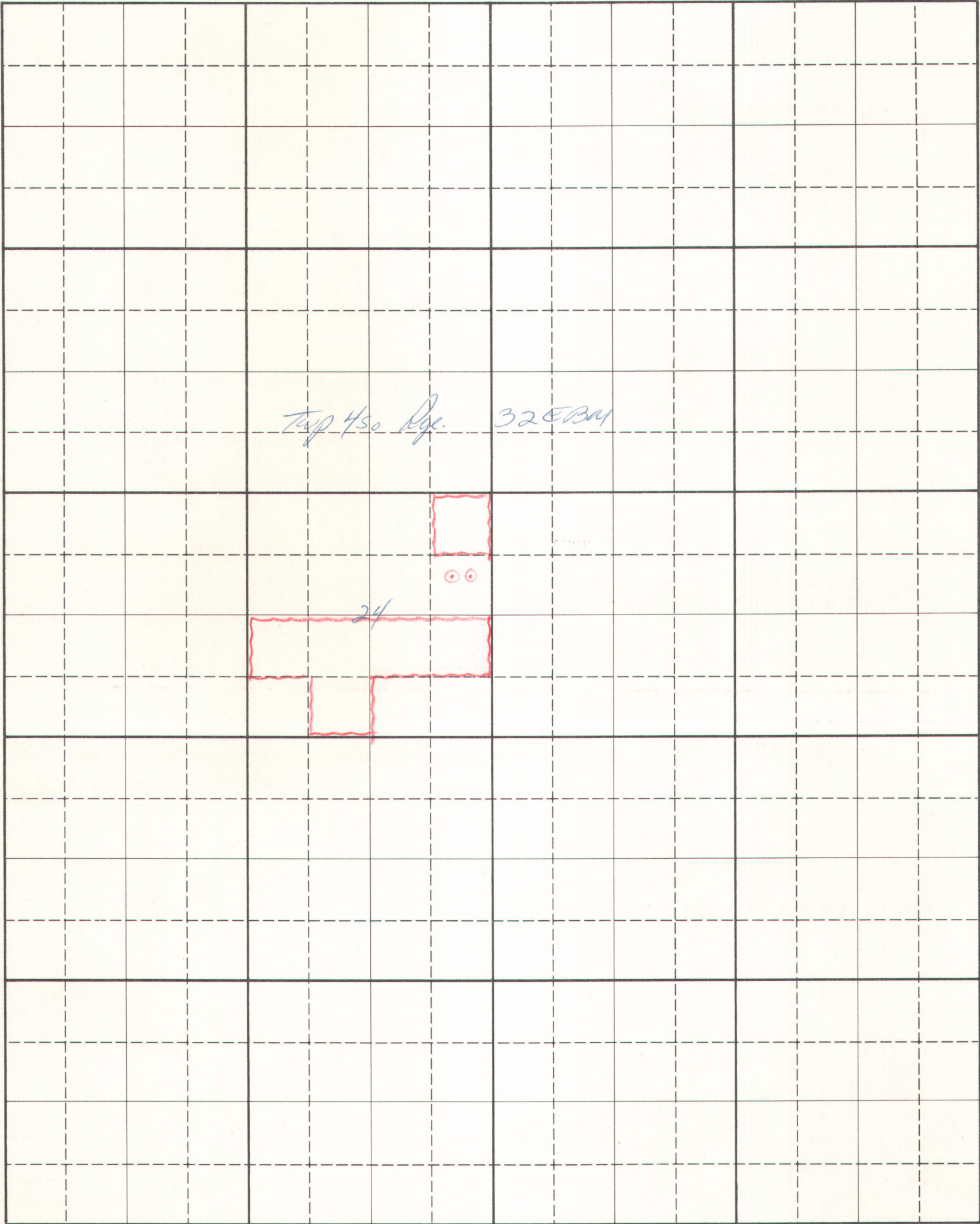


11. Map of proposed project:



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.

Hughland James Inc
Porter Hughland
(Applicant)

**NOTICE OF APPLICATION
FOR PERMIT
TO APPROPRIATE
THE PUBLIC WATERS
OF THE
STATE OF IDAHO**

Notice is hereby given that Houghland Farms, Inc., Springfield, Idaho, has on April 8, 1970, submitted Application No. 35-7138 to appropriate the public waters of a groundwater source. The proposed uses are irrigation (3.90 cfs) from April 15 to October 1 and domestic purposes (.02 cfs) from January 1 to December 31.

The application proposes a maximum diversion and appropriation of 3.92 cubic feet per second of water to be diverted by wells, pumps, motors and pipe within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ (2 points).

Sec. 24, T. 4S, R. 32E, B.M., Bingham County, and is to be used within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 24 for the irrigation of 190 acres and within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 24 for domestic purposes all in T. 4S, R. 32E, B.M.

Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with the Idaho Department of Reclamation on or before May 11, 1970.

R. KEITH HIGGINSON
State Reclamation Engineer
(2389)
Pub.: April 23 and 30

RECEIVED

MAY 2 1970

Department of Reclamation

AFFIDAVIT of PUBLICATION

County of Bingham
State of Idaho

} ss.

I, Drury R. 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 Saturday and 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 23rd day of April, 1970,

and the last publication having been made on the

30th day of April, 1970; 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.

Drury R. Brown

Subscribed and sworn to before me this 30th

day of April, 1970.

Lyle Dayton

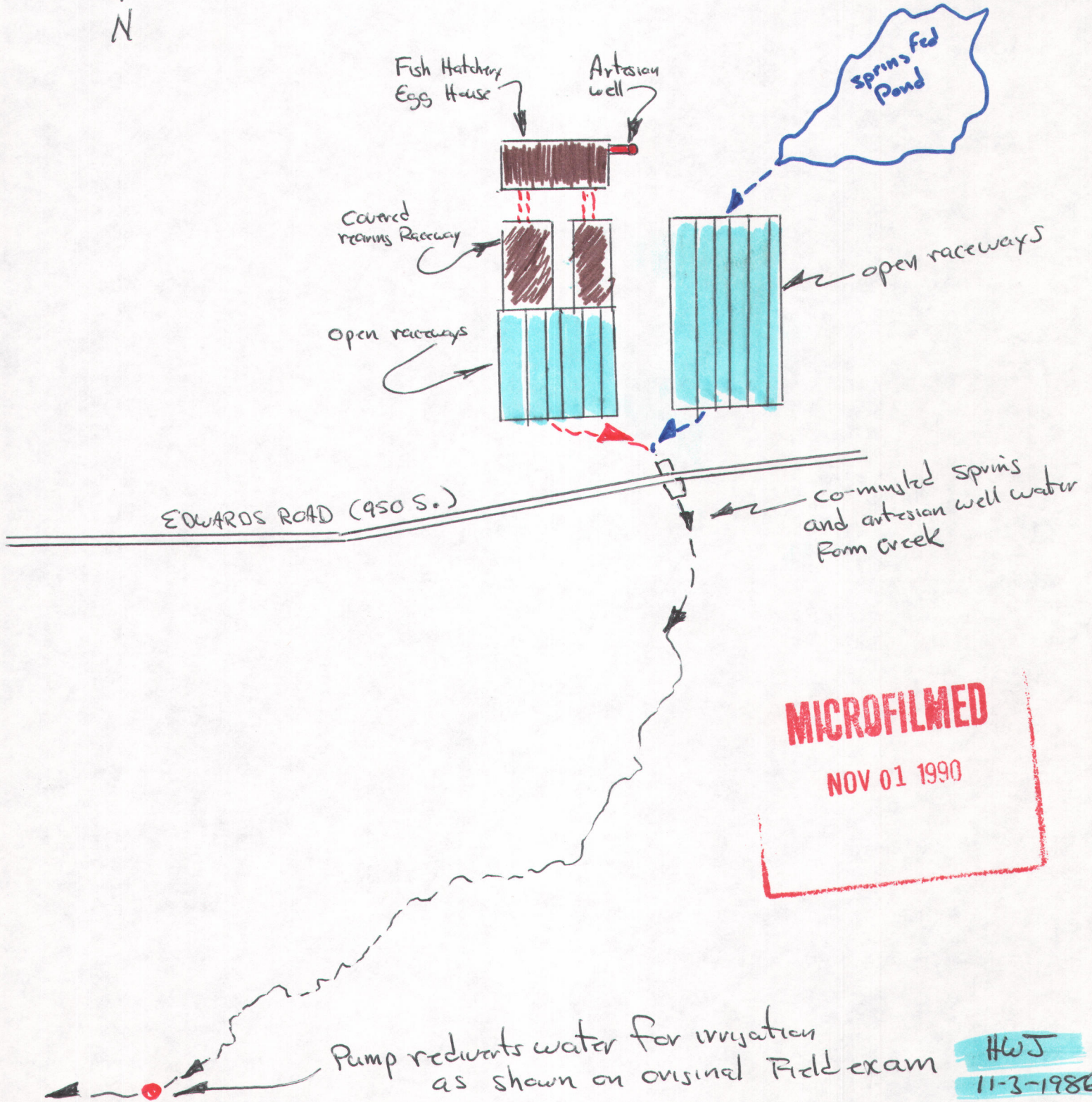
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho

My commission expires

June 11, 1969 November 10, 1972

35-7138

#35-7138



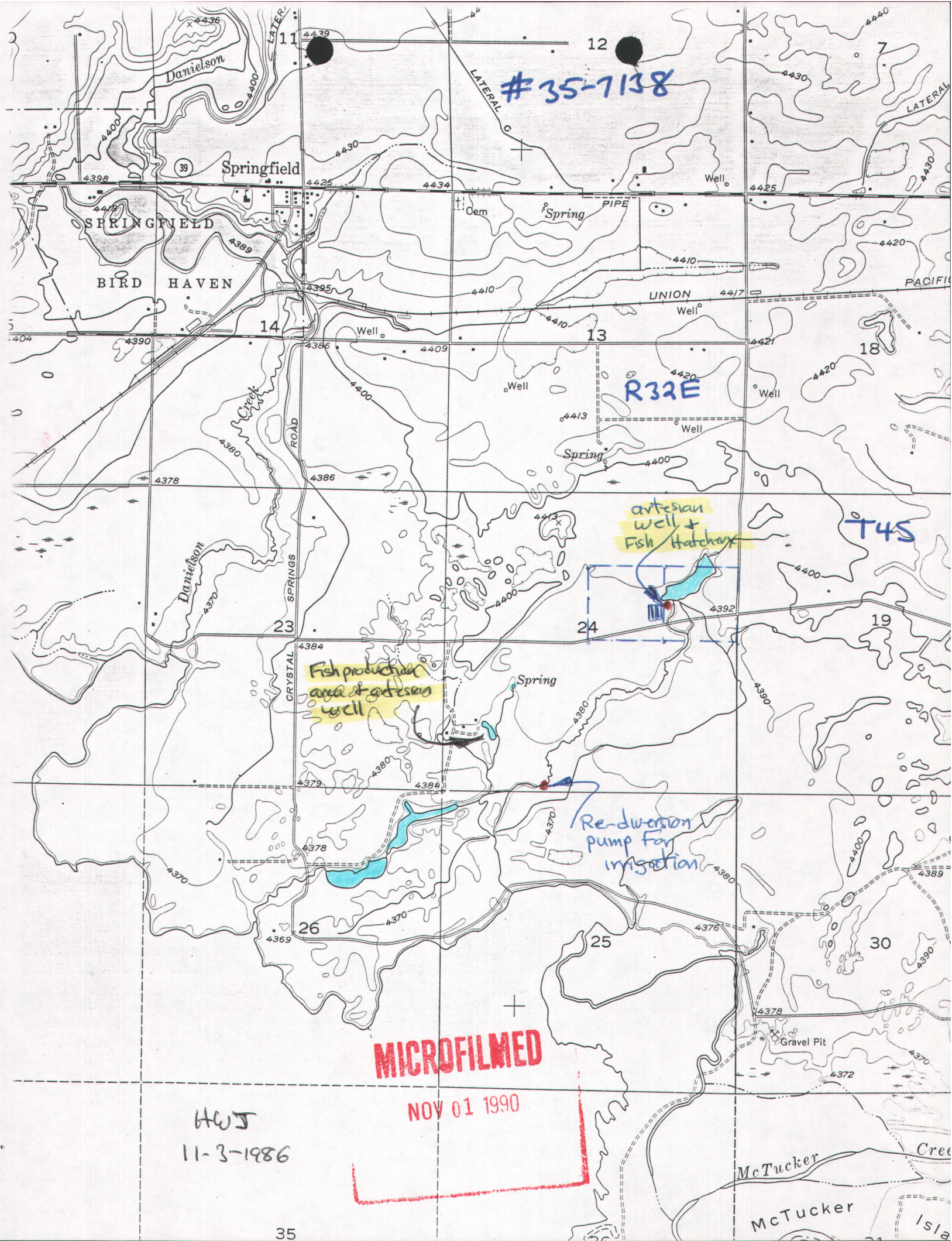
MICROFILMED

NOV 01 1990

Pump redirects water for irrigation
as shown on original Field exam

HWJ

11-3-1986



MICROFILMED

NOV 01 1990

HWT
11-3-1986

Houghland #35-7138

11.0 E

15.3

13.6

24

artesian well

Spring



9.0

18.8

13.1

14.6

Spring pumps

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NOV 01 1990

24

25

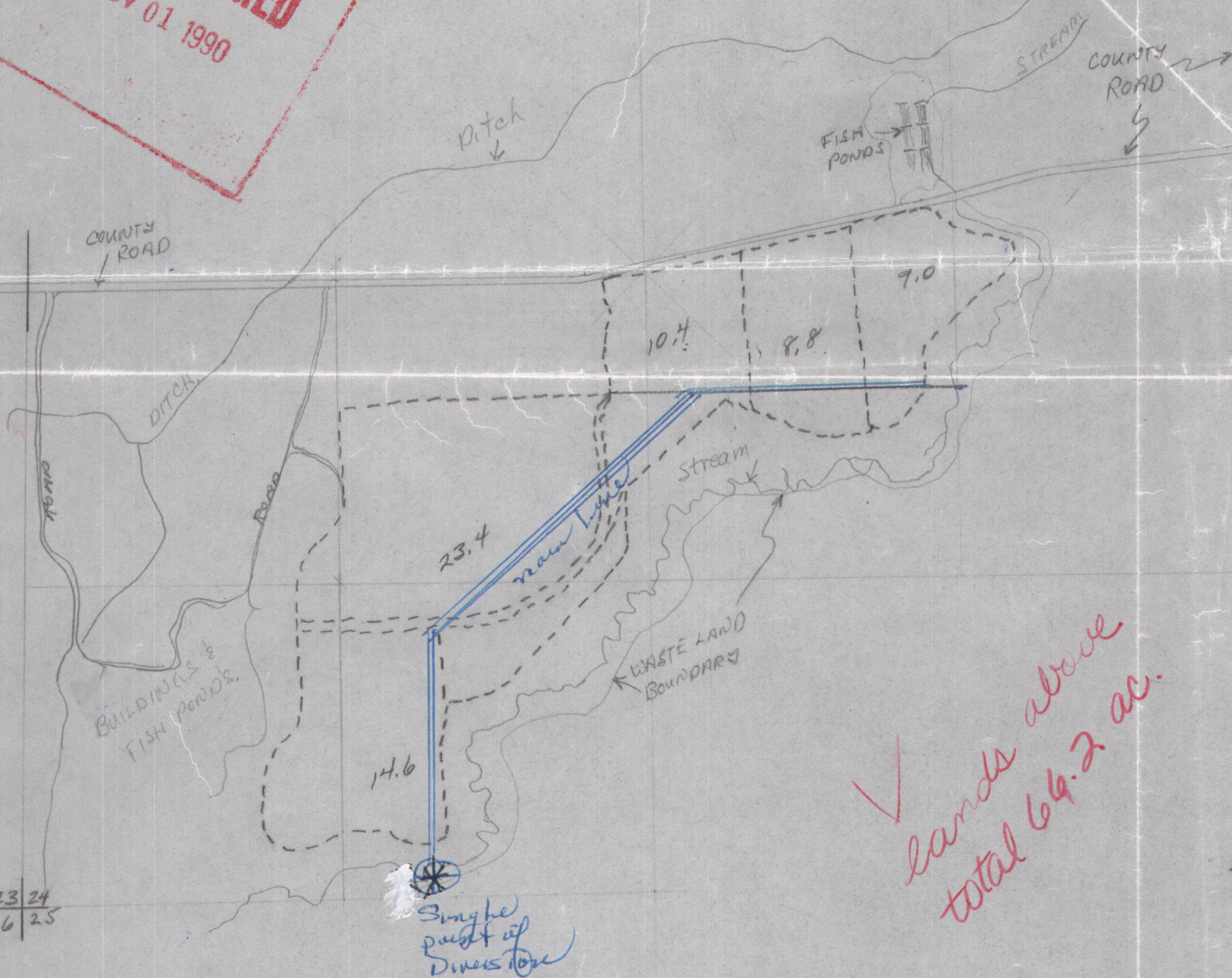
R. 32E

14 13
23 24

13 18
24 19

Traced from ASCS
PHOTO 10/12/76 EMC
35-7138

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NOV 01 1990



✓ lands above
total 64.2 ac.

T
4
S

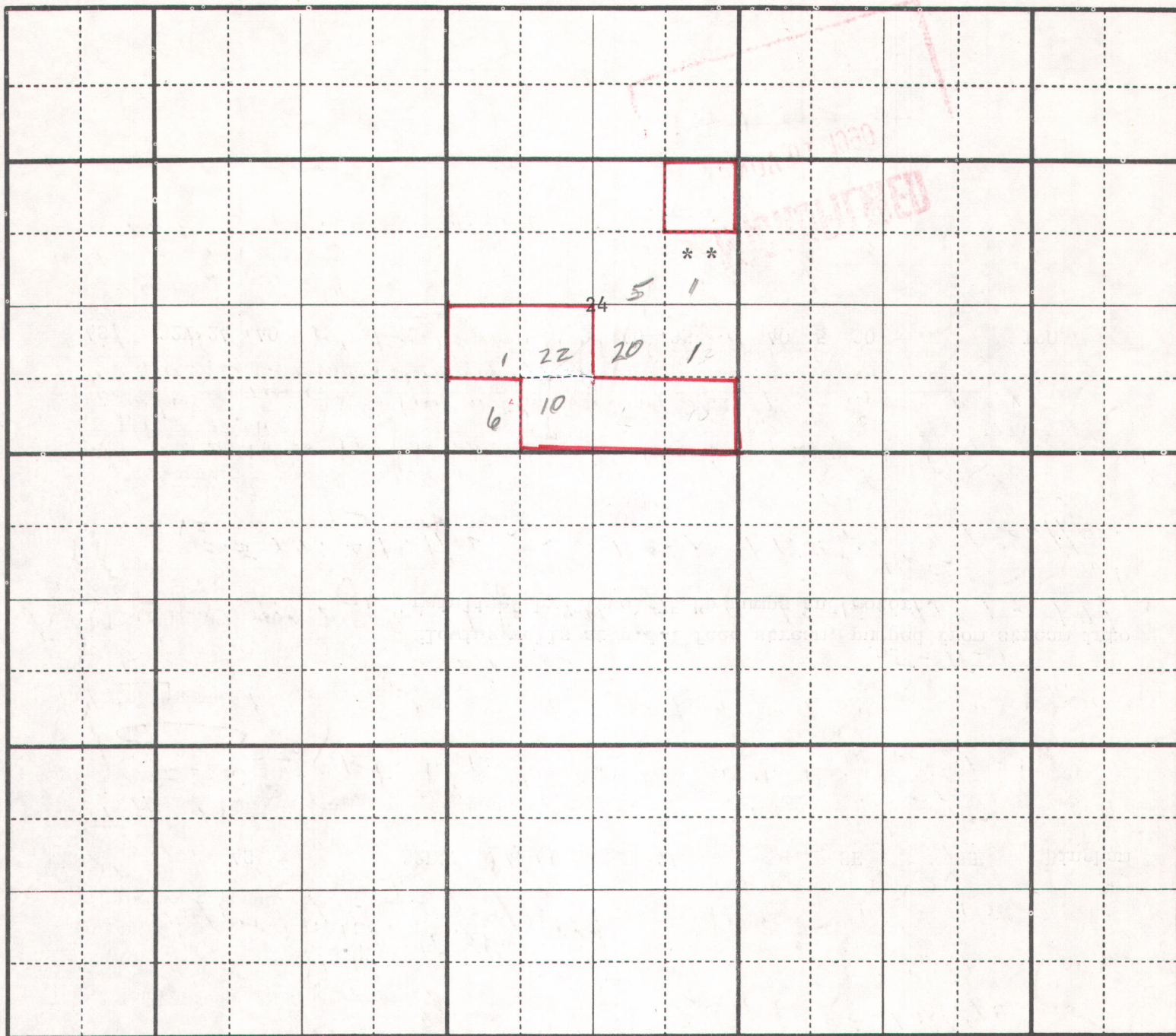
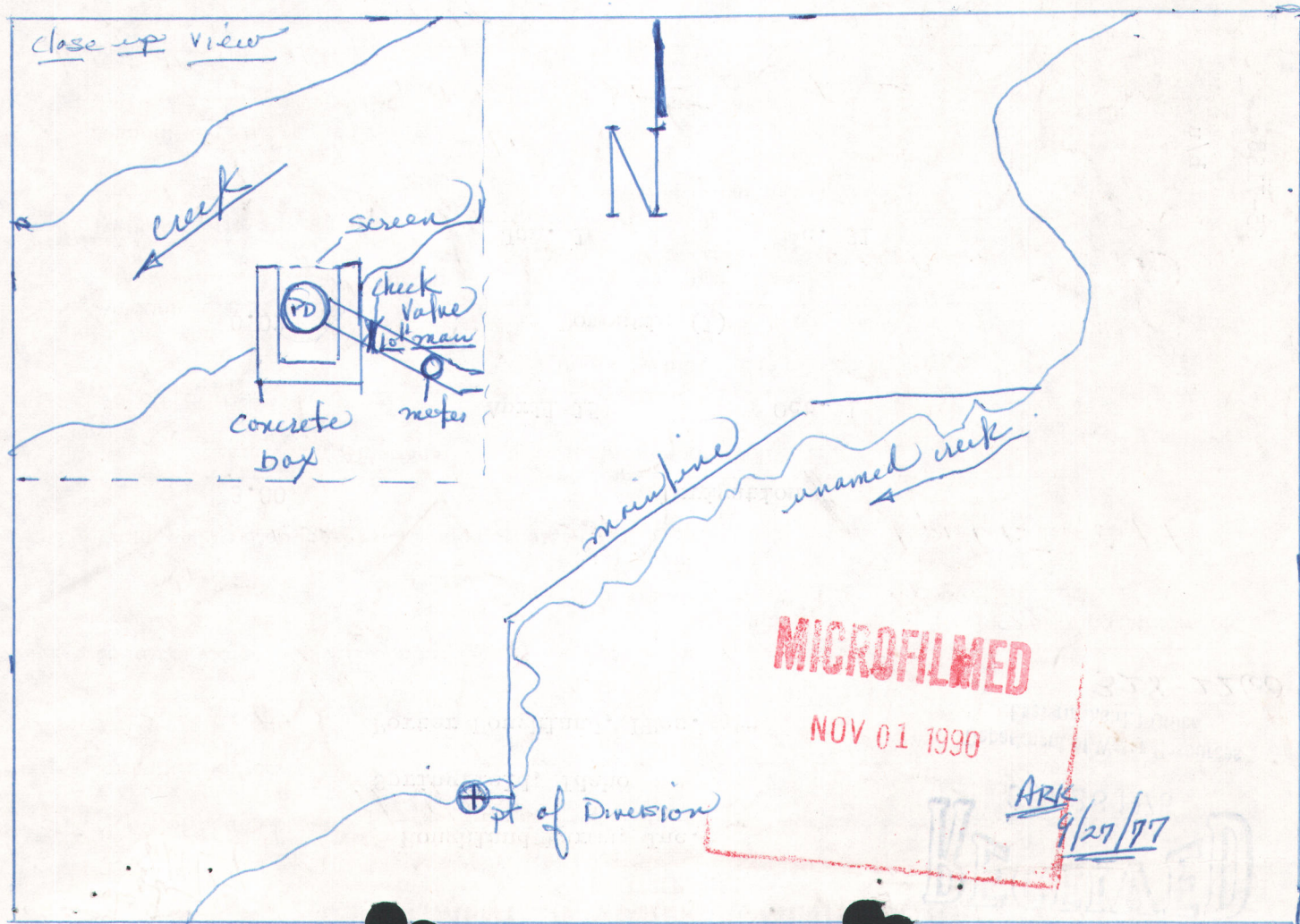


Diagram of System



#3-7138



Artesian well piped
into Fish Hatchery
main building



Interior of
Hatchery building
with well line
in background

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NOV 01 1990

35-7138

Hatchery building + well site



Outflow from Hatchery of
Co-mingled well water + spring water



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NOV 01 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69365

This is to certify that: CAPITAL LENDING INC
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Total</u>	<u>Source</u>
35-7	AJC/Decreed	05/01/1887	2.06 cfs		103.0	103.0	UNNAMED STREAM
35-7138	AJC/License	04/08/1970	1.08 cfs	216.0 af	81.0	81.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
35-7	YES	YES	YES	NO	YES	YES
35-7138	NO	NO	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
35-7	35-13324	N/A	88.0 af	N/A	N/A	35-13323	1.62 cfs	324.0 af	N/A	81.0
						35-7138	1.08 cfs	216.0 af	54.0	75.0
TOTALS		N/A	88.0 af	N/A	N/A		1.62 cfs	324.0 af	N/A	81.0

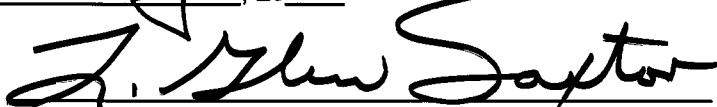
Detailed Water Right Description(s) attached

Dated this

8th

day of

January, 2002


Chief, Water Allocation Bureau

MICROFILMED

JAN 14 2002

WATER RIGHT NO. 35-7138
As Modified by Transfer No. 69365

In accordance with the approval of Transfer No. 69365, Water Right No. 35-7138 is now described as follows.

Right Holder: CAPITAL LENDING INC
 1475 TERMINAL WAY STE E
 RENO NV 89502

Priority Date: 04/08/1970

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to 10/31	1.08 CFS	216.0 AF
		1.08 CFS	216.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESWNE Sec. 24 Twp 04S Rge 32E BINGHAM County
GROUND WATER (Injection)	SWSENE Sec. 24 Twp 04S Rge 32E BINGHAM County
GROUND WATER (Rediversion)	SWSESW Sec. 24 Twp 04S Rge 32E BINGHAM County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S 32E 24			4.0	1.0					24.0	1.0		21.0	1.0	23.0			75.0

Total Acres: 75.0

CONDITIONS OF APPROVAL

1. Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
2. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
4. Right 35-8635 is also diverted through point of diversion described above.
5. Point of injection into and point of rediversion from Unnamed Stream.
6. Use of this right with Right 35-13323 is limited to a total combined diversion rate of 1.62 cfs.

MICROFILMED

MAR 9 2002

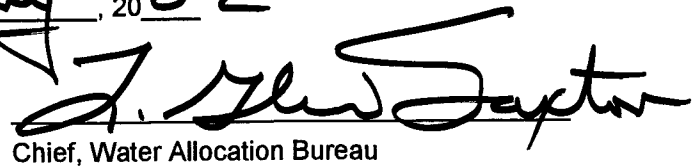
WATER RIGHT NO. 35-7138
As Modified by Transfer No. 69365

CONDITIONS OF APPROVAL

7. Use of this right with Right 35-13323 is limited to the irrigation of a combined total of 81.0 acres in a single irrigation season.
8. This right is limited to the irrigation of 54.0 acres within the place of use described above in a single irrigation season.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 8th day of January, 2002


Chief, Water Allocation Bureau

MICROFILMED
131 9 5 2002

WATER RIGHT NO. 35-13323
As Modified by Transfer No. 69365

In accordance with the approval of Transfer No. 69365, Water Right No. 35-13323 is now described as follows.

Right Holder: CAPITAL LENDING INC
 1475 TERMINAL WAY STE E
 RENO NV 89502

Priority Date: 05/01/1887

Source: UNNAMED STREAM **Tributary:** SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	1.62 CFS	324.0 AF
			1.62 CFS	324.0 AF

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED STREAM SWNE Sec. 24 Twp 04S Rge 32E BINGHAM County

UNNAMED STREAM SESW Sec. 24 Twp 04S Rge 32E BINGHAM County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE					
04S	32E	24			4.0	1.0					24.0	7.0		21.0	1.0	23.0	81.0		

Total Acres: 81

CONDITIONS OF APPROVAL

1. Right includes accomplished change in source pursuant to Section 42-1425, Idaho Code.
2. Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
3. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
4. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
5. Source is also known as Boom Creek, Boone Creek.

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WATER RIGHT NO. 35-13323
As Modified by Transfer No. 69365

6. Use of this right with Right 35-7138 is limited to a total combined diversion rate of 1.62 cfs.
7. Use of this right with Right 35-7138 is limited to the irrigation of a combined total of 81.0 acres in a single irrigation season.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 8th day of January, 2002


Chief, Water Allocation Bureau

MICROFILMED

JAN 9 2002

WATER RIGHT NO. 35-13324
As Modified by Transfer No. 69365

In accordance with the approval of Transfer No. 69365, Water Right No. 35-13324 is now described as follows.

Right Holder: CAPITAL LENDING INC
 1475 TERMINAL WAY STE E
 RENO NV 89502

Priority Date: 05/01/1887

Source: UNNAMED STREAM **Tributary:** SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
RECREATION STORAGE	01/01	to 12/31		88.0 AF
				88.0 AF

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED STREAM NWNWNW Sec. 25 Twp 04S Rge 32E BINGHAM County

PLACE OF USE: RECREATION STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04S	32E	24											X						

CONDITIONS OF APPROVAL

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 01, Snake River.
2. Prior to diversion of water under this approval, the right holder shall provide a means acceptable to the Department to measure the amount of water entering the reservoir and the amount of water released from the reservoir.
3. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
4. The storage of water under this right is contingent upon the certification of the dam and authorization of storage per the dam safety provisions of the Idaho Code.
5. The surface area of the storage pond shall not exceed 22.0 acres.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

MICROFILMED

1993 3 3 2002

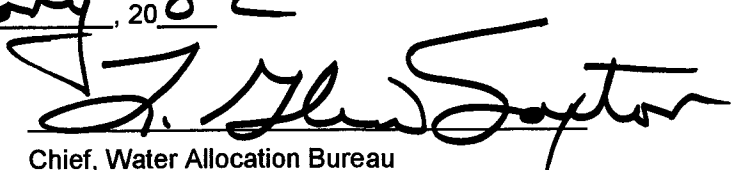
WATER RIGHT NO. 35-13324
As Modified by Transfer No. 69365

CONDITIONS OF APPROVAL

8. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
9. Source is also known as Boom or Boone Creek.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 8th day of January, 2002


Chief, Water Allocation Bureau

MICROFILMED

SEP 2 2002

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-07138

Priority: April 8, 1970

Maximum Diversion Rate: 1.08 CFS
Maximum Diversion Volume:¹ 189.0 AF

This is to certify, that AETNA LIFE INSURANCE CO.
151 FARMINGTON AVE.

HARTFORD, CT 06156 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated April 8, 1970; and
has submitted Proof of Beneficial Use on October 17, 1975. An examination indicates
that the works have a diversion capacity of 1.740 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 11/01	1.08 CFS	189.0 AF

LOCATION OF POINT(S) OF DIVERSION: SENE , Sec. 24, Township 04S, Range 32E
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	32E	24	NESW 22	NWSW 1	SESW 10	54
			NESE 1	NWSE 20		

Total number of acres irrigated: 54

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 is limited to the amount which can actually be beneficially 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. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

MICROFILMED

NOV 01 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

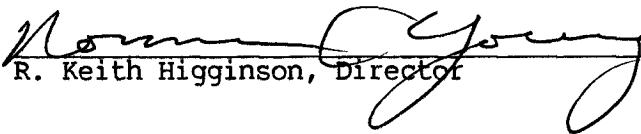
WATER RIGHT NO. 35-07138

CONDITIONS/REMARKS:

6. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 27TH day of OCTOBER, 1990.

Acting for


R. Keith Higginson, Director

MICROFILMED

NOV 1 1990

State of Idaho
Department of Water Resources

RECEIVED

ASSIGNMENT OF PERMIT

MAR 19 1982 FEB 19 1982

Department of Water Resources
Eastern District Office

I, Houghland Farms, Inc., hereby assign to Aetna Life Insurance Company
of 151 Farmington Avenue, Hartford, Connecticut, 06156.
Address

CHECK ONE

- ☒ All my right, title, and interest in and to Permit No. 35-7138
to appropriate the public waters of the State of Idaho.
This assignment is given as security for a loan in connection with
a mortgage upon the land to which the water is appurtenant.
☐ 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 22nd day of March, 1979.

Houghland Farms Inc
Permit Holder

Spouse of Permit Holder

State of Idaho)
County of Bingham) ss.

On this 22nd day of March, 1979, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Dwight E. Baker
Notary Public residing at
Idaho Falls

My commission expires:
12-3-79

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF EXTENSION OF THE PROOF DUL DATE)
IN CONNECTION WITH PERMIT NO.'S 35-7137, 35-7138,)
35-7139, 35-7140, 35-7141, & 35-7142 in the name)
of HOUGHLAND FARMS, INC.)

ORDER

WHEREAS, on April 8, 1970, Houghland Farms, Inc., applied to the Department of Water Resources (formerly the Department of Water Administration) for permits to appropriate 0.24 cfs of groundwater within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 12, Twp. 4S, Rge. 32E, B.M., to be used for stockwater and domestic purposes(35-7137), 3.92 cfs of groundwater at two points in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 24, Twp. 4S, Rge. 32E, B.M., to be used for irrigation and domestic purposes(35-7138), 6.4 cfs of groundwater within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 30, Twp. 4S, Rge. 33E, B.M., to be used for irrigation purposes(35-7139), 3.2 cfs of groundwater within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 22, Twp. 4S, Rge. 33E, B.M., to be used for irrigation purposes, (35-7140), 4.80 cfs of groundwater within the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 24, Twp. 4S, Rge. 33E, B.M., to be used for irrigation purposes(35-7141), and 3.27 cfs of water from an unnamed stream within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, Twp. 4S, Rge. 33E, B.M., to be used for irrigation purposes(35-7142), all in Bingham County; and,

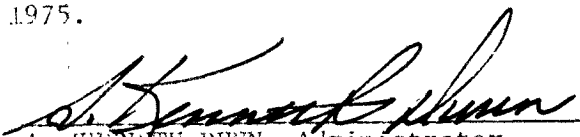
WHEREAS, on May 20, 1970, the Department approved said applications and issued Permit No.'s 35-7137, 35-7138, 35-7139, 35-7140, 35-7141 and 35-7142 with the conditions that proof of construction of works and application of water to beneficial use be submitted to the Department on or before May 1, 1971; and,

WHEREAS, on March 11, 1975, the Department received a request for an extension of time for said permits, and,

WHEREAS, it appears that under the circumstances the permit holder has been proceeding with reasonable diligence and has given good cause for delay;

IT IS, THEREFORE, HEREBY ORDERED that the time within which to submit proof of beneficial use of water under Permit No.'s 35-7137, 35-7138, 35-7139, 35-7140, 35-7141 and 35-7142 be extended to May 1, 1976.

Dated this 13th day of March, 1975.


A. KENNETH DUNN, Administrator
Operations Division

BDF:JG

RECORDED

Department of Water Resources
Eastern District Office

OCT 23 1975
#15457
Department of Water Resources
Eastern District Office

APPLICATION FOR AMENDMENT

Comes now HOUGHLAND FARMS, INC. of (address) _____

No. 35-7138, and requests that the permit and permit map be changed as follows:

1. Point of diversion: NO CHANGE $\frac{1}{4}$ $\frac{1}{4}$, Sec. I.

R. _____, B.M. Other points of diversion _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

mo. - day mo. - day

For NO CHANGE purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

For _____ purposes from _____ to _____ (both dates incl.)

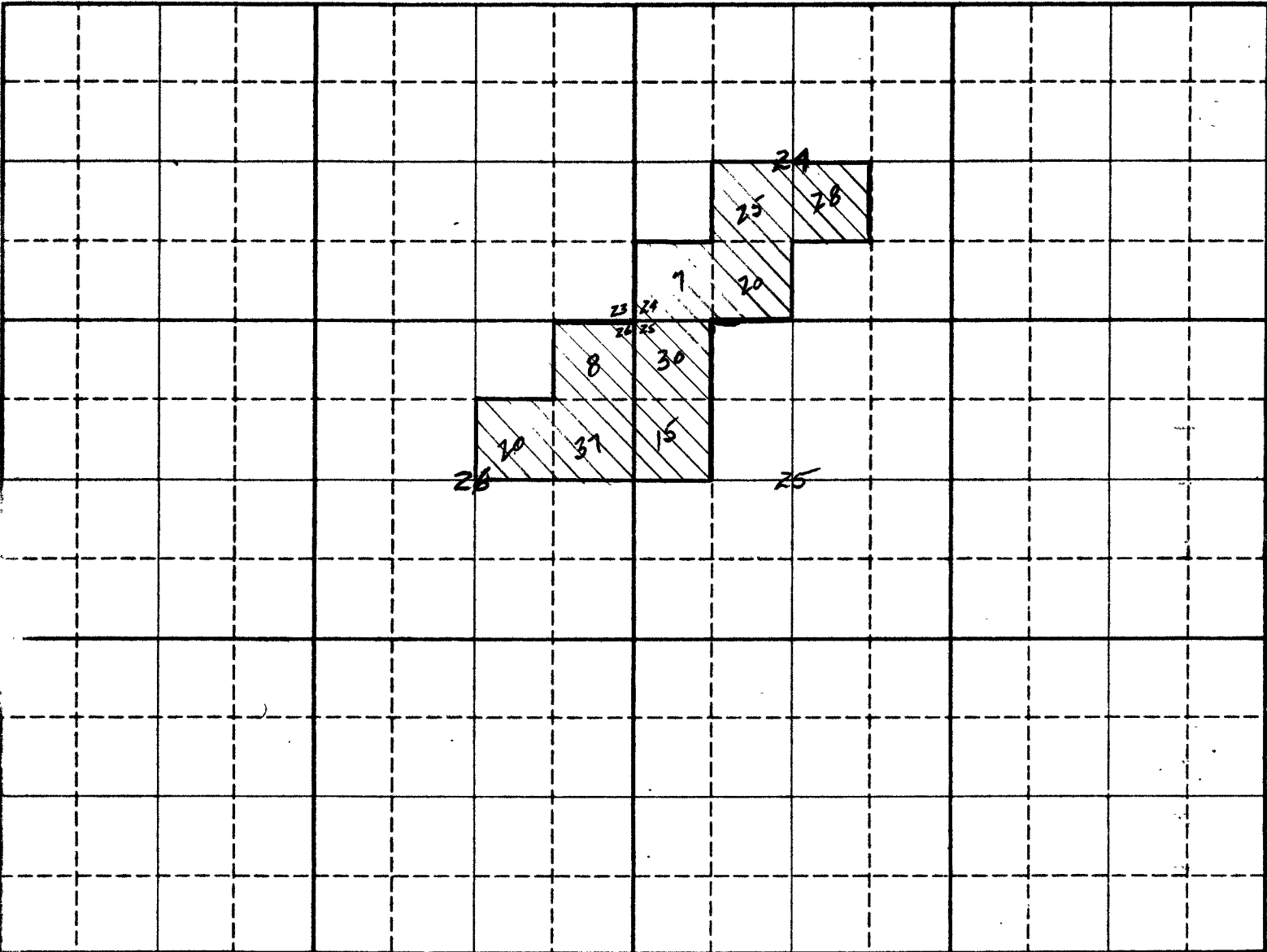
3. Place of use or land to be irrigated:

[illegible]**Total number of acres to be irrigated**

190

mlb

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40 acre subdivisions, sections, townships, ranges, and ditches.



Scale: 2 inches equal 1 mile

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

Signed at BLACKFOOT, IDA., this 14 day of OCT, 1975.

[Signature]
(signature)

DEPARTMENT OF WATER RESOURCES
~~ACTION OF STATE RECLAMATION ENGINEER~~
Operations Division

I, A. KENNETH DUNN, Administrator,, State Reclamation Engineer of the State of Idaho,
hereby approve the above application for amendment under Permit No. 35-7138

Witness my hand this 5 day of November, 19 75

[Signature]
State Reclamation Engineer

A. KENNETH DUNN, Administrator
Operations Division

IDAHO DEPARTMENT OF WATER ADMINISTRATION
EASTERN DISTRICT OFFICE
240 S. HOLMES
IDAHO FALLS, IDAHO 83401

Assigned to:
Aetna Life Ins. Co.
151 Farmington Ave.
Hartford, CT

Identification No. 35-7138
Application No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPLICATION FOR PERMIT

06/56 To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

APPROVED

1. Name of applicant Houghland Farms, Inc.
post office address Springfield, Idaho 83277
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is SE 2 points NE 1/4 of Section 24 Township 4S
Range 32E 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 _____ 1/4
of _____ 1/4 of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount (allow 3.80 cfs) 3.90 for irrigation purpose from April 15 to Oct. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .02 for domestic purpose from Jan. 1 to Dec. 31 (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. 3.92 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. drilled wells, pumps, motors and
pipe

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 6 inches; proposed depth of well is 80 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 \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SE 1/4 of NE 1/4 of Section 24 Township 4S
Range 32E 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 one.
(5) If water is to be used for other purposes describe: _____

35-7138

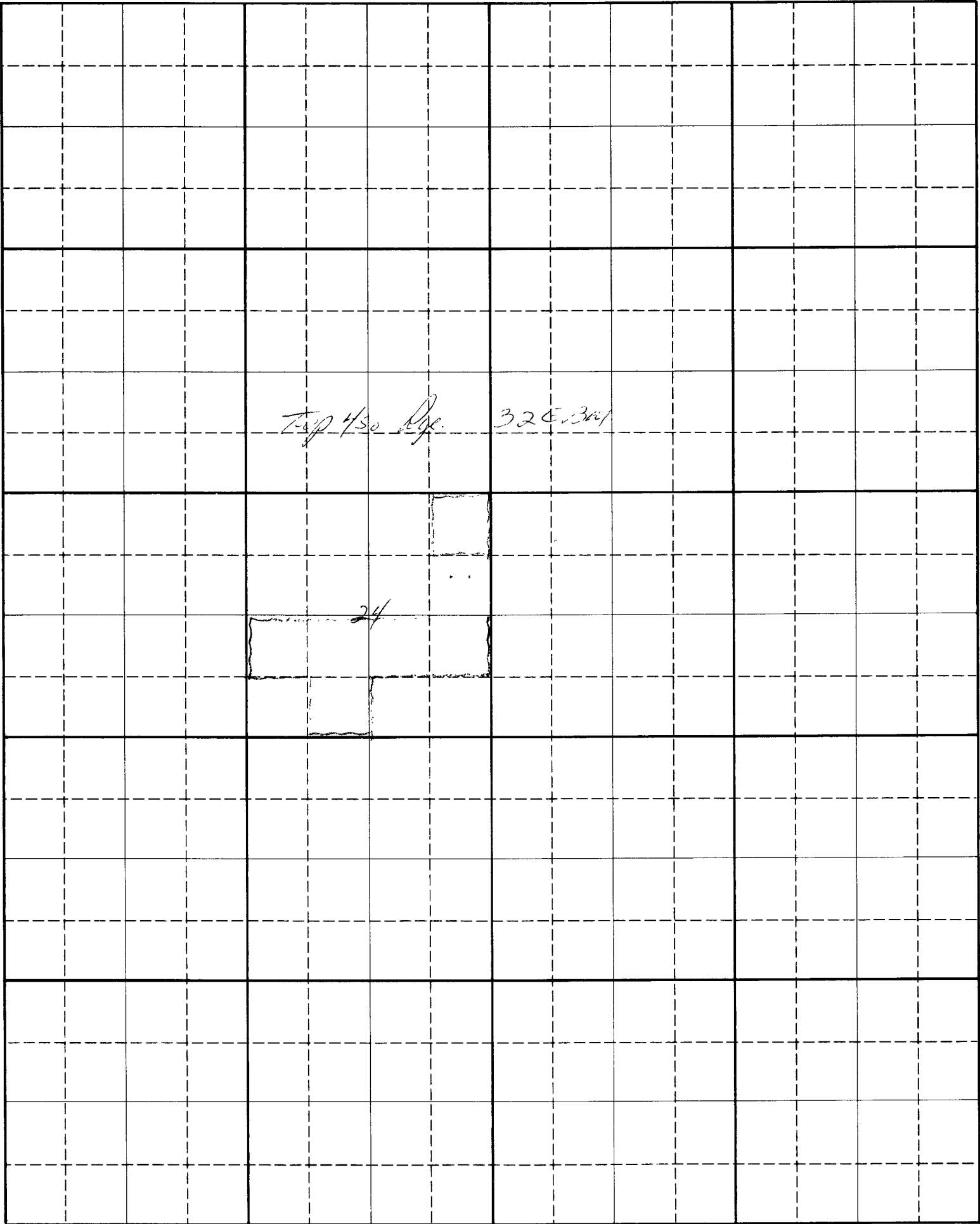
[illegible]

none

applicant to make this filing—

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

11. Map of proposed project:



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.

Harold J. Jones
Harold J. Jones
(Applicant)

Received by Mr. [Signature] Date 4-8-70 Time 9:00 PM
Preliminary check by Mr. [Signature] Fee \$ 35.00
Received by Mr. [Signature] Date 4-8-70
Publication prepared by Mr. [Signature] Date 4-15-70
Published in Starlight News
Publication dates 4-23+30-70
Publication approved by Date 5-1-70
Priority reduced to _____ Reason _____
Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by Mr. [Signature]

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 35-7138, 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 May 1, 19 75.

c. Other: The permit holder shall permanently install and maintain measuring devices of a type approved by the department as part of the diverting works.

Maximum rate of diversion shall not exceed 3.80 c.f.s.

2. Denial of said application is for the following reasons:

Witness my hand this 20 day of May 19 70.

State Reclamation Engineer

DEPARTMENT OF RECLAMATION

STAFF ANALYSIS

Application No.	35-7138	Name	Houghland Farms, Inc.
Source	groundwater		
Point of Diversion	SE $\frac{1}{4}$ NE $\frac{1}{4}$ (2 points), Sec. 24, T. 4S, R. 32E, B.M., Bingham County		
Quantity	3.90	Use	irrigation
		Period	April 15 - Oct. 1
Quantity	.02	Use	domestic
		Period	Jan. 1 - Dec. 31
Quantity		Use	
		Period	
Well Size	6	Diameter	Proposed Depth
			80
			Feet
Use	190 acres, 1 family		
Date Forwarded	4-15-70	Date Returned	5-5-70
		Received by	Dene

RECOMMENDATIONS:

Sample: Sand and Gravel. Very few well logs in the area. Depth of those recorded @ 200-226 ft; depth to water @ 100 ft. Water levels stable or rising slightly. (See Inf. Bulbs #5 & 11)
Quantity applied for is excessive - needs to be justified or changed.

Qty. 3.80 cfs Use Irr. Period 4-15- Oct 1 AF 3.5 acre AFA 665 yr.
Qty. .02 Use Dom. Period Jan 1 - Dec 31 AF - AFA -
Qty. 3.80 cfs Use Irr. Period 4-1/11-1 AF 3.5 acre AFA 665 yr.

ACTION: Approved ☒ Denied ☐

Conditions of approval or reason for denial: Justification necessary for the extra 0.10 cfs of water for irrigation.

INVESTIGATION

By

Shed H. ChapmanTitle WRATTDate 5-11-70

Department of Agriculture

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

} ss.

I, Drury R. 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 Saturday and 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 23rd day of April, 1970,

and the last publication having been made on the

30th day of April, 1970; 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.

Drury R. Brown

Subscribed and sworn to before me this 30th

day of April, 1970.

Ray Dayton

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

My commission expires

June 1, 1969 November 10, 1972

NOTICE
STATION
O
Notice
Horse
Spring
1970, sub
33-7138 to
public waters o
source. The
irrigation (I
to Dec 31
purpose
to Dec 31
given that
ms, Inc.,
as on April 8,
plication No.
appropriate the
groundwater
uses are
from April 15
domestic
January 1

The ap
maximum
appropriat
per second
by wells, pu
within the St
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and
feet
rtd
pipe
ints)

Sec. 24, T. 4S, R. 4E, B.M.,
Bingham County, Idaho, to be
used within the NE 1/4,
N 1/2 SW 1/4, SE 1/4, Sec.
24 for the purpose of acres
and within the Sec. 24
for the purpose of T. 4S,
R. 4E, B.M.

pursuant to
subject to
RIGHTS
PROOF OF
MASTER.
this
with the
of
May
11, 1970

WILSON
Engineer

(238)
Pub.: April 20 and 30



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

*Checked info search
Printed Report
See what current address
shows - it was
correct so just
throw this away*

October 1, 2002

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Correct Address

~~CAPITAL LENDING INC.
C/O CORPORATE SERVICE CENTER
350 S CENTER ST STE 500
RENO NV 89501-2114~~

*Capital Lending Inc.
3905 STATE ST. Suite 7148
Santa Barbara CA 93105*

ph.# 805-683-0303

RE: Snake River Basin Adjudication (SRBA)
Water Rights #35-47, 35-02014, 35-7138, 35-7142B, 35-13323,
35-13324, 35-13350

*11-4-02 We have address
phone in our data base
already - R*

Dear Water Right Holder:

Mail sent to you by the SRBA District Court was returned undeliverable. We have enclosed the returned mail. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary before returning this letter, list any other water rights you have, and return this letter by October 15, 2002. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records. Be sure to list your water right numbers.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1/800-451-4129 to obtain a form to make this required change to the water right records.

RECEIVED

NOV 04 2002

SS:region
Department of Water Resources

Sincerely,

Sally
Sally Sherman
Technical Records Specialist
Adjudication Bureau

#####

The address is correct as shown above or as otherwise changed.

*President
Jh. Cross
Capital Lending*

Water Right Holder's Signature

Telephone No.

MEMORANDUM

TO: FILE 35-07138
FROM: VAULT
RE: TRANSFER # 69365
DATE: 11-2-01

=====

**Original Transfer Application, Form and correspondence regarding the above
referenced Transfer is located within:**

FILE # 35-00007

MICROFILMED

JAN 09 2002

October 31, 1990

AETNA LIFE INSURANCE CO.
151 FARMINGTON AVE.
HARTFORD, CT 06156

RE: WATER RIGHT NO. 35-07138

Dear Water Right Holder(s):

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

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

MICROFILMED

NOV 01 1990

September 11, 1990

AETNA LIFE INSURANCE CO.
151 FARMINGTON AVE.
HARTFORD, CT 06156

RE: PERMIT NO. 35-07138

Dear Permit Holder(s):

We previously forwarded to you an Amendment for Water Permit so that you could amend your permit to correspond with the findings of the Department's field examiner.

As of this date, we have not received this amendment. If we do not receive the amendment within fifteen (15) days, we will issue a Water Right License which reduces the amount that could have been allowable to you. Enclosed for your convenience is another amendment form in the event the first one was misplaced.

Since the license will be permanent water right you prompt attention to this matter will be appreciated.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

NOV 01 1990

March 7, 1990

AETNA LIFE INSURANCE CO.
151 FARMINGTON AVE.
HARTFORD, CT 06156

RE: PERMIT NO. 35-07138

Dear Permit 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 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

NOV 01 1990

INTER-DEPARTMENT MEMO — 1

DATE 11-6-86

FROM H.W.J.

TO Ray Walker

SUBJECT Confirmation of Water Source
for 35-7138. See attached

RECEIVED

NOV 7 1986

Department of Water Resources

MicroFILMED

NOV 01 1990

H.W.J.

SIGNATURE

To; 35-7138 File

From; H.W. Jones

Date; Nov, 3, 1988

I visited the site of a Fish Hatchery owned by Porter Houghland & Houghland Farms located in the SW 1/4 NE 1/4 Sect. 24 T4S R32E. Mr Houghland showed me an artesian well which he said was drilled in the early 1970's by a driller named Webb. He stated that the well was approx 190' deep and cased to bottom. This well feeds an egg (trout) rearing house & then this water goes thru 12 covered raceways to 6 open raceways & flows out into a channel where water commingles with spring water from a nearby pond (to east) to form the creek which in turn has 1.32 cfs diverted for irrigation licensing on 66 acres. (See Anthony Kozlowski field exam of 1977)

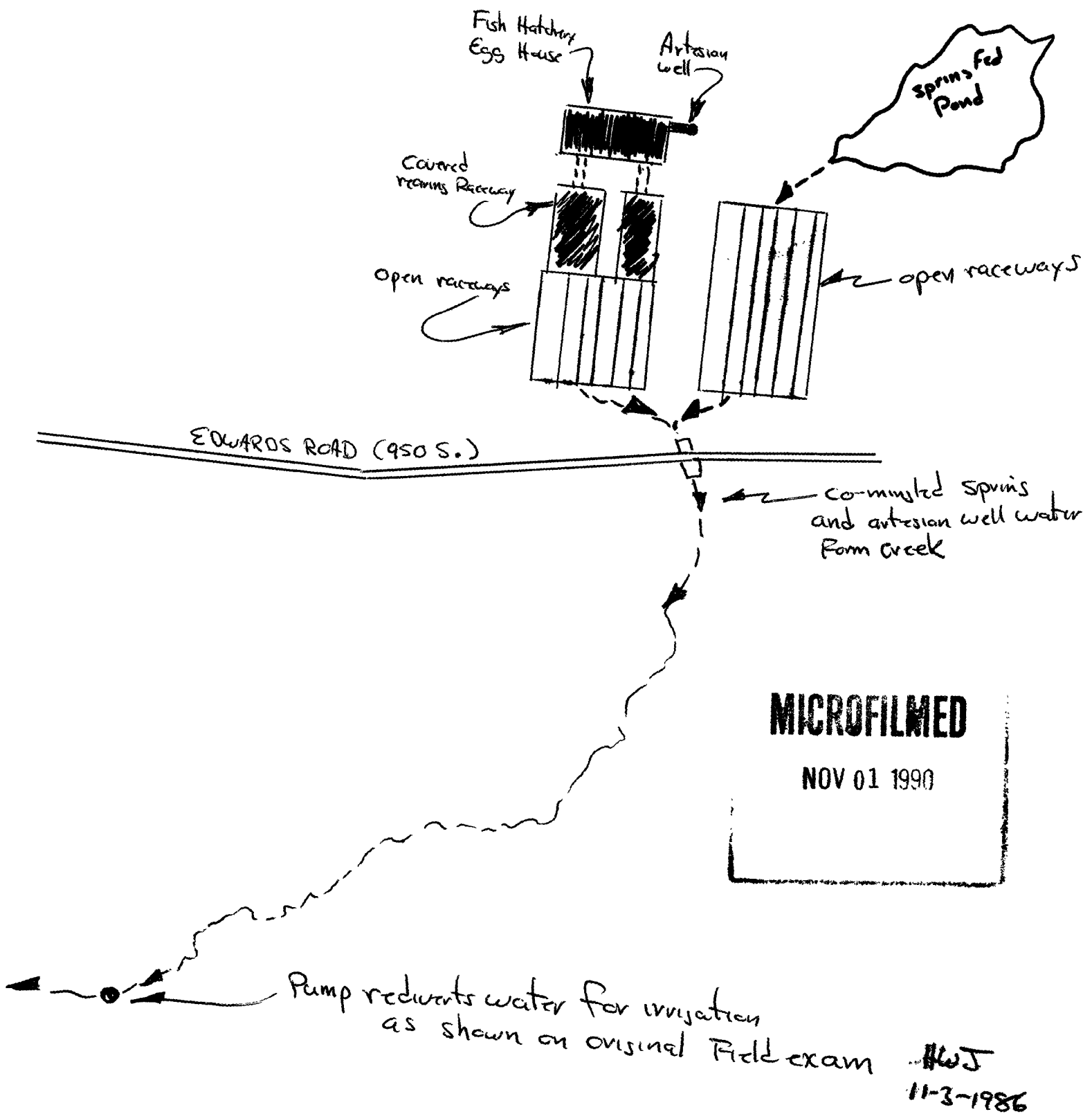
It is then my opinion that the source of the water used on lands under permit 35-7138 is the artesian well (groundwater). No measurement of outflow of well was available & would have to be done with a py

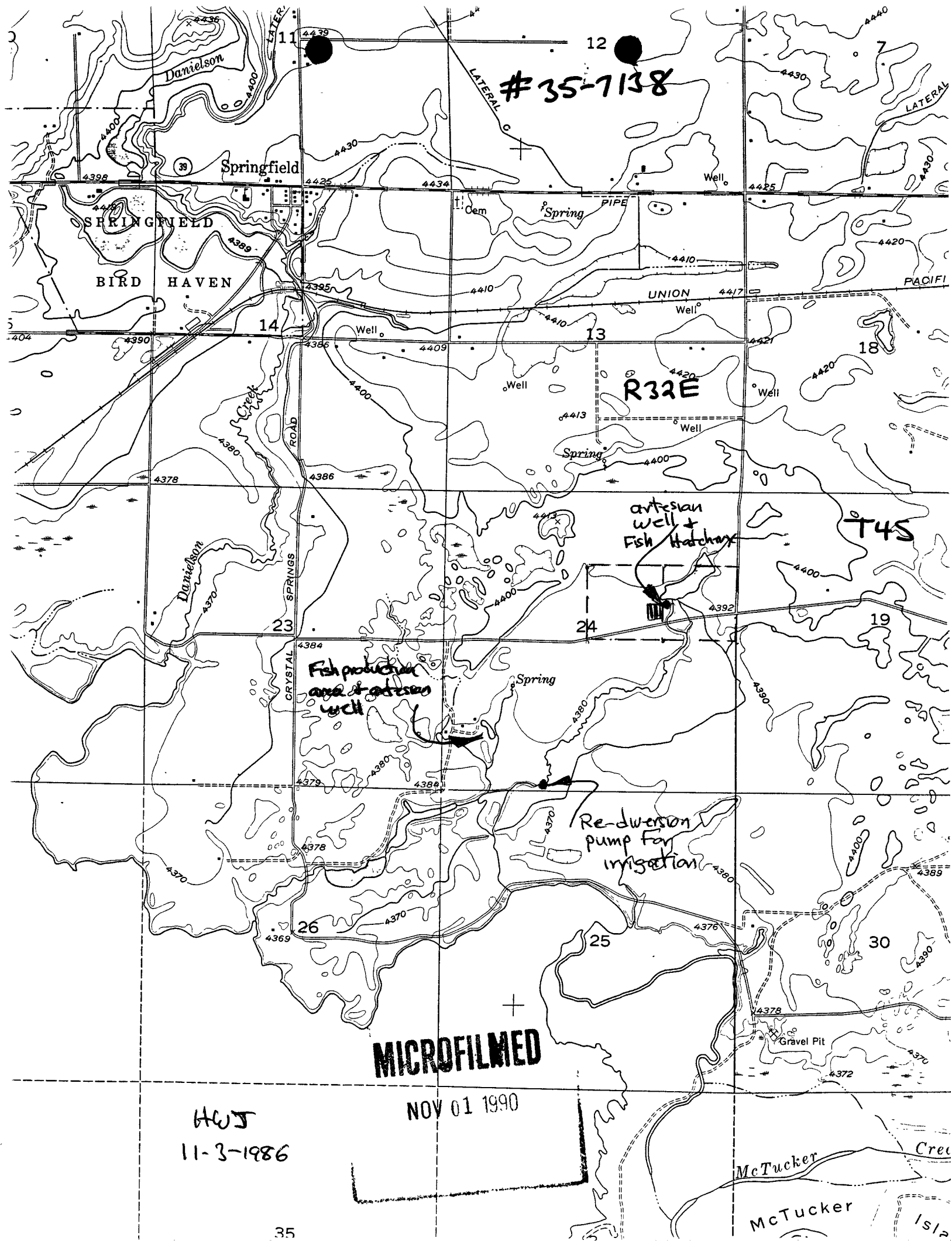
MICROFILMED

NOV 01 1990

H.W. Jones

35-7138





#35-7138

R32E

T45

Fish production
area of artesian
well

artesian
well +
Fish Hatchery

Re-dwanson
pump for
irrigation

MICROFILMED

NOV 01 1990

HUT
11-3-1986



NOV 1990

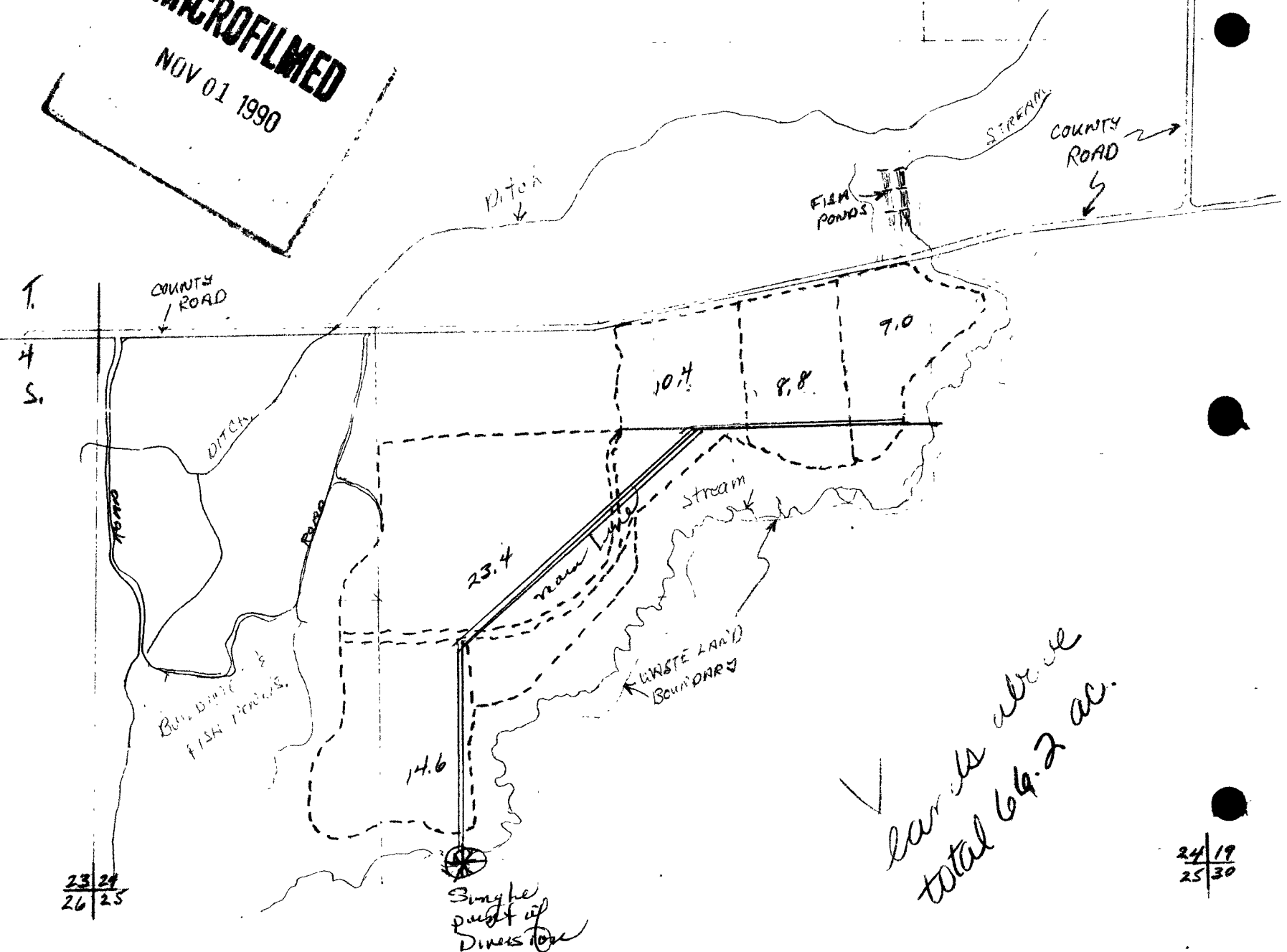
R. 32E

14/12
23/24

Traced from ASES
PHOTO 10/12/76 EMC
35-7138

MICROFILMED
NOV 01 1990

73/18
24/19



✓ lands above
total 64.2 ac.

23/24
26/25

24/19
25/30

APPEARS DONE

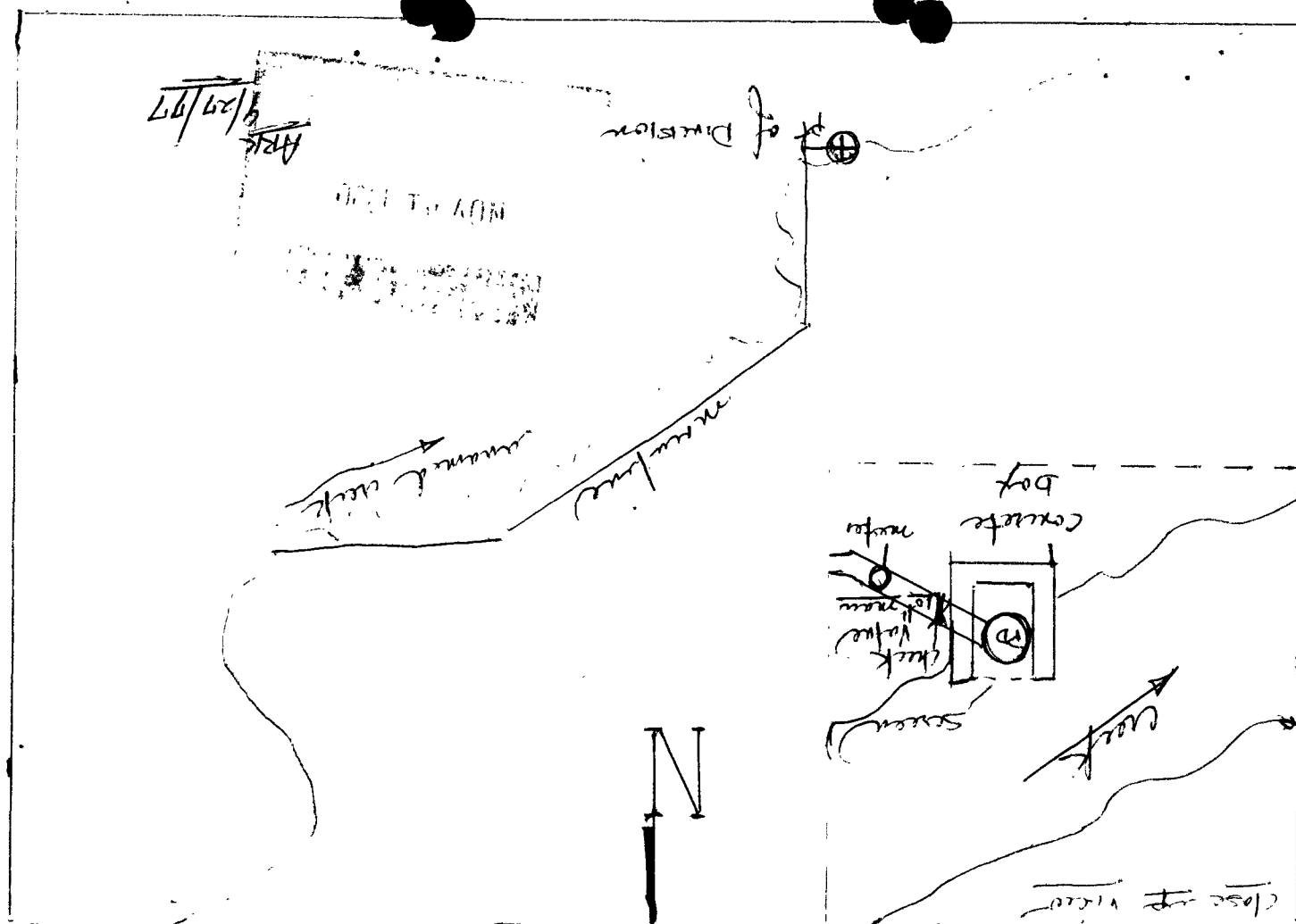
RECEIVED

OCT 28 1975

Department of Water Resources
Eastern District Office

328-2260

- TOTAL ACREAGE** _____ 190



A 10x10 grid with a 3x3 sub-grid in the bottom-left corner. The sub-grid contains handwritten numbers and symbols.

Handwritten content in the 3x3 sub-grid (bottom-left corner):

		01	9
1	02	22	1
1	5	42	

Additional symbols in the sub-grid:

- Two asterisks (**) in the bottom-left cell of the sub-grid.

S
7
L

DATE OF EXAM 9/21/77

ACREAGE
Found 66 ac ✓
Recommended 66 ac ✓

Irrigation Requirement 3.5 ✓ Ac Ft/Ac

USE
Irrigation Q = 1.32 ✓ c.f.s. V = 231 AF/Ann. from April 15 to Oct 1 suggested
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____ 214 days
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____ 214 days

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 1.74 cfs ✓ Method of measurement In Line Meter
Total Q recommended 1.32 cfs Meter No. 11884 Type Rockwell Condition good
Total V recommended 231 AF/yr.

Recommended Amendments:

P.D. SESW, Sec 24, Twp. 4S, Rge 32E, B.M. Brigham county
Place of Use See Rough Draft amendment.
Other none

MEASUREMENT CALCULATION:

Measured 780.12 gpm. 1 cfs = 448.8 gpm. $780.12 \div 448.8 = 1.74$ cfs.
 $V = 3.5 \times 66 = 231$ AF/yr. $1.32 \times 1.9835 \times 214 = 560.3$ AF
 $1.32 \times 1.9835 \times 214 = 560.3$ AF

SYSTEM DESCRIPTION:

Surface water is diverted from an unnamed creek to American Falls Reservoir by a 75 H.P. Westinghouse "Life Line T" 3-ph motor S/N-7408 gpm TBOP. and by a Tokatex Vertical Turbine pump # 18948. Average is irrigated by 1-1/4 mi long handline sprinklers connected to a 6" diam mainline.

REMARKS:

there is no domestic use of water from this source. System shown & described by proctor Houghland

Examiner's Signature Anthony R. Kozlowski Date 9/21/77

Checked by _____ Date _____

Approved by Ray Walker Date 9-18-84

RECEIVED

OCT 17 1975

Department of Water Resources
Eastern District Office

Identification No. _____

Permit No. 35-7138

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED

OCT 20 1975

Department of Water Resources

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Houghland Farms, Inc.
b) Post Office Address Springfield, Idaho
2. Permit Number 35-7138
3. Date of Priority that you are prepared to establish 4-8-1970
4. a) Source from which water was appropriated Groundwater
b) Location of the point of diversion: SE 1/4 NE 1/4, Section 24
4 S, Range 32 E, Boise Meridian, Other points of diversion:
2 Points of Diversion within this 40
5. a) The amount of water and use to which the water has been applied:
amount 3.8 c.f.s. for Irrigation purposes from Apr 15 to Oct 1 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount .02 c.f.s. for Domestic purposes from Jan 1 to Dec 31 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 3.82 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-Services, Inc., Blackfoot, Idaho
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) Flowing Wells at Point of Diversion - Feed Stream - pumped from stream into mainlines by 2 75 H.P. pumps and motors.
b) Describe the type and size of measuring device which you have installed at your point of diversion: 2 Micrometer Flowmeters at pumps.
c) Give well drillers name and address and date the well was completed Richard Webb Drilling, Blackfoot, Idaho Sept. 1970
April 1971

IDAHO DEPARTMENT OF WATER ADMINISTRATION
EASTERN DISTRICT OFFICE
215 S. HOLMES
TULSA FALLS, IDAHO 83401

WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

1. WELL OWNER

Name Porter Houghland
Address Springfield, Ark
Owner's Permit No. 35-7138

7. WATER LEVEL

Static water level _____ feet below land surface
Flowing? ☒ Yes ☐ No G.P.M. flow 1000
Temperature _____ ° F. Quality _____
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)

8. WELL TEST DATA

☒ Pump ☐ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped
<u>1000</u>	<u>100</u>	<u>8</u>
<u>3600</u>	<u>100</u>	<u>8</u>

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test
☐ Municipal ☐ Industrial ☐ Stock

4. METHOD DRILLED

☒ Cable ☐ Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 20 inches Total depth 193 feet
Casing schedule: ☐ Steel ☐ Concrete
Thickness _____ Diameter _____ From _____ To _____
512 inches 20 inches 0 feet 193 feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet
_____ inches _____ inches _____ feet _____ feet

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

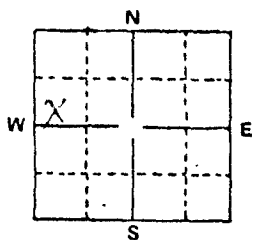
Well screen installed? ☐ Yes ☒ No
Manufacturer's name _____
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No Size of gravel _____
Placed from _____ feet to _____ feet

Surface seal? ☒ Yes ☐ No To what depth 30 feet
Material used in seal ☐ Cement grout ☒ Puddling clay

6. LOCATION OF WELL

Sketch map location must agree with written location.



35 7138

County Franklin
Twp. 14 N. Sec. 24 E. T. 4 N/S/R. 32 E/W

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	W. Yes
	From	To		
<u>20</u>	<u>0</u>	<u>3</u>	<u>Gravel</u>	
	<u>3</u>	<u>15</u>	<u>Gravel, sand</u>	
	<u>15</u>	<u>153</u>	<u>Sand, gravel</u>	
	<u>153</u>	<u>170</u>	<u>Gravel</u>	
	<u>170</u>	<u>193</u>	<u>Gravel</u>	

poor copy of poor original copy

MICROFILMED

NOV

10. Work started May 15 finished July 2

11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is true to the best of my knowledge.

