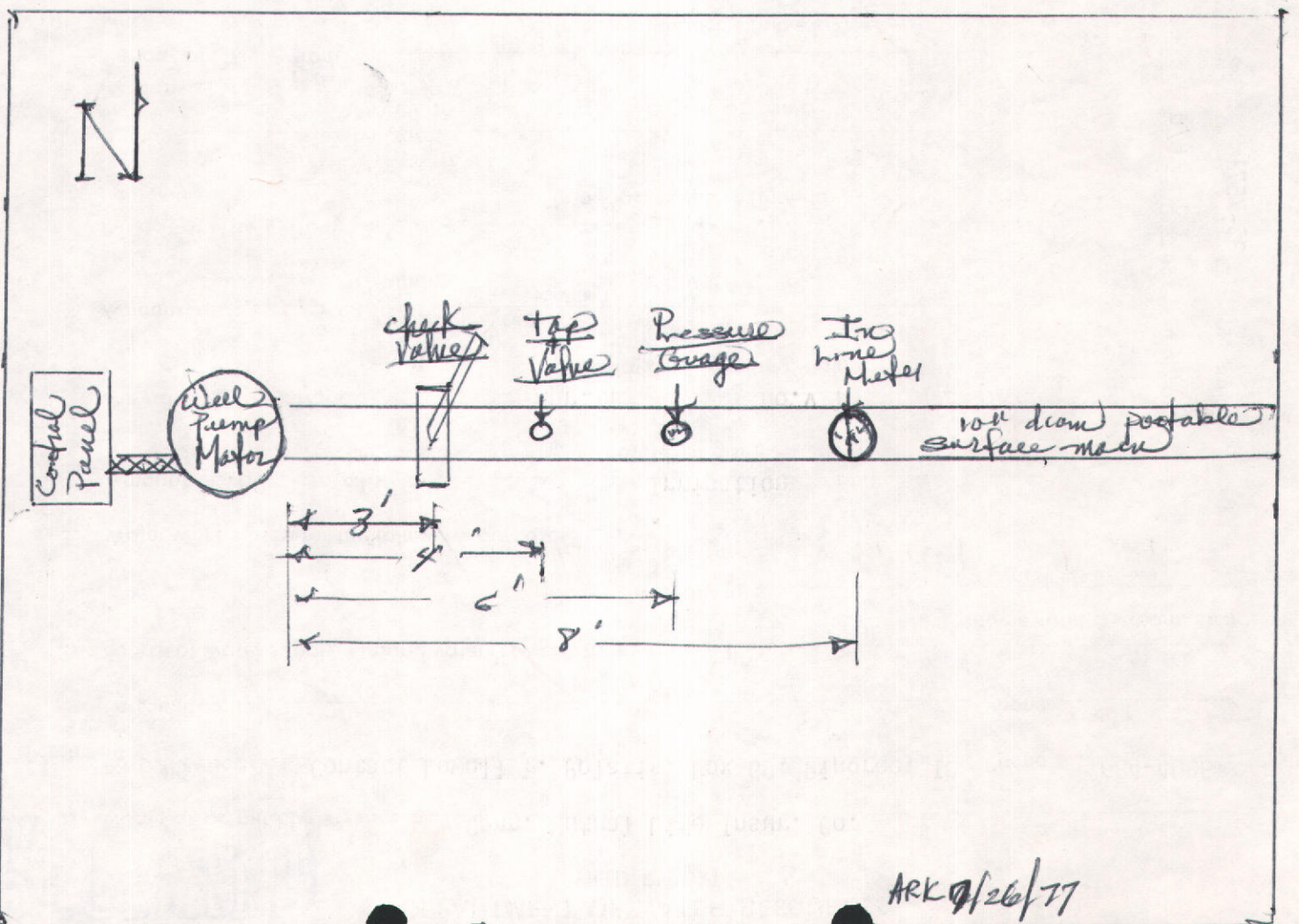
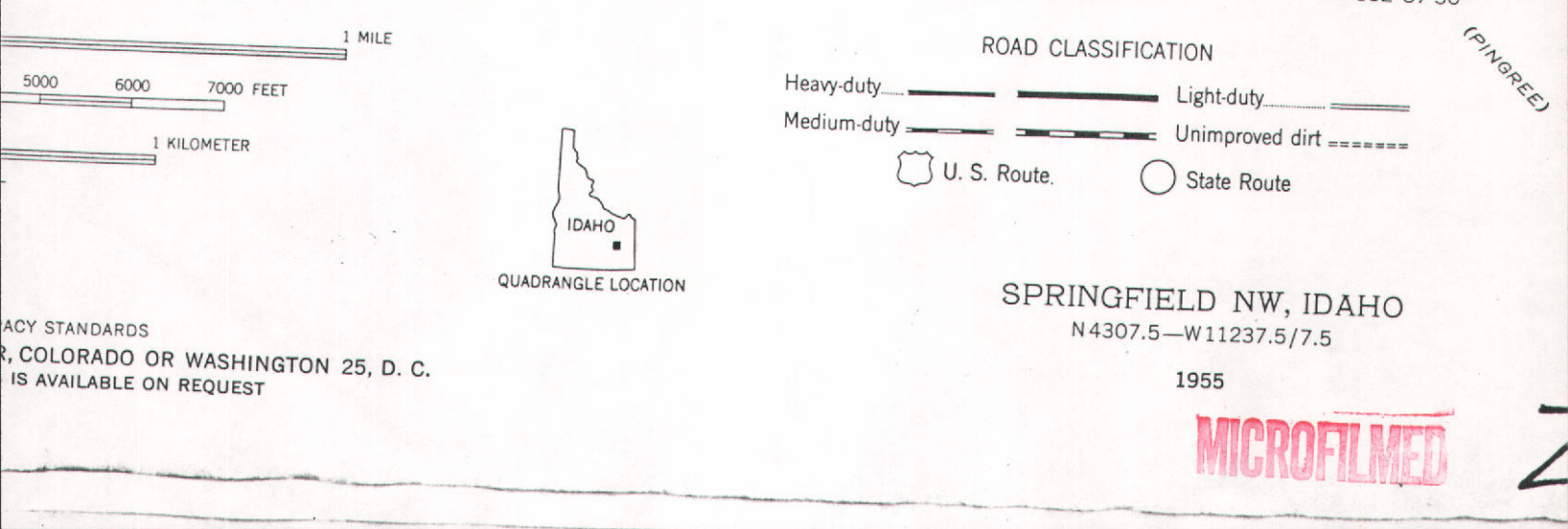
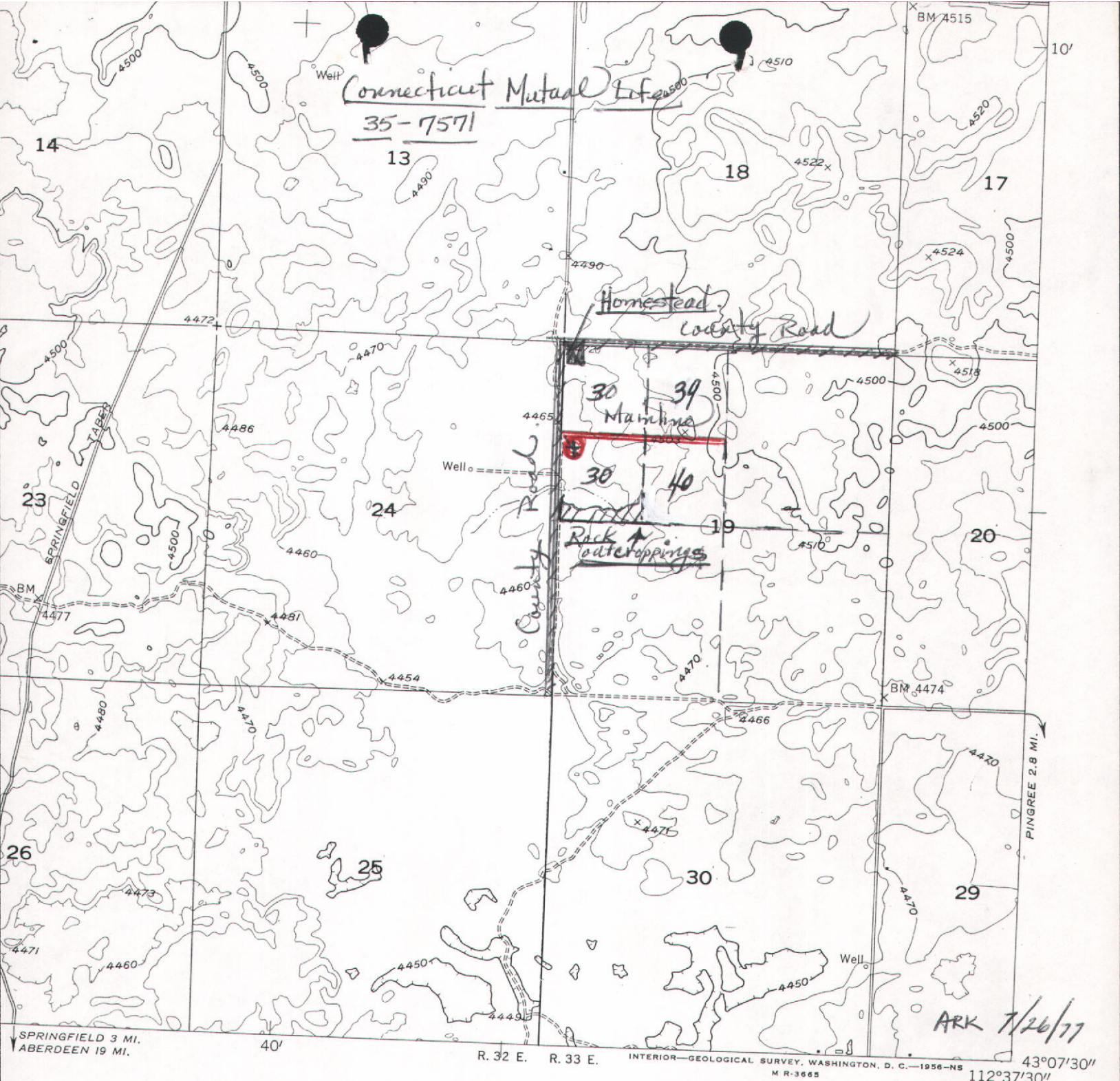


Diagram of System





State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7571 Priority December 30, 1975 Amount 2.78 cfs

THIS IS TO CERTIFY, that CONNECTICUT MUTUAL LIFE INSURANCE CO.  
of Hartford, Connecticut, has complied with the terms and conditions of Permit  
No. 35-7571 issued pursuant to Application for Permit dated December 30, 1975,  
and has submitted proof to the Department of Water Resources on January 17, 1977,  
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a  
capacity for the diversion of 3.52 cfs of water from a groundwater source,  
tributary to \_\_\_\_\_, and that the permit holder has applied to a beneficial use and  
established a right to use water as follows

| Beneficial Use    | Period of Use                            | Rate of Diversion      | Annual Volume        |
|-------------------|------------------------------------------|------------------------|----------------------|
| <u>Irrigation</u> | from <u>April 1</u> to <u>November 1</u> | at <u>2.78</u> cfs and | <u>487</u> acre feet |
|                   | from _____ to _____                      | at _____ cfs and       | _____                |
|                   | from _____ to _____                      | at _____ cfs and       | _____                |

(both dates inclusive)

Subject, however, to the condition that no more than 2.78 cfs of water be diverted at any one time, and  
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose  
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed  
487 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 19, Twp. 3S,  
Rge. 33E, B.M. in the County of Bingham

Description and location of place of use:

| Twp. | Range | Sec. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | Totals |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 3S   | 33E   | 19   |                  |                  |                  |                  | 39               | 30               | 30               | 40               |                  |                  |                  |                  |                  |                  |                  |                  | 139    |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres irrigated 139

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30 day of  
November, 19 79.

Director

MICROFILMED

State of Idaho  
Department of Water Resources

ASSIGNMENT OF PERMIT

I, Lowell T. Polatis, hereby assign to Connecticut Mutual Life Insurance Co.  
of 140 Garden Street, Hartford, Connecticut 06115  
Address

CHECK ONE



All my right, title, and interest in and to Permit No. 35-7571  
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 25th day of May, 19 76.

Lowell T. Polatis  
Permit Holder

Ruth Ch. Polatis  
Spouse of Permit Holder

State of Idaho )  
County of Bingham ) ss.

On this 25th day of May, 19 76, personally  
appeared before me the signer(s) of the above instrument, who duly acknowledged to me  
that he (she) (they) executed the same.

seal

Lawrence B. [Signature]  
Notary Public residing at Blackfoot, Idaho

My commission expires:  
11-22-78

STATE OF IDAHO  
DEPARTMENT OF WATER ADMINISTRATION  
POWER OF ATTORNEY

35-2594  
35-7570  
35-7571

The undersigned holder (s) of Permit (Application) No. 35-7571 of the Department of Water Administration of the State of Idaho hereby nominates Lowell T. Polatis, whose address is Pingree, Idaho, as attorney-in-fact, with full authority to act for and on behalf of the undersigned in all matters pertaining to the above numbered permit or application. Such acts shall include, but not be limited to, the filing of application, receiving of all notices, the signing and filing of applications for extension of time and for amendment of said Permit, and the submission of proofs of completion of works and beneficial use of water.

Dated this 18 day of May, 1976.

CONNECTICUT MUTUAL LIFE INSURANCE CO.

By: [Signature]  
James B. McCandless,  
Assistant Investment Officer

STATE OF ~~IDAHO~~ CONNECTICUT

County HARTFORD ) SS

On this 18th day of May, 1976, personally appeared before me the signer ~~for~~ he of the above instrument, who duly acknowledged to me that ~~he~~ he executed the same, as Assistant Investment Officer of Connecticut Mutual Life Insurance Company, the corporation that executed the within and foregoing instrument.

[Signature]  
Notary Public

My Commission expires:

March 31, 1979

Identification No. 35 7571  
Application No \_\_\_\_\_

**APPROVED**

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**APPLICATION FOR PERMIT**

(See Power of Attorney)

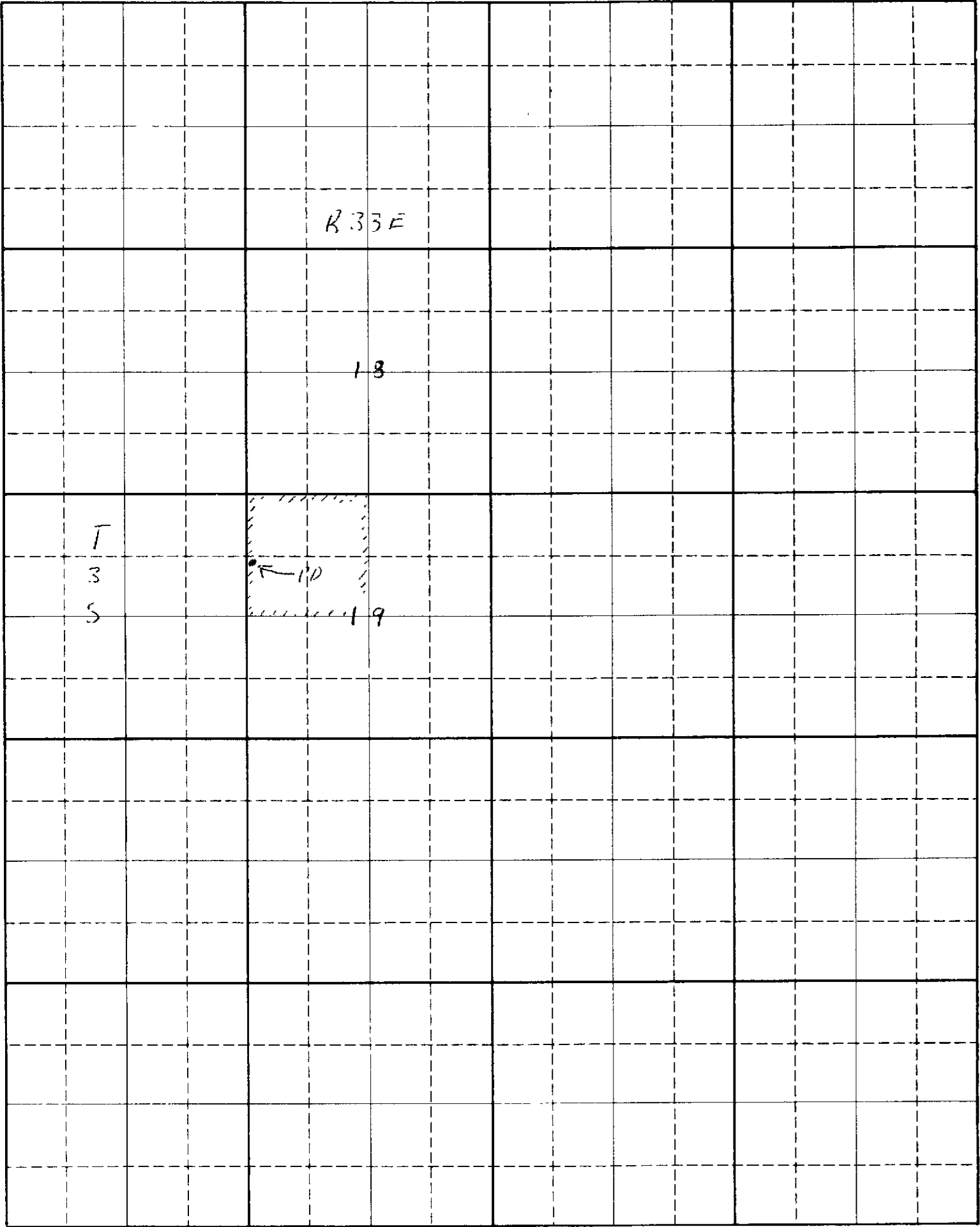
**To Appropriate the Public Waters of the State of Idaho**  
(TYPE OR PRINT IN INK)

ASSIGNED TO: (6/16/76)  
Connecticut Mutual Life  
Insurance Co.  
140 Garden St.  
Hartford, Connecticut  
06115

- 1 Name of applicant Lowell T. Polatis Phone 684-4085  
post office address Box 69, Pingree, Idaho
- 2 Source of water supply ground water which is a tributary of \_\_\_\_\_
- 3 a Location of point of diversion is SW  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of Section 19 Township 3S  
Range 33E B M Bingham County; additional points of diversion if any \_\_\_\_\_
- b If water is not consumed, it will be discharged into \_\_\_\_\_ at a point in \_\_\_\_\_  $\frac{1}{4}$   
of \_\_\_\_\_  $\frac{1}{4}$  of Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ B M \_\_\_\_\_
- 4 Water will be used for the following purposes  
Amount 2.80 for Irrigation purpose from Apr. 1 to Nov. 1 (both dates inclusive)  
(cfs or acre-feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre feet per annum)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre feet per annum)
- 5 Total quantity to be appropriated.  
a 2.80 cubic feet per second and/or  
b \_\_\_\_\_ acre feet per annum
- 6 Proposed diverting works  
a Description of ditches, flumes, pumps, headgates, etc Well with 75 Hp. pump, handlines  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
b Height of storage dam \_\_\_\_\_ feet, active reservoir capacity \_\_\_\_\_ acre feet, total reservoir  
capacity \_\_\_\_\_ acre feet, materials used in storage dam \_\_\_\_\_  
Period of year during which storage will occur \_\_\_\_\_ to \_\_\_\_\_ inclusive  
(Mo Day) (Mo Day)  
c Proposed well diameter is 16 inches, proposed depth of well is 100 feet
- 7 a Time required for the completion of the works and application of the water to the proposed beneficial use  
is 5 years  
b Estimated construction cost is \$ 25,000.00
- 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 \_\_\_\_\_ hp 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 \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



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

Quell T. Polaris  
(Applicant)

**Proposed Priority** 12-30-1975

Received by me Date 12-30-75 Time 2:12 p  
Preliminary check by RDC Fee \$ 45.00  
Received by me Date 12-30-75 # 15548  
Publication prepared by me Date 12-30-75  
Published in The Blackfoot News  
Publication dates Jan 8 & Jan 15, 1976  
Publication approved me Date 1-16-76  
Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Protests filed by \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Copies of protests forwarded by \_\_\_\_\_  
Hearing held by \_\_\_\_\_ Date \_\_\_\_\_  
Recommended for approval denial by RDC W DF

**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 35-7571, 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 before February 1, 19 81.
  - c. Other A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Witness my hand this 5 day of February 19 76.

  
Director

RECEIVED

JAN 16 1976

Department of Water Resources  
Eastern District Office

## AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

} ss.  
}

I, David Mark Brown..... do 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 Friday 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

Friday issue of said newspaper .2 ..... consecutive

weeks, the first publication having been made on

the 8th... day of January .19 76 .

and the last publication having been made on the

15th... day of January.. 19 . 76...; 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.

Subscribed and sworn to before me this ..15th ...

day of ... January ..... ,19 ..76 ....

