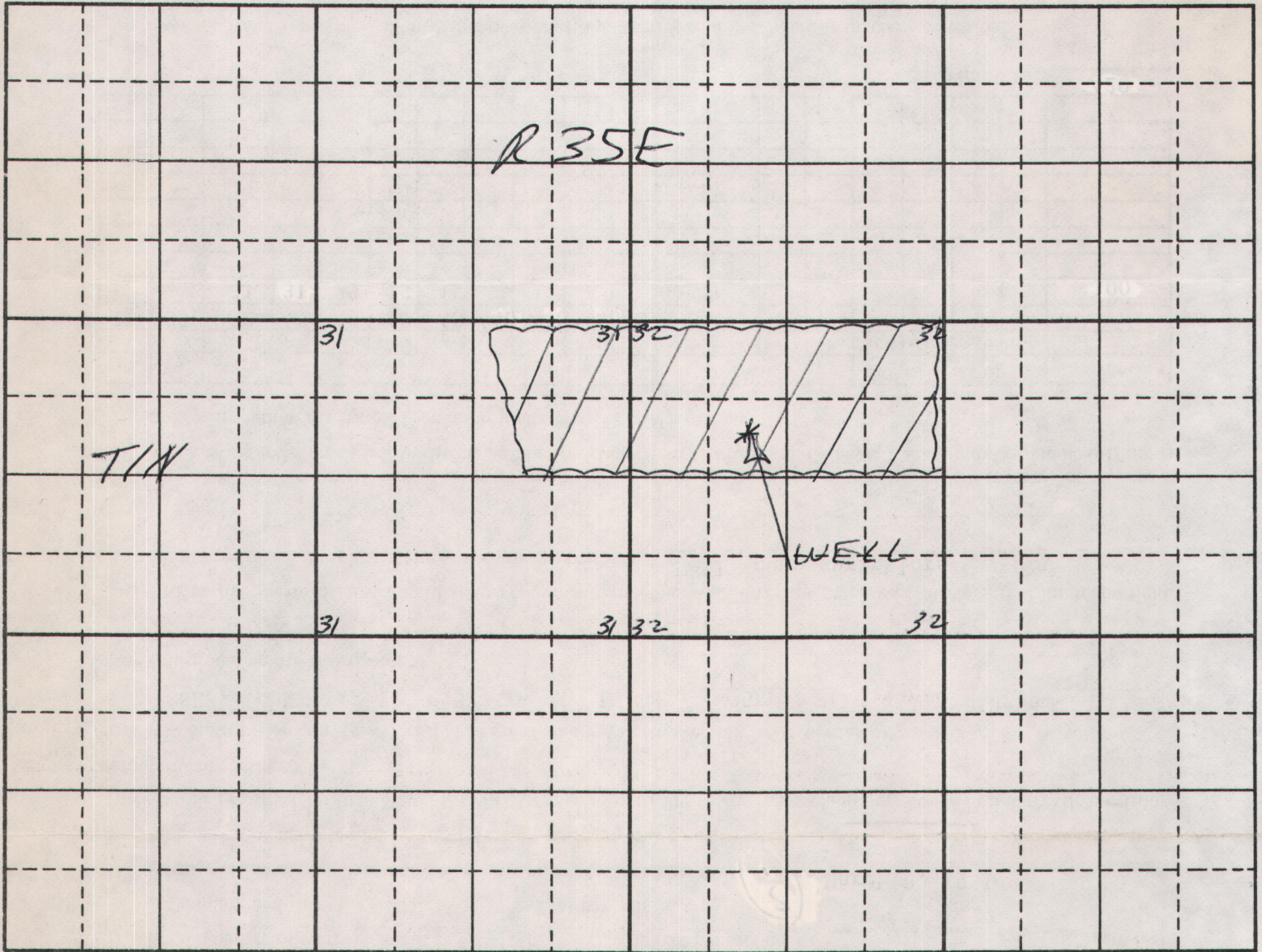


(8) Remarks Well was originally drilled for Morgan J. Shillington, Inc. of Rupert, Idaho.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

County of Bonneville ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this 31ST day of January, 1974.

