

RECEIVED

OCT 10 1969

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 2nd day of October, 1969,

and the last publication having been made on the

9th day of October, 1969; 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 9th

day of October, 1969

Ray R. Dutton
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho

My commission expires

~~XXXXXX~~

November 10, 1972

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that John Houtman, 27 West Bridge

St., Blackfoot, Idaho, has on August 5, 1969, applied for permit under application No. 35-7092 to divert 1.5 cubic feet per second of water from a groundwater source. Water will be diverted by well, pump and sprinkler system within the NE1/4 SE1/4, Sec. 35, T. 1 S, R. 33 E, B.M., Bingham County and is to be used from April 1 to September 30 for irrigation in the E1/2 of Sec. 35, T. 1 S, R. 33 E, B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of this notice.

R. KEITH HIGGINSON,
State Reclamation Engineer
(2173)
Pub.: Oct. 2 and 9

*Bill submitted
10-10-69
de*

35 7092

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1
S

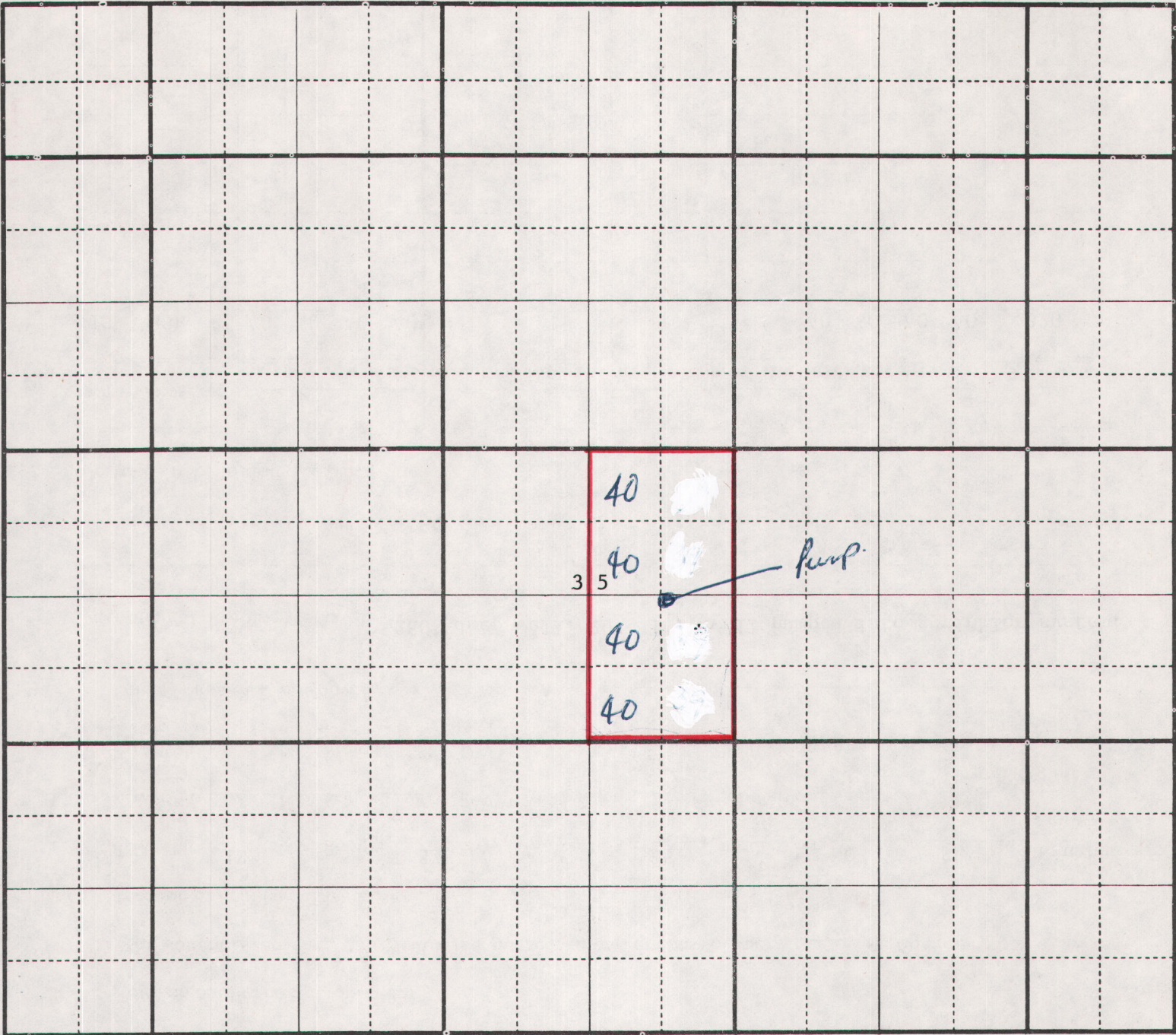
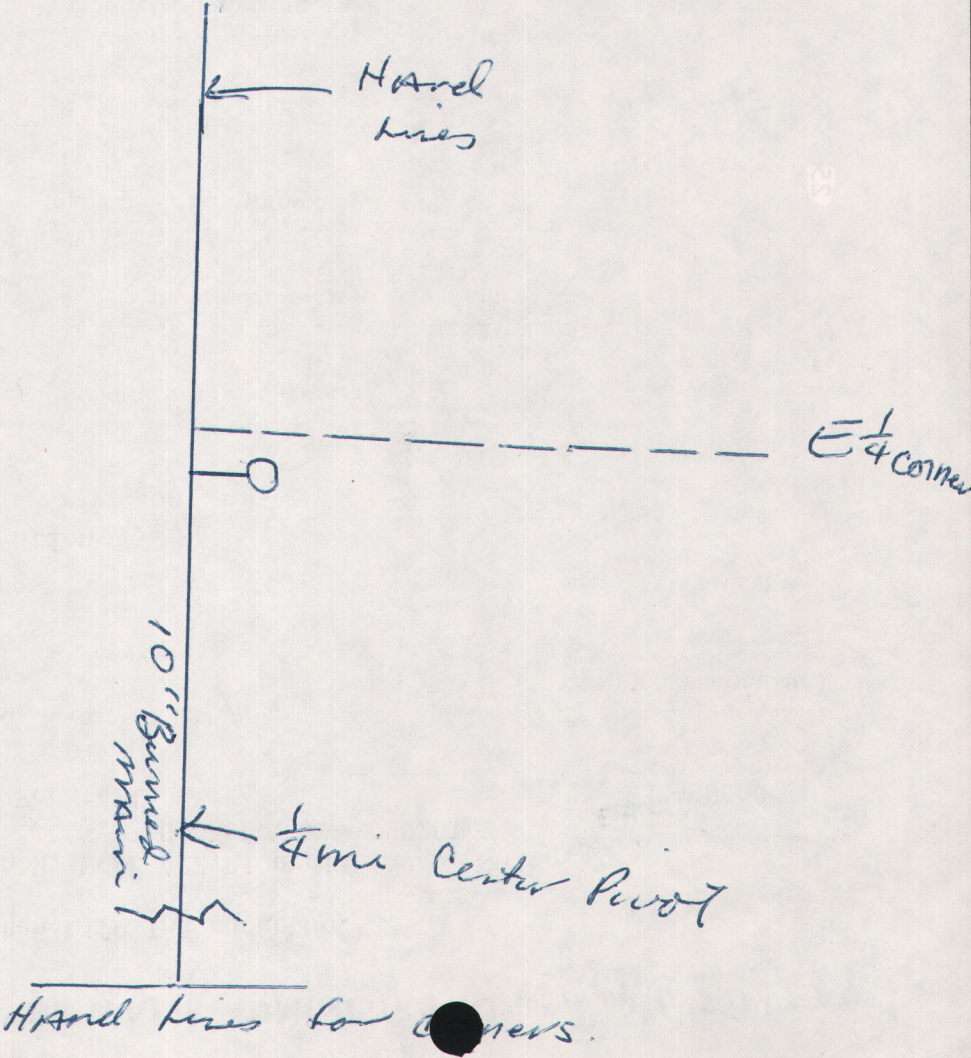


