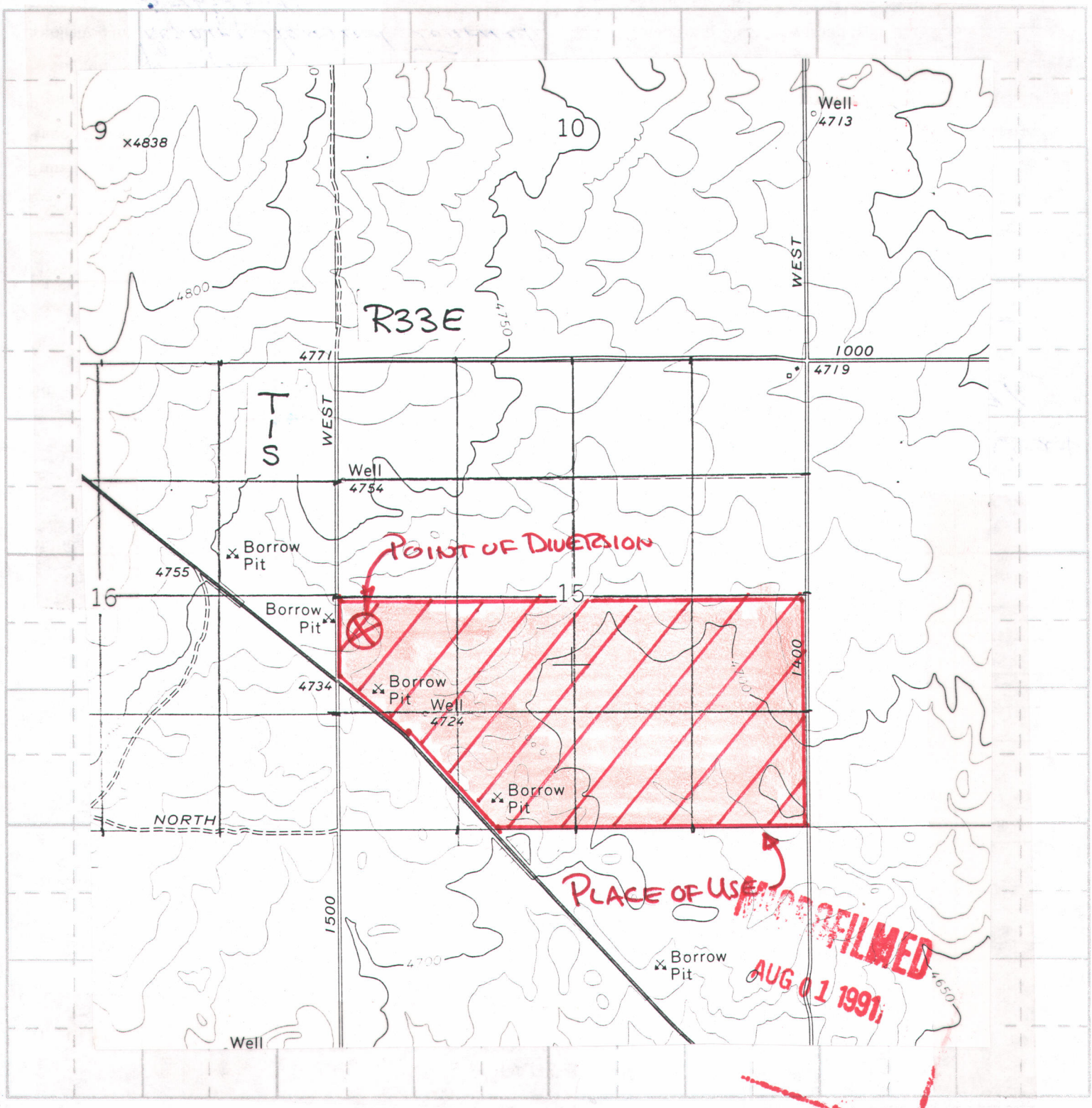
Transfer No. 3836

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

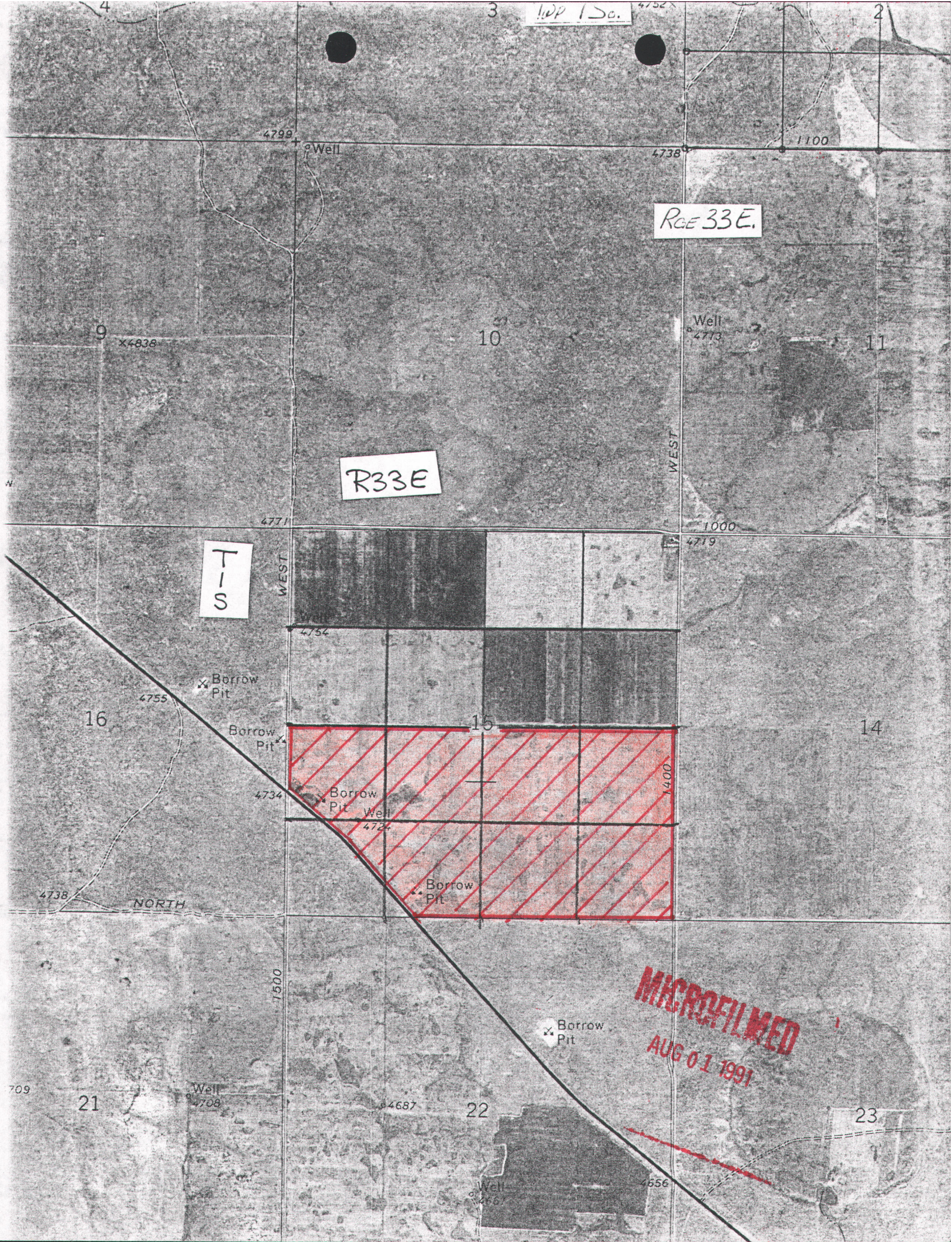
A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

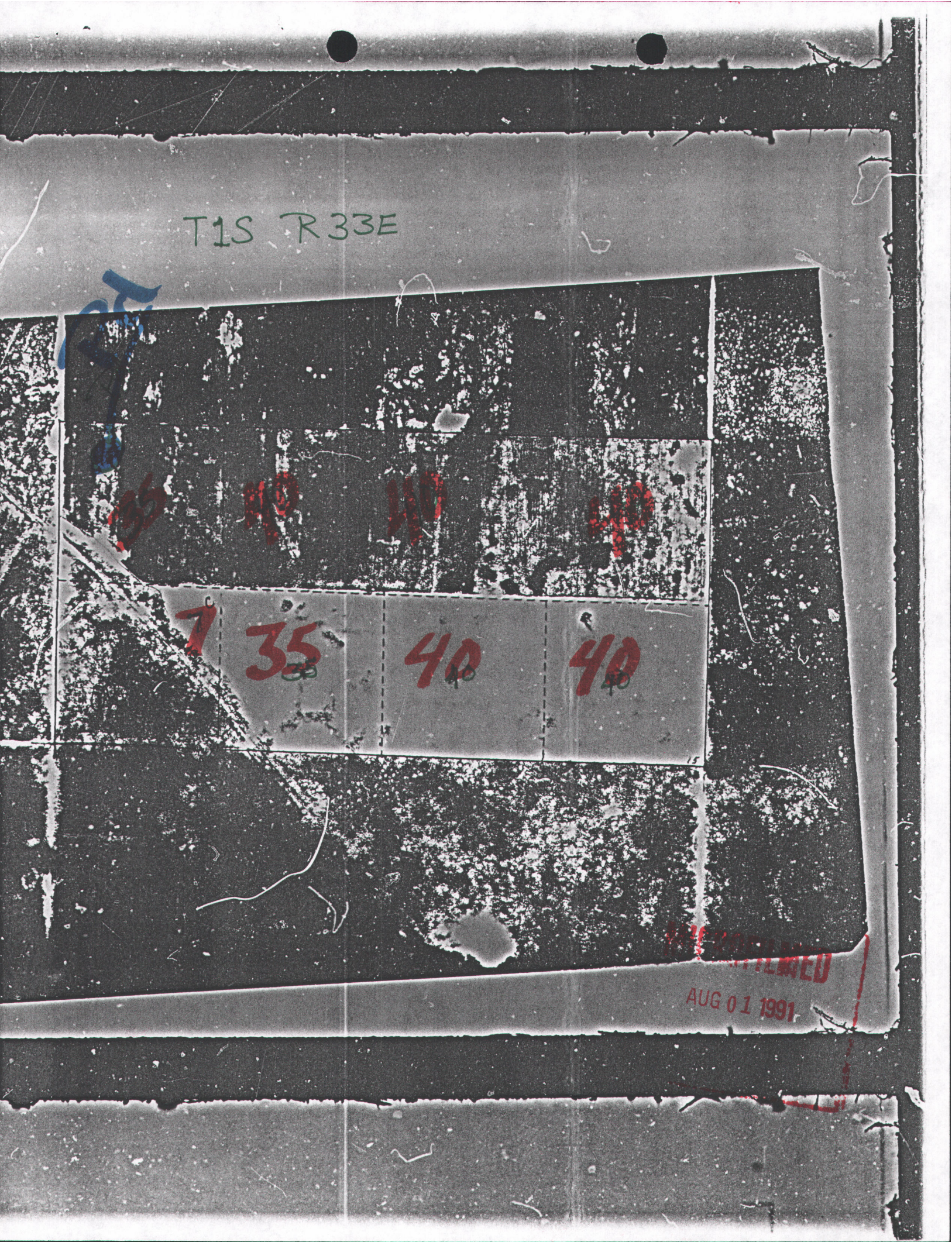


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JUL 10 1991

MICROFILMED
AUG 01 1991

SCALE: 2 inches equal 1 mile. Draw plan in ink.


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MICROFILMED
AUG 01 1991


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AUG 01 1991

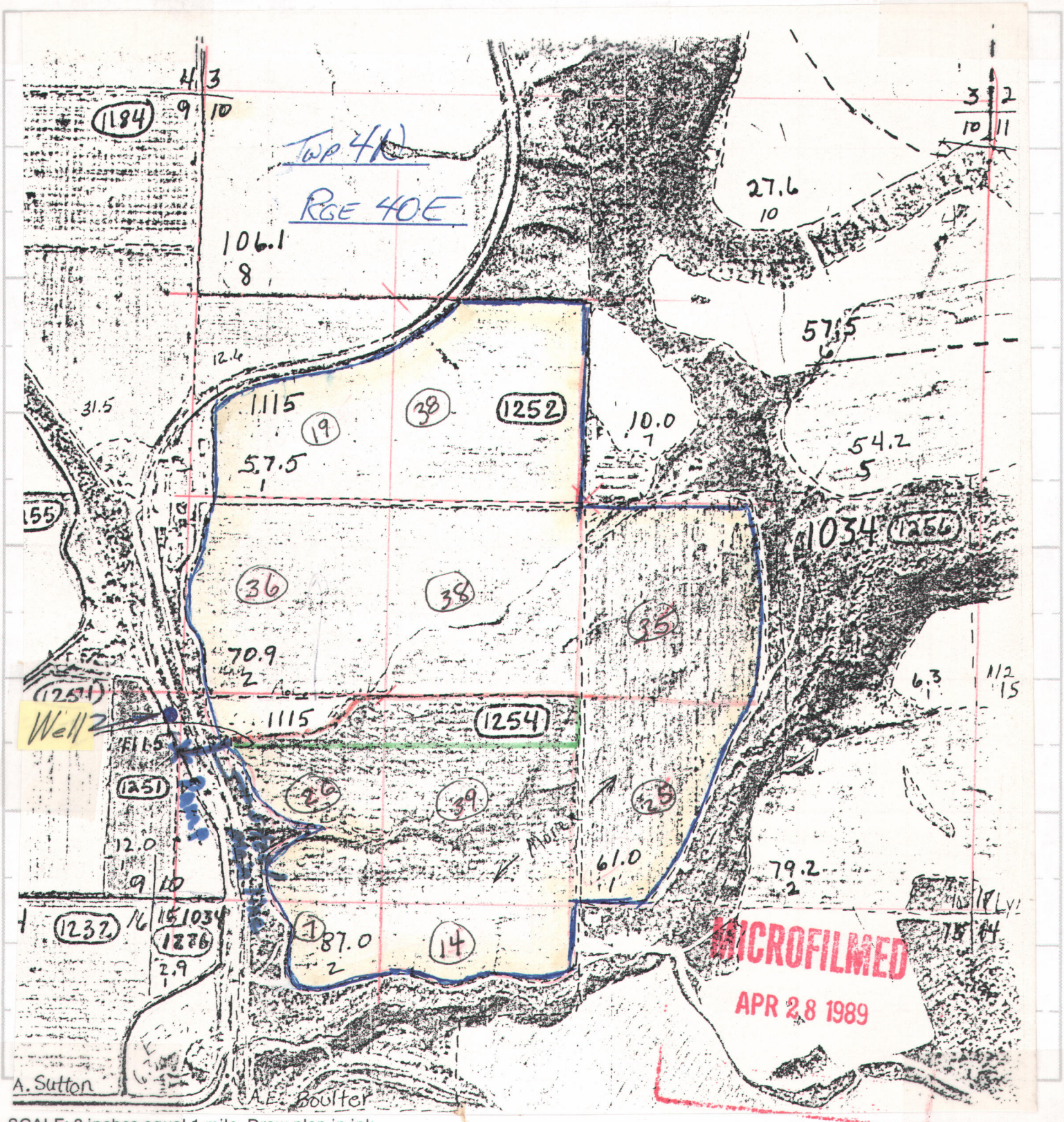
Transfer No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

THE STANDARD-JOURNAL
Rexburg, Idaho
AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Madison

I, Terry Weatherston being first duly sworn, depose and say, that I am the printer of THE STANDARD-JOURNAL, a semi-weekly newspaper printed and published semi-weekly at Rexburg, Madison ounty, Idaho; and I do solemnly swear that the

Notice Of Water Rights 352848 a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any supplement issue thereof for Two consecutive issues, the first publication having been made on Sept. 15, 1988 and the last publication having been made on Sept. 22, 1988 .

Further, that said newspaper is one of general circulation in said county; that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes; that it has at least two hundred bona fide subscribers living within the county of publication; and that it has been continuously and uninterruptedly published in said county during a period of seventy eight consecutive weeks prior to the first publication of the said notice.

Terry Weatherston

Subscribed to and sworn to before me

This September 23, 1988

(SEAL) Notary Public.

My commission expires June 8, 1993

RECEIVED
OCT 5 1988
Department of Water Resources
Eastern District Office

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 35-2848

Notice is hereby given that Floyd Wilcox & Sons, Inc., Rexburg, Idaho, have applied to the Department of Water Resources for a change in the point of diversion and place of use of water from a groundwater source. The right sought to be changed is evidenced by License No. 35-2848 and is recorded as follows:

AMOUNT: 4.03 cfs
PRIORITY: November 17, 1966
POINT OF DIVERSION: NW1/4SW1/4, Sec. 15, T. 1S, R. 33E, B.M., Bingham County;
The water is used for irrigation of 277 acres within the S1/2, Sec. 15, T. 1S, R. 33E, B.M.

TO BE CHANGED AS FOLLOWS:
The water will be diverted within the NE1/4SE1/4SE1/4, Sec. 9, T. 4N, R. 40E, B.M., Madison County; and used for irrigation of 277 acres within the S1/2NW1/4, SW1/4, W1/2SE1/4, Sec. 10, N1/2NW1/4, Sec. 15, T. 4N, R. 40E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402, on or before October 3, 1988.

R. KEITH HIGGINSON
Director

Publ. Sept. 15 & 22, 1988J

MICROFILMED
APR 28 1989

RECEIVED
OCT 4 1988
Department of Water Resources
Eastern District Office

DEPT. OF WATER RESOURCES
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 35-2848

NOTICE IS HEREBY GIVEN that Floyd Wilcox & Sons, Inc., Rexburg, Idaho, have applied to the Department of Water Resources for a change in the point of diversion and place of use of water from a groundwater source. The right sought to be changed is evidenced by License No. 35-2848 and is recorded as follows:

AMOUNT: 4.03 cfs; PRIORITY: November 17, 1966.

POINT OF DIVERSION: NW¼SW¼, Sec. 15, T. 1S, R. 33E, B.M., Bingham County.

The water is used for irrigation of 277 acres within the S½, Sec. 15, T. 1S, R. 33E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be diverted within the NE¼SE¼SE¼, Sec. 9, T. 4N, R. 40E, B.M., Madison County; and used for irrigation of 277 acres within the S½NW¼, SW¼, W½SE¼, Sec. 10, N½NW¼, Sec. 15, T. 4N, R. 40E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402, on or before October 3, 1988.

R. KEITH HIGGINSON
Director

(127)
Pub.: 9/15, 22

AFFIDAVIT of PUBLICATION

County of Bingham)
)ss
State of Idaho)

I, Michael Bell do solemnly

swear that I am the Publisher of The Morning News which is a daily newspaper of general circulaton 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: thursday 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 issue or said newspaper two consecutive weeks;

the first publication having been made on the 15th day of September, 19 88,

and the last publication having been made on the 22nd day of September, 19 88; 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.

Michael Bell

Subscribed and sworn to before me this 30th day of September, 19 88.

Kaye Dayton

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires November 10, 1988

Affidavit Processing Fee....$5.00

MICROFILMED
APR 28 1989

RECEIVED
DEC 10 1970
Department of Water Administration

AFFIDAVIT of PUBLICATION

County of Bingham
State of Idaho } ss.

I, Drury R. Brown do solemnly swear that I am the publisher of The Blackfoot News which is a daily newspaper of general circulation published each day except Saturday and Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot aforesaid for more than one year past; that said newspaper heretofore compiled 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 5th day of November, 19 70, and the last publication having been made on the 12th day of November, 19 70; that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published in the newspaper and not in a supplement.

Drury R. Brown

Subscribed and sworn to before me this 13th day of November, 19 70

Faye Dayton

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
June 1, 1969. November 10, 1972

dg
OP
12-10-70

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Cume Hall, 351 East 14th, Idaho Falls, Idaho, has received an approved Permit No. G-33326/35-2848 issued by the Idaho Department of Water Administration authorizing the diversion of 5.92 cubic feet per second of water from a ground water source. The priority to be established under this permit is November 17, 1966, and the permit was approved November 28, 1966.

Water is to be diverted by well and sprinkler system from a point within the NW¼SW¼ Sec. 15, T. 1S, R. 33E, B.M., Bingham County, to be used for irrigation in the S½ Sec. 15, T. 1S, R. 33E, B.M.

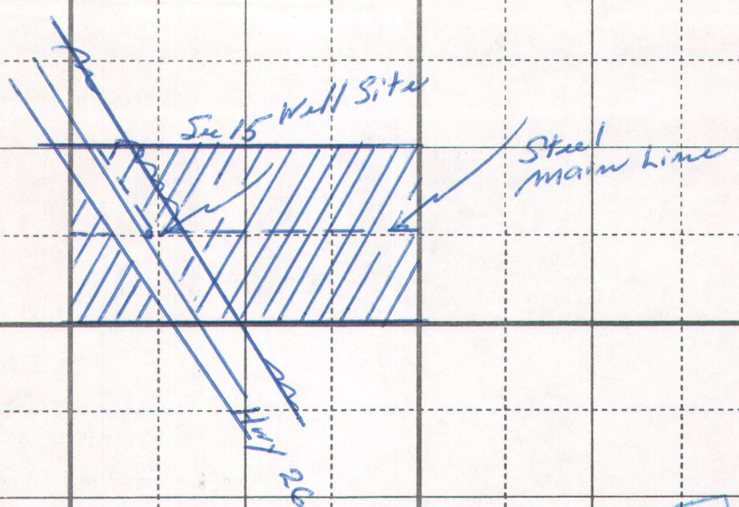
Proof of the application of the water to beneficial use is to be submitted to the Department on or before November 28, 1971. Any protests against the issuance of the license for the above referenced permit should be filed with the Idaho Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON,
Director, Idaho Dept.
of Water Administration
Statehouse, Boise, Idaho
(2536)
Pub.: 11-5 and 12

NAME OF APPLICANT Cume Hall

Form No. 0

T. 1 S R 33 E B M



APPROVED
NOV 28 1966
33326
STATE RECLAMATION ENGINEER

SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

33326

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 38330/36-2848 Priority Nov. 17, 1960 Amount 4.08 cfs

THIS IS TO CERTIFY, that CUMIE HALE

of Idaho Falls, Idaho has complied with the terms and conditions of Permit

No. 38330/36-2848 issued pursuant to Application for Permit dated November 17, 1960

and has submitted proof to the Department of Water Administration on November 8, 1971

that he has applied water to a beneficial use; an examination by the Department indicates that the works have a

capacity for the diversion of 4.08 cfs of water from a ground water source

tributary to , and that the permit holder has applied to a beneficial use &

established a right to use water as follows:

Beneficial Use	Period of Use		Rate of Diversion		Annual Volume
Irrigation	from April 1	to Nov. 1	at 4.08	c.f.s. and	900.5 acre feet or 5.5 af per acre
	from	to	at		
	from	to	at		

(both dates inclusive)

Subject, however, to the condition that no more than 4.08 cfs of water be diverted at any one time, and that the amount of water so diverted and on which such right is exercised or continued is for the purpose aforementioned and is limited to the amount which can actually be beneficially used, and shall not exceed 900.5 acre feet per year, said waters to be diverted within the NW¼ SW¼ of Sec. 16, Twp. 1 S, Rge. 33 E, B.M. in the County of Bingham

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Total
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1S	33E	16									40	35	7	35	40	40	40	40	277

Total number of acres irrigated 277

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 13 day of March, 19 74.

Director

MICROFILMED
APR 28 1989

POOR QUALITY

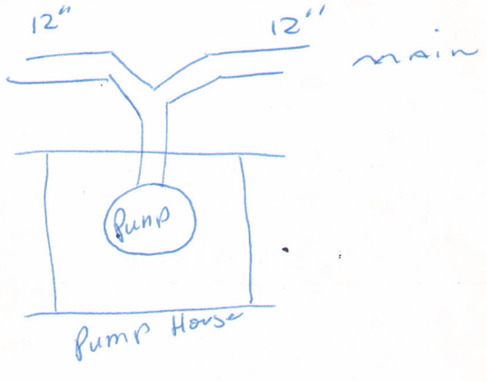
35 2848

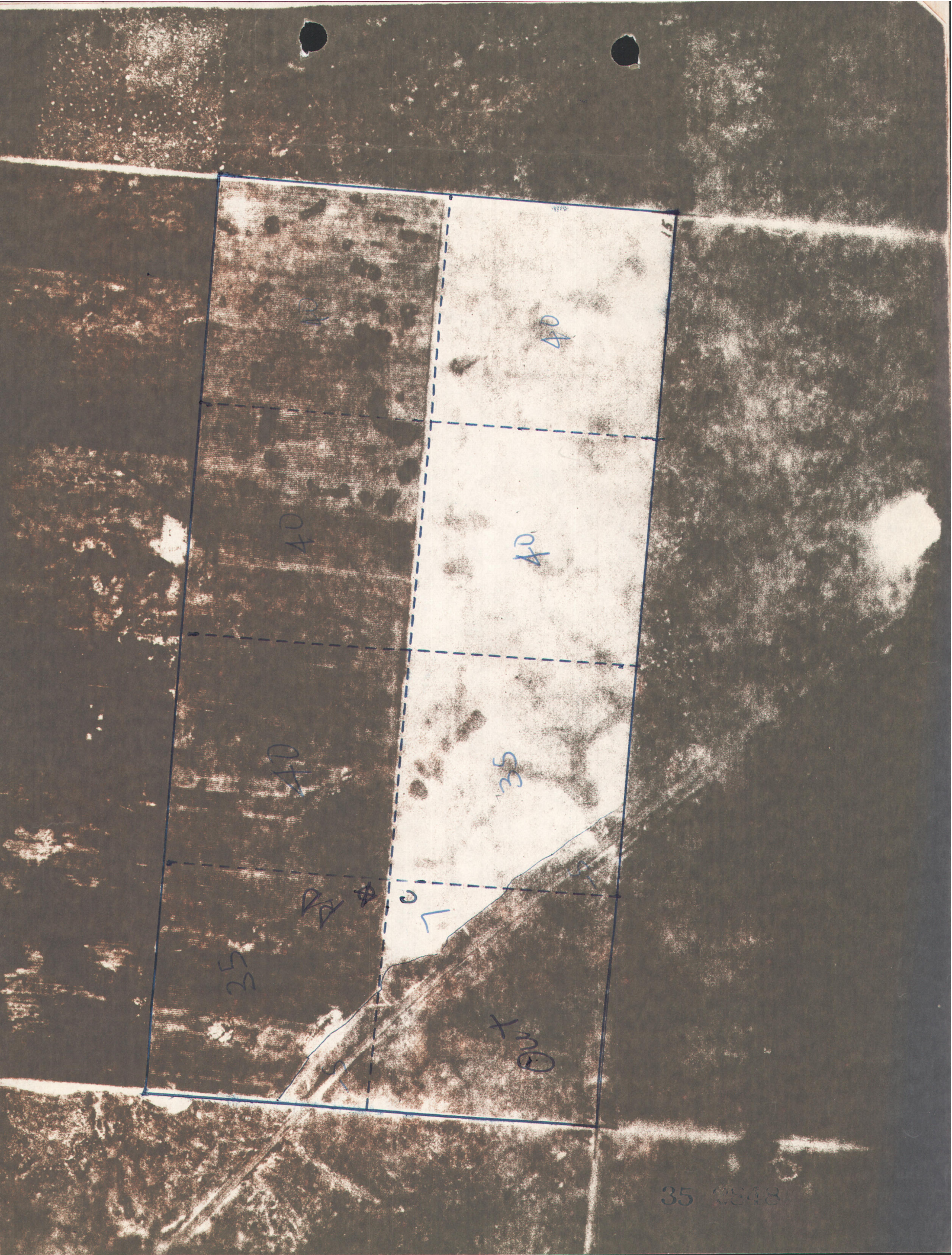
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Diagram of System




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Form 222
1-87

Page 1 of 6

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 3836

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

APPROVED

Name of applicant Triple L. Farms c/o LeRoy Wilcox Phone 356-6680

Post Office address 5555 South 5700 West Rexburg Idaho

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
   ☐ Change nature of use ☐ Change period of use ☒ Other Change Basin

2. Describe the reason for the proposed changes The company, Floyd Wilcox and sons, Inc., has split up. Mr LeRoy Wilcox bought the original place of use and water right for that place. He proposes to farm it.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1.

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
~~22-2848~~ -7634	17 Nov 1966	4.03	Irrigation	4/1 to 11/1
				to
				to
				to

2. Total amount of water being transferred 4.03 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water groundwater tributary to _____

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SW	15	1S	33E	Bingham	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
1S	33E	15									40	35	7	35	40	40	40	40	277

MICROFILMED
AUG 01 1991

Total acres 277

Transfer No. 3836

PART 1

6. General Information:

a. Description of diversion system Well, pump and sprinkler system

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes ___/___ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

None, A new application, 22-07676, has been approved. The ground is also watered with Palisades rental water.

d. Remarks:

See Transfer 3469/35-2848.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 22-7634 (TO BE RENUMBERED)

And said application is hereby APPROVED, subject to the following limitations and conditions:

1. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.
2. FAILURE TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.
3. APPROVAL OF THIS TRANSFER DOES NOT PRECLUDE THE OPPORTUNITY FOR REVIEW OF THE VALIDITY OF THE WATER RIGHT(S) IN THE ONGOING SNAKE RIVER BASIN ADJUDICATION.

UNFILMED

AUG 01 1991

Witness my hand this 22nd day of July, 19 91.

T. Alan Saxton

CHIEF, WATER ALLOCATION BUREAU

 Transfer No. 3836

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
   a. Decree No. _____ Decreed to _____
      in case of _____ vs. _____
      dated _____ in _____ county of _____
   b. License No. 22-7634 (35-2848) issued by the Idaho Department of Water Resources.
   c. Claim No. _____ on file with the Idaho Department of Water Resources.
   d. Transfer No. 3469 which produced this right.
2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:
   ☐ Tax Notice ☐ Warranty Deed ☑ Other Grant Deed.
3. Source of water Groundwater tributary to _____
4. Date or priority 17 Nov 1966
5. Water is used for the following purpose:
   amount 4.03 (cfs/ac-ft) for Irrigation purposes from 1 April to 1 November
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
6. Total amount of water under right 4.03 cubic feet per second and/or _____ acre-feet per annum.
7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	SE	SE	9	4N	40E	Madison	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
4N	40E	10							19	38	38		26	39		35	25		256
		15					14	7											21

FILED
AUG 01 1991

Total acres 277

9. Describe any other water rights used for the same purpose as described above 22-07676 Palisades Water

PART 2

Transfer No. 3836

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

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AUG 01 1991

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

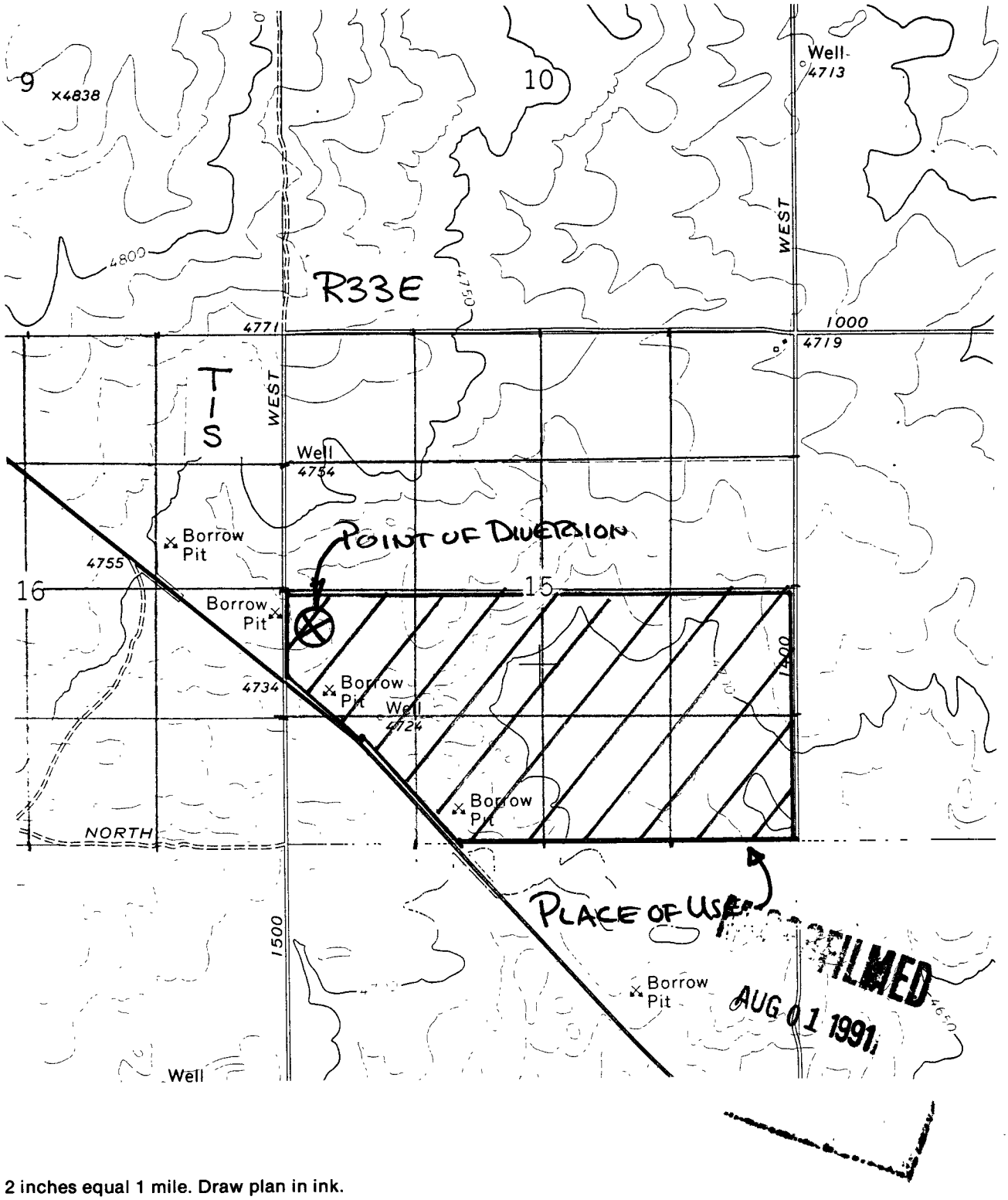
Transfer No. 3436

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



FILMED
AUG 01 1991

SCALE: 2 inches equal 1 mile. Draw plan in ink.

Transfer No. 3836

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Triple T Farms Inc. by Lurlay Wilcox
(Signature of Applicant)

Subscribed and sworn to before me this 29th day of March, 1991.

Betty J. Thompson
(Notary Public)

My commission expires 1994

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by DMB Date 29 March 1991 Protest filed by _____

Prelim. check by KCW Fee 50.00

Receipted by Jo Thompson E015881 Date 29 March 1991

Published in Rexburg Standard Journal Copies of protest forwarded by _____

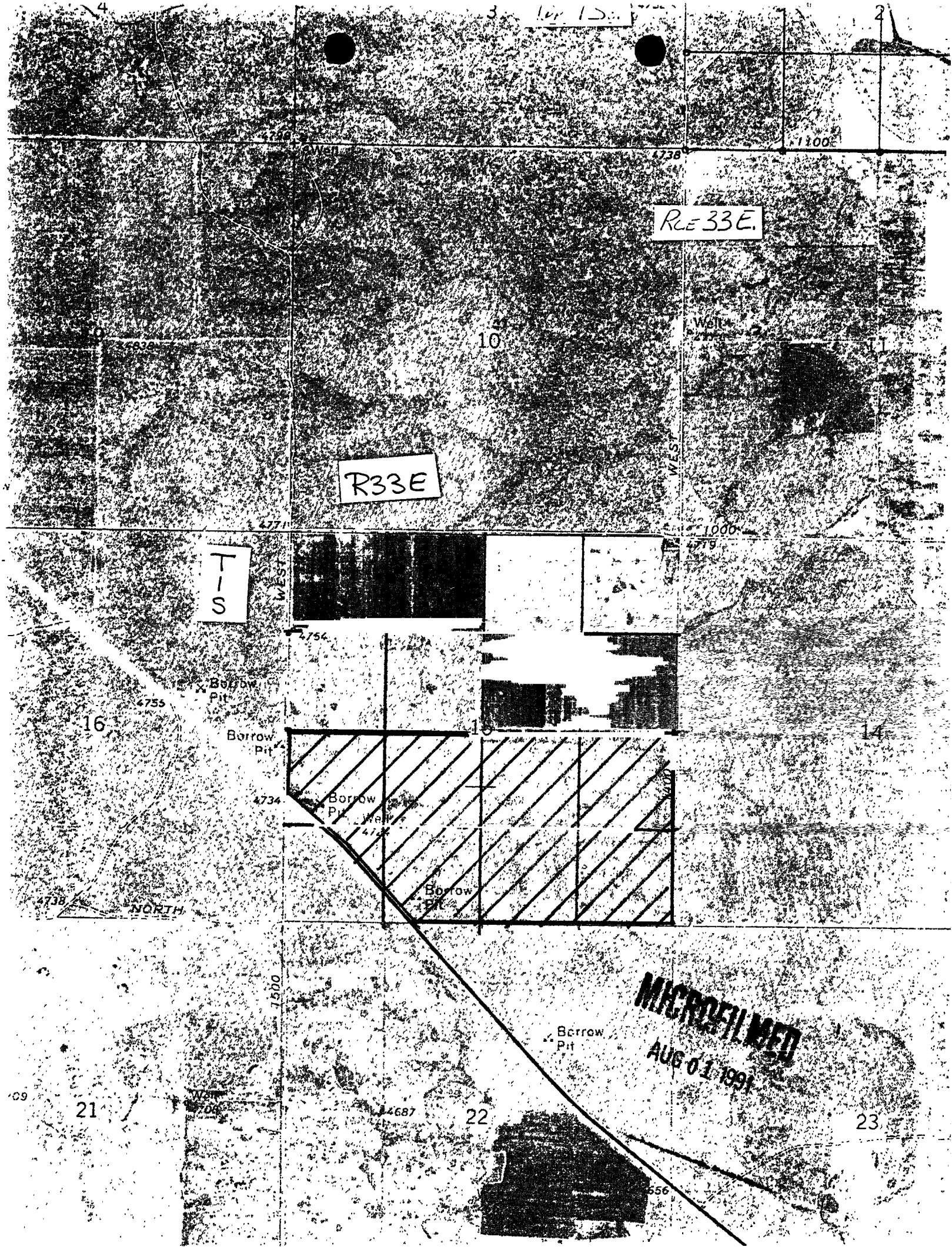
Pub. dates 5-16 & 23-91 Hearing held by _____ Date _____

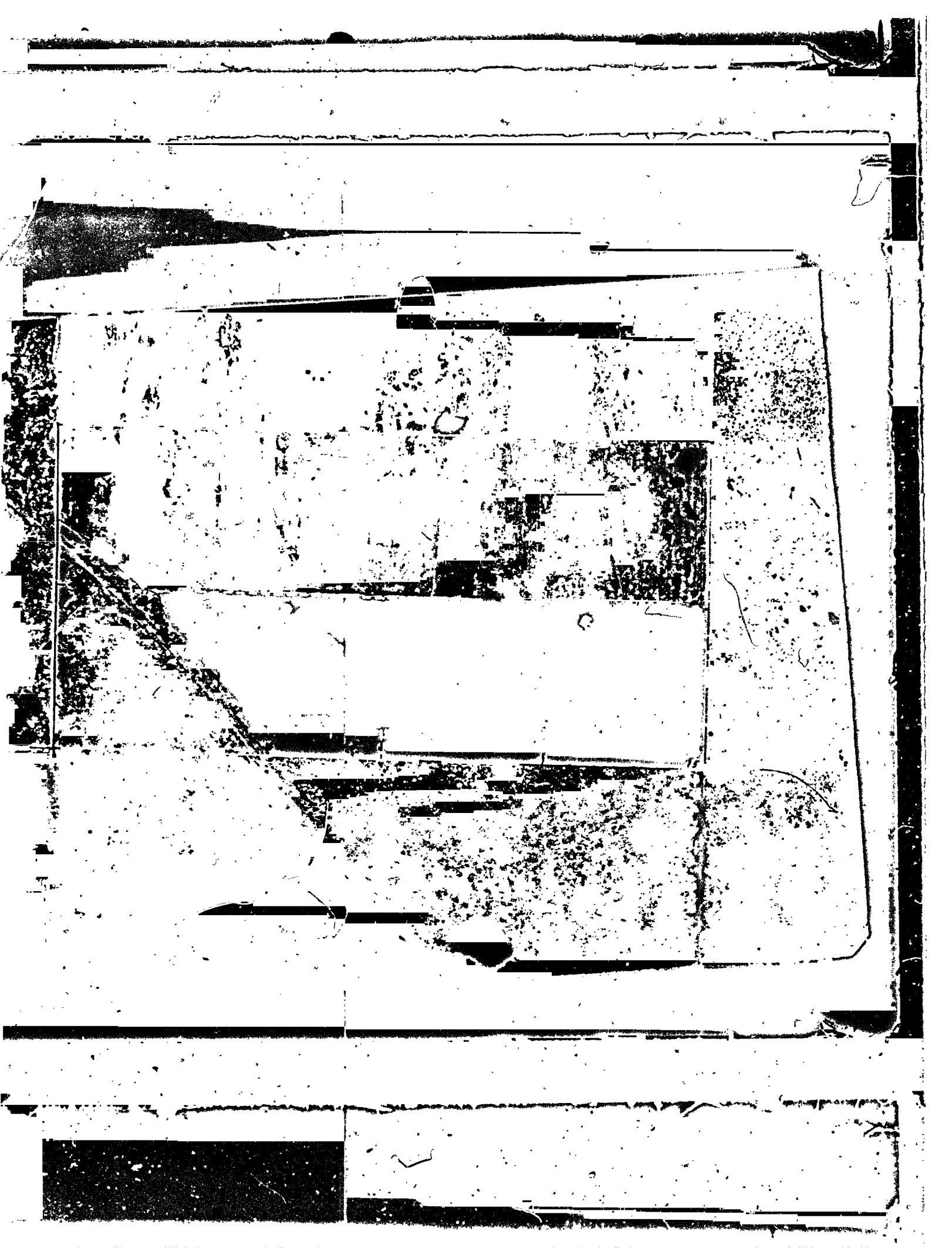
Watermaster recommendation requested on _____ Recommended for ☑ approval ☐ denial

_____ rec'd. _____ by RDC TJL 7-17-91

Copy of transfer sent to lien holder _____

MICROFILMED
AUG 01 1991


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NORTH
MICROFILMED
AUG 01 1991



GRANT DEED

FOR VALUE RECEIVED, TLR INCORPORATED, C/O Floyd Wilcox and Sons, Inc., 4891 South Highway, Rexburg, Idaho 83440, does hereby grant, bargain, sell, and convey unto TRIPLE L FARMS, INC., C/O LeRoy Wilcox, 5555 South 5700 West, Rexburg, Idaho 83440, the following described real property consisting of a water right appurtenant to farming ground in Madison County, Idaho, which water right is identified as follows:

> 4.03 cfs of water from a irrigation well with Water License issued by State of Idaho Department of Water Resources, License No. 22-7634.

The water right was originally appurtenant to property in Bingham County, Idaho which was owned by Floyd Wilcox and Sons, Inc. Floyd Wilcox and Sons, Inc. transferred the water right to TLR Incorporated and the point of diversion and place of use was changed to a farm in Madison County, Idaho. The purpose for this deed is to transfer the water right back to the farm in Bingham County, Idaho to which it was originally appurtenant; Triple L Farms, Inc. now owns that real property.

TOGETHER With any and all improvements and appurtenances thereto; rents, issues and profits thereof; and reversions and remainders.

MICROFILMED
AUG 01 1991

DATED This 21st day of March, 1991.

TLR INCORPORATED

BY: Ronald Wilcox
Ronald Wilcox, President

ATTEST: Terry Wilcox
Terry Wilcox, Secretary

STATE OF IDAHO,)
ss.
County of Madison..)

On this 21st day of March, 1991, before me, the undersigned, a Notary Public in and for said State, personally appeared Ronald Wilcox and Terry Wilcox, known to me to be the President and Secretary, respectfully, of TLR Incorporated, the corporation that executed the foregoing instrument and acknowledged to me that such corporation executed the same.

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

Kerry S. Wilcox
Notary Public for Idaho
Residing at Rexburg, Idaho
My Commission Expires: 7-10-91

MICROFILMED
AUG 01 1991

RECEIVED
JUN 3 1991
Department of Water Resources
Eastern District Office

DEPT. OF WATER RESOURCES
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

NOTICE OF PROPOSED CHANGE OF A WATER RIGHT NO. 22-7634

NOTICE is hereby given that Triple L. Farms, Rexburg, Idaho, has applied to the Department of Water Resources to Change point of diversion and place of use of the waters of a groundwater source. The right sought to be changed is evidenced by a License and recorded as follows:

LICENSE NO. 22-7634.
AMOUNT: 4.03 cfs
PRIORITY: November 17, 1966.
POINT(s) OF DIVERSION: NESESE, Sec. 9, T. 4N, R. 40E, MADISON COUNTY.

The water is used from April 1 to November 1 to irrigate 277 acres within the S½NW, SW, W½SE, Sec. 10; N½NW, Sec. 15, T 4N, R. 40E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be diverted from the NWSW, Sec. 15, T. 1S, R. 33E, and used to irrigate within the S½, Sec. 15, T. 1S, R. 33E, BINGHAM COUNTY.

Any protests against the proposed change must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, Idaho, 83402, on or before JUNE 3, 1991.

R. KEITH HIGGINSON
Director

(1166)
Pub.: 5/16, 23

AFFIDAVIT of PUBLICATION

County of Bingham)
)ss
State of Idaho)

I, Jacqueline Graham do solemnly

swear that I am the legal coordinator of The Morning News which is a daily newspaper of general circulaton 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: 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 issue or said

newspaper two consecutive weeks,

the first publication having been made on the

16th day of May, 19 91;

and the last publication having been made on the 23rd day of May, 19 91; 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.

On this 30th day of May, in the year 19 91 before me a Notary Public of said State, personally appeared Jacqueline Graham

known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
November 10, 1994

Affidavit Processsing Fee..... $5.00

MICROFILMED
AUG 01 1991

Form 222
1-87

Page 1 of 6

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 3469

APPLICATION FOR TRANSFER OF WATER RIGHT

APPROVED

PART 1

Name of applicant Floyd Wilcox & Sons, Inc. Phone 356-6668 - 6681

Post Office address 4891 South Highway, Rexburg, ID 83440

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
   ☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes Property appurtenant to license is not being farmed and water can be used on cultivated farm land where irrigation is being converted from surface water sprinkler to groundwater sprinkler.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1.

Right Number	Priority	Amount (cfs/~~ac-ft~~)	Nature of Use	Period of Use
22-7634 ~~35-2848~~	Nov. 17, 1966	4.03	Irrigation	4/1 to 11/1
				to
				to
				to

2. Total amount of water being transferred 4.03 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water groundwater tributary to _____

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	SE	SE	9	4N	40E	Madison	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
4N	40E	10							19	38	38	36	26	39		35	25		256
		15					14	7											21

MICROFILMED
APR 28 1989

Total acres 277

PART 1

6. General Information:

a. Description of diversion system well & pump & sprinkler system

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

Property is not being farmed and hopefully will qualify for conservation reserve program in 1989

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 35-2848

And said application is hereby APPROVED, subject to the following limitations and conditions:

1. The Director maintains jurisdiction of this transfer up to five (5) years for the purpose of determining potential interference with and the protection of existing rights, both junior and senior, in the vicinity of the transferred point of diversion.

2. The use of water on the lands to which the above referenced water right was appurtenant is hereby abandoned and failure to put the water to beneficial use within five (5) years of the date of the approval of this transfer on the new land identified under item B.5 shall constitute loss or forfeiture of the water right.

Witness my hand this 16th day of March, 1989.

L. Glen Saxton

Chief, Water Alloc. Bureau

Transfer No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

   a. Decree No. _____ Decreed to _____

   in case of _____ vs. _____

   dated _____ in _____ county of _____

   b. License No. 35-2848 issued by the Idaho Department of Water Resources.

   c. Claim No. _____ on file with the Idaho Department of Water Resources.

   d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

   ☒ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water groundwater tributary to _____

4. Date or priority November 17, 1966

5. Water is used for the following purpose:

   amount 4.03 (cfs/ac-ft) for Irrigation purposes from 4/1 to 11/1
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____

6. Total amount of water under right 4.03 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SW	15	1S	33E	Bingham	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
1S	33E	15									40	35	7	35	40	40	40	40	277

MICROFILMED
APR 28 1989

Total acres 277

9. Describe any other water rights used for the same purpose as described above None

Page _____ of _____ **PART 2** Transfer No. _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

RECEIVED
APR 28 1989

Total acres _____

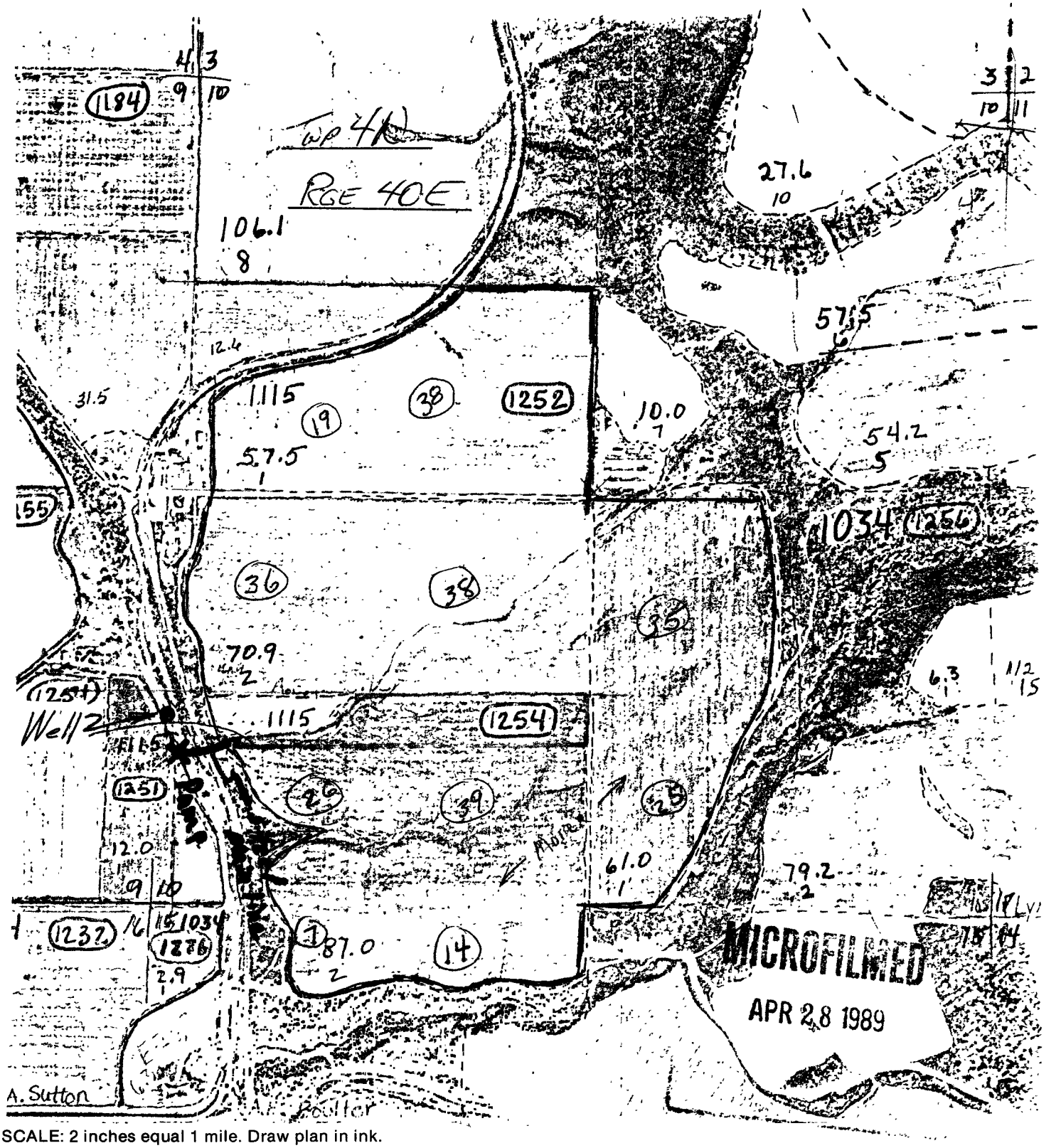
Transfer No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

Transfer No. _____

PART 3

B. CHANGES IN NATURE OF USE

1. New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
			_____ to _____
			_____ to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Keith Wilson president
(Signature of Applicant)

Subscribed and sworn to before me this 28th day of July, 19 88.

Ernest Carlson
(Notary Public)

My commission expires 14 June 1994

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 2 attachments

Received by EMC Date 28 July 1988 Protest filed by _____

Prelim. check by KCW Fee 8-2-1988 _____

Receipted by EMC Date 28 July 1988 #E000940 _____

Published in Morning News & Standard-Trnl Copies of protest forwarded by _____

Pub. dates 9-15 & 9-22-88 dg Hearing held by _____ Date _____

Watermaster recommendation requested on N.A Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by ~~RDC~~ Sum Gary

Copy of transfer sent to lien holder _____

MICROFILMED
APR 28 1989

HEBER HANSEN
Bingham County Assessor
P.O. Box 310
Blackfoot, ID 83221

THIS IS NOT A BILL

Presorted
First Class Mail
U.S. Postage Paid
Permit No 196
Blackfoot, ID 83221

CATEGORY DESCRIPTION	LOTS/ACRES	MARKET VALUE
1 IRRGTD AG	279.000 AC	48,700
19 WASTE	10.000 AC	
TOTALS	289.000	48,700

TAXPAYERS 1988 VALUATION ASSESSMENT NOTICE

Taxes are based on the valuation listed on this statement

IF THERE ARE ANY QUESTIONS REGARDING THIS STATEMENT NOTIFY THE ASSESSOR'S OFFICE BEFORE

JULY 11, 1988

See the reverse side for further references

KEEP THIS COPY FOR YOUR RECORDS

ADDRESS CORRECTION REQUESTED

Mail To:
WILCOX, FLOYD AND SONS INC
4891 SOUTH HWY
REXBURG ID 83440

T1S R33E SEC 15
S2 N OF HW

PROPERTY ADDRESS

PARCEL NO. RP 0111200 A TAX CODE 8-00

MICROFILMED
APR 28 1989

THE STANDARD-JOURNAL
Rexburg, Idaho
AFFIDAVIT OF PUBLICATION

STATE OF IDAHO
County of Madison

I, Terry Weatherston being first duly sworn, depose and say, that I am the printer of THE STANDARD-JOURNAL, a semi-weekly newspaper printed and published semi-weekly at Rexburg, Madison ounty, Idaho: and I do solemnly swear that the

Notice Of Water Rights 352848 a copy of which notice appears attached hereto, was published in the regular and entire issue of said newspaper, and not in any supplement issue thereof for Two consecutive issues, the first publication having been made on Sept. 15, 1988 and the last publication having been made on Sept. 22, 1988 .

Further, that said newspaper is one of general circulation in said county: that it is a legal newspaper, conforming to legal specifications under the Idaho Statