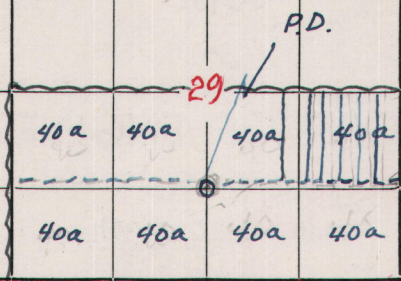


R-36E.

T.
3
N.



Amend P.D.

subdivisions = 8
Area = 320a.
Q = 4.36 cfs.

Line	North End #/ft	South End #/ft	AV #/ft	gpm per Nozzle	No Nozzles	gpm per Line
1	26 1/2	37 1/2	32	10.12	33	334
2	24	36 1/2	30 1/4	9.88	33	326
3	22 1/2	36 1/2	29 1/2	9.71	33	320
4	22 1/2	37 1/2	30	9.80	33	323
5	22 1/2	37 1/2	30	9.80	33	323
6	25	40	32 1/2	10.20	33	337

Total 1963

= 218 Miners Inches Land subdivisions 8

Acres Irrigated 320 Acres as shown on map

By Calculation

$$396.3 = (370 \times 50 \times 2.31) \times 62 \frac{1}{2} \times \text{c.f.s.}$$

$$550 \times 0.70$$

$$\text{c.f.s.} = 5.03$$

$$\approx 25.5 \text{ Miners Inches}$$

Quantity of Water 218* Miners Inches.

As computed from nozzle pressures.

*This exceeds 5/8" / Acre

RECEIVED
JUL 25 1957
Department of Reclamation

Proof of Publication

State of Idaho, }
County of Bonneville } ss.

I, Edwin F. McDermott, first being duly sworn, deposes and says: That I am the Principal Clerk of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers having been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eight (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for four consecutive weeks, first publication having been made on the 7th day of June, 1957, last publication having been made on the 28th day of June, 1957, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 28th day of June, 1957

Karl S. Saly
Notary Public

My commission expires April 5, 1959

B10, 1M, 2-57

NOTICE OF PROOF OF COMPLETION
OF WORKS
and
APPLICATION OF WATER TO
BENEFICIAL USE

Notice is hereby given that at 10 A.M., on the 1st day of July, 1957, at Idaho Falls, County of Bonneville, State of Idaho, before L. H. Merrill, proof will be submitted of the completion of works for the diversion of 5.67 cubic feet per second of underground waters from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G 26314 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are A. A. Merrill, Box 271, Idaho Falls, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 5.67 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 5.67 cubic feet per second.

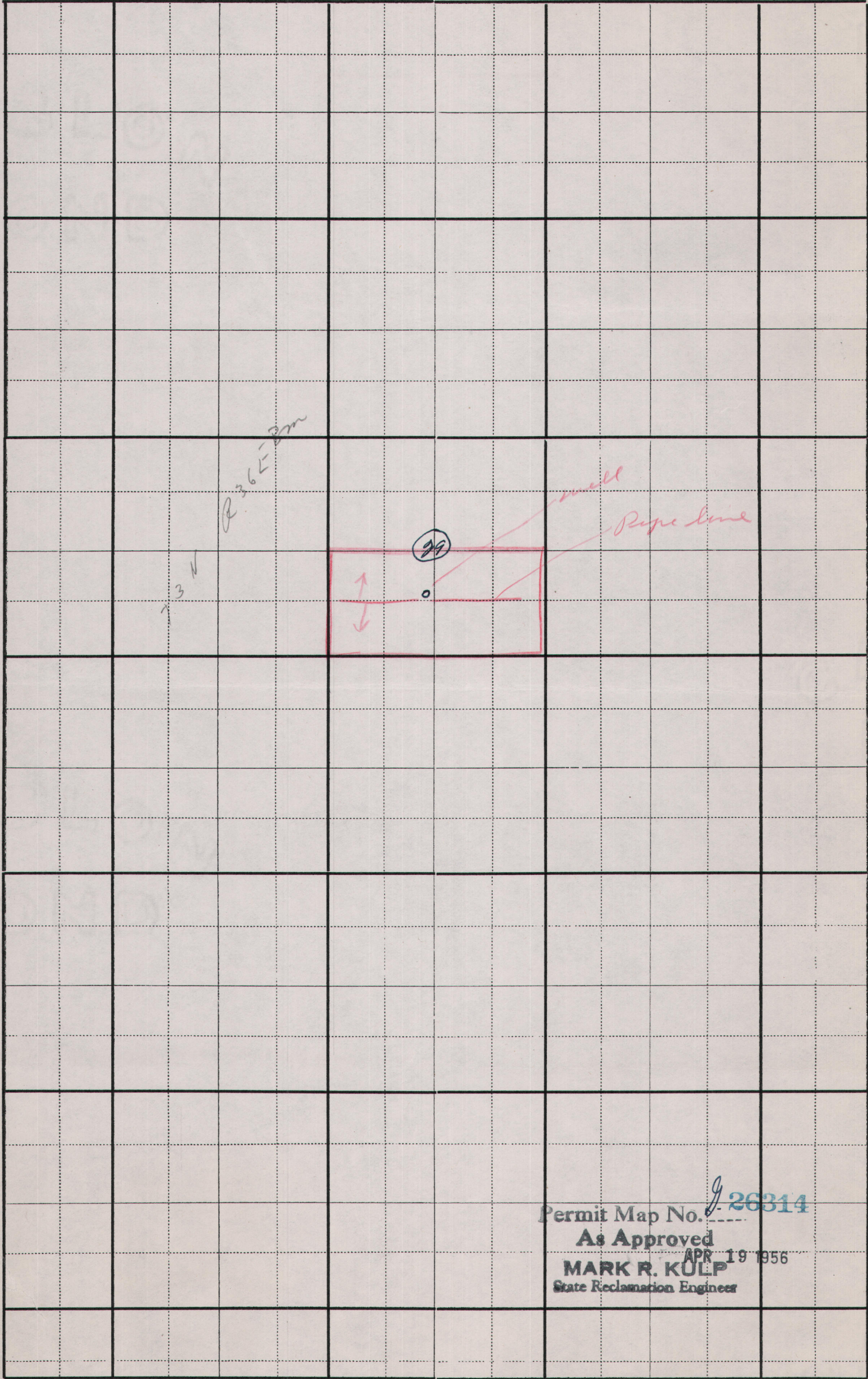
4. The point of diversion of said water is NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec 29

Twp 3 North Range 36, E.B.M., Bonneville County, Idaho.

5. The place where said water is used is the South Half of Section 29, Twp 3 North Range 36, E.B.M., Bonneville County, Idaho.

6. The date of priority which said user is prepared to establish is April 19, 1957.
Pub: June 7, 14, 21, 28, 1957.

S26314



Permit Map No. 26314
As Approved
MARK R. KULP
State Reclamation Engineer
APR 19 1956
26314

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68931

This is to certify that: MICKELSEN FARMS PARTNERSHIP
1050 W RIVERVIEW DR
IDAHO FALLS ID 83401
(208)524-1295

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>
35-2090A	AJC/License	03/17/1948	3.28 cfs		720.0	1,357.0	GROUND WATER
35-2661A	AJC/License	02/21/1961	1.47 cfs		100.0	1,357.0	GROUND WATER
35-2902	AJC/License	04/19/1956	4.36 cfs		320.0	1,357.0	GROUND WATER
35-4198	AJC/Statutory Claim	05/01/1954	2.44 cfs		800.0	1,357.0	GROUND WATER
35-7607	AJC/License	05/03/1976	5.02 cfs		251.0	1,357.0	GROUND WATER
35-13295	AJC/License	04/12/1957	4.57 cfs	5428.0 af	400.0	1,357.0	GROUND WATER
35-13297	AJC/License	05/12/1983	1.35 cfs	578.3 af	156.0	156.0	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>
35-2090A	NO	NO	YES	NO	NO	NO
35-2661A	NO	NO	YES	NO	NO	NO
35-2902	NO	NO	YES	NO	NO	NO
35-4198	NO	NO	YES	NO	NO	NO
35-7607	NO	NO	YES	NO	NO	NO
35-13295	NO	NO	YES	NO	NO	NO
35-13297	NO	YES	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>
35-2090A	35-2090A	3.28 cfs	1392.3 af	720.0	1,513.0	N/A	N/A	N/A	N/A	N/A
35-2661A	35-2661A	1.47 cfs	400 af	100.0	1,513.0	N/A	N/A	N/A	N/A	N/A
35-2902	35-2902	4.36 cfs	1280 af	320.0	1,513.0	N/A	N/A	N/A	N/A	N/A
35-4198	35-4198	2.44 cfs	1035.7 af	800.0	1,513.0	N/A	N/A	N/A	N/A	N/A
35-7607	35-7607	5.02 cfs	1004 af	251.0	1,513.0	N/A	N/A	N/A	N/A	N/A