Diagram of System





RECEIVED

ASSIGNMENT OF PERMIT

FEB 2 1977

Department of Water
Eastern District

METROPOLITAN LIFE INSURANCE COMPANY OF NEW YORK

hereby assigns to EASTERN IDAHO PRODUCTION CREDIT ASSOCIATION,
Post Office Box 992, Blackfoot, Idaho 83221, all their right,
title and interest, in and to Permit No. 35-7092 to appropriate
the public waters of the State of Idaho.

DATED this 11th day of August, 1976.

METROPOLITAN LIFE INSURANCE
COMPANY OF NEW YORK

ATTEST:

ASST.

Secretary

M. L. ROBERTS

(CORPORATE SEAL)

BY

W. A. HOGAN

VICE-PRESIDENT

STATE OF KANSAS)

COUNTY OF JOHNSON)

ss.

On this 11th day of August, 1976, personally appeared
W. A. HOGAN before me, the signer of the above
instrument, who duly acknowledged to me that he executed the
same for and on behalf of said corporation as the VICE-PRESIDENT
thereof.

IN WITNESS WHEREOF, I have hereunto set my hand
and affixed my official seal the day and year in this
certificate first above written.

EDWARD L. SHENKERS
STATE NOTARY PUBLIC
Johnson County, Ka.
My Commission Expires
June 11, 1977

Edward L. Shenkerson
NOTARY PUBLIC, State of KANSAS
Residing in JOHNSON COUNTY
My Commission Expires: June 11, 1977

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 35-7092 Priority August 5, 1969 Amount 1.07 cfs

THIS IS TO CERTIFY, that Metropolitan Life Insurance Company of New York
of Spokane, Washington, has complied with the terms and conditions of Permit
No. 35-7092 issued pursuant to Application for Permit dated August 5, 1969,
and has submitted proof to the Department of Water Resources on September 16, 1974,
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 5.57 cfs of water from a ground water 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>Sept. 30</u>	at <u>1.07</u> cfs and	<u>386 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>3.5 af per acre</u>
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 1.07 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
386 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 35,
Twp. 1 S, Rge. 33 E, 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 $\frac{1}{4}$	
1 S	33 E	35	40	40	40	40									40	40	40	40	320

Total number of acres irrigated 320

Subject to the condition that the maximum volume per year shall not exceed 3.5
acre feet per acre when combined with License No. 25098/35-2384.

A measuring device of a type approved by the Department shall be permanently
maintained as part of the diverting works.

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 16 day of
October, 19 76.

Director

the: 6

Department of Water Administration

I, PLACERTON, INC., hereby assign to Metropolitan Life Insurance Company of New York,
Northwest Branch Office, West 422 Riverside Avenue, Suite 520, Spokane, Washington 99201,

(X) All my right, title, and interest, in and to Permit No. 35-7092
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 25 day of February, 1974.

PLACERTON, INC.

ATTEST:

Secretary

(CORPORATE SEAL)

By C. A. Beek
Permit Holder

Permit Holder

STATE OF IDAHO)
) ss.
County of Bannock)

On this 25 day of February, 1974, personally appeared before me the signer of the above instrument, who duly acknowledged to me that he executed the same for and on behalf of said corporation as the General Manager and Secretary thereof.

NOTARY-PUBLIC residing at

My commission expires: 3/28/75

MICROFILMED

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO.'S 35-7092 & 35-7093)
in the name of METROPOLITAN LIFE INSURANCE CO.)

ORDER OF REINSTATEMENT

WHEREAS, on August 5, 1969, John Houtman applied to the Department of Water Resources (formerly the Dept. of Water Administration) for permits to appropriate 1.5 cfs(35-7092) and 2 cfs(35-7093) of groundwater within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35, Twp. 1S, Rge. 33E, B.M., Bingham County(35-7092), and in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, Twp. 1S, Rge. 33E, B.M., Bingham County(35-7093), to be used for irrigation purposes; and,

WHEREAS, on October 30, 1969, the Department approved said applications and issued Permit No.'s 35-7092 and 35-7093 with the conditions that proof of construction of works and application of water to beneficial use be submitted to the Department on or before October 1, 1974; and,

WHEREAS, on August 1, 1974, the Department notified the permit holder that proof of beneficial use was due for these permits and instructed the permit holder as to the steps to be taken to make said proof; and,

WHEREAS, on September 16, 1974, the Department's Eastern District Office received the required proofs of beneficial use; and,

WHEREAS, on September 19, 1974, the Department received two assignments whereby John Houtman assigned all his right, title, and interest, in and to Permit No.'s 35-7092 and 35-7093 to Placerton, Inc., and then Placerton, Inc. assigned all their right, title, and interest, in and to Permit No.'s 35-7092 and 35-7093 to Metropolitan Life Insurance Co. and,

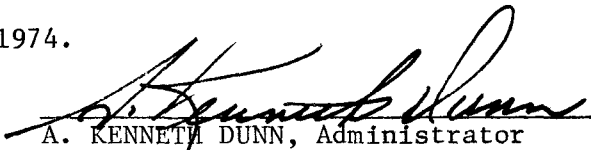
WHEREAS, on October 7, 1974, the Department inadvertently lapsed Permit No.'s 35-7092 and 35-7093; and,

WHEREAS, Section 42-218a of the Idaho Code provides that a permit may be reinstated upon a showing of reasonable cause within 60 days from the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing as to why said permits should be reinstated;

IT IS, THEREFORE, HEREBY ORDERED that Permit No.'s 35-7092 and 35-7093 be REINSTATED without a loss of priority.