Dethlefsen Bros
By Kenny Dethlefsen (Claimant)

Norman C. Young
Notary Public
Residing at IDAHO Falls

My commission expires 6/10/75

For Department Use Only

Received by <u>MB</u>	Date <u>2-28-74</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>DF</u>	Date <u>2-28-74</u>		claimant by:	
\$10.00 fee received by <u>MB</u>	Date <u>2-28-74</u>			
Approved for publication by <u>CB 3/19/74</u>	Receipt # <u>12762</u>			
Published in <u>The Blackfoot News</u>				
Dates <u>March 7 + 14, 1974</u>				

RECEIVED

MAR 16 1974

Department of Water Administration
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)
State of Idaho) ss.

I, David Mark Brown do solemnly

Publisher

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

Friday issue of said newspaper ² consecutive

weeks, the first publication having been made on

the 8th day of March, 19 74,

and the last publication having been made on the

14th day of March, 19 74; 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.

David Mark Brown

Subscribed and sworn to before me this 15th

day of March, 19 74

Patricia A. Johnson

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1975

NOTICE OF CLAIM TO A WATER RIGHT NO. 35-4030

Notice is hereby given that
Dethlefsen Bros., P.O. Box 342,
Blackfoot, Idaho, have filed a
claim to a water right
established by diversion and
application to beneficial use of
8.0 cubic feet per second of
water from a ground-water
source with point of diversion in
the SE¹/₄NW¹/₄, Sec. 32, T. 1N,
R. 35E, B.M. Bingham County.

The water is claimed to be
used from Apr. 1 to Nov. 1 for
the irrigation of 400 acres with a
priority of March 8, 1961; the
place of use is within the N¹/₂,
Sec. 32, NE¹/₄, Sec. 31, T. 1N, R.
35E, B.M.

Any exception to this claim of
water right may be filed with
the Idaho Department of Water

Administration, 1515 Lincoln
Road, Idaho Falls, Idaho, 83401.

R. KEITH HIGGINSON
Director

(3745)

Pub.: 3-7, 14

30 *cb*

35 4030

CLAIM TO A WATER RIGHT

Notice is hereby given that Dethlefsen Bros.

(name of claimant)

(mailing address)

ground water or surface water tributary to _____;

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Ground water

- | | | | | | | | | |
|--------|----------------------|-----|-------------------------------|----------------|------|-------------------|----|------------------------|
| Amount | <u>8.0 cfs</u> | Use | <u>Irrigation</u> | Period of Use: | From | <u>Apr. 1</u> | To | <u>Nov. 1</u> |
| Amount | <u> </u> | Use | <u> </u> | Period of Use: | From | <u> </u> | To | <u> </u> |
| Amount | <u> </u> | Use | <u> </u> | Period of Use: | From | <u> </u> | To | <u> </u> |
| | (cfs, gpm
or a/f) | | (dom., irri.,
stock, etc.) | | | | | (both dates inclusive) |

- (3) Total quantity of water claimed: 8.0 cubic feet per second, or _____ acre feet per annum, and/or _____ gallons per minute.

- (4) Priority claimed: (the date water was first applied to beneficial use) March 8, 1961

A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface-water source with a priority later than May 20, 1971. An exception to this rule is that a claim may be filed on domestic use from a ground-water source.