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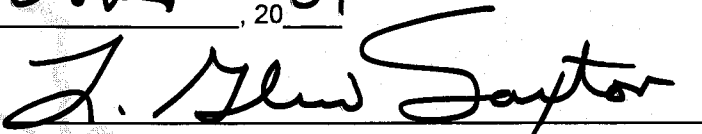
NOV 13 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68931

35-13295	35-13295	4.57 cfs	1600 af	400.0	1,513.0	N/A	N/A	N/A	N/A	N/A
35-13297	35-13297	1.35 cfs	573 af	156.0	1,513.0	N/A	N/A	N/A	N/A	N/A
TOTALS		22.49 cfs	6001 af	1513	1513	N/A	N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 23rd day of October, 2001


Chief, Water Allocation Bureau

MICROFILMED
NOV 13 2001

WATER RIGHT NO. 35-2090A
As Modified by Transfer No. 68931

In accordance with the approval of Transfer No. 68931, Water Right No. 35-2090A is now described as follows.

Right Holder: MICKELSEN PROPERTIES LLC
 1050 W RIVERVIEW DR
 IDAHO FALLS ID 83401

Priority Date: 03/17/1948

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	3.28 CFS	1392.3 AF
			3.28 CFS	1392.3 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENE SW	Sec. 29 Twp 03N Rge 36E	BONNEVILLE County
GROUND WATER	SESW SE	Sec. 30 Twp 03N Rge 36E	BONNEVILLE County
GROUND WATER	SENW NE	Sec. 31 Twp 03N Rge 36E	BONNEVILLE 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	
02N 36E 6	40.0	40.0	40.0	40.0									40.0	36.0		4.0	240.0
03N 36E 28									40.0	39.0	38.0	39.0					156.0
03N 36E 29									40.0	40.0	39.0	38.0	40.0	40.0	33.0	39.0	309.0
03N 36E 30	40.0	40.0	40.0	40.0									40.0	40.0	40.0	35.0	315.0
03N 36E 31	39.0	40.0	40.0	40.0									40.0	40.0	40.0	39.0	318.0
03N 36E 32					40.0	37.0	40.0	40.0	9.0	9.0							175.0

Total Acres: 1513

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Rights 35-2090A, 35-2661A, 35-2902, 35-4198, 35-7607, 35-13295, and 35-13297 shall not exceed 22.49 cfs, a total combined annual volume of 6001 af, and the irrigation of 1513 acres.
2. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3. Right 35-2090A is limited to the irrigation of 720 acres within the place of use described above in a single irrigation season.

NOV 13 2007

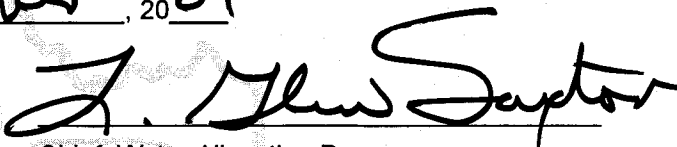
WATER RIGHT NO. 35-2090A
As Modified by Transfer No. 68931

CONDITIONS OF APPROVAL

4. Rights 35-2090A, 35-2661A, 35-2902, 35-4198, 35-7607, and 35-13295 when combined shall not exceed a total annual maximum diversion volume of 5428 af at the field headgate, and the irrigation of 1357 acres.
5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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.

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 23rd day of October, 2001


Chief, Water Allocation Bureau

MICROFILMED

NOV 13 2001

WATER RIGHT NO. 35-2661A
As Modified by Transfer No. 68931

In accordance with the approval of Transfer No. 68931, Water Right No. 35-2661A is now described as follows.

Right Holder: MICKELSEN PROPERTIES LLC
 1050 W RIVERVIEW DR
 IDAHO FALLS ID 83401

Priority Date: 02/21/1961

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	1.47 CFS	400 AF
			1.47 CFS	400 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENESEW	Sec. 29	Twp 03N	Rge 36E	BONNEVILLE County
GROUND WATER	SESWSE	Sec. 30	Twp 03N	Rge 36E	BONNEVILLE County
GROUND WATER	SEWNWE	Sec. 31	Twp 03N	Rge 36E	BONNEVILLE 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	
02N 36E 6	40.0	40.0	40.0	40.0									40.0	36.0		4.0	240.0
03N 36E 28									40.0	39.0	38.0	39.0					156.0
03N 36E 29									40.0	40.0	39.0	38.0	40.0	40.0	33.0	39.0	309.0
03N 36E 30	40.0	40.0	40.0	40.0									40.0	40.0	40.0	35.0	315.0
03N 36E 31	39.0	40.0	40.0	40.0									40.0	40.0	40.0	39.0	318.0
03N 36E 32					40.0	37.0	40.0	40.0	9.0	9.0							175.0

Total Acres: 1513

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Rights 35-2090A, 35-2661A, 35-2902, 35-4198, 35-7607, 35-13295, and 35-13297 shall not exceed 22.49 cfs, a total combined annual volume of 6001 af, and the irrigation of 1513 acres.
2. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3. Right 35-2661A is limited to the irrigation of 100 acres within the place of use described above in a single irrigation season.

MICROFILMED

NOV 13 2001

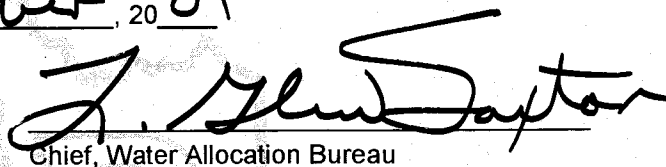
WATER RIGHT NO. 35-2661A
As Modified by Transfer No. 68931

CONDITIONS OF APPROVAL

4. Rights 35-2090A, 35-2661A, 35-2902, 35-4198, 35-7607, and 35-13295 when combined shall not exceed a total annual maximum diversion volume of 5428 af at the field headgate, and the irrigation of 1357 acres.
5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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.

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 23rd day of October, 2001


Chief, Water Allocation Bureau

MICROFILMED

NOV 13 2001

WATER RIGHT NO. 35-2902
As Modified by Transfer No. 68931

In accordance with the approval of Transfer No. 68931, Water Right No. 35-2902 is now described as follows.

Right Holder: MICKELSEN PROPERTIES LLC
 1050 W RIVERVIEW DR
 IDAHO FALLS ID 83401

Priority Date: 04/19/1956

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	4.36 CFS	1280.0 AF
			4.36 CFS	1280.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENESEW	Sec. 29 Twp 03N Rge 36E	BONNEVILLE County
GROUND WATER	SESWSE	Sec. 30 Twp 03N Rge 36E	BONNEVILLE County
GROUND WATER	SEWNWE	Sec. 31 Twp 03N Rge 36E	BONNEVILLE 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	
02N 36E 6	40.0	40.0	40.0	40.0									40.0	36.0		4.0	240.0
03N 36E 28									40.0	39.0	38.0	39.0					156.0
03N 36E 29									40.0	40.0	39.0	38.0	40.0	40.0	33.0	39.0	309.0
03N 36E 30	40.0	40.0	40.0	40.0									40.0	40.0	40.0	35.0	315.0
03N 36E 31	39.0	40.0	40.0	40.0									40.0	40.0	40.0	39.0	318.0
03N 36E 32					40.0	37.0	40.0	40.0	9.0	9.0							175.0

Total Acres: 1513

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Rights 35-2090A, 35-2661A, 35-2902, 35-4198, 35-7607, 35-13295, and 35-13297 shall not exceed 22.49 cfs, a total combined annual volume of 6001 af, and the irrigation of 1513 acres.
2. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3. Right 35-2902 is limited to the irrigation of 320 acres within the place of use described above in a single irrigation season.

MICROFILMED

NOV 13 2011

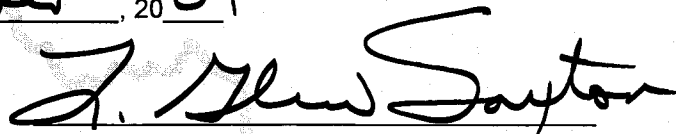
WATER RIGHT NO. 35-2902
As Modified by Transfer No. 68931

CONDITIONS OF APPROVAL

4. Rights 35-2090A, 35-2661A, 35-2902, 35-4198, 35-7607, and 35-13295 when combined shall not exceed a total annual maximum diversion volume of 5428 af at the field headgate, and the irrigation of 1357 acres.
5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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.