Dated this 4th day of November, 1974.


A. KENNETH DUNN, Administrator
Operations Division

BDF:JG

NOV 14 1974

State of Idaho

SEP 13 1974

Department of Water Administration

Department of Water Resources
Southern District Office

ASSIGNMENT OF PERMIT

I, John Houtman, hereby assign to Placerton, Inc.
of First Security Bank Building, 100 South Arthur, Pocatello, Idaho

CHECK ONE



All my right, title, and interest, in and to Permit No. _____
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 list-
ing 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.)

35-2722;
35-7095;
35-7092
35-7093

well # 8
well # 9

Made this 26th day of June, 19 73.

John Houtman
John Houtman - Permit Holder

Gladys Houtman
Gladys Houtman
Spouse of Permit Holder

State of California)
County of Sacramento) ss.

On this 26th day of June, 1973, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

NORMA HOLLAR - Notary Public - Cal.
COM. EXP. APR. 19, 1975 - SACRAMENTO CO.
Box 146, Hood, Calif. 95639

Norma Hollar
Notary Public residing NORMA HOLLAR
Hood, Ca 95639

My commission expires: 4-19-75

MICROFILMED

OFFICIAL SEAL
NORMA HOLLAR
NOTARY PUBLIC - CALIFORNIA
SACRAMENTO COUNTY
My Commission Expires Apr. 19, 1975

X15- 22 64

ASSIGNED TO: METROPOLITAN LIFE INSURANCE CO.

Oct '74

Northwest Branch Office

W. 422 Riverside Ave., Suite 520

Spokane, WA 99201

Identification No.

Application No.

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

APPROVED

1. Name of applicant JOHN HOUTMAN
post office address 27 West Bridge Street, Blackfoot, Idaho 83221

2. Source of water supply underground water which is a tributary of _____

3. a. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 35 Township 1 South
Range 33 E. 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 1.5 cfs for irrigation purpose from April 1 to Sept. 30 (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. 1.5 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. deep well pumped into sprinkler
system

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 20 inches; proposed depth of well is 260 feet.

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 8.5 years.

b. Estimated construction cost is \$ 38,804.00.

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: _____

35 7092

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1 S	33 E	35	40	40	40	40									40	40	40	40	320

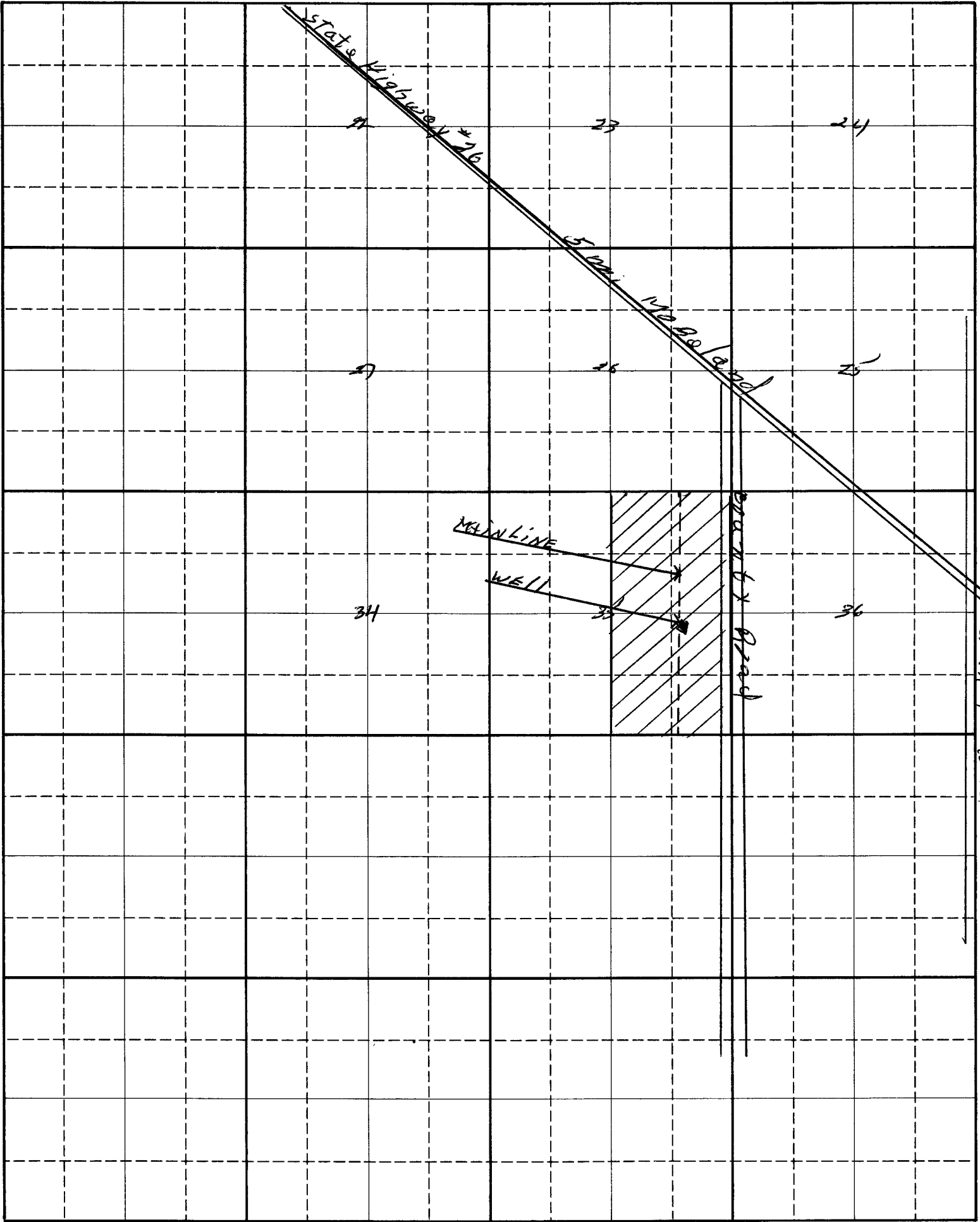
Total number of acres to be irrigated 320

c. Describe any other water rights used for the same purposes Water License No. G-25098, for same land and point of diversion, Amount 4.5 c.f.s., Priority August 6, 1954

9. a. Who owns the property at the point of diversion applicant
- b. Who owns the land to be irrigated or place of use applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks This system will be one of six systems that will be used to irrigate a farm of 1750 acres. Mel Brown Co. and Utah Mortgage Loan Corporation's appraiser have determined that in order to cover the land every five or six days, 35 c.f.s. or one inch per acre will be needed. The present water license (G-25098) provides for less than this amount. The system will be completed in such a manner that it will be able to pump the required amount of water from the existing well.