- (5) A) Point of diversion: (give location of point where water is diverted from its source)

SE ¼ NW ¼, Sec. 32 Twp. 1N Rge. 35E B. M. County of Bingham

Additional points of diversion:

B) Describe means of diversion of water: (pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. Well, pump sprinklers

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

Total No. of acres 400

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible:

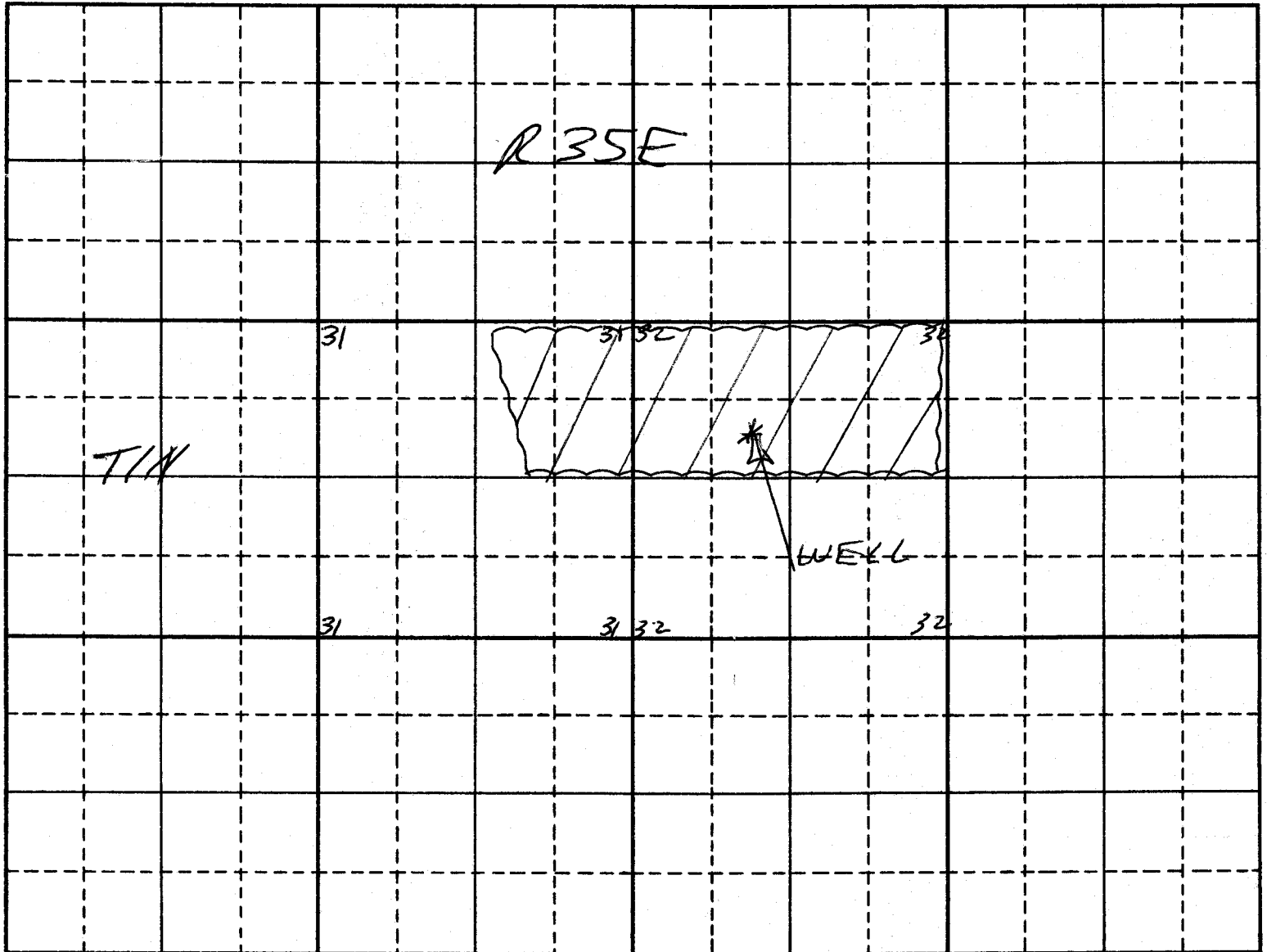
N.A.

- (7) If you are claiming water as a member of an organization, list name of organization:

N.A.

35 4020

(8) Remarks Well was originally drilled for Morgan J. Shillington, Inc. of Rupert,
Idaho.