Driller's or Firm's Name _____ Number _____
Address _____
Signed by Robert Webb Date _____

7. WATER LEVEL

Static water level _____ feet below land surface
Flowing? ☒ Yes ☐ No G.P.M. flow 900
Temperature _____ ° F. Quality _____
Artesian closed-in pressure 46 p.s.i.
Controlled by ☒ Valve ☐ Cap ☐ Plug

8. WELL TEST DATA

☐ Pump ☐ Bailer ☒ Other

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	W. Yes
	From	To		
8"	0	15	Clay	
	15	150	Gravel	X
	150	190	Clay	
	190	210	Gravel	X

☒ Cable ☐ Rotary ☐ Dug ☐ Other

Diameter of hole 2 1/2 inches Total depth 2 1/4 feet
 Casings schedule: ☐ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>2 0</u> inches	<u>2 1/2</u> inches	<u>1 1</u> feet	<u>2 1/4</u> feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

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. _____

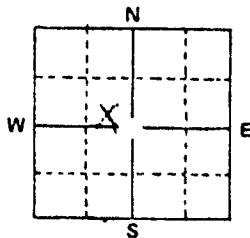
Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Diameter _____ Slot size _____ Set from _____ feet to _____ feet

Gravel packed? ☐ Yes ☒ No Size of gravel _____
Placed from _____ feet to _____ feet

Surface seal? ☒ Yes ☐ No To what depth 22 feet
Material used in seal ☐ Cement grout ☒ Puddling clay

Sketch map location must agree with written location.



County Bingham
 1/4 N 1/4 Sec. 4, T. 4 N/S, R. 32 (E/W)

10.

Work started 12/1/78 finished 1/15/79

11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is true to the best of my knowledge.

Driller's or Firm's Name _____ Number _____

Address _____

Signed By [Signature] Date 11/11/1964

#3-7138

Artesian well piped
into Fish Hatchery
main building



Interior of
Hatchery building
with well line
in background

MICROFILMED

NOV 01 1990

Hatchery buildings + well site

Outflow from Hatchery of
Co-mingled well water + spring water

MICROFILMED

NOV 01 1990

FROM

Kay

TO

Eastern → Skip

SUBJECT

Exam 35-7138

DATE

4/10/1986

exam
returned
to region
this date-
KW

Skip, could you check out the source of water for this right, please Tony shows "unnamed stream"; permit shows "groundwater"; and proof of 3/4 shows "flowing wells that feed stream". Its beyond me... Have a nice day!!

SIGNATURE !!



MICROFILMED

NOV 01 1990

MEMORANDUM

TO: File 35-7138

FROM: Jim Johnson

DATE: April 7, 1986

RE: Background for Returning Field Exam to Region for Re-Examination

After receiving no response to the correspondence of 12/11/85, additional review was made of this right to determine what action should be taken. During this review it did appear that the field examination may have reflected only the re-diversion point from an unnamed stream and overlooked the points of diversion from two (maybe more) artesian wells which were drilled and are diverted into the unnamed stream.

The current permit holder, Aetna Life Insurance Co., had responded to the pre-license letter of 7/31/85 stating that they were not in agreement with the findings of the examination and orally requested a re-examination. We requested a formal request, which was not received. However, since the question on the proper source has been raised, the field exam is being returned without requiring the written request from the permit holder.

44-38861-103

NOV 11 1986

44-38861-103



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

December 11, 1985

RE: Permit No. 35-7138

Aetna Life Insurance Co.
Attn: Mike Hall, Denver Office
151 Farmington Ave.
Hartford, CT 06156

Dear Mr. Hall:

On September 24 and October 24, 1985, we discussed the above referenced water right permit over the phone. To aid your memory regarding our conversations:

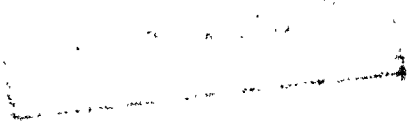
On 7/31/85 our Department requested that Aetna amend Permit No. 35-7138 so that we could license it (this right was assigned to Aetna on March 22, 1979 by Houghland Farms, Inc. as security for a loan). On September 24, 1985, you requested additional time for submitting the amendment so that you could review it more thoroughly. On October 24, 1985, when we spoke, I suggested that you request a second examination of said water right system be conducted, due to the discrepancies between the original permit and our field examiner's findings. At this time, you agreed with the suggestion and stated that you would submit a written request to the Department for a re-examination.

As of this date, we have not received your request for the re-exam, and we are wondering what your intentions are regarding this permit. If Aetna is no longer interested in this water right, then it should be assigned back to Houghland Farms as they are still interested in its development. Please contact us regarding this matter at your earliest convenience.

Sincerely,


KAY WALKER
Technical Records Specialist

KW:sc



DATE 9-24-85

FILE 35-7138

NAME OF PARTY Mike Hall - (Aetna) Life - Denver

EMPLOYEE Kay Walker

RE: Licensing Amendment

Mr. Hall, a representative for Aetna, is not sure that our recommendations for licensing this permit are correct. He requested an additional 30 days for response to our licensing amendment request.

Call up on Oct. 30, 1985 for further action.

MICROFILMED

NOV 01 1990

10-24-85

Mr. Hall called again in reference to the licensing of this permit - he feels there are too many discrepancies between the permit & pre-license recommendations. I agreed with him (especially since it would involve a source change which is not allowable). Aetna will request a re-exam of this water right per my suggestion.

* we were not aware that sources could not be amended prior to 9/85 -

kw

DATE 9-11-1985

FILE 35-7138

NAME OF PARTY

Aetna Life Ins. Co. Representative

EMPLOYEE

Ray Walker

RE:

Licensing Amendment

Aetna called this morning to say that our letter of July 31, 1985, and the licensing amendment had just arrived at their correct office. It had been sent to their home office and to Houghland Farms and back to Aetna.

I advised Aetna that we would allow them until Sept. 30 to submit the amendment prior to further action being taken on permit.

MICROFILMED

NOV (1 1986)

FROM *Shawle*TO *File 35-7138*SUBJECT *Licensing Amendment*DATE *8/14/85*

MICROFILMED

NOV 01 1990

On this date, Keith Wilson called regarding the 30 day lic. letter. Mr. Shughland had received the lic. amendment from Aetna Life Ins. Keith explained that since the permit is in Aetna's name, only they can sign the amendment or else assign the permit back to Shughland Jaws. Mr. Shughland does not want this permit cancelled, so if Aetna doesn't send the amendment in, we should write to them asking for the amendment or an assignment.

SIGNATURE

July 31, 1985

RE: Permit No. 35-7138

Aetna Life Insurance Co.
151 Farmington Ave.
Hartford, CT 06156

Dear Permit Holder(s):

A representative of this Department made an examination of the works covered by your Permit No. 35-7138 and has found the following:

Amount of water that can be recognized as beneficially used
under Idaho law: 1.32 cfs Source: unnamed stream trib to
American Falls Reservoir

The maximum quantity diverted shall not exceed 231.0 acre feet
per year.

Point(s) of diversion: SESW, Sec. 24, Twp 4S, Rge 32E

Beneficial Use: Irrigation of 66 acres within S1/2NE1/4, SW1/4,
N1/2SE1/4, Sec. 24, Twp 4S, Rge 32E

Priority date established: April 8, 1970

Conditions (if any):

In order for the Department to issue the above license, it will be necessary for you to amend the permit to correspond with the findings of the field examiner. We are enclosing a partially completed amendment form for your use in this matter.

Please sign the amendment application and return it to this office along with a \$20.00 filing fee within 30 days in order that we might issue your license as set forth above. If you do not concur with these findings or have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc
Enclosure

cc: Houghland Farms, Inc.

RECEIVED

NOV 11 1985

Kay

Please review the USGS map showing unnamed stream and see if there are any filings from the same source made after 4-8-1970.

If there are pull the files and let's review. We need to determine if the source change will injure existing wtr rts.

Jim

7-2-85

per quad map review 7/23/85 - none
per terminal 7/23/85 - none
KW

MICROFILMED

NOV 01 1990

March 25, 1982

RE: Permit No. 35-7138 and Permit No. 35-7142

Aetna Life Insurance Company
151 Farmington Ave.
Hartford, CT 06156

Dear Permit Holder:

This is to acknowledge receipt of the assignment conveying the above referenced permit to you. The assignment has been recorded and the Department records changed accordingly.

Enclosed for your records is a copy of the permit. Please note the conditions of approval on the fourth page.

Sincerely,

ROBYN CARLSON
Chief Clerk

RC:kw
Enclosure

RECEIVED

35-7138



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

March 12, 1979

Houghland Farms, Inc.
Springfield, ID 83227

Gentlemen:

As requested in a phone call to this office, I have enclosed a copy of Water Right License No. 35-7098.

Permit Nos. 35-7097 and 35-7138 are still in permit form. Affidavits have been submitted as proof to beneficial use. Before licensing, a field examination must be made by a representative of this department.

Permit Nos. 35-7139 and 35-7140 are still in permit form. Field examinations have been made, and the permits are in the process of being licensed. A copy of the license will be sent to you when completed.

If you have any questions or need further assistance, please do not hesitate to contact us.

Sincerely,

Roberta Garrett
Records Supervisor

Enclosure

MICROFILMED

September 19, 1977

35 7 / 35

Houghland Farms, Inc.
Springfield
Idaho 83277

Gentlemen:

We have received two (2) well driller's reports indicating that wells were drilled for you in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 24, T. 4S, R. 32E, and the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, T. 4S, R. 33E, B.M., Bingham County. In reviewing Applications for Permit Nos. 35-7138 and 35-7727 filed by you, we find a discrepancy in the locations. The permits show the points of diversion to be located within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 24, T. 4S, R. 32E, and the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 19, T. 4S, R. 33E, B.M.

Would you please recheck your records to see which locations are correct and notify this office? Your cooperation in this matter will be greatly appreciated.

Very truly yours,

LOY H. JOHNSON
Senior Water Resource Agent

LHJ:ME

cc: IDWR - State Office

Reports filed
12-29-77

MICROFILMED

FORWARD TO THE BOARD OF DIRECTORS

November 6, 1975

Re: Permit No. 35-7138 & 35-7141

C
Houghland Farms, Inc.
Springfield,
Idaho / 83277

Gentlemen:

O
Enclosed herewith is a copy of the approved applications for amendment issued
on the above referenced permits

Sincerely,

P
D. DARLENE REICH
Water Rights Supervisor

DDR:JFR

Enclosure

Y

RECEIVED
NOV 11 1975
WATER RIGHTS DIVISION



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

STATE HOUSE BOISE, IDAHO 83720

October 21, 1975

Re: Permit No's. 35-7138 thru 35-7142

Houghland Farms, Inc.
Springfield,
Idaho 83277

Gentlemen:

We acknowledge receipt of the affidavits submitted as proof of beneficial use for the above referenced permits.

Before licenses can be issued, a field examination must be made by a representative of this Department on each of the permits. We cannot tell during which part of the irrigation season these examinations will be made, however, our examiner will try to contact you at the time he makes the exams so that you may show him the systems.

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

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:JFR

RECEIVED
OCT 17 1975

Department of Water Resources
Eastern District Office

Identification No. _____

Permit No. 35-7138

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED

OCT 20 1975

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources

1. a) Name of Permit Holder Houghland Farms, Inc.
b) Post Office Address Springfield, Idaho
2. Permit Number 35-7138
3. Date of Priority that you are prepared to establish 4-8-1970
4. a) Source from which water was appropriated Groundwater
b) Location of the point of diversion: SE 1/4 NE 1/4, Section 24
Township 4 S, Range 32 E, Boise Meridian, Other points of diversion:
2 Points of Diversion within this 40
5. a) The amount of water and use to which the water has been applied:
amount 3.8 c.f.s. for Irrigation purposes from Apr 15 to Oct 1 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount .02 c.f.s. for Domestic purposes from Jan 1 to Dec 31 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 3.82 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-Services, Inc., Blackfoot, Idaho
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) Flowing Wells at Point of Diversion - Feed Stream - pumped from stream into mainlines by 2 75 H.P. pumps and motors.
b) Describe the type and size of measuring device which you have installed at your point of diversion: 2 Micrometer Flowmeters at pumps.
c) Give well drillers name and address and date the well was completed Richard Webb Drilling, Blackfoot, Idaho Sept. 1970
April 1971

Typed 10-21-75 by [signature]

IDAHO DEPARTMENT OF WATER ADMINISTRATION
EASTERN DISTRICT OFFICE
S. HOLMES
IDAHO FALLS, IDAHO 83401

Domestic water used for culinary supply and fish hatchery

Sion:

06T

Total number of acres irrigated.

(Date)

SL-14-01

(Signature)


 (Signature)

State of Idaho)
County of Bingham) ss.