Notary Public for the State of Idaho,

Residing at Blackfoot, Idaho

My commission expires

Oct 20, 1976

### NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that  
Lowell T. Polatis, Pingree,  
Idaho, has on 12-30-75, sub-  
mitted Application No. 35-7571,  
for a permit to appropriate 2.80  
cubic feet per second of water  
from a ground-water source by  
means of well and pump within  
the SW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 19, T. 3S,  
R. 33E, B.M., Bingham County;  
to be used from Apr. 1 to Nov. 1  
for the irrigation of 140 acres  
within the NW $\frac{1}{4}$ , Sec. 19, T. 3S,  
R. 33E, B.M.

If issued, this permit will be  
subject to all prior water rights.  
Protests against the granting of  
the permit must be filed with  
the Idaho Department of Water  
Resources, 1515 Lincoln Road,  
Idaho Falls, Idaho, 83401, on or  
before January 26, 1976.

R. KEITH HIGGINSON  
Director

(4514)

Pub.: 1-8, 15

30

Batterymarch: AgriVest

**RECEIVED**  
NOV 04 1991

Department of Water Resources

October 31, 1991

Department of Water Resources  
Statehouse  
Boise, ID 83720

Re: Loan No. 96510-H, Polatis  
Licenses No. 35-2594 and  
23224/35-2277, Permits No.  
35-7570 and 35-7571

Gentlemen:

This loan has been paid in full. Therefore, we wish to inform you that we are no longer interested in licenses no. 35-2594 and 23224/35-2277 and permits no. 35-7570 and 35-7571, as described in Mortgage Deed dated May 4, 1976, given by Lowell T. Polatis et ux.

Said mortgage was recorded in the Public Records of Bingham County in Book 19 as Instrument #212700.

Sincerely,

*Jean Wright*  
Jean Wright  
Assistant Secretary

jw  
cc: Ag-Land Mortgage

*There is nothing in the referenced files or the database that connects Batterymarch: AgriVest to the water rights.*

500 WINDING BROOK DRIVE, GLASTONBURY, CONNECTICUT 06033 • (203) 659-3711 • FAX (203) 657-8461

*This letter is placed in file for future reference only.*

*28 11-04-91*

Carbon copy  
Howell  
& 1 T. Palatis

Pingue, ID

$$\begin{array}{r}
 252 \\
 \cancel{118} \\
 \cancel{6} \\
 72
 \end{array}$$

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 324
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 63 \\
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 114
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 138 \\
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 252
 \end{array}$$

$$141$$

$$282$$



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS  
Governor

C. STEPHEN ALLRED  
Director

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

December 7, 1979

Connecticut Mutual Life Insurance Co.  
140 Garden St.  
Hartford, Conn. 06115

Dear Sirs,

RE: Permit No. 35-7571

Enclosed is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

*Jan Grover*  
JAN GROVER  
Water Rights Supervisor

JG:lr

Enclosure

**MICROFILMED**



# STATE OF IDAHO

## DEPARTMENT OF WATER RESOURCES

John V. Evans  
Governor

C. Stephen Allred  
Director

Statehouse  
Boise, Idaho 83720  
(208) 384-2215

November 13, 1979

Re: Permit No. 35-7571

Connecticut Mutual Life Insurance Co.  
140 Garden St.  
Hartford, Connecticut 06115

Gentlemen:

A representative of this Department made an examination of the works covered by your Permit No. 35-7571 on July 26, 1977, and has found the following:

Amount of water that can be recognized as beneficially used under  
Idaho law: 2.78 cfs Source: groundwater

The maximum quantity diverted shall not exceed 487 acre feet per  
year.

Point of diversion: SW 1/4, Sec. 19, Twp. 3S, Rge. 33E, B.M.

Beneficial use: Irrigation of 139 acres within the NW 1/4, Sec. 19,  
Twp. 3S, Rge. 33E, B.M.

Priority date established: December 30, 1975

If you do not concur with these findings please contact us within 10 days, otherwise a  
water license will be issued as set forth above.

Sincerely,

JAN GROVER  
Water Rights Supervisor

JG/kw

cc: L. T. Patis

MICROFILMED

DEPARTMENT OF WATER RESOURCES  
FIELD REPORT

1 MAY 4 1977 Name of permit holder

Conn. Mutual Life Insur. Co.

Post office address  
Department of Water Resources

Post office address Contact Lowell T. Polatis, Box 69, Pingree, ID Phone 684-4085

Eastern District Office

Person to contact \_\_\_\_\_ Phone \_\_\_\_\_

2. Source of water supply: Groundwater ☒ Surface water ☐ \_\_\_\_\_  
(name spring, stream, etc.)  
Tributary to \_\_\_\_\_

3. Water will be used for the following purposes.

Amount 2.80 c.f.s. for Irrigation  
           AF/Annum (nature of use)

Period of Use: from Apr. 1 to Nov. 1  
(mo.-day) inclusive (mo.-day)

Amount \_\_\_\_\_ c.f.s. for \_\_\_\_\_  
 \_\_\_\_\_ AF/Annum \_\_\_\_\_ (nature of use)

Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)

Amount \_\_\_\_\_ c.f.s. for \_\_\_\_\_  
 \_\_\_\_\_ AF/Annum (nature of use)

Period of Use: from \_\_\_\_\_ to \_\_\_\_\_  
(mo.-day) inclusive (mo.-day)

Other uses: \_\_\_\_\_

4. Total amount to be appropriated:

Max Rate of Diversion 2.80 cubic feet per second and annual volume \_\_\_\_\_ AF/Annum.

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

Township 3S N/S, Range 33E E/W, B.M., Section 19, Subdivision SW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Bingham  
County

Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_

Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_

Other Points of Diversions. \_\_\_\_\_

Description of diverting works: 16" x 100', 75 hp pump

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

140

Permit No. 35-7571  
Examination for b/u

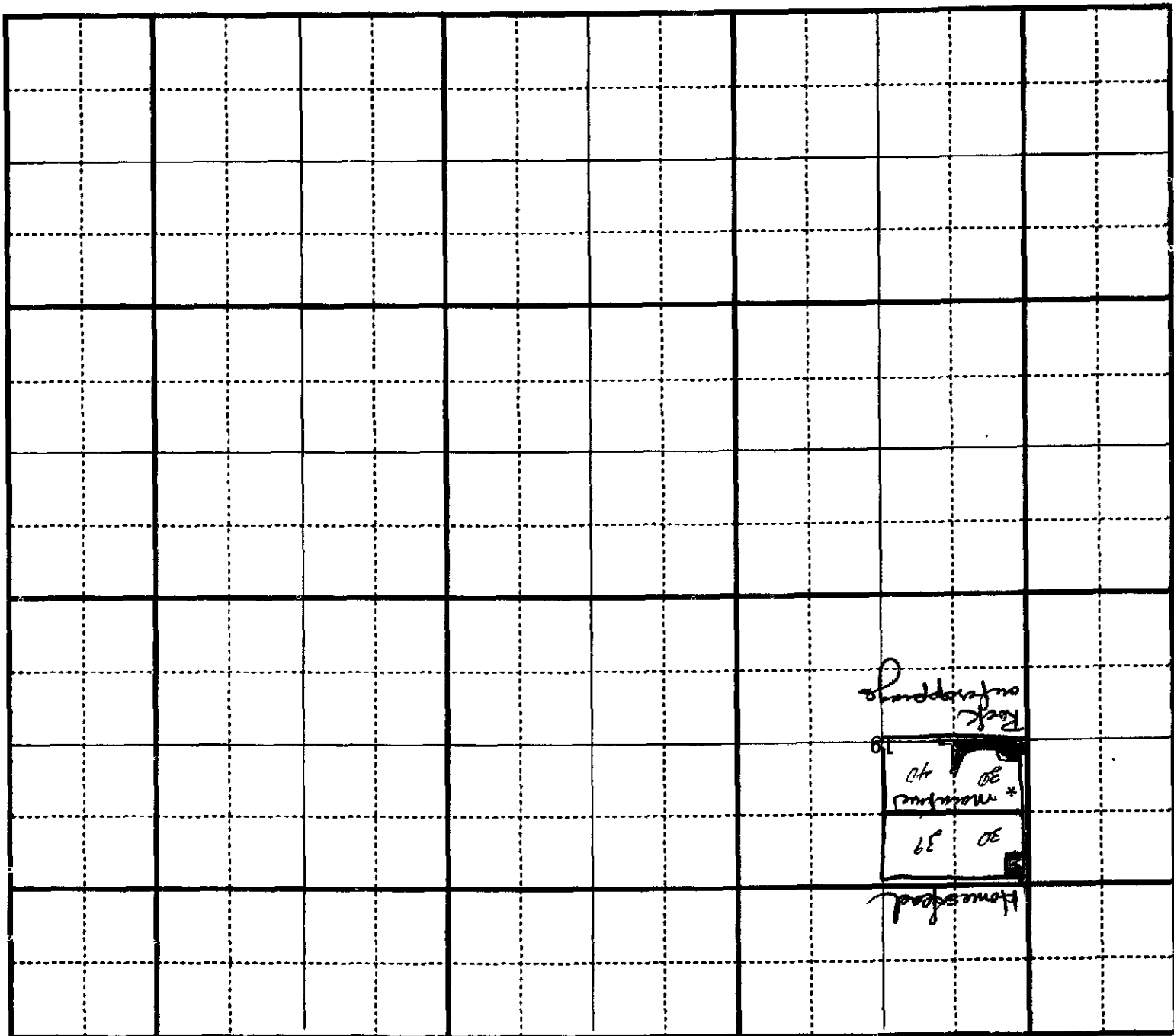
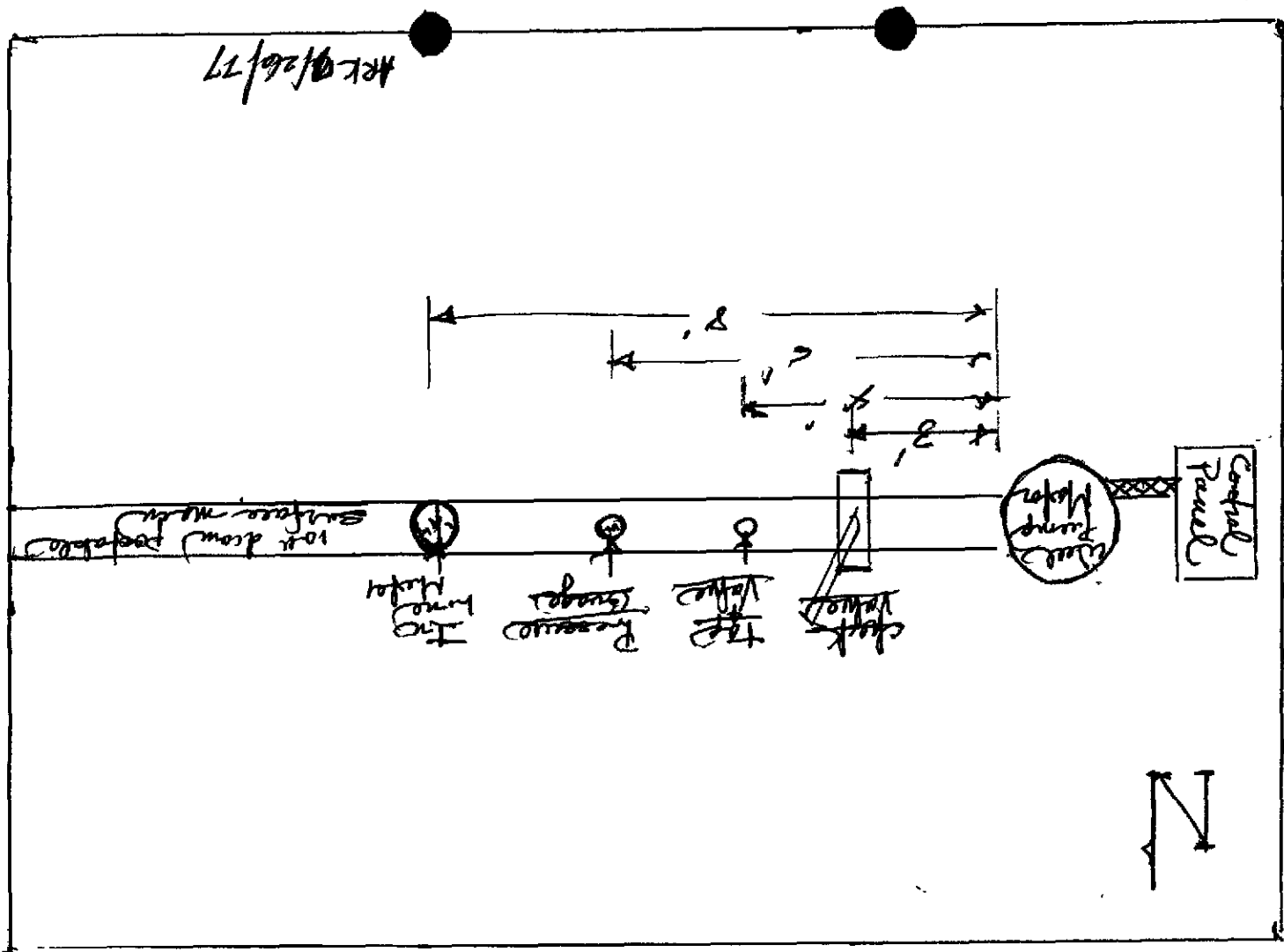
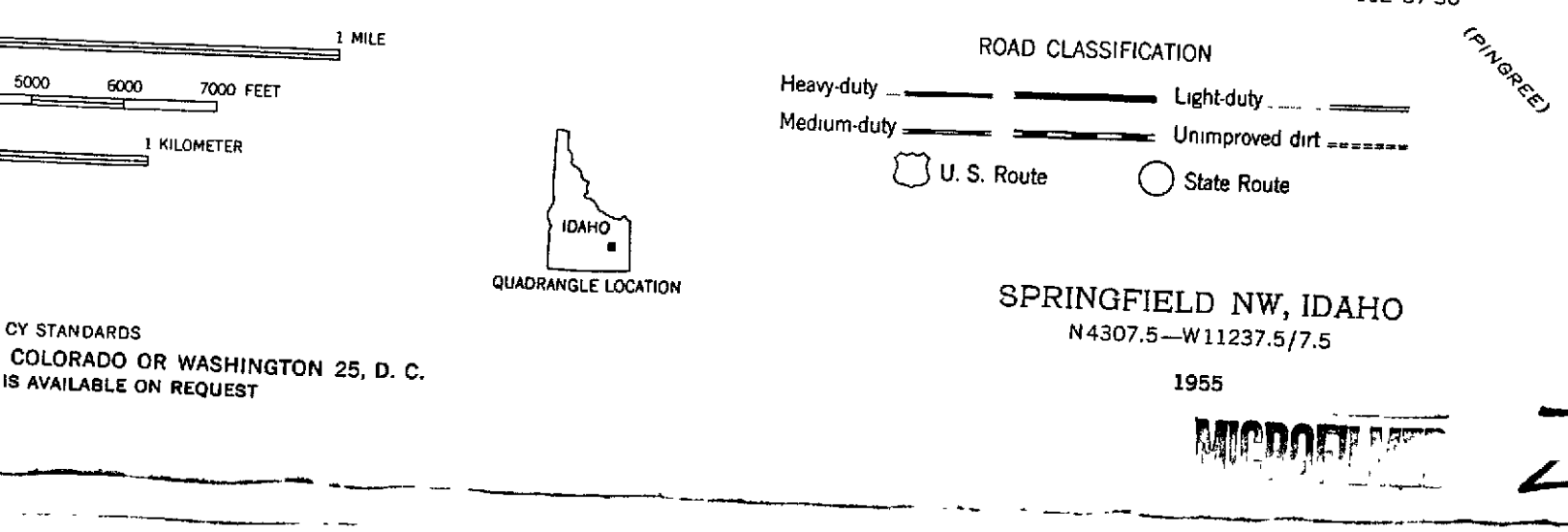
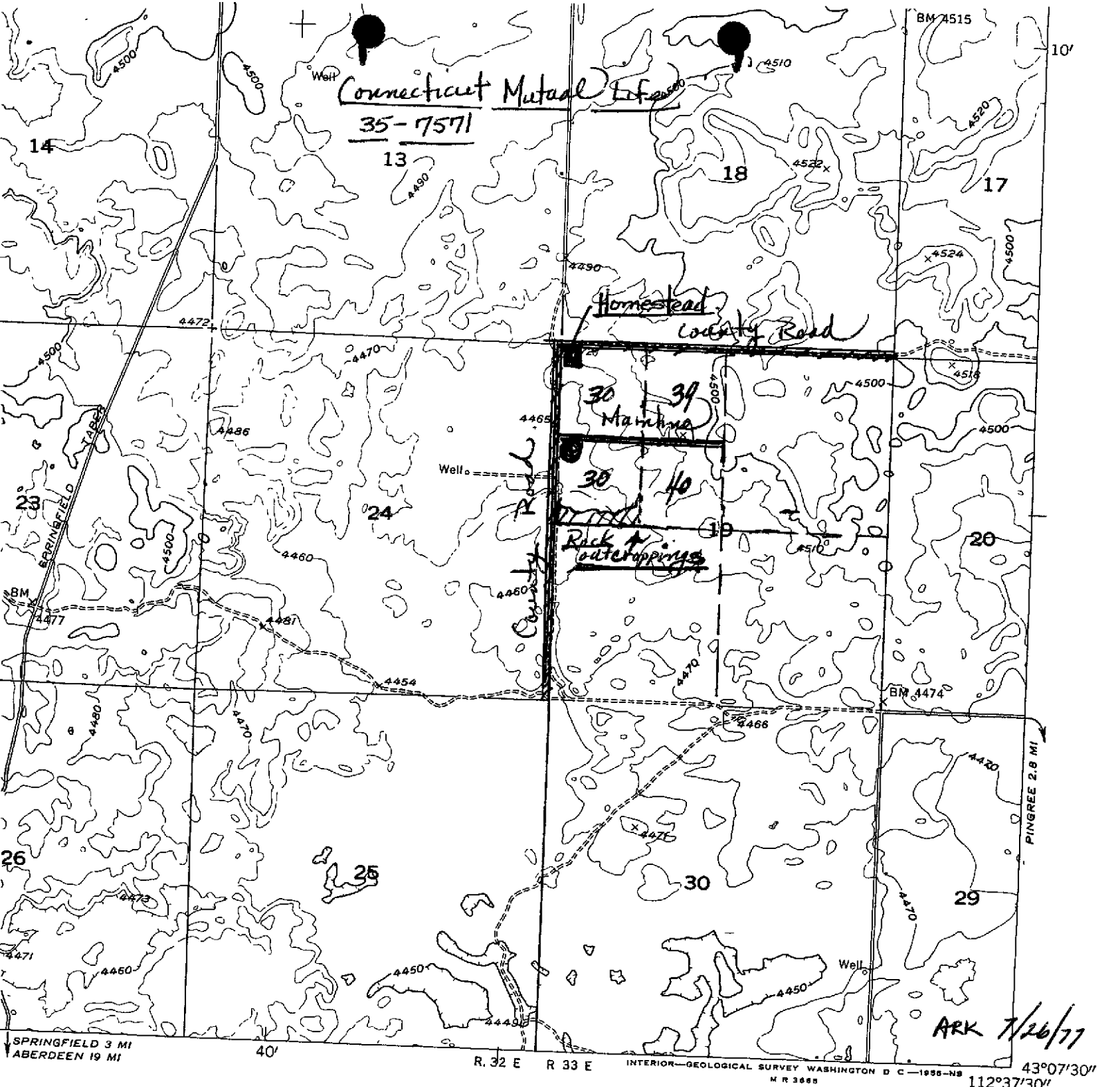


Diagram of System



HR 9/26/77



DATE OF EXAM 7/26/77

ACREAGE  
Found 139.00  
Recommended 139.00

Irrigation Requirement 3.5 Ac Ft/Ac

USE  
Irrigation Q = 2.78 c.f.s. V = 486.50 AF/Ann. from April 1 to Nov 1  
Domestic Q = \_\_\_\_\_ c.f.s. V = \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_  
Livestock Q = \_\_\_\_\_ c.f.s. V = \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_

Is water co-mingled? yes \_\_\_\_\_ no X

Name source: n/a  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County \_\_\_\_\_

Exchange? yes \_\_\_\_\_ no X

Name source exchanged with: n/a  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County \_\_\_\_\_

Point of injection: n/a  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County \_\_\_\_\_

Point of exchange: n/a  
twp. \_\_\_\_\_ N/S, Rge \_\_\_\_\_ E/W, B.M., Sec. \_\_\_\_\_, Sub. \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 \_\_\_\_\_ County \_\_\_\_\_

Total Q measured 3.52 cfs Method of measurement In Line Meter  
Total Q recommended 2.78 cfs Meter No. 12059 Type Rockwell Condition good  
Total V recommended 486.5 AF/Ann Control Control

Recommended Amendments:

P.D. \_\_\_\_\_  
Place of Use \_\_\_\_\_  
Other \_\_\_\_\_  
None

MEASUREMENT CALCULATION:

Measured (1,000 gal in 38 sec, 1579 gpm)  $\cdot 1579 \div 448.8$   
 $= 3.52 \text{ cfs}$   
 $V = 139 \times 3.5 = 486.5 \text{ AF/Ann} < 215 \times 1.4835 \times 2.78 = 1185.54 \text{ AF/Ann}$   
ARK 7/26/77

SYSTEM DESCRIPTION:

Groundwater is diverted from a 100' deep 16" diam well by a V-S. Electrical Motors "Hollaschaft" pump motor 75 H.P., 3 ph 240V 12/1374 and a Layne # Bowler vertical turbine pump # 36952. Acreage is irrigated by East-west portable surface main 10" diam # 16 1/4 in handline sprinklers

REMARKS:

Owner not contacted. The acreage is bordered on the west by a county graded & drained gravel road. 9 acres in NW 1/4 are occupied by tractor house, barns, & buildings & 9 acres in SW 1/4 are occupied by huge rock outcroppings.