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.

John H. Howard
(Applicant)

Received by ef Date 8-5-69 Time 8:00am
Preliminary check by DM Fee \$ 25.00
Received by JMB Date 8-15-69 Rec'd # 3499
Publication prepared by dv Date 8-21-69
Published in Blackfoot News
Publication dates 10-2 + 9-69
Publication approved dv Date 10-10-69
Priority reduced to _____ Reason _____

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by D
NCY CR R.H.

APPROVED

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. 35-7092, 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 October 1, 19 74.
- c. Other: This permit is supplemental to all prior rights. The applicant shall permanently install and maintain a measuring device of a type approved by the department as part of the diverting works.

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

Witness my hand this 30th day of October, 19 69.

L. Keith Hays
State Reclamation Engineer

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 2nd day of October, 1969,

and the last publication having been made on the 9th day of October, 1969; 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 9th

day of October, 1969

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

My commission expires

~~XXXXXX~~ November 10, 1972

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that
John Houtman, 27 West Bridge

St., Blackfoot, Idaho, has on August 5, 1969, applied for permit under application No. 35-7092 to divert 1.5 cubic feet per second of water from a groundwater source. Water will be diverted by well, pump and sprinkler system within the NE1/4 SE1/4, Sec. 35, T. 1 S, R. 33 E, B.M., Bingham County and is to be used from April 1 to September 30 for irrigation in the E1/2 of Sec. 35, T. 1 S, R. 33 E, B.M. Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of this notice.

R. KEITH HIGGINSON,
State Reclamation Engineer
(217)
Pub.: Oct. 2 and 9 1969



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

February 9, 1977

Re: Permit No's. 35-7161, 35-7162, 35-7310
35-7311, 35-7312

License No's. 35-7092, 35-7093, 35-7095

Eastern Idaho Production Credit Association
Box 992
Blackfoot, Idaho 83221

Gentlemen:

We acknowledge receipt of the assignments conveying Permit No's. 35-7161, 35-7162, 35-7310, 35-7311 and 35-7312 to you. The assignments have been recorded and the Department's records have been changed.

We also acknowledge receipt of the assignments for License No's. 35-7092, 35-7093 and 35-7095. However, there is no procedure for changing the names on licenses since the water right license is appurtenant to the land. These documents have been entered in the license file to show your interest in the license.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jfr

cc: Placerton, Inc.
H. E. Tebrock
100 South Arthur
Pocatello, Idaho 83201

file 35-7092

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720



Revert to
Box 670
Blackfoot

Placerton, Inc.
First Security Bank Building
100 S. Arthur
Pocatello, ID 83201

No longer at
this address

Department of Water Resources
NOV 1967

October 18, 1976

Re: Permit No. 35-7092
35-7093
35-7095

Metropolitan Life Insurance Co. of New York
P.O. Box 740
Billings, MT 59101

Gentlemen:

Enclosed herewith are copies of the water right licenses issued on the above referenced permits.

Sincerely,

D. DARLENE REICH
Water Rights Supervisor

DDR:mef

Enc.

cc: Placerton, Inc.
P.O. Box 1528
Pocatello, ID 83201

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720

MAILED
SEP 29 1976
FORWARD
TO SENDER



Account to:
Metropolitan Life
PO Box 740
Billings, Montana 59101
9/27/76 dm

Metropolitan Life Insurance Company
Northwest Branch Office
West 422 Riverside Ave., Suite 520
Spokane, WA 99201

07

September 14, 1976

Re: Permits No. 35-7092, 35-7093 & 35-7095

Metropolitan Life Insurance Company
Northwest Branch Office
West 422 Riverside Ave., Suite 520
Spokane, Washington 99201

Gentlemen:

In August, 1975, a representative of this Department made an examination of the works covered by the above referenced permits and found the following:

Permit 35-7092

Quantity of water diverted: 5.57 cfs Source: ground water

Amount of water that can be recognized as beneficially used under
Idaho law: 1.07 cfs

The maximum quantity of water diverted shall not exceed 385 acre
feet, or *3.5 acre feet per acre, per year.

Point of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35, Twp. 1 S, Rge. 33 E, B. M.

Beneficial use: Irrigation of 320 acres within the E $\frac{1}{2}$ of Sec. 35,
Twp. 1 S, Rge. 33 E, B. M.

Priority date established: August 5, 1969

* Subject to the condition that the maximum volume per year shall
not exceed 3.5 acre feet per acre when combined with License No.
25098/35-2384.

Permit 35-7093

Quantity of water diverted: 4.46 cfs Source: ground water

Amount of water that can be recognized as beneficially used under
Idaho law: 0.46 cfs

September 14, 1976

Permit 35-7092 (con'd)

The maximum quantity diverted shall not exceed 166 acre feet, or
*3.5 acre feet per acre, per year.

Point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 35, Twp. 1 S, Rge. 33 E, B.M.

Beneficial use: Irrigation of 280 acres within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$,
SW $\frac{1}{4}$, Sec. 35, Twp. 1 S, Rge. 33 E, B.M.

Priority date established: August 5, 1969

* Subject to the condition that the maximum volume per year shall
not exceed 3.5 acre feet per acre when combined with License No.
22988/35-2238.

Permit 35-7095

Quantity of water diverted: 2.12 cfs Source: ground water

Amount of water that can be recognized as beneficially used under
Idaho law: 2.12 cfs

The maximum quantity diverted shall not exceed 764 acre feet, or
3.5 acre feet per acre, per year.

Point of diversion: NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 25, Twp. 1 S, Rge. 33 E, B.M.

Beneficial use: Irrigation of 233 acres within the SW $\frac{1}{4}$, Sec. 25;
SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 26; Twp. 1 S, Rge. 33 E, B.M.

Priority date established: August 5, 1969

Subject to the condition that the maximum rate of diversion and volume
per year shall not exceed 2.12 cfs / 3.5 acre feet per acre when com-
bined with License No. 30977/35-2722.

If you do not concur with these findings please contact us within 15 days, otherwise water
licenses will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:DR

cc: Placerton, Inc.
P.O. Box 1528
Pocatello, ID 83201

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

RECEIVED

1. Name of permit holder Metropolitan Life Insurance Co.
Post office address N.W. Office Branch, West 422 Riverside Ave., Suite 520
Spokane, WA 99201 Phone 232-9000
Person to contact Placerton, Inc., Pocatello Phone 232-9000

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

3. Water will be used for the following purposes:

Amount 1.5 c.f.s. for irrigation
_____ AF/Annum (nature of use)

Period of Use: from Apr. 1 to Sept. 30
(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: _____

Permit No. 35-7092
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion 1.5 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 1S N/S, Range 33E E/W, B.M., Section 35, Subdivision NE $\frac{1}{4}$ SE $\frac{1}{4}$, Bingham
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, _____
County

Other Points of Diversions: _____

Description of diverting works: 260' deep well, 20" dia., well pumped into sprinkler system.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or 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 $\frac{1}{4}$	
1S	33E	35	40	40	40	40									40	40	40	40	320

TOTAL ACREAGE 320

T
1
S

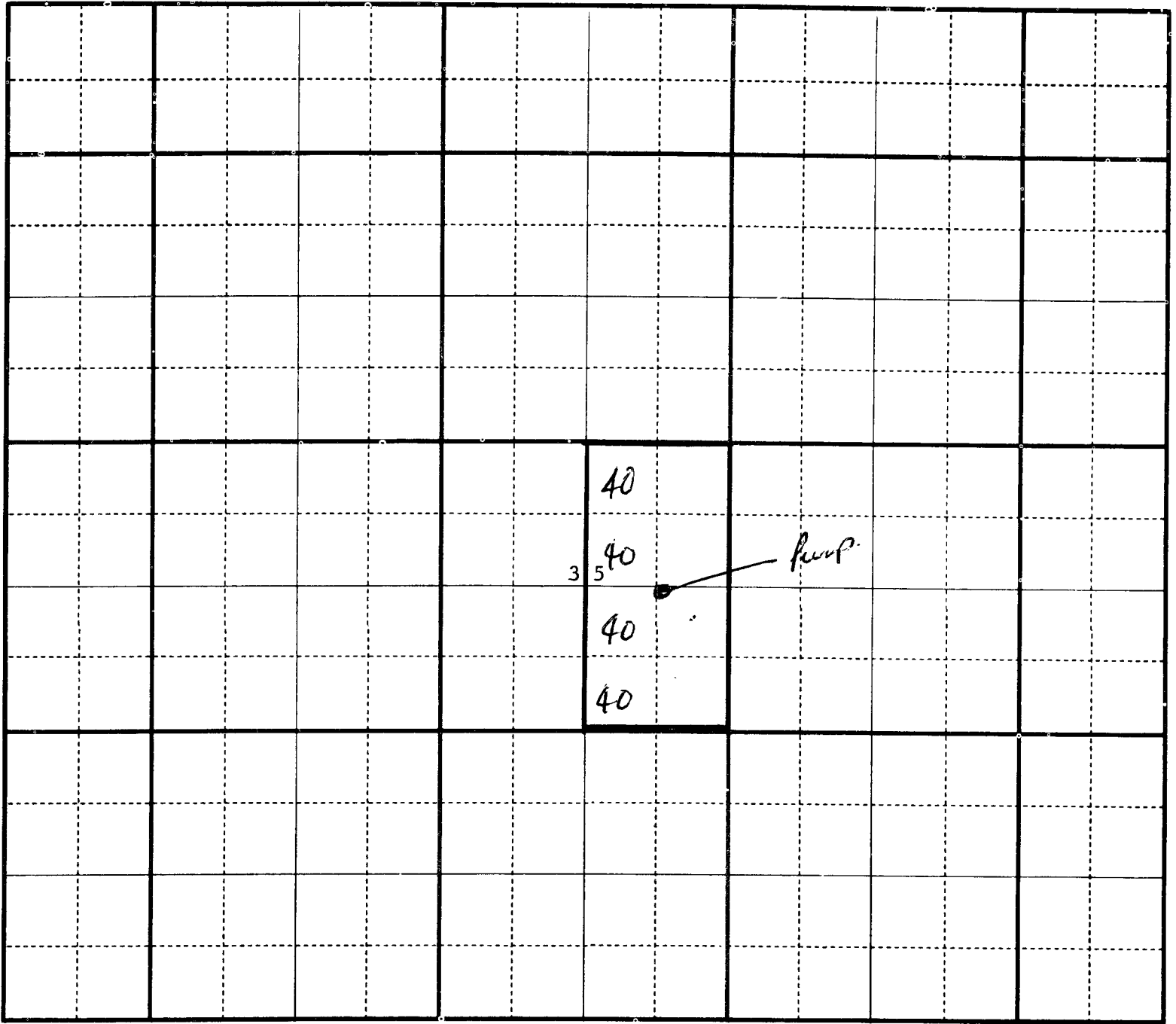
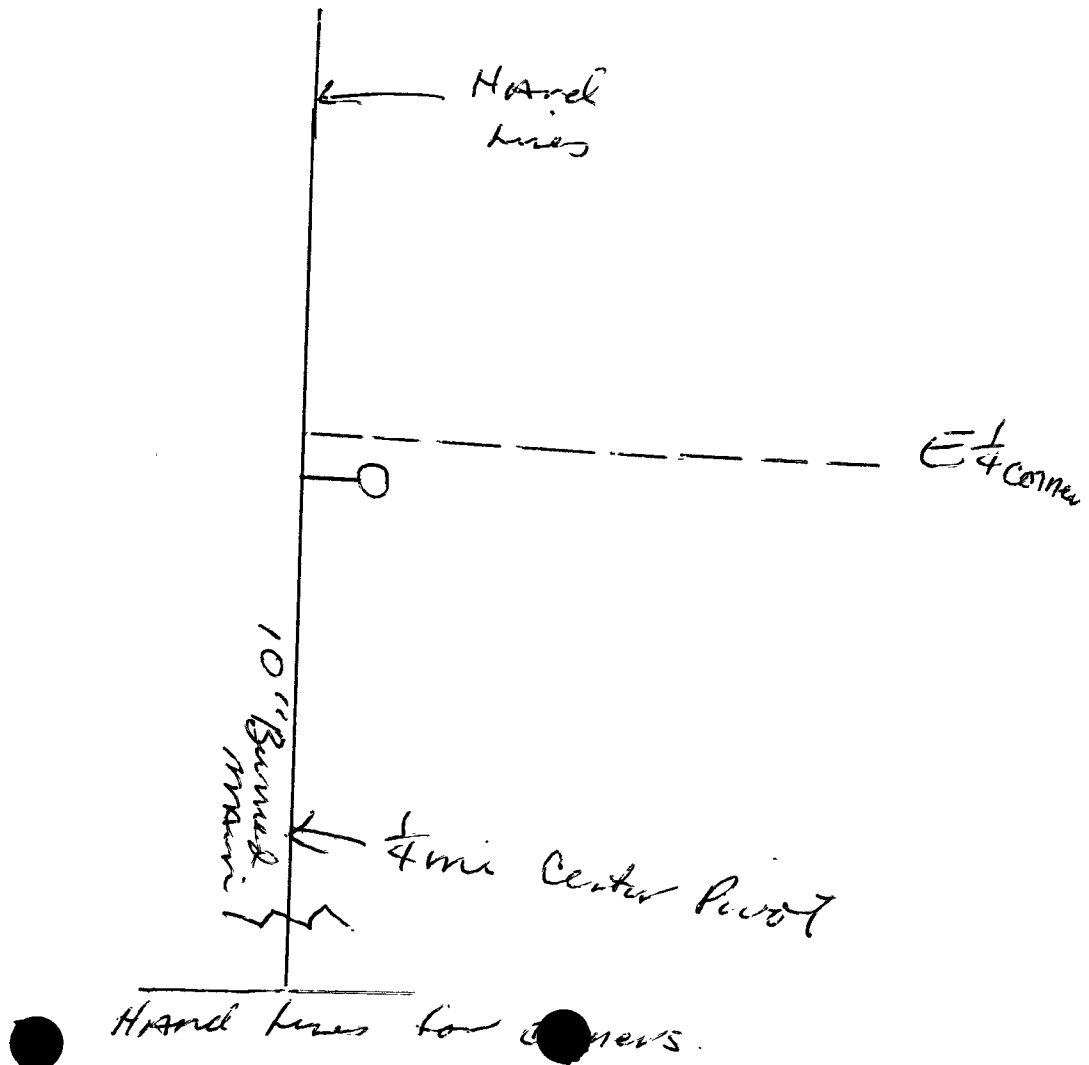
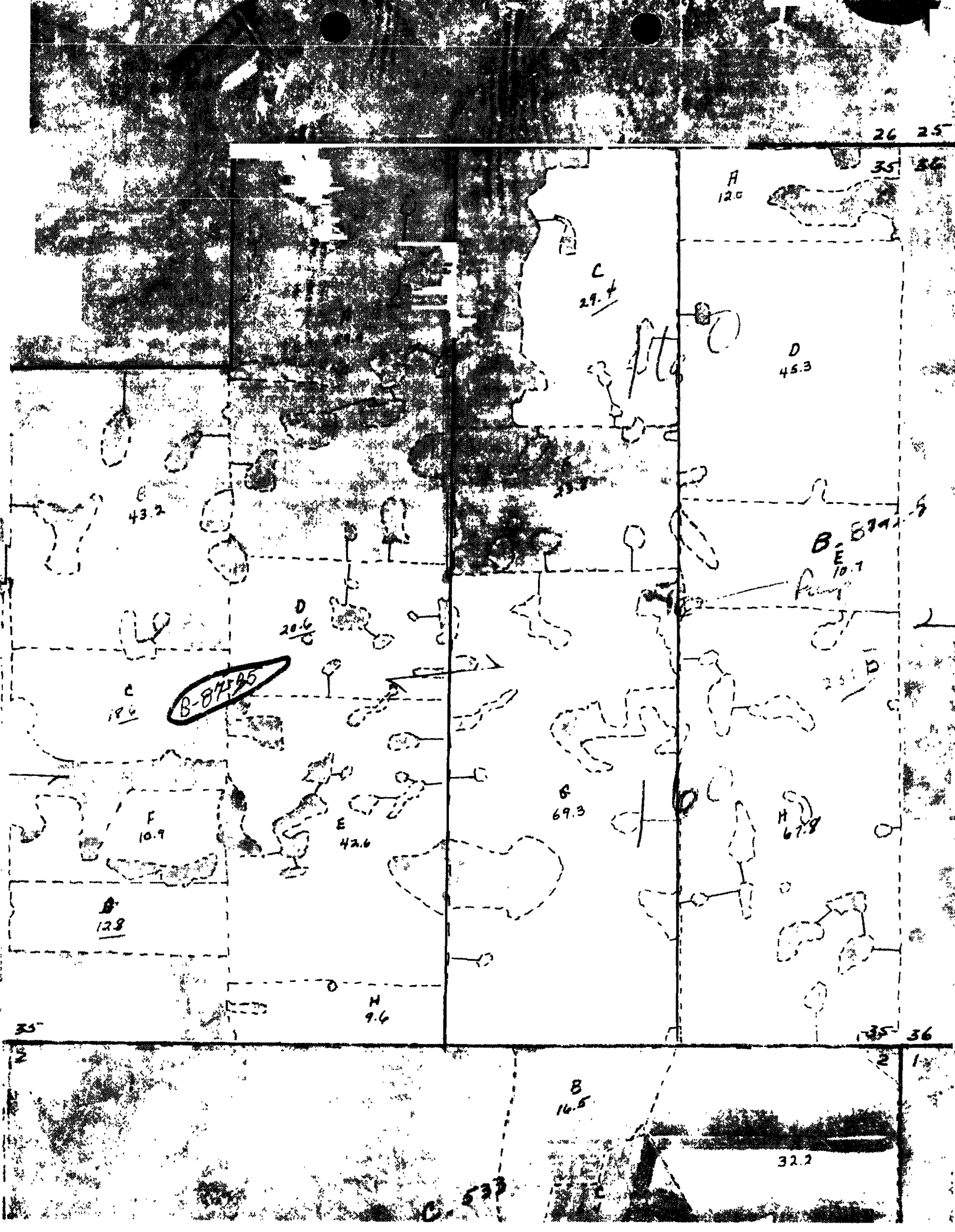


Diagram of System





26 25

35 36

A
12.6

C
29.4

D
45.3

E
43.2

D
20.6

C
18.6

B-87-85

F
10.9

B
12.8

E
42.6

B
69.3

H
67.8

N
9.6

B-E
10.1

35 36

B
16.5

32.2

C-533

DATE OF EXAM Aug 5, 1975

ACREAGE
Found 320
Recommended 320

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 1.07 cfs c.f.s. V = 0 AF/Ann. from Apr 1 to Sept 30
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 _____

Name source: Lin # G-25098 35 23
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Exchange? yes _____ no ☒

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 5.57 cfs Method of measurement In Line Meter

Total Q recommended 1.12 cfs Meter No 11888 Type Rockwell Condition Good

Total V recommended None

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ☒

MEASUREMENT CALCULATION:

$Q = 2,500 \text{ gal/min} = 5.57 \text{ cfs}$
 $4.50 \text{ cfs} - 5.57 \text{ cfs} = \underline{1.07 \text{ cfs}}$

SYSTEM DESCRIPTION:

200 U.S. Motors No Ser #
Verti Line, Layne Ser # 771310 25505 Pump.

10" discharge Ext 20' to Buried N-S main
North 160 Ac irrigated by 10 1/2 mi hand laterals
South 160 Ac irrigated by 4 mi Center Pivot & hand lines

REMARKS:

System and land shown by Charles Fulkner
Water pumped from 190'
Lin # 35-2384 4.5 cfs 320 Ac.

Examiner's Signature Bill Rhoads Date Aug 5, 1975

Checked by Loren O Fulkner Date Dec 15, 1975

Approved by _____ Date _____



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

November 4, 1974

Re: Permit No.'s 35-7092, 35-7093, & 35-7095

Metropolitan Life Insurance Company
Northwest Branch Office
West 422 Riverside Ave., Suite 520
Spokane, WA 99201

Gentlemen:

We acknowledge receipt of the assignments submitted conveying the above referenced permits to you. The assignments have been recorded and the Department's records changed. We also acknowledge receipt of the affidavits submitted as proof of beneficial use for these permits. Enclosed is an Order of Reinstatement for Permit No.'s 35-7092 and 35-7093; please note that the priority has not been advanced for these permits.

Before licenses can be issued, field examinations must be made by a representative of this Department. We cannot tell just when these examinations will be made, but our examiner will try to contact you at the time he makes the examinations so that you may show him the systems.

We note that in the letter submitted with these proof affidavits, it is mentioned that we will be informed as to the installation of measuring devices as required by the conditions of approval of these permits. These measuring devices must be installed by the time our examiner makes the exams, or your water rights cannot be confirmed by the issuance of licenses.

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

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:JG

cc: Mr. John E. Wiedmeier & Placerton, Inc.
Metropolitan Life C. W. Beeler, Chairman & Sec.
P. O. Box 740
Billings, Montana

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

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SEP 16 1974

Department of Water Resources
Eastern District Office

Identification No. _____

Permit No. _____

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder PLACERTON, INC.

b) Post Office Address P. O. Box 1528 Pocatello, Idaho 83201

2. Permit Number 35-7092

3. Date of Priority that you are prepared to establish _____

4. a) Source from which water was appropriated underground water

b) Location of the point of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 35

Township 1 South, Range 33 E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

Amount 1.5 cfs for irrigation purposes from April 1 to Sept. 30 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 1.5 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: _____

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:
deep well pumped into sprinkler system

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) _____

depth of well 260 feet diameter 20 inches

b) Describe the type and size of measuring device which you have installed at your point of diversion: _____

c) Give well driller's name and address and the date the well was completed: _____

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: _____

Exam typed 11/4/24 by js

RECEIVED
NOV 1974

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1	S	33E	35	40	40	40	40								40	40	40	40	320

Total number of acres irrigated 320

10. Remarks: Water license (G-25098 Priority August 6, 1954

The above information is a true statement of the extent to which the above numbered permit has been developed.

Placerton, Inc.

September 11, 1974
(Date)

C. W. Beeler
(Signature)
C. W. Beeler - Chairman and Secretary

State of Idaho)
County of Bannock) ss.

On this 13 day of September, 1974, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

John J. Smith
Notary Public residing at Porter
Idaho

My commission expires Dec 24, 1976

PLACERTON, INC.

First Security Bank Building
100 South Arthur Avenue
P. O. Box 1528
Pocatello, Idaho 83201

RECEIVED
SEP 16 1974

Department of Water Resources
Eastern District Office

September 11, 1974

Phone (208) 232-9000

State of Idaho
Department of Water Resources
Idaho Falls, Idaho 83401

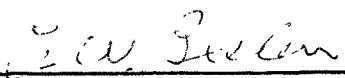
Mr. R. Keith Higgin.

Dear Mr. Higgin:

As per our telephone conversation today regarding the type of measuring device used on these systems, we are sending the proof of application of water to beneficial use forms to you, filled in with the data from the application for permit forms, and the dates of approval, for you to hold until the pertinent information can be brought forth.

Thank you

Placerton, Inc.



C. W. Beeler - Chairman and
Secretary

CWB/dk

MICROFILMED

October 30, 1974

Re: Permits No. 35-7091 35-7094 35-7162 35-7312
~~35-7092~~ 35-7095 35-7310
35-7093 35-7161 35-7311

Mr. C. W. Beeler
Placerton, Inc.
P.O. Box 1528
Pocatello, Idaho 83201

Dear Mr. Beeler:

This office has recently received proof of beneficial use affidavits and/or assignments in connection with the above referenced permits. The status of these permits is as follows:

35-7091 & 35-7094 We are herewith returning the proof affidavits as these permits are still in the name of John Houtman and we, therefore, need an assignment from Mr. Houtman before Placerton's proof can be accepted. A partially completed assignment form is attached to the proofs for your use.

35-7092, 35-7093 & 35-7095 We have received the assignments from John Houtman to Placerton and also Placerton's assignments conveying these permits to Metropolitan Life Insurance Company. The proof affidavits under these permits are being processed and a letter of acknowledgement will be directed to Metropolitan Life.

35-7161 & 35-7162 We are returning the assignments of John Houtman to Placerton and also Placerton's assignments to Metropolitan Life. Please be advised that Mr. Houtman assigned these permits to Connecticut Mutual Life Insurance Co. in February, 1971. Therefore, Connecticut Mutual is the permit holder of record and any assignments will have to be executed by Connecticut Mutual.

RECEIVED
OCT 31 1974

Mr. C. W. Beeler
Placerton, Inc.
October 30, 1974

Page 2

35-7310, 35-7311 & 35-7312 We hereby acknowledge receipt of Placerton's assignments conveying these permits to Metropolitan Life. The records of the Department have been changed accordingly.

If you have any questions regarding the matters contained herein, please feel free to contact us.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

ddr
Enclosures

cc: Mr. John E. Wiedmeier
Metropolitan Life
P.O. Box 740
Billings, Montana 59101

IDWR, Eastern District Office
Idaho Falls, Idaho 83401



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

Statehouse
Boise, Idaho 83720
(208) 384-2215

R. Keith Higginson
Director

October 17, 1974

Re: Permit No.'s 35-7091, 35-7092, 35-7093, 35-7094 & 35-7095 - John Houtman

Mr. Charles W. Beeler
Placerton, Inc.
P. O. Box 1528
Pocatello, ID 83201

Dear Mr. Beeler:

Enclosed are five proof of beneficial use forms for the above referenced permits.

Permit No.'s 35-7091 thru 35-7094 have lapsed as of October 1, 1974, and therefore, proof must be submitted by December 6, 1974 to avoid loss of these permits.

Permit No. 35-7095 will lapse if proof is not submitted on or before December 1, 1974. We have enclosed a copy of the proof due notice sent to John Houtman for this permit.