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho

County of Bonneville ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this 31ST day of January, 1974.

Dethlefsen Bros
By Henry Dethlefsen (Claimant)

Norman C. Young
Notary Public
Residing at IDAHO Falls

My commission expires 6/10/75

For Department Use Only

Received by <u>MB</u>	Date <u>2-28-74</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>MB</u>	Date <u>2-28-74</u>		claimant by:	
\$10.00 fee received by <u>MB</u>	Date <u>2-28-74</u>			
Approved for publication by <u>CB 3/19/74</u>	RECEIPT # <u>12962</u>			
Published in <u>The Blackfoot Press</u>				
Dates <u>March 7 & 14, 1974</u>				

IDAHO POWER COMPANY
ELECTRIC SERVICE AGREEMENT

DISTRICT Blackfoot, Idaho RATE SCHEDULE No. 24 ACCT. No. 17820781

Connected Load:

300 H.P. 440 Volts 3 Phase 4 Wire
H.P. Volts Phase Wire
K. W. Volts Phase Wire

Monogram Farms, Inc. G. T. Newcomb, 124 Blue Lakes South, Twin Falls, Idaho
(Name) (Mailing Address)

herein called Customer, agrees to receive and pay for, and IDAHO POWER COMPANY, herein called Company, agrees to supply electric service to the amount of 300 HP in the form of Three phase alternating current at approximately 60 cycles per second and 440 volts, for Customer's Pumping Power operations, at or near Morgan Pastures, in Bingham County, State of Idaho for a term of Ten (10) year(s) from and after May, 1961, in accordance with and subject to the Company's rules and regulations and Schedule No. 24, as now or hereafter in effect at the time of delivery of service. The point of delivery of power shall be where the Company's wires or apparatus are connected with those of the Customer at or near R. 2 of Section 32 T. 1 No. R 35 M. EBM

All payments shall be made at Company's office at Blackfoot, Idaho. The Customer agrees to pay, regardless of the amount of power actually consumed, the minimum charges as provided in the rate schedule, rules and regulations applicable to service hereunder. A copy of the rate schedule and the rules and regulations as now in effect are attached hereto as part of this agreement.

In consideration of the special investment to be made by the Company in extending its lines and facilities to supply the Customer's pumping power service requirements, Customer guarantees a minimum annual payment in the amount of \$3,900.00 to the Company during the term of this Contract, such annual minimum to run with the land and pumping power service hereinabove referred to and to be payable by the Customer's successors or assigns as a condition of service during the term of this agreement.

Customer shall advance in cash to the Company the excess cost of the extension and facilities required to supply service to the Customer, which at this time, based upon the guaranteed minimum annual payment agreed to in the above paragraph, is in the amount of \$1,005.00. This cash advance payment for excess extension cost and the annual guarantee shall be subject to adjustment in accordance with and subject to the conditions set forth in the material attached hereto denominated "Conditions relative to Morgan Pasture Development," which conditions are expressly made a part of this Electric Service Agreement.

Wanda Del - South
Naida Jensen

Sales 264
Date 2/8/61
Admin.

Dated 2/8, 1961

Attest Witness [Signature]

Attest Witness [Signature]

E.R. or W.O. No. 13-13

Monogram Farms, Inc.
G. T. Newcomb, Pres.
Customer.

IDAHO POWER COMPANY

By [Signature]
Is [Signature]

WAR 10 1974

Department of Water Administration
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)
State of Idaho) ss.

I, David Mark Brown do solemnly
swear that I am the Publisher

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

Friday issue of said newspaper 2 consecutive weeks, the first publication having been made on the 7th day of March, 1974, and the last publication having been made on the 14th day of March, 1974; 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

David Mark Brown
Subscribed and sworn to before me this 15th day of March, 1974

Patricia A. Johnson
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, 1975

**NOTICE OF CLAIM
TO A WATER RIGHT
NO. 35-4030**

Notice is hereby given that Dethlefsen Bros., P.O. Box 342, Blackfoot, Idaho, have filed a claim to a water right established by diversion and application to beneficial use of 8.0 cubic feet per second of water from a ground-water source with point of diversion in the SE 1/4 NW 1/4, Sec. 32, T. 1N, R. 35E, B.M. Bingham County.