On this 14th day of October, 1975, personally appeared before me the

Notary Public residing at Blackfoot, Id

My commission expires

2 f. 17



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

March 14, 1975

Re: Permit No.'s 35-7137, 35-7138, 35-7139, 35-7140, 35-7141 & 35-7142

Houghland Farms, Inc.
Springfield,
Idaho 83277

Gentlemen:

Enclosed is an Order which extends the proof due date in connection with the above referenced permits.

The time within which to submit proof of beneficial use of water for each of the permits has been extended to May 1, 1976.

If you have any questions concerning this matter, please contact us.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG
Enclosure

cc: Dwight E. Baker
Furchner, Martsch, & Baker
Enclosure

WATER RESOURCE BOARD:

John F. Streiff
Chairman

Franklin Jones
Member

George L. Yost
Vice-Chairman

M. Reed Hansen
Member

Donald R. Kramer
Secretary

Scott W. Reed
Member

Edwin C. Schlender
Member

Joseph H. Nettleton
Member

Law Offices

FURCHNER, MARTSCH & BAKER

178 W. JUDICIAL STREET
BLACKFOOT, IDAHO 83221

H. WILLIAM FURCHNER
JAMES L. MARTSCH
—
DWIGHT E. BAKER

RECEIVED

MAR 11

Department of Water Resources
AREA CODE 208
785-2310
—
P. O. BOX 752

March 7, 1975

State of Idaho
Dept of Water Resources
550 W. Fort
Boise, Idaho 83720

Attention: R. Keith Higginson, Director
Re: Houghland Farms, Inc.
Permits #35-7137, 35-7138, 35-7139,
35-7140, 35-7141, and 35-7142.

Dear Mr. Higginson:

On behalf of Houghland Farms, Inc., and in response to your certified letter of February 29, 1975, request is hereby made for an extension of time within which to submit the proof of application of water to beneficial use for the above referenced permits.

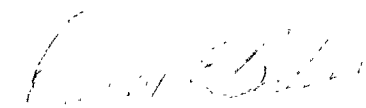
This request is made on the basis that proper measuring devices have not yet been installed, but that the same are ordered and that we expect that they will be installed later this spring. However, we doubt that the irrigation system will be in full operation by May 1, 1975, and therefore we would request an extension of approximately 90 days.

It is our understanding that the request of a 90 day extension will have the effect of delaying the priority date the same number of days that the May 1, 1975 deadline is exceeded.

Your acknowledgement of our request to both Houghland Farms, Inc. and myself will be greatly appreciated.

Very truly yours,

FURCHNER, MARTSCH & BAKER


Dwight E. Baker

DEB/kw
cc. Houghland Farms Inc.



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

Statehouse
Boise, Idaho 83720
(208) 384-2215

R. Keith Higginson
Director

February 28, 1975

CERTIFIED MAIL

26553
Card filed in
35-7137

Re: Permit No.'s 35-7137, 35-7138, 35-7139, 35-7140, 35-7141 & 35-7142

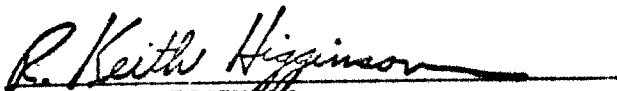
Houghland Farms, Inc.
Springfield,
Idaho 83277

Gentlemen:

One of the conditions of approval of your water permits as referenced above (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before May 1, 1975. Enclosed are affidavit forms which must be used to submit the required proof of beneficial use.

If you have not fully completed your projects, and you have not previously received extensions of time, you may request an extension of time provided the delay is for reasonable causes as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavits or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permits will lapse and be of no further force or effect.


R. KEITH HIGGINSON
Director

RKH:jg

Enc: Proof affidavits (6)

WATER RESOURCE BOARD:

John F. Streiff
Chairman

Franklin Jones
Member

George L. Yost
Vice-Chairman

M. Reed Hansen
Member

Donald R. Kramer
Secretary

Scott W. Reed
Member

Edwin C. Schlender
Member

Joseph H. Nettleton
Member

State of Idaho
Department of Water Administration

State law requires that this report be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

[illegible]

USE ADDITIONAL SHEETS IF NECESSARY

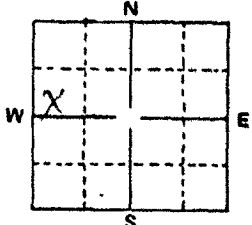
FORWARD THE WHITE, BLUE, AND PINK COPIES TO THE DEPARTMENT

USE TYPEWRITER OR
BALL POINT PEN

State of Idaho
Department of Water Administration

WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer
within 30 days after completion or abandonment of the well.

1. WELL OWNER Name <u>Porter Houghland</u> Address <u>Springfield, Idaho</u> Owner's Permit No. <u>55-7138</u>	7. WATER LEVEL Static water level _____ feet below land surface Flowing? ☒ Yes ☐ No G.P.M. flow <u>1000 +</u> Temperature _____ ° F. Quality _____ 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) _____	8. WELL TEST DATA ☒ Pump ☐ Bailer ☐ Other <table border="1" style="width:100%; border-collapse: collapse;"><thead><tr><th>Discharge G.P.M.</th><th>Draw Down</th><th>Hours Pumped</th></tr></thead><tbody><tr><td><u>1000</u></td><td><u>100</u></td><td><u>8</u></td></tr><tr><td><u>3600</u></td><td></td><td></td></tr></tbody></table>	Discharge G.P.M.	Draw Down	Hours Pumped	<u>1000</u>	<u>100</u>	<u>8</u>	<u>3600</u>																																	
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<u>3600</u>																																									
3. PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock	9. LITHOLOGIC LOG <table border="1" style="width:100%; border-collapse: collapse;"><thead><tr><th rowspan="2">Hole Diam.</th><th colspan="2">Depth</th><th rowspan="2">Material</th><th colspan="2">Water</th></tr><tr><th>From</th><th>To</th><th>Yes</th><th>No</th></tr></thead><tbody><tr><td><u>20</u></td><td><u>0</u></td><td><u>3</u></td><td><u>Gravel</u></td><td></td><td><u>X</u></td></tr><tr><td></td><td><u>3</u></td><td><u>15</u></td><td><u>Loam - Sand</u></td><td><u>X</u></td><td></td></tr><tr><td></td><td><u>15</u></td><td><u>153</u></td><td><u>Sand - Gravel</u></td><td><u>X</u></td><td></td></tr><tr><td></td><td><u>150</u></td><td><u>170</u></td><td><u>Clay</u></td><td></td><td><u>X</u></td></tr><tr><td></td><td><u>170</u></td><td><u>193</u></td><td><u>Gravel</u></td><td><u>X</u></td><td></td></tr></tbody></table>	Hole Diam.	Depth		Material	Water		From	To	Yes	No	<u>20</u>	<u>0</u>	<u>3</u>	<u>Gravel</u>		<u>X</u>		<u>3</u>	<u>15</u>	<u>Loam - Sand</u>	<u>X</u>			<u>15</u>	<u>153</u>	<u>Sand - Gravel</u>	<u>X</u>			<u>150</u>	<u>170</u>	<u>Clay</u>		<u>X</u>		<u>170</u>	<u>193</u>	<u>Gravel</u>	<u>X</u>	
Hole Diam.	Depth		Material	Water																																					
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4. METHOD DRILLED ☒ Cable ☐ Rotary ☐ Dug ☐ Other																																									
5. WELL CONSTRUCTION Diameter of hole <u>20</u> inches Total depth <u>193</u> feet Casing schedule: ☐ Steel ☐ Concrete <table border="1" style="width:100%; border-collapse: collapse;"><thead><tr><th>Thickness</th><th>Diameter</th><th>From</th><th>To</th></tr></thead><tbody><tr><td><u>5/12</u> inches</td><td><u>20</u> inches</td><td><u>0</u> feet</td><td><u>193</u> feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr></tbody></table> Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch Size of perforation _____ inches by _____ inches <table border="1" style="width:100%; border-collapse: collapse;"><thead><tr><th>Number</th><th>From</th><th>To</th></tr></thead><tbody><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr></tbody></table> 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 _____ feet Gravel packed? ☐ Yes ☒ No Size of gravel _____ Placed from _____ feet to _____ feet Surface seal? ☒ Yes ☐ No To what depth <u>30</u> feet Material used in seal ☐ Cement grout ☒ Pudding clay	Thickness	Diameter	From	To	<u>5/12</u> inches	<u>20</u> inches	<u>0</u> feet	<u>193</u> feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	Number	From	To	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet					
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6. LOCATION OF WELL Sketch map location must agree with written location.  <u>35 7138</u> County <u>Bingham</u> <u>1/4 NW 1/4 Sec. 24, T. 4 N, R. 32 E/W</u> <u>1/4 NE 1/4 Sec. 24, T. 4 N, R. 32 E/W</u>	10. Work started <u>May 15-71</u> finished <u>July 30-71</u>																																								
	11. DRILLER'S CERTIFICATION This well was drilled under my supervision and this report is true to the best of my knowledge. <u>16</u> Driller's or Firm's Name _____ Number _____ Address _____ Signed by <u>Richard Webb</u> Date _____																																								

USE ADDITIONAL SHEETS IF NECESSARY

FORWARD THE WHITE, BLUE, AND PINK COPIES TO THE DEPARTMENT

State of Idaho
Department of Water Administration

WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

[illegible]

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

May 21, 1970

Re: Permit Nos. 35-7137, 35-7138, 35-7139,
35-7140, 35-7141 & 35-7142

Houghland Farms, Inc.
Springfield,
Idaho 83277

Dear Sirs:

Enclosed are copies of your approved applications for permit. We direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

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

Very truly yours,

C. Stephen Alfred, Deputy
State Reclamation Engineer

CSA:kh

Enclosures: Copies of permits
6 receipts
2 informational letters

35-7138

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

May 7, 1970

Re: Application for Permit No. 35-7138

Houghland Farms, Inc.
Springfield, Idaho

Gentlemen:

In reviewing your application for permit, we find that you have requested 3.90 cubic feet per second for the irrigation of 190 acres. The maximum allowable under Idaho Statutes is .02 cubic foot per second per irrigatable acre. Therefore, the maximum the Department would consider under your application is 3.8 cubic feet per second. If this is acceptable, please advise and we will continue to process your permit.

Very truly yours,

Dorian T. Clay

Dorian T. Clay
Appropriation Examiner

DTC:tg

Enc: none

Dear Sir
I have go ahead and process
the application for the maximum allowable.

Walter Houghland
Houghland Farms, Inc.
Springfield, Idaho

May 7, 1970

Re: Application for Permit No. 35-7138

Houghland Farms, Inc.
Springfield, Idaho

Gentlemen:

In reviewing your application for permit, we find that you have requested 3.90 cubic feet per second for the irrigation of 190 acres. The maximum allowable under Idaho Statutes is .02 cubic foot per second per irrigatable acre. Therefore, the maximum the Department would consider under your application is 3.8 cubic feet per second. If this is acceptable, please advise and we will continue to process your permit.

Very truly yours,

Dorian T. Clay
Appropriation Examiner

DTC:tg

Enc: none

35-7138

NOTICE OF APPLICATION
FOR PERMIT
TO APPROPRIATE
THE PUBLIC WATERS
OF THE
STATE OF IDAHO

Notice is hereby given that Houghland Farms, Inc., Springfield, Idaho, has on April 8, 1970, submitted Application No. 35-7138 to appropriate the public waters of a groundwater source. The proposed uses are irrigation (3.90 cfs) from April 15 to October 1 and domestic purposes (.02 cfs) from January 1 to December 31.

The application proposes a maximum diversion and appropriation of 3.92 cubic feet per second of water to be diverted by wells, pumps, motors and pipe within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ (2 points), Sec. 24, T. 4S, R. 32E, B.M., Bingham County, and is to be used within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 24 for the irrigation of 190 acres and within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 24 for domestic purposes all in T. 4S, R. 32E, B.M.

Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with the Idaho Department of Reclamation on or before May 11, 1970.

R. KEITH HIGGINSON
State Reclamation Engineer
(2389)
Pub.: April 23 and 30

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

April 15, 1970

Re: Application for Permit No. 27-7011 - Keith L. Nickerson
" " " " 35-7137, 35-7138, 35-7139 - Houghland Farms, Inc.
35-7140, 35-7141, 35-7142

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 ample 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 date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation along with the publication bill. In order to receive payment, the following certification must appear on the bill:

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

(Signature of the claimant)

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR

Enc: Legal notices (7)

*Bill submitted
5-1-70
dr*

35-7138

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R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Blackfoot News, Blackfoot, Idaho,
on April 23 and April 30, 1970.

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35-7138