Examiner's Signature Anthony R. Kozlowski Date 7/26/77

Checked by Ernest Carlson Date 1-26-78

Approved by \_\_\_\_\_ Date \_\_\_\_\_

May 2, 1977

Re: Permit No. 35-7571 & 35-7570

Connecticut Mutual Life Insur. Co.  
140 Garden St.  
Hartford, Connecticut 06115

Gentlemen:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell during which part of the irrigation season this examination will be made, but our examiner will try to contact you at the time he makes the exam so that you may show him the system.

If you have any questions regarding the field examination, please contact our Regional Office in Idaho Falls.

Sincerely,

JANICE RENK  
Water Rights Bureau

/jr

cc: Lowell Polatis  
Box 69  
Pingree, ID 83262

MICROFILMED

RECEIVED

RECEIVED

APR 10 1977

Identification No. \_\_\_\_\_

Permit No. 35-7571

JAN 17 1977  
Department of Water Resources  
Eastern District Office

Department of Water Resources  
Eastern DISTRICT OFFICE

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Lowell T. Polatis  
b) Post Office Address Box 69, Pingree, ID 83262
2. Permit Number 35-7571
3. Date of Priority that you are prepared to establish 12-30-75
4. a) Source from which water was appropriated ground water  
b) Location of the point of diversion: SW 1/4 NW 1/4, Section 19  
Township 3S, Range 33E Boise Meridian, Other points of diversion:  
\_\_\_\_\_  
\_\_\_\_\_
5. a) The amount of water and use to which the water has been applied:  
Amount 2.80 for Irrigation purposes from Apr. 1 to Nov. 1 incl.  
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ incl.  
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ incl.  
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)  
b) Total amount appropriated 2.80 cfs and/or acre-feet per annum  
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Ag Service  
\_\_\_\_\_  
\_\_\_\_\_
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder.  
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:  
\_\_\_\_\_  
\_\_\_\_\_  
b) Describe the agreement or understanding by which you take water from the works: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 16" x 100', 75 HP pump  
\_\_\_\_\_  
\_\_\_\_\_  
b) Describe the type and size of measuring device which you have installed at your point of diversion: \_\_\_\_\_  
In-Line Meter, 8"  
\_\_\_\_\_  
\_\_\_\_\_  
c) Give well driller's name and address and the date the well was completed: \_\_\_\_\_  
Jack Cushman  
Blackfoot, Idaho 83221  
3-23-76
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

4/25/77



July 2, 1976

Re: License No. 35-2594  
Permits No. 35-7570 & 35-7571  
(Lowell T. Polatis)

Mr. Michael K. Ferrin  
Bingham Title & Trust Company  
156 West Judicial Street, Box 594  
Blackfoot, Idaho 83221

Dear Mr. Ferrin:

This office has received the assignments and powers of attorney submitted in connection with the above referenced license and permits.

The assignments for Permits 35-7570 & 35-7571 have been recorded and our records show Connecticut Mutual Life Insurance Company as permit holder with power of attorney to Mr. Lowell T. Polatis. These permits are in good standing; proof of beneficial use being due on or before February 1, 1981, under both permits.

With regard to the assignment of License 35-2594, we wish to advise you that the Department has no procedure for changing the records of ownership once a permit has been licensed. When a license is issued, it becomes appurtenant to the land and ownership is automatically conveyed with the land unless specifically withheld in a sales transaction. We will, however, place the assignment in our file for future reference.

Notice of any action in connection with these rights will be directed to Connecticut Mutual at their Hartford address.

Sincerely,

D. Darlene Reich  
Water Rights Supervisor

cc: Connecticut Mutual Life Insurance Co.  
Attn: James B. McCandless  
140 Garden Street  
Hartford, Connecticut 06115

*Abstracts of Title*

*Escrows*

*Title Insurance*

*The Bingham  
Title & Trust Co.*

*Phone 785-0320*

*150 West Judicial Street*

*Box 591*

*Blackfoot, Idaho 83221*

June 14, 1976

RECEIVED

JUN 16 '76

Department of Water Resources

State of Idaho  
Department of Water Administration  
Statehouse  
Annex 2  
Boise, ID 83707

RE: Permit Nos. 35-2594, 7570, and 7571

Gentlemen:

Enclosed are assignments of the above three permits to the Connecticut Mutual Life Insurance Company and a power of attorney from the Connecticut Mutual Life Insurance Company.

Would you please send us a letter evidencing the assignment and power of attorney back to the assignor and confirming that you will notify the Connecticut Mutual Life Insurance Company of any action in reference to these permits.

Also, would you please include in the letter a statement to the effect that these three permits are in good standing.

Would you please direct this letter to my office. If you have any questions, please let me know. Thank you.

Very truly yours,



Michael K. Ferrin  
Escrow Department

MKF:vt

Enclosures

## WELL DRILLER'S REPORT

FEB 23 1976

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

Department of Water Resources  
Laramie County Office

## 1. WELL OWNER

Name LOWELL POLATIS  
Address 514 S. 1st, T. 3 N. R. 33 E. Sec. 19  
Owner's Permit No B5-7571

## 2. WATER LEVEL

Static water level 49' feet below land surface  
Flowing? ☐ Yes ☒ No G.P.M. flow \_\_\_\_\_  
Temperature 52 °F Quality Good  
Artesian closed-in pressure \_\_\_\_\_ p.s.i.  
Controlled by ☐ Valve ☐ Cap ☐ Plug

## 2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement  
☐ Abandoned (describe method of abandoning)

## 3. WELL TEST DATA

☐ Pump ☒ Bailer ☐ Other

Discharge (G.P.M.) \_\_\_\_\_ Draw Down \_\_\_\_\_ Hours Pumped \_\_\_\_\_

## 3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test ☐ Other (specify type) \_\_\_\_\_  
☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection

## 4. METHOD DRILLED

☒ Cable ☐ Rotary ☐ Dug ☐ Other

## 5. WELL CONSTRUCTION

Diameter of hole 16" inches Total depth 110' feet  
Casing schedule ☒ Steel ☐ Concrete

| Thickness          | Diameter         | From            | To             |
|--------------------|------------------|-----------------|----------------|
| <u>.250</u> inches | <u>16</u> inches | <u>0.0</u> feet | <u>18</u> feet |
| _____ inches       | _____ inches     | _____ feet      | _____ feet     |
| _____ inches       | _____ inches     | _____ feet      | _____ feet     |
| _____ inches       | _____ inches     | _____ feet      | _____ feet     |
| _____ inches       | _____ inches     | _____ feet      | _____ feet     |

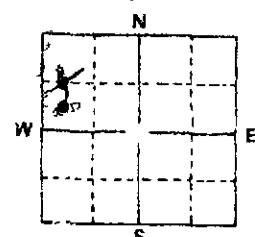
Was casing drive shoe used? ☐ Yes ☒ No  
Was a packer or seal used? ☐ Yes ☐ No  
Perforated? ☐ Yes ☐ No  
How perforated? ☐ Factory ☐ Knife ☐ Torch  
Size of perforation \_\_\_\_\_ inches by \_\_\_\_\_ inches

| Number             | From       | To         |
|--------------------|------------|------------|
| _____ perforations | _____ feet | _____ feet |
| _____ perforations | _____ feet | _____ feet |
| _____ perforations | _____ feet | _____ feet |

Well screen installed? ☐ Yes ☒ No  
Manufacturer's name \_\_\_\_\_Type \_\_\_\_\_ Model No. \_\_\_\_\_  
Diameter \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ feet to \_\_\_\_\_ feet  
Diameter \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ feet to \_\_\_\_\_ feetGravel packed? ☐ Yes ☒ No Size of gravel \_\_\_\_\_  
Placed from \_\_\_\_\_ feet to \_\_\_\_\_ feetSurface seal depth 18' Material used in seal ☐ Cement grout  
☒ Puddling clay ☐ Well cuttingsSealing procedure used ☐ Slurry pit ☐ Temporary surface casing  
☒ Overbore to seal depth

## 6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name \_\_\_\_\_

Lot No \_\_\_\_\_ Block No \_\_\_\_\_

County Bingham CountySW 1/4 Sec 19 T. 3 S. R. 33 E.

## 10.

Work started 1/2/76 finished 1/28/76

## 11. DRILLERS CERTIFICATION

Firm Name JACK CASHMAN DRILLING Firm No. 951Address 1405 S. FURFURAY Date 1/28/76Signed by (Firm Official) [Signature]  
and  
(Operator) Floyd Christensen

February 6, 1976

Re: Permit No. 35-7571

Lowell T. Polatis  
Box 69  
Pingree, ID

Dear Mr. Polatis:

Enclosed is a copy of your approved Application for Permit No. 35-7571 . We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

BDF:jfr

Enclosures

MEMORANDUM

TO: File

FROM: Ron Carlson *RC*

RE: Application for Permit No. 35-7571 LOWELL T. POLATIS

DATE: January 19, 1976

Lowell Polatis was in the office concerning the apparent over-lap that now exists on the E $\frac{1}{2}$ NW $\frac{1}{4}$ , Sec. 19, T. 3S, R. 33E. By further checking, I found that the exam for permit No. 35-7328 in the name of Larry Van Orden had been completed and that the examiner found the legal description on this permit to be one township east of that indicated on the permit, i.e., Sec. 19, T. 3S, R. 34E.

The necessary amendment of 35-7382 should resolve the apparent over-lap.

CONVERSATION MEMORANDUM

DATE 1-08-76

FILE 35-7570

NAME OF PARTY Lowell Polatis

EMPLOYEE Loren Holmes

RE: Talked with Lowell Polatis today. He says application 35-7570 should be  
on the W $\frac{1}{2}$ SE $\frac{1}{4}$ , Sec. 18 instead of W $\frac{1}{2}$ SW $\frac{1}{4}$ . He will come in to check overlapping  
permit on application 35-7571.

December 31, 1975

RE: Applications for Permit Nos. 35-7570, 35-7571, 35-7572

The Blackfoot News  
P.O. Box 70  
Blackfoot, Idaho 83221

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill.

Very truly yours,

RONALD D. CARLSON  
Supervisor,  
Eastern Region

Bill submitted 1-10-76 by me

RDC:ME

Legal Notices (3)

**NOTICE OF  
APPLICATION FOR  
WATER PERMIT**

Notice is hereby given that Lowell T. Polaris, Pingree, Idaho, has on 12-30-75, submitted Application No. 35-7571, for a permit to appropriate 2.80 cubic feet per second of water from a ground-water source by means of well and pump within the SW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 19, T. 35, R. 33E, B.M., Bingham County, to be used from Apr. 1 to Nov. 1 for the irrigation of 140 acres within the NW $\frac{1}{4}$ , Sec. 19, T. 35, R. 33E, B.M. If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before January 26, 1976.

R. KEITH HIGGINSON  
Director  
(4514)  
Pub.: 1-8, 15

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that Lowell T. Polatis,

Pingree, Idaho

has on 12-30-75 submitted Application No. 35-7571

for a permit to appropriate 2.80 cubic feet per second ~~acres feet per annum~~

of water from a ground-water source

by means of well and pump

within the SW $\frac{1}{4}$  NW $\frac{1}{4}$ , Sec. 19, T. 3S, R. 33E, B.M., Bingham County;

to be used from Apr. 1 to Nov. 1

for the irrigation of 140 acres

within the NW $\frac{1}{4}$ , Sec. 19, T. 3S, R. 33E, B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho, 83401 on or before \_\_\_\_\_

January 26, 1976

R. KEITH HIGGINSON

Director

Published in the Blackfoot News, Blackfoot, IDaho

on January 8 and January 15, 1976.

*Handwritten:*  
C.W. H.  
12-30-75  
me - G.

DEPARTMENT OF WATER RESOURCES  
- STAFF ANALYSIS -

Item Initial Date

Application No. 35-7571 Polatis

- ☒ Source  
☒ Point of Diversion  
☒ County  
☒ Quantity of Water and Period of Use  
☒ Description of Diverting Works  
☒ Time required for B/U of water  
☒ Place of Use or Acres Irrigated  
☒ Map  
☒ Signature  
☒ Fee

LH 12 31-75

- (1) " " In form to receipt YES
- (2) " " Send Copies to:  
NA Idaho State Health Department  
Idaho Fish and Game Department  
Bureau of Land Management
- (3) " " NA Request Special Use Permit from U.S.F.S.  
Request Easement from B.L.M.  
Request Information from Applicant
- (4) " " In form for advertising YES
- (5) " " Platted on Map No.
- (6) " " NA Located within Water District No.
- (7) " " Critical groundwater area: yes          no ☒
- (8) " " Groundwater levels:  
         Declining, ☒ Stable,          Increasing  
(comment) Ref D65 well 35 33E 14BBA1
- (9) " " Other rights on the same place of use YES
- (10) " " OK Comments: Permit 35-7382 overlaps 32 Acres  
in E 1/2 NW 1/4 Sec 19. Q excessive - 64 cfs  
14,000 gpm in NE 1/4 Sec 19. 18 in SE 1/4
- (11) me 1-16-76 Affidavit of Publication received(date) 1-16-76
- (12) me 1-26-76 Final date for protests January 26, 1976  
Protests received: yes          no ☒
- (13) RDC 1/26/76 All requested information received from agencies or applicant: yes          no
- (14) " " Action recommended:  
☒ Approve          Deny           
12/30/75 Proposed Priority  
         Reason for Reduction           
☒ Measuring device required  
         See attached sheet for other conditions of approval  
         No special conditions for approval
- (15) District E By RDC Date 1/26/76

10/14  
Jest  
0315