The water is claimed to be used from Apr. 1 to Nov. 1 for the irrigation of 400 acres with a priority of March 8, 1961; the place of use is within the N 1/2, Sec. 32, NE 1/4, Sec. 31, T. 1N, R. 35E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water

Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401.
R. KEITH HIGGINSON
Director

(3745)
Pub.: 3-7, 14

30
of

35 4030

March 25, 1974

Re: Claim to a Water Right No. 35-4030

Dethlefsen Bros.
P. O. Box 342
Blackfoot, Idaho 83221

Gentlemen:

The Department of Water Administration has completed the processing of your claim to a water right and no further action is authorized under Sections 42-225a and 42-225b, Idaho Code. Your claim will be retained in our files and will be available at any time for use by you or the court.

As you are aware, the filing of your claim does not, in itself, guarantee you a water right; it only records and preserves the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included in your claim file, you may have that information or evidence added at any time. Please refer to your claim number when corresponding with this office.

We are enclosing, for your records, a copy of your claim. If you have any questions or if we can be of further assistance, please feel free to call upon us.

Very truly yours,

RONALD D. CARLSON
Asst. to the District Engineer

RDC:MB

Enc: Copy of Claim

35 4030

XXXXXXXXXXXXXXXXXXXX 1515 Lincoln Road

March 1, 1974

Re: Claim to a Water Right No. 35-4030 DETHLEFSEN BROS.
Application for Permit No. 35-7386 PRESCOTT

The Blackfoot News
P. O. Box 70
Blackfoot, ID 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. If you cannot publish the notice on the proposed dates, please contact us immediately.

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

Very truly yours,

NORMAN C. YOUNG
District Engineer

NCY:MB

Enc: Legal Notices (2)

Bill submitted 3-18-74 by MB

35 4030

MB

**NOTICE OF CLAIM
TO A WATER RIGHT
NO. 35-4030**

Notice is hereby given that Dethlefsen Bros., P.O. Box 342, Blackfoot, Idaho, have filed a claim to a water right established by diversion and application to beneficial use of 8.0 cubic feet per second of water from a ground-water source with point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, T. 1N, R. 35E, B.M. Bingham County.

The water is claimed to be used from Apr. 1 to Nov. 1 for the irrigation of 400 acres with a priority of March 8, 1961; the place of use is within the N $\frac{1}{2}$, Sec. 32, NE $\frac{1}{4}$, Sec. 31, T. 1N, R. 35E, B.M.

Any exception to this claim of water right may be filed with the Idaho Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho, 83401.

R. KEITH HIGGINSON

Director

(3745)

Pub.: 3-7, 14

35 4030

NOTICE OF CLAIM TO A WATER RIGHT

NO. 35-4030

Notice is hereby given that Dethlefsen Bros.

P. O. Box 342, Blackfoot, Idaho

have ~~yes~~ filed a claim to a water right established by diversion and application
to beneficial use of 8.0 cubic feet per second ~~acre feet per annum~~
of water from a ground-water source

with point of diversion in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, T. 1N, R. 35E, B.M.

Bingham County.

The water is claimed to be used from Apr. 1 to Nov. 1 for the irrigation
of 400 acres

with a priority of March 8, 1961;

the place of use is within the N $\frac{1}{2}$, Sec. 32, NE $\frac{1}{4}$, Sec. 31, T. 1N, R. 35E,
B.M.

Any exception to this claim of water right may be filed with the Idaho
Department of Water Administration, 1515 Lincoln Road, Idaho Falls, Idaho,
83401.

R. KEITH HIGGINSON

Director

Published in the Blackfoot News, Blackfoot, Idaho

on March 7 and March 14, 1974.

35 4030

CB-L
CB-H
CB-A