These permits are still in the name of John Houtman and therefore, we must have an assignment to you before these proof affidavits can be accepted.

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF:jg
Enclosures

WATER RESOURCE BOARD:

John F. Straiff
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 RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

October 7, 1974

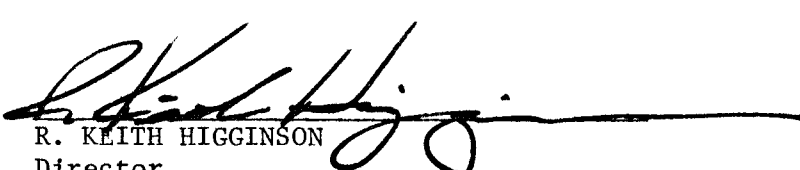
Re: Permit No.'s 35-7091, 35-7092, 35-7093 & 35-7094

John Houtman
c/o Edward J. Berrett
Merrill & Merrill
Box 991
Pocatello, ID 83201

Dear Mr. Houtman:

You are hereby notified that under the provisions of Section 42-218a of the Idaho Code, Permit No.'s 35-7091, 35-7092, 35-7093, and 35-7094 have lapsed.

You are further advised that the Department cannot reinstate these permits except upon a showing of reasonable cause within 60 days from the date of this notice of lapsing.


R. KEITH HIGGINSON
Director

RKH:jg

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 OFFICE



Cecil D. Andrus
Governor

R. Keith Higginson
Director

614 State Street
Statehouse -- Annex 2
Boise, Idaho 83720
(208) 384-2215

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection
Geothermal Resources

August 1, 1974

CERTIFIED MAIL

*#25877 (ln)
Re-sent by #25946 (ln)
Cert. #25948
Re-sent again
by Cert. #25948
(Copy is in
file #35-7091)*

Re: Permit No.'s 35-7091, 35-7092, 35-7093 & 35-7094

John Houtman
27 West Bridge St.
Blackfoot, ID 83221

Dear Mr. Houtman:

One of the conditions of approval of your water Permit No.'s 35-7091, 35-7092, 35-7093, and 35-7094 (see last page of your approved permits) 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 October 1, 1974. Enclosed are affidavit forms which must be used to submit the required proof of beneficial use for these permits.

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 on each permit.

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

R. KEITH HIGGINSON
Director

RKH:JG
Enc: Proof affidavits (4)

July 10, 1973

Re: Permits No. 35-7161, 35-7162, 35-2722,
35-7095, 35-7092 & 35-7093

Mr. Edward J. Berrett
Merrill & Merrill
P. O. Box 991
Pocatello, ID 83201

Dear Mr. Berrett:

Our Eastern District Office at Idaho Falls has forwarded your letter of July 2, 1973, to us along with the assignments of permit executed by Mr. John Houtman.

We are herewith returning the assignment for Permits No. 35-7161 and 35-7162. Please be advised that Mr. Houtman assigned these permits to Connecticut Mutual Life Insurance Company in March 1971. Therefore, Connecticut Mutual would have to execute an assignment of these permits to Placerton, Inc.

Also enclosed is the assignment for Permits No. 35-2722, 35-7095, 35-7092 and 35-7093. As Permit No. 35-2722 is in the name of Leo J. Behrend, we cannot accept that part of the assignment. If you would submit another assignment omitting Permit No. 35-2722 we could record the assignment of Permits 35-7095, 35-7092 and 35-7093 to Placerton, Inc.

We have enclosed a supply of blank assignment forms for your use. We would prefer that a separate form be used for each permit.

If you have any questions regarding the above mentioned permits, please advise.

Sincerely,

D. Darlene Reich
Water Rights Supervisor

DDR:cd

Enclosures

cc: Norman Young
Eastern District Office

35 7092

MERRILL & MERRILL
COUNSELORS AND ATTORNEYS AT LAW
SPAULDING BUILDING
POCATELLO, IDAHO 83201

A L MERRILL (1886-1961)
R. D MERRILL (1893-1972)
W. F MERRILL
S E. GARDNER
E J BERRETT

July 2, 1973

P. O. BOX 991
TELEPHONE
208-232-2286

Mr. Norman C. Young
District Engineer
Eastern District
State of Idaho Dept. of Water Administration
240 South Holmes Ave.
Idaho Falls, Idaho 83401

Dear Mr. Young:

Enclosed are the original Assignments of Permits No. 35-7162, 35-7161 and Permits No. 35-2722, 35-7095, 35-7092 and 35-7093. Will you kindly acknowledge receipt of the Assignments and also adjust your records according to the assignments?

Very truly yours,

MERRILL & MERRILL

By 
Edward J. Berrett

EJB:tb
Encls.

35 7092

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

October 31, 1969

Re: Permit Nos. 35-7091, 35-7092, 35-7093 & 35-7094

Mr. John Houtman
27 West Bridge Street
Blackfoot, Idaho 83221

Dear Mr. Houtman:

We enclose a copy of your approved application for permit 35-7093 & 35-7094 35-7091, 35-7092,
in which we direct your attention to the limitations and conditions as given
on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures: Copies of permits
2 informational letters

35 7092

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

September 12, 1969

Re: Application for Permit No. 35-7090, 35-7093)
35-7091, 35-7094) John Houtman
35-7092, 35-7095)

Blackfoot News
Box 70
Blackfoot, Idaho 83221

Gentlemen:

Would you please submit affidavits of publication and certified bills in connection with the above referenced. The legal notices were to be published in your paper on August 28th and September 4th, 1969.

As the above applications cannot be approved until we are in receipt of the affidavits, it is important that we receive them as soon as possible.

Your prompt attention to this matter is appreciated.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR

NOTE: If you have already forwarded the items requested above, please disregard this letter. Thank you.

35 7092

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE — ANNEX 2
BOISE, IDAHO 83707

August 21, 1969

Re: Application for Permit No. 35-7090, 35-7093)
35-7091, 35-7094) John Houtman
35-7092, 35-7095)

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 same has been paid.

Signature of claimant

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DR
Enc: Legal notices (6)

35 7092

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that John Houtman, 27 West Bridge St.,
Blackfoot, Idaho, has on August 5, 1969,
applied for permit under application No. 35-7092
to divert ~~store~~ 1.5 cubic feet per second ~~acre feet~~
of water from a groundwater source.

Water will be diverted by well, pump and sprinkler system

within the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 35, T. 1 S, R.33 E, B.M., Bingham County

and is to be used from April 1 to September 30 for irrigation

in the E $\frac{1}{2}$ of Sec. 35, T. 1 S, R. 33 E, B.M.

Any protest against this application must be filed with the Department
of Reclamation within ten days from the last date of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Blackfoot News, Blackfoot, Idaho,
on August 28 and September 4, 1969.