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 23rd day of October, 2001


Chief, Water Allocation Bureau

MICROFILMED

NOV 13 2001

WATER RIGHT NO. 35-4198
As Modified by Transfer No. 68931

In accordance with the approval of Transfer No. 68931, Water Right No. 35-4198 is now described as follows.

Right Holder: MICKELSEN PROPERTIES LLC
 1050 W RIVERVIEW DR
 IDAHO FALLS ID 83401

Priority Date: 05/01/1954

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	2.44 CFS	1035.7 AF
			2.44 CFS	1035.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENE SW	Sec. 29 Twp 03N Rge 36E	BONNEVILLE County
GROUND WATER	SESWSE	Sec. 30 Twp 03N Rge 36E	BONNEVILLE County
GROUND WATER	SEWNWE	Sec. 31 Twp 03N Rge 36E	BONNEVILLE 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	
02N 36E 6	40.0	40.0	40.0	40.0									40.0	36.0		4.0	240.0
03N 36E 28									40.0	39.0	38.0	39.0					156.0
03N 36E 29									40.0	40.0	39.0	38.0	40.0	40.0	33.0	39.0	309.0
03N 36E 30	40.0	40.0	40.0	40.0									40.0	40.0	40.0	35.0	315.0
03N 36E 31	39.0	40.0	40.0	40.0									40.0	40.0	40.0	39.0	318.0
03N 36E 32					40.0	37.0	40.0	40.0	9.0	9.0							175.0

Total Acres: 1513

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Rights 35-2090A, 35-2661A, 35-2902, 35-4198, 35-7607, 35-13295, and 35-13297 shall not exceed 22.49 cfs, a total combined annual volume of 6001 af, and the irrigation of 1513 acres.
2. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3. Right 35-4198 is limited to the irrigation of 800 acres within the place of use described above in a single irrigation season.

MICROFILMED

NOV 13 2007

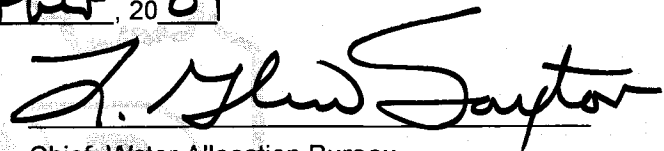
WATER RIGHT NO. 35-4198
As Modified by Transfer No. 68931

CONDITIONS OF APPROVAL

4. Rights 35-2090A, 35-2661A, 35-2902, 35-4198, 35-7607, and 35-13295 when combined shall not exceed a total annual maximum diversion volume of 5428 af at the field headgate, and the irrigation of 1357 acres.
5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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.

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 23rd day of October, 2001



Chief, Water Allocation Bureau

MICROFILMED

NOV 13 2001

WATER RIGHT NO. 35-7607
As Modified by Transfer No. 68931

In accordance with the approval of Transfer No. 68931, Water Right No. 35-7607 is now described as follows.

Right Holder: MICKELSEN PROPERTIES LLC
 1050 W RIVERVIEW DR
 IDAHO FALLS ID 83401

Priority Date: 05/03/1976

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	5.02 CFS	1004.0 AF
			5.02 CFS	1004.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENE SW	Sec. 29 Twp 03N Rge 36E	BONNEVILLE County
GROUND WATER	SESWSE	Sec. 30 Twp 03N Rge 36E	BONNEVILLE County
GROUND WATER	SEWNW	Sec. 31 Twp 03N Rge 36E	BONNEVILLE 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	
02N 36E 6	40.0	40.0	40.0	40.0									40.0	36.0		4.0	240.0
03N 36E 28									40.0	39.0	38.0	39.0					156.0
03N 36E 29									40.0	40.0	39.0	38.0	40.0	40.0	33.0	39.0	309.0
03N 36E 30	40.0	40.0	40.0	40.0									40.0	40.0	40.0	35.0	315.0
03N 36E 31	39.0	40.0	40.0	40.0									40.0	40.0	40.0	39.0	318.0
03N 36E 32					40.0	37.0	40.0	40.0	9.0	9.0							175.0

Total Acres: 1513

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Rights 35-2090A, 35-2661A, 35-2902, 35-4198, 35-7607, 35-13295, and 35-13297 shall not exceed 22.49 cfs, a total combined annual volume of 6001 af, and the irrigation of 1513 acres.
2. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3. Right 35-7607 is limited to the irrigation of 251 acres within the place of use described above in a single irrigation season.

MICROFILMED

NOV 13 2001

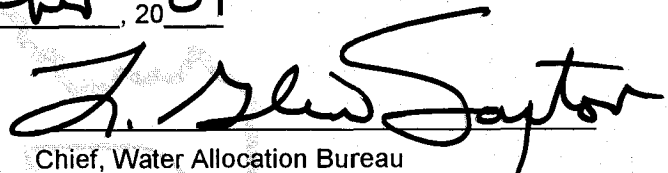
WATER RIGHT NO. 35-7607
As Modified by Transfer No. 68931

CONDITIONS OF APPROVAL

4. Rights 35-2090A, 35-2661A, 35-2902, 35-4198, 35-7607, and 35-13295 when combined shall not exceed a total annual maximum diversion volume of 5428 af at the field headgate, and the irrigation of 1357 acres.
5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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.

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 23rd day of October, 2001


Chief, Water Allocation Bureau

MICROFILMED

NOV 13 2001

WATER RIGHT NO. 35-13295
As Modified by Transfer No. 68931

In accordance with the approval of Transfer No. 68931, Water Right No. 35-13295 is now described as follows.

Right Holder: MICKELSEN PROPERTIES LLC
 1050 W RIVERVIEW DR
 IDAHO FALLS ID 83401

Priority Date: 04/12/1957

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	4.57 CFS	1600.0 AF
			4.57 CFS	1600.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENESW	Sec. 29 Twp 03N Rge 36E	BONNEVILLE County
GROUND WATER	SESWSE	Sec. 30 Twp 03N Rge 36E	BONNEVILLE County
GROUND WATER	SEWNWE	Sec. 31 Twp 03N Rge 36E	BONNEVILLE 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	
02N 36E 6	40.0	40.0	40.0	40.0									40.0	36.0		4.0	240.0
03N 36E 28									40.0	39.0	38.0	39.0					156.0
03N 36E 29									40.0	40.0	39.0	38.0	40.0	40.0	33.0	39.0	309.0
03N 36E 30	40.0	40.0	40.0	40.0									40.0	40.0	40.0	35.0	315.0
03N 36E 31	39.0	40.0	40.0	40.0									40.0	40.0	40.0	39.0	318.0
03N 36E 32					40.0	37.0	40.0	40.0	9.0	9.0							175.0

Total Acres: 1513

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Rights 35-2090A, 35-2661A, 35-2902, 35-4198, 35-7607, 35-13295, and 35-13297 shall not exceed 22.49 cfs, a total combined annual volume of 6001 af, and the irrigation of 1513 acres.
2. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3. Right 35-13295 is limited to the irrigation of 400 acres within the place of use described above in a single irrigation season.

MICROFILMED

NOV 13 2001

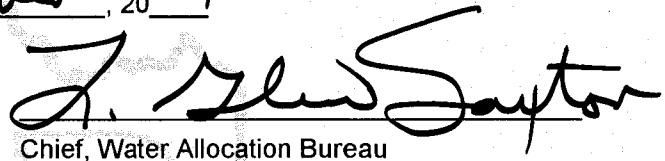
WATER RIGHT NO. 35-13295
As Modified by Transfer No. 68931

CONDITIONS OF APPROVAL

4. Rights 35-2090A, 35-2661A, 35-2902, 35-4198, 35-7607, and 35-13295 when combined shall not exceed a total annual maximum diversion volume of 5428 af at the field headgate, and the irrigation of 1357 acres.
5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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.

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 23rd day of October, 2001


Chief, Water Allocation Bureau

MICROFILMED
NOV 13 2001

WATER RIGHT NO. 35-13297
As Modified by Transfer No. 68931

In accordance with the approval of Transfer No. 68931, Water Right No. 35-13297 is now described as follows.

Right Holder: MICKELSEN PROPERTIES LLC
 1050 W RIVERVIEW DR
 IDAHO FALLS ID 83401

Priority Date: 05/12/1983

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	1.35 CFS	573.0 AF
			1.35 CFS	573.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENE SW	Sec. 29 Twp 03N Rge 36E	BONNEVILLE County
GROUND WATER	SESW SE	Sec. 30 Twp 03N Rge 36E	BONNEVILLE County
GROUND WATER	SENW NE	Sec. 31 Twp 03N Rge 36E	BONNEVILLE 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	
02N 36E 6	40.0	40.0	40.0	40.0									40.0	36.0		4.0	240.0
03N 36E 28									40.0	39.0	38.0	39.0					156.0
03N 36E 29									40.0	40.0	39.0	38.0	40.0	40.0	33.0	39.0	309.0
03N 36E 30	40.0	40.0	40.0	40.0									40.0	40.0	40.0	35.0	315.0
03N 36E 31	39.0	40.0	40.0	40.0									40.0	40.0	40.0	39.0	318.0
03N 36E 32					40.0	37.0	40.0	40.0	9.0	9.0							175.0

Total Acres: 1513

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Rights 35-2090A, 35-2661A, 35-2902, 35-4198, 35-7607, 35-13295, and 35-13297 shall not exceed 22.49 cfs, a total combined annual volume of 6001 af, and the irrigation of 1513 acres.
2. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3. Right 35-13297 is limited to the irrigation of 156 acres within the place of use described above in a single irrigation season.

MICROFILMED

NOV 13 2001

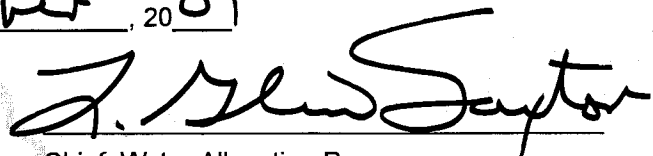
WATER RIGHT NO. 35-13297
As Modified by Transfer No. 68931

CONDITIONS OF APPROVAL

4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. 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.

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 23rd day of October, 2001


Chief, Water Allocation Bureau

MICROFILMED

NOV 13 2001

NOTICE OF LIENHOLDER'S INTEREST

Copy

TO DEPARTMENT OF WATER RESOURCES

1515 Lincoln RoadIdaho Falls, Idaho 83401Date April 27, 1979FmHA Loan No. 12-10-518523536Borrower Snitter, Dale M and ColleenAmount of Loan \$250,000.00

The above borrower has mortgaged his ranch unit to the Farmers Home Administration as security for a bonafide loan in the amount stated. In our opinion, the loan is for purposes that will further the borrower's operations.

The property mortgaged to the Farmers Home Administration comprises of Approx 748 acres in Bonneville County, Idaho and is described as follows:

AS PER EXHIBIT "A" ATTACHED HERETO

The mortgage covering these lands was recorded April 27, 1979 as Instrument No: 563673, in the records of Bonneville County, State of Idaho.

The borrower, in consideration for the loan, has pledged his Water Permit No: 35-2902, which are used in connection with the above described property.

Will you please Note this mortgage in your records and advise of promptly of any action or development that might adversely affect the borrower or the Farmers Home Administration's position as lienholder.

We will notify your office promptly upon satisfaction of lien or termination of the loan.

RECEIVED

MAY 16 1979

Department of Water Resources
Eastern District Office

C. Boyd Wiese
County Supervisor
FARMERS HOME ADMINISTRATION
P.O. Box 1783
Idaho Falls, Idaho 83401

Receipt of the above notice is acknowledged. You will be notified of any action taken by this office which may adversely affect either the interest of the Farmers Home Administration or the Borrower. Please sign and send the copy of this notice to Farmers Home Administration. An envelope is enclosed for your convenience.

Department of Water Resources

DATE: _____

BY _____
TITLE: _____

MICROFILMED

NOV 13 2001

EXHIBIT "A"

TOWNSHIP 3 NORTH, RANGE 36, E. B. M.

Section 29: $S\frac{1}{2}$ LESS a strip of land 40.0 feet wide being that portion of the $SE\frac{1}{4}$ of Section 29, Township 3 North, Range 36, E. B. M., laying situate East of a line 40.0 feet distant West and parallel to the East line of the aforesaid $SE\frac{1}{4}$ of Section 29, Township 3 North, Range 36, E. B. M.

TOWNSHIP 2 NORTH, RANGE 43, E. B. M.

Section 25: That portion of $SW\frac{1}{4}SW\frac{1}{4}$ and $SW\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}$ lying West of County Road

Section 26: $S\frac{1}{2}SW\frac{1}{4}$; $SE\frac{1}{4}$

Section 35: North 60 rods of $NE\frac{1}{4}$; $N\frac{1}{2}NW\frac{1}{4}$; $SW\frac{1}{4}NW\frac{1}{4}$

MICROFILMED
NOV 13 2001

State of Idaho

License and Certificate of Water Right

Water License No. G-26314Amount 4.36 c.f.s.

Water District No. _____

Priority April 19, 1956

THIS IS TO CERTIFY that A. A. MERRILL
of Idaho Falls, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated April 19,, 1956; that Permit No. G-26314
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
4.36 second feet, was issued thereunder on September 16, 1957, showing that said works
were completed on the 15th day of July, 1957; and that on the 15th
day of July, 19 57, A. A. MERRILL

of Idaho Falls, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean, for the purpose of Irrigation
, under Use Permit No. G-26314 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
10 of Licenses at page 6100, on the 16th day of September, 19 57;
The right hereby confirmed dates from April 19, 1956;

The Point of Diversion is located in the Center of the S $\frac{1}{2}$ of
in the $\frac{1}{4}$, $\frac{1}{4}$, Sec. 29, Tp. 3 N., R. 36 E., B. M. County Bonneville

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 4.36 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 N.	36 E.	29	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	<u>40</u>
Total number of acres irrigated - -					320

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
16th day of September, 1957.

/s/ Mark R. Kulp

State Reclamation Engineer.

(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. G-24937 Amount 7.80 c.f.s.
Water District No. _____ Priority May 14, 1954
THIS IS TO CERTIFY that ANDERSONS & WHITELEY, - RUBY COMPANY, Assignee
of Oakley, Idaho, A co-partnership, made application for a permit to appropriate the
public waters of the State of Idaho, dated May 14, 1954; that Permit No. G-24937
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
7.80 second feet, was issued thereunder on September 16, 1957, showing that said works
were completed on the 10th day of May, 1957; and that on the 10th
day of May, 1957, RUBY COMPANY By: Hugo E. Dal Soglio, Farm Mgr.
Burley

of Boise,, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of two wells
, a tributary of subterranean, for the purpose of Irrigation
, under Use Permit No. G-24937 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
10 of Licenses at page 6099, on the 16th day of September, 1957;
The right hereby confirmed dates from May 14, 19 54;

The Point^s of Diversion ^{are} located in the NE¹/₄ NW¹/₄ and the
in the SE ¹/₄ SW ¹/₄, Sec. 7, Tp. 8 S., R. 26 E., B. M. County Blaine
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 7.80 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
8 S.	26 E.	6 7	SW ¹ / ₄ SW ¹ / ₄	--	25
			NE ¹ / ₄ NE ¹ / ₄	--	25
			NW ¹ / ₄ NE ¹ / ₄	40	35
			SW ¹ / ₄ NE ¹ / ₄	40	40
			SE ¹ / ₄ NE ¹ / ₄	40	40
			NE ¹ / ₄ NW ¹ / ₄	40	40
			NW ¹ / ₄ NW ¹ / ₄	40	40
			SW ¹ / ₄ NW ¹ / ₄	40	40
			SE ¹ / ₄ NW ¹ / ₄	40	40
			NE ¹ / ₄ SE ¹ / ₄	40	40
			NW ¹ / ₄ SE ¹ / ₄	40	40
			SW ¹ / ₄ SE ¹ / ₄	40	10
			SE ¹ / ₄ SE ¹ / ₄	40	20
			NE ¹ / ₄ SW ¹ / ₄	40	40
			NW ¹ / ₄ SW ¹ / ₄	40	35
			SE ¹ / ₄ SW ¹ / ₄	40	5

Total number of acres irrigated - - 515

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
16th day of September, 1957.

/s/ Mark R. Kulp
State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G-34206
Permit No. G- 26314
District No.

A. A. Merrill
Box 271
Idaho Falls, Idaho

1. Name of Applicant: A. A. MERRILL
Postoffice address: Box 271, Idaho Falls County: Bonneville State: Idaho
2. Quantity of water claimed: 283.5 inches
(a) Rate of withdrawal in cubic feet per second. 5.67 or Idaho
Miners' inches 283.5 or gallons per minute.
(b) Annual withdrawal in acre feet per annum maximum permitted under law
3. Source of water supply: underground water; water to be lifted by means of deep well pump and motor.
4. Location of point of diversion or well is in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 29
Twp. 3 N , Rge. 36 E. , B.M., County of Bonneville
5. Water is to be used for: irrigation
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: deep well, turbine pump and motor
8. Estimated cost of works: \$ 37,000.00
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 2 years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
- (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
- (b) (cubic feet per second, inches or gallons per minute) is for new lands.

*F.H.A. have merged
on this permit
see letter signed*

Remarks: irrigating the South Half of Section 29 by means of a turbine pump and motor.

BE IT KNOWN THAT The undersigned hereby makes appli cation for permit to appropriate the public waters of the State of Idaho as herein set forth.

Applicant.

Agent.

Date of first receipt at Department of Reclamation: 9:00 A.M. April 19, 1956

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-26314

Recorded in Book 93 Page 26314 Approved April 19, 1956

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before June 19, 1956 and to continue diligently and **uninterruptedly** to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before April 19, 1957

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before April 19, 1958

Witness my hand this 19th day of April, 1956

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ...ROBERT E. SMYLLIE....., Governor of the State of Idaho,
and JAS. H. YOUNG....., Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this.....19th.....
day of April....., 19.....56.....

STATE OF IDAHO

By ROBERT E. SMYLIE
Governor

By JAS. H. YOUNG
Secretary of State.

12.

Twp.	Range	Sec.	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	Totals
			NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	
3 N	36 E	29			x x x x	x x x x	320
APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. <u>G-26314</u>							
Comes now A. A. MERRILL and represents to the State Reclamation Engineer of the State of Idaho: That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-26314. That the point of diversion is described in said permit as being located NE¹/₄SE¹/₄ of Section 29, Township 3 North, Range 36 East, B.M. That he now requests that the point of diversion be changed to a point located Center of the S¹/₂ of Section 29, Township 3 North, Range 36 E., B.M. That his reasons for desiring to make such change are as follows: That said well is actually in the center of the South half of Sec. 29, Tp 3 N. R 36 E. B.M.							
That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.							
Signed at Idaho Falls, Idaho, this 11 day of Sept. 1957 /s/ A. A. Merrill							
Date of receipt at Department of Reclamation September 12, 1957.							
APPROVAL OF STATE RECLAMATION ENGINEER							
I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-26314. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.							
/s/ Mark R. Kulp State Reclamation Engineer							
Approved and recorded: September 12, 1957.							

CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that A. A. Merrill of Idaho Falls, County of Bonneville, and State of Idaho, the holder of Permit No. G-26314, issued upon application No. G-34206 bearing date of priority of April 19, 1956, authorizing the diversion of 5.67 second feet of the waters of subterranean flow from a well, County of Bonneville, State of Idaho, for Irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 4.36 second feet of the waters of subterranean flow from a well that the point of diversion of said waters Center of the S $\frac{1}{2}$ Section 29, Township 3 North, Range 36 East, E. M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 320 acres in the S $\frac{1}{2}$ of Section 29, Township 3 North, Range 36 East, E. M.
Proof of Completion of Works made: July 15, 1957.

Witness my hand this 16th day of September, A. D., 1957.

/s/ Mark R. Kulp
State Reclamation Engineer

Proof of Completion of Works made: July 15, 1957
Certificate of Completion of Works issued: September 16, 1957

LICENSE ISSUED FOR 4.36 SEC. FE.

p. 6100

MEMORANDUM

TO: FILE 35-2902

FROM: VAULT

RE: TRANSFER # 68931

DATE: 3-23-01

=====

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

FILE # 35-2090

MICROFILMED
NOV 13 2001

THE **Connecticut Mutual Life** INSURANCE COMPANY, SINCE 1846

140 Garden Street, Hartford, Connecticut 06115 Tel: (203) 249-0631

RECEIVED
Mortgages - Agricultural
JUL 28 1967

Department of Reclamation

P: 26314

July 24, 1967

AIR MAIL

Department of Reclamation
State of Idaho
Boise, Idaho

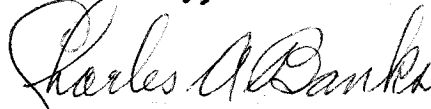
Re: Water Permit No. G-26314
Our Loan No. 91025-H, Merrill
Bonneville County, Idaho

Gentlemen:

This loan has been paid in full. Therefore, we wish to inform you that we are no longer interested in water permit number G-26314, as described in Mortgage Deed dated December 12, 1958, given by A. A. Merrill and Thelma C. Merrill, husband and wife, J. Miller Smith and Ann Smith, husband and wife, and T. W. Smith, Jr., and Mildred Smith, husband and wife.

Said mortgage was recorded in the Public Records of Bonneville County, in Book 128, Page 553, and also recorded in Book 12 of Chattels Page M.

Sincerely,



Charles A. Banks
Manager, Agricultural Loans

CAB/slg

cc: Utah Mortgage Loan Corporation
cc: Jess Croft & Sons, Inc.

26314



September 18, 1957

Re: Permit No. G-26314

Mr. A..A. Merrill
Attorney At Law
P. O. Box 271
Idaho Falls, Idaho

Dear Mr. Merrill:

We have enclosed the following:

The application for amendment which was approved by the State Reclamation Engineer and recorded in the Department of Reclamation in Book 93 at Page 26314, thus changing the point of diversion as described in the original permit to read: Center of the S $\frac{1}{2}$ of Section 29, Township 3 North, Range 36 East, B.M.

The Certificate of Completion of Works and the License and Certificate of Water Right issued under Permit No. G-26314 confirming the right with priority of April 19, 1956, to your use of 4.36 second feet of subterranean water with the point of diversion in the center of the S $\frac{1}{2}$ of Section 29, for irrigation of 320 acres in the S $\frac{1}{2}$ of Section 29, Township 3 North, Range 36 East, B.M.

Departmental receipt #G-2880 for \$21.00, issued as receipt of the five dollar fee for the Certificate of Completion of Works and sixteen dollars for the License fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

G26314

A. A. MERRILL
COUNSELOR AND ATTORNEY AT LAW
EARL BUILDING
IDAHO FALLS, IDAHO
—
PHONE JA 2-8606

Kane # 21.00
RECEIVED
SEP 12 1957
Department of Reclamation

September 11, 1957

Department of Reclamation
Mark R. Kulp
Edna P. Rutledge, Chief Clerk
Boise, Idaho

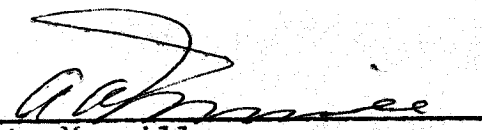
Re: Permit No. G-26314

Dear Mrs. Rutledge,

Enclosed please find the application for Amendment relative to the above permit which we have completed and signed.

Also enclosed is my check for \$21.00 so that you may issue the Certificate of Completion of Works.

Most sincerely yours,


A.A. Merrill

AAM/at
enc.

26314

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-26314

RECEIVED
SEP 12 1957
Department of Reclamation

Comes now A. A. MERRILL and represents to the State
Reclamation Engineer of the State of Idaho;

That he is the owner and holder of Permit to appropriate the Public
Waters of the State of Idaho, No. G-26314.

That the point of diversion is described in said permit as being
located NE 1/4 of Section 29, Township 3 North, Range 36 East, B.M.

That he now requests that the point of diversion be changed to a
point located Center of the S 1/2 of Section 29, Township 3 North, Range 36 E., B.M.
S 1/2

That his reasons for desiring to make such change are as follows:

*That said well is actually on the center of
the south half of sec. 29 T. 3 N. R. 36 E. B.M.*

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

Signed at Idaho Falls, Idaho this 11 day of Sept. 1957

A. A. Merrill

Date of receipt at Department of Reclamation September 12, 1957

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho,
hereby approve the above and foregoing application for amendment to Permit to
appropriate the Public Waters of the State of Idaho, No. G-26314. This
approval constitutes a new permit and is issued as an amendment to the original
permit, to which it refers and of which it becomes a part, and said application
is approved only insofar as the rights of others will not be adversely affected
thereby.

Mark R. Kulp
State Reclamation Engineer

G-26314

September 6, 1957

Re: Permit No. G-26314

Mr. A. A. Merrill
Attorney At Law
P. O. Box 271
Idaho Falls, Idaho

Dear Mr. Merrill:

Our field engineer's report on the inspection of the completion of works and application of water to beneficial use under Permit No. G-26314 shows that your well is located in the center of the $S\frac{1}{2}$ of Section 29 and is capable of conveying 218 miner's inches (4.36 c.f.s.) of water for irrigation of 320 acres in the $S\frac{1}{2}$ of Section 29, Township 3 North, Range 36 East, B.M. The record of the permit shows the point of diversion to be in the $NE\frac{1}{4}SE\frac{1}{4}$ of Section 29. Therefore, we enclose a form "Application for Amendment" which we ask that you complete and return.

Upon receipt of the amendment, mentioned above, and the total statutory fee of \$21.00, we will issue the Certificate of Completion of Works (five dollars) and the License and Certificate of Water Right (sixteen dollars—based at the rate of two dollars for each 40-acre subdivision) confirming your right, with priority of April 19, 1956, to the use of 4.36 second feet of subterranean water with the point of diversion in the center of the $S\frac{1}{2}$ of Section 29, for irrigation of 320 acres in the $S\frac{1}{2}$ of Section 29, all in Township 3 North, Range 36 East, B.M.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

26314

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-26314

REPORT ON PROOF OF Completion of Works & Beneficial Use

A. A. Merrill, Box 271, Idaho Falls, Idaho (Attorney)

4.36 cfs
max

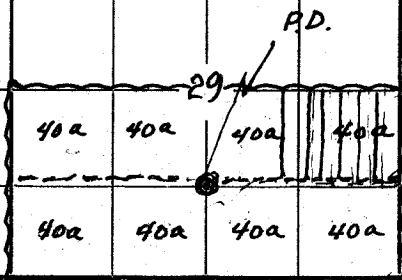
Appl. = 5.67 c.f.s.

Sub. = 8

Acres = 320

R-36E.

T.
3
N.



Amend P.D.

subdivisions = 8
Area = 320a.
Q = 4.36 cfs.

Line	North End #/ft	South End #/ft	AV #/ft	gpm per Nozzle	No. Nozzles	gpm per line
1	26 1/2	37 1/2	32	10.12	33	324
2	24	36 1/2	30 1/4	9.88	33	326
3	22 1/2	36 1/2	29 1/2	9.71	33	320
4	22 1/2	37 1/2	30	9.80	33	323
5	23 1/2	37 1/2	30	9.80	33	323
6	25	40	32 1/2	10.20	33	337
Total						1963

= 218 Miners Inches Land subdivisions 8

Acres Irrigated 320 Acres as shown on map

By Calculation

assumed (May be high)

$$396.3 = (370 \times 50 \times 2.31) \times 62 \frac{1}{2} \times \text{c.f.s.}$$

$$550 \times 0.70$$

$$\text{c.f.s.} = 50.3$$

256.5 Miners Inches

Quantity of Water 218* Miners Inches.

As computed from nozzle pressure.

*This exceeds 5/8" here

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-26314

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant A. A. Merriell
2. Source of water supply: Subterranean flow from a deep well
3. Location of point of diversion: Is in the center $\frac{1}{4}$ of Section 29
T. 3 N R. 36 E. B.M. County of Bonneville
4. Describe works as they exist, giving dimensions and capacities of same: Drilled Well 450' x 20'
Static Water level 370' - with pump on 370' - Pump: Peerless #174464 - 8" discharge pipe
Motor GE #TNJ 70 20 33 - HP. 300 - Demand 295.68 H.P. = 376.3 HP. (Latah Power)
Meter: GE #33 252 494 - Housing - Yes
Sprinkler system - 8" mains - 4" Laterals - $\frac{1}{4}$ " Nozzles - 33 sprinklers
per 1/4 acre
5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion:
Yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

$\frac{1}{4}$ of Sec. 29., Twp. 3 N., Rge. 36 E., B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: _____

Good crops - mostly wheat

No improvements other than irrigation system - Area snow-bound during winter months

This examination was made on the

9th day of August, 1957
(Signed) James H. Harn
Examiner.

26314

A. A. Merrill, Attorney at Law
Idaho Falls, Idaho
LA-28606
Permit No. G-26374

Well - 450 x 20
370' to water
D.D. 41'

Examination for Completion of Works & Beneficial Use

County Bonneville
29-3N.-36E.

Pump Peerless #174764
col - 400' x 12
8" Discharge

Q2 5.67 c.f.s.

La Well

P.D. NE, SE, Sec. 29, T. 3N, - R. 36E.

Est.
Q = 1900 - 22 023.00

Pressure at pump 50

Motor GE # TNJ 70 2033
P-300

Meter: GF # 33252494
SERVICE # 25P23492

Filed - April 19, 1956
Due - April 19, 1959

Use - Irrigation

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
AUG 2 1 1957

Department of Reclamation

July 26, 1957

RE: Permit No. G-26314

Mr. A. A. Merrill
Attorney at Law
Box 271
Idaho Falls, Idaho

Dear Mr. Merrill:

We acknowledge receipt of the Depositions of Holder and two witnesses, also affidavit of publication in The Post Register, all submitted in proof of completion of works and beneficial use on Permit No. G-26314.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR

B26314

A. A. MERRILL
COUNSELOR AND ATTORNEY AT LAW
EARL BUILDING
IDAHO FALLS, IDAHO
—
PHONE JA 2-8606

RECEIVED
JUL 25 1957
Department of Reclamation

July 19, 1957

Department of Reclamation
State Reclamation Engineer
Edna P. Rutledge, Chief Clerk
Boise, Idaho

Re: Permit No. G-26314
A. A. Merrill

Dear Mrs. Rutledge,

Enclosed you will please find the Deposition of the Holder and the depositions of his two witnesses, relative to the above captioned permit. Also enclosed is the Proof of Publication.

I trust this permit is now completed and the field engineer will, in ample time, be able to make his examination of the project.

If this is not in order kindly advise.

Most sincerely yours,


A.A. Merrill

AAM/at
enc.

826314

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 25 1957
Department of Reclamation

Permit No. G-26314

Proof of Application of Water to Beneficial Use
and Completion of Works
Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. A.A. Merrill, Box 271, Idaho Falls, Idaho, Attorney

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. no

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. G-26314, April 19, 1956

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Underground deep well, NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ Section 29, Twp 3 North
Range 36, E.B.M., Bonneville County, Idaho

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. 300 horse power motor, turbine pump supplying approximately 28325
miners inches of water distributed by 6 quarter mile 4" laterals
quarter inch nozzles 40 ft. apart on laterals

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. irrigation of agricultural crops, said water is used on the south
half of section 29, Twp 3 North, Range 36, E.B.M., Bonneville County
Idaho

B26314

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. irrigation purposes

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. _____

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. owner

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. _____

none

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. _____

none

(Sign) _____

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Idaho Falls, County of Bonneville, State of Idaho, on this 15th day of July, A. D. 1957.

My commission expires 1/22/60

826314

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 25 1957
Department of Reclamation

Permit No. G-26314

Proof of Application of Water to Beneficial Use

Deposition of Witness and Completion of Works

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. J. O. White, 56 yrs, Idaho Falls, District man for
Wintroath Pumps Inc., Idaho Falls, Idaho

Ques. 2. Are you acquainted with A.A. Merrill, the
holder of Permit No. G-26314? How long have you known him and where does
he reside?

Ans. Many years, Idaho Falls, Idaho

Ques. 3. Have you read or heard read said Permit No. G-26314, and are you
familiar with its provisions and conditions?

Ans. yes

Ques. 4. State source of water supply, place of diversion, and describe works for con-
veying water from point of diversion to place of use.

Ans. Underground deep well, NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ Section 29, Twp 3 North
Range 36, E.B.M., Bonneville County, Idaho; regular sprinkling
system, 10" main line pipe and 4" laterals, quarter inch nozzles

Ques. 5. How many second feet of water do you estimate said works will safely con-
duct to place of use, and how much water have you seen being so conveyed?

Ans. approximately 283.5 miners inches

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons
per minute have you seen the pump deliver, and how did you measure or estimate the
amount?

Ans. 2300 gallons per minute; capacity of pump is 2300 gallons
per minute

26314

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation of agricultural crops, irrigates all of the South
half of Section 29, Twp 3 North Range 36, E.B.M., Bonneville
County, Idaho

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. _____

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

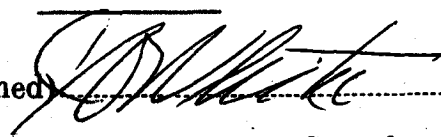
Ans. volcanic ash and one inch to the acre

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

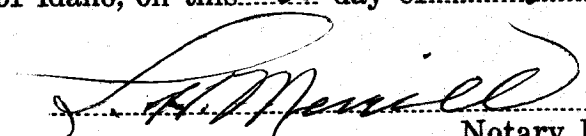
Ans. no

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. During the irrigation season of 1956 and 1957, the plant
is in operation at the present time.

(Signed) 

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Idaho Falls,
County of Bonneville, State of Idaho, on this 15th day of July,
A. D. 19 57.


Notary Public.

My commission expires 1/28/60

826314

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 25 1957
Department of Reclamation

Permit No. G-26314

Proof of Application of Water to Beneficial Use

Deposition of Witness and Completion of Works

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Keith R. Taylor, 40, 234 E 23rd st. Idaho Falls, Idaho,
salesman

Ques. 2. Are you acquainted with A.A. Merrill, the
holder of Permit No. G-26314? How long have you known him and where does
he reside?

Ans. Many years, Idaho Falls, Idaho

Ques. 3. Have you read or heard read said Permit No. G-26314, and are you
familiar with its provisions and conditions?

Ans. yes

Ques. 4. State source of water supply, place of diversion, and describe works for con-
veying water from point of diversion to place of use.

Ans. Underground deep well, NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ Section 29, Twp 3 North
Range 36, E.B.M., Bonneville County, Idaho; regular sprinkling
system, 10" main line pipe and 4" laterals, quarter inch nozzles

Ques. 5. How many second feet of water do you estimate said works will safely con-
duct to place of use, and how much water have you seen being so conveyed?

Ans. approximately 283.5 miners inches

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons
per minute have you seen the pump deliver, and how did you measure or estimate the
amount?

Ans. 2300 gallons per minute; capacity of pump is 2300 gallons
per minute

526314

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation of agricultural crops, irrigates all of the South
half of Section 29, Twp 3 North Range 36, E.B.M., Bonneville
County, Idaho

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. _____

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Volcanic ash and one inch to the acre.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. no

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. During the irrigation season of 1956 and 1957, the plant
is in operation at the present time.

(Signed) _____

Keith R. Taylor

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Idaho Falls,
County of Bonneville, State of Idaho, on this 15th day of July,
A. D. 19 57...

L. A. Maurice
Notary Public.

My commission expires 1/28/60

6314

RECEIVED
JUL 25 1957
Department of Reclamation

Proof of Publication

State of Idaho, }
County of Bonneville } ss.

I, Edwin F. McDermott, first being duly sworn, deposes and says: That I am the Principal Clerk of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers having been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eight (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for four consecutive weeks, first publication having been made on the 7th day of June, 1957, last publication having been made on the 28th day of June, 1957, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 28th day of June, 1957

Edwin F. McDermott

Karl S. Salas

Notary Public

My commission expires April 5, 1959

B10, 1M, 2-57

NOTICE OF PROOF OF COMPLETION OF WORKS

and APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 A.M., on the 1st day of July, 1957, at Idaho Falls, County of Bonneville, State of Idaho, before L. H. Merrill, proof will be submitted of the completion of works for the diversion of 5.67 cubic feet per second of underground waters from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G 26314 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are A. A. Merrill, Box 271, Idaho Falls, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 5.67 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 5.67 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Sec 29

Twp 3 North Range 36, E.B.M., Bonneville County, Idaho.

5. The place where said water is used is the South Half of Section 29, Twp 3 North Range 36, E.B.M., Bonneville County, Idaho.

6. The date of priority which said user is prepared to establish is April 19, 1957.

Pub: June 7, 14, 21, 28, 1957.

S26314

The Post-Register

ESTABLISHED 1880

IDAHO FALLS, IDAHO

June 10, 1957

RECEIVED
JUN 1 1957

Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
Boise, Idaho

Dear Mr. Kulp:

This is to notify you that we received your legal advertisements,
Notice of Proof of Completion of Works, G2-6866, G2-6315, G2-6314,
and will publish them June 7, 14, 21, 28.

We hope this meets your approval.

Cordially,

THE POST-REGISTER

Shirley Nixon

Shirley Nixon
Legal Advertising

SN:bw

G26314

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

4-26314

First Public - June 7
Date: **June 4, 1957**

**Post Register
Idaho Falls, Idaho**

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **July 15, 1957** the date set for proof, the expense of the publication to be paid by the applicant, **Mr. A. A. Merrill** of **P. O. Box 271, Idaho Falls, Idaho**, to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication, in order that we may check same.

Very truly yours,

State Reclamation Engineer
By

Chief Clerk

**EFR
Encl.**

826314

ack. recd - June 11th '57

June 4, 1957

Re: Permit No. G-26314

Mr. A. A. Merrill
Counselor and Attorney at Law
Earl Building
Idaho Falls, Idaho

Dear Mr. Merrill:

We have your letter of May 31, enclosing Notice for Completion of Works and Beneficial Use Proof No. G-26314 to be made July 15, 1957.

We shall send a copy of the notice to the Post-Register with instructions to publish it once a week for four weeks prior to that date and send you the affidavit of publication together with statement of costs.

At the time set you should appear before L. H. Merrill, Notary Public, together with two disinterested witnesses who are familiar with the terms of the Permit and the work done thereunder for the purpose of executing the enclosed depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:lw

cc: L. H. Merrill, Notary Public
ncs.

A. A. MERRILL
COUNSELOR AND ATTORNEY AT LAW
EARL BUILDING
IDAHO FALLS, IDAHO
PHONE JA 2-8606

RECEIVED
JUN 3 1957
Department of Reclamation

May 31, 1957

Department of Reclamation
State Reclamation Engineer
Edna P. Rutledge, Chief Clerk
Boise, Idaho

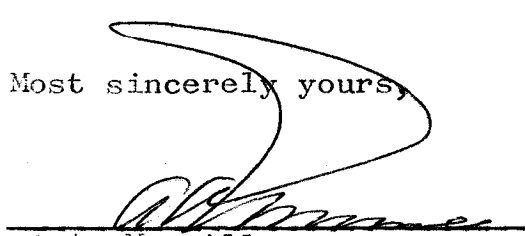
Re: Permit No. G-26314
A. A. Merrill

Dear Mrs. Rutledge,

Enclosed please find the Notice of Proof, Form 36, in duplicate, and Form 11, both relative to the above Permit.

Will you kindly send the notice to the newspaper and the forms of deposition to be executed by the permit holders and their two witnesses to me.

Most sincerely yours,


A.A. Merrill

AAM/at
enc.

D26314

RECEIVED
JUN 3 1957
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) May 22, 1957

Box 271

Address
Idaho Falls, Idaho
City State

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Post-Register of Idaho Falls, Idaho published in the county in which the works are situated.

By

A.A. Merrill

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer

B26314

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
JUN 3 1957
Department of Reclamation

Notice is hereby given that at 10 A. M., on the 15th day of July, 1957, at Idaho Falls, County of Bonneville, State of Idaho, before L. H. Merrill *✓ R*, proof will be submitted of the completion of works for the diversion of 5.67 *✓* cubic feet per second of underground waters from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G[✓]26314 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are A.A. Merrill, Box 271, Idaho Falls, Idaho

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 5.67 cubic feet per second.

3. The use to which said water has been applied is irrigation and *✓*
~~domestic~~ purposes, and the amount applied to beneficial use is 5.67 cubic feet per second.

4. The point of diversion of said water is NE¹/₄ of the SE¹/₄ of Sec 29
Twp 3 North Range 36, E.B.M., Bonneville County, Idaho

5. The place where said water is used is the South half of Section 29,
Twp 3 North Range 36, E.B.M., Bonneville County, Idaho

6. The date of priority which said user is prepared to establish is April 19, ~~1957~~
1956

B26314

State Reclamation Engineer

RMS

May 20, 1957

RE: Permit No. G-26314 - A.A. Merrill
Permit No. G-26315 - Tamco, Incorporated
Permit No. G-26866 - L.B. Holden Farm Co., Inc.

A.A. Merrill
Counselor and Attorney at Law
Earl Building
Idaho Falls, Idaho

Dear Mr. Merrill:

We have your letters of May 17, 1957, stating that each of the applicants of the Permits above mentioned are prepared to make proofs of Completion of Works and Beneficial Use on their Permits.

Before these proofs are made, the statutes require publication of a Notice once a week for four weeks in a county newspaper. This Notice should be made in duplicate on Form 36 enclosed, setting the time and place and naming the Notary Public before whom the proofs are to be made.

Both copies of Form 36 to be returned to this Department together with Form 11 which is the Permit holder's authorization for us to have the Notice published at his expense in the designated county newspaper.

We shall then send a copy of the Notice to the newspaper with instructions in regard to publishing and shall send you the forms of depositions to be executed by the Permit holders and their two witnesses in making these proofs.

The proofs may be made at any place convenient for the holders and their two witnesses but the date must be set far enough ahead to allow for four weeks publication.

Very truly yours,

MARK H. KULP
State Reclamation Engineer
By

Chief Clerk

ER:vm
Encl.

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+
G26315

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A. A. MERRILL
COUNSELOR AND ATTORNEY AT LAW
EARL BUILDING
IDAHO FALLS, IDAHO
PHONE JA 2-8606

RECEIVED
MAY 21 1957
Department of Reclamation

May 17, 1957

Department of Reclamation
State Reclamation Engineer
Edna P. Rutledge, Chief Clerk
Boise, Idaho

A.A. Merrill
Re: Permit: G-26314

Dear Mrs. Rutledge,

We are now ready for the final proof relative to the
above permit for application to appropriate the subterranean
waters of the State of Idaho.
Will you kindly send the necessary papers and advise.

Most sincerely yours,


A.A. Merrill

AAM/at

26314

June 27, 1956

Re: Permit No. 26314

Mr. Henry E. Jenkins, County Supervisor
U. S. Department of Agriculture
Farmers Home Administration
Box 700
Idaho Falls, Idaho

Dear Mr. Jenkins:

We acknowledge receipt of your letter re the Real Estate Loan for Mr. Adrian A. Merrill of Idaho Falls, Idaho, on the land pertaining to the above captioned Permit.

The Permit has been noted and the letter placed in the Permit jacket.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR

26314

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

RECEIVED
JUN 27 1956

Department of Reclamation

Box 700
Idaho Falls, Idaho

June 26, 1956

Mr. Mark Kulp
State Reclamation Engineer
State House
Boise, Idaho

Dear Mr. Kulp:

The Farmers Home Administration has this day taken a mortgage on 320 acres of property owned by Mr. Adrian A. Merrill of Idaho Falls, Idaho. The reason for this mortgage is to secure money advanced to develop underground water which is evidenced by application for permit No. G 34206 and permit No. G 26314 granted by your office April 19, 1956.

The Farmers Home Administration is requesting that you will not consent to the transfer of the use of this water covered by the permit without consent of the Farmers Home Administration.

Sincerely yours,

Henry E. Jenkins
Henry E. Jenkins
County Supervisor

26314

April 26, 1956

RE: Permit No. G-26314

Mr. A. A. Merrill
Box 271
Idaho Falls, Idaho

Dear Mr. Merrill:

We enclose Permit No. G-26314 and direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose departmental receipt No. G-1823 for the \$6.25 filing fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:hll
Enc.

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April 20, 1956

Re: Application No. G-34206

Mr. A. A. Merrill
Counsellor and Attorney at Law
Earl Building
Idaho Falls, Idaho

Dear Mr. Merrill:

Under your License Permit No. 20356 there were 5.1 c.f.s. for 1120 acres. In this 1120 acres there is a duplication of 160 acres in this present application. Since 160/1120 of 5.1 c.f.s. is .73 c.f.s. the amount applied for in this application must be reduced by that amount or 6.4 less .73 would leave 5.67 c.f.s.

Your answer to question No. 13 ~~deed on the~~ existing water of none does not agree with our records and we will therefore, change 6.4 c.f.s. to 5.67 c.f.s.

You will find enclosed a .25 cents refund which comes from the change in the quantity of water allowed.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

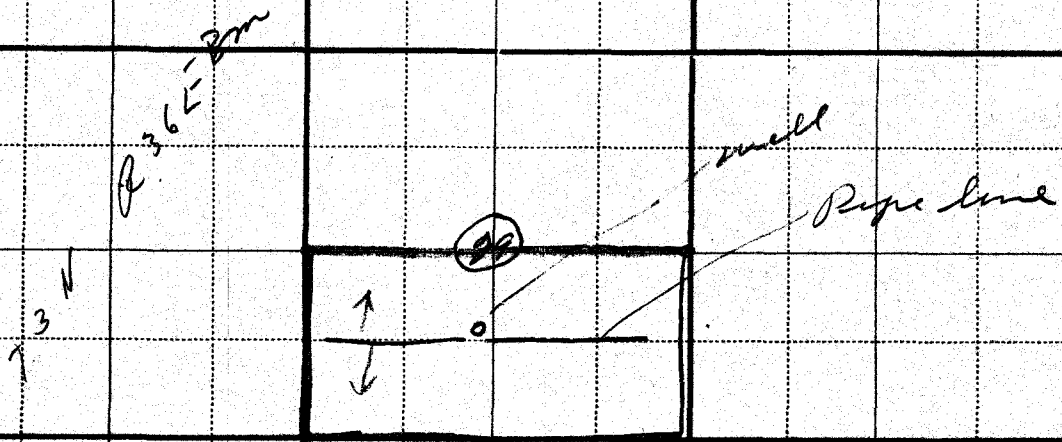
EPR
Encl.

26314

NAME OF APPLICANT

A. Merrill

Form No. 0



Permit Map No. *g* 26314

As Approved

APR 19 1956
MARK R. KULP
State Reclamation Engineer

SCALE: 2 INCHES EQUAL 1 MILE. DRAW PLAN IN INK.

26314

A.A. Merrill

P.O. Box 271, Idaho Falls, Idaho

APPLICATION FOR PERMIT

TO APPROPRIATE THE SUBTERRANEAN WATERS OF THE STATE OF IDAHO

Application No. G_____

Permit No. G_____

District No. _____

1. Name of applicant: A.A. Merrill
Post office address Box 271, Idaho Falls County Bonneville State Idaho
2. Quantity of water claimed: 220 inches
(a) Rate of withdrawal in cubic feet per second 5.67 or Idaho Miner's
inches 220 or gallons per minute _____
(b) Annual withdrawal in acre feet per annum maxium permitted under law
3. Source of water supply: underground water; water to be lifted by means of
deep well pump and motor
4. Location of point of diversion or well is in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 29,
Twp. 3 N, Rge. 36 E, B. M., County of Bonneville
5. Water is to be used for: irrigation
6. If for municipal, industrial or recreational purposes give:
(a) Point of use of water is in the _____ $\frac{1}{4}$ of the _____ $\frac{1}{4}$ of Section _____,
Twp. _____, Rge. _____, B. M.
(b) Waste water or sewage effluent is to be returned to _____
at a point in the _____ $\frac{1}{4}$ of the _____ $\frac{1}{4}$ of Section _____, Twp. _____, Rge. _____, B. M.
7. Kind of Works: deep well, trubine pump and motor
8. Estimated cost of works: \$ 37,000.00
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir: _____
10. The time required for the completion of such work and complete application of the water to the proposed use is
2 years.

S26314

Remarks: This application is made for the purpose of drilling a
deep well to obtain 320 miners inches of water for irrigating
the South Half of Section 29 by means of a turbine pump and
motor.

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.

A.A. Merrill Applicant
By A.A. Merrill, Agent

526314

Approval of State Reclamation Engineer

The number of this permit is G-----

Recorded in Book----- Page----- Approved-----

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$----- to be filed before-----

Work to begin on or before-----, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before-----
The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before-----

Witness my hand this----- day of-----, 195-----

State Reclamation Engineer

IN TESTIMONY WHEREOF, We-----, Governor of the State of Idaho,
and-----, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this----- day of-----, 195-----.

Countersigned:

STATE OF IDAHO

By-----
Secretary of State

By-----
Governor.

No. G-----	
PERMIT	
Date of first receipt at office of State Reclamation Engineer 9:00 AM 7/11 4-19 56	
Returned to applicant for correction	
Corrected application received	
6.50	
Fees, \$-----	
FILING FEES FOR USE PERMIT:	
For the first Sec. Ft.----- \$5.00	
For each additional Sec. Ft. or Fraction	
Thereof----- .25	

S26314

A. A. MERRILL
COUNSELOR AND ATTORNEY AT LAW
EARL BUILDING
IDAHO FALLS, IDAHO
—
PHONE 776

April 18, 1956

RECEIVED
APR 19 1956
Department of Reclamation

Department of Reclamation
Edna P. Rutledge, Chief Clerk
Boise, Idaho

Dear Mrs. Rutledge,

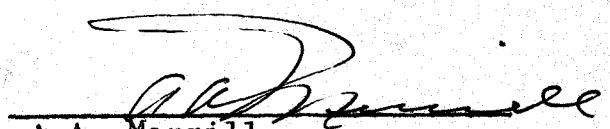
Enclosed you will please find in duplicate Application
for Permit to drill a deep water well.

This is my private application and I am making every possible
effort to have the well drilled yet this spring. Would you
please be kind enough to grant this application by return mail
if possible.

I am informed that the well driller is just about ready to
start and of course would like to have the application granted
before that time.

I am enclosing my check for \$6.50 costs. Trusting I may
hear from you by return mail, I am,

Most sincerely yours,


A.A. Merrill

AAM/at
enc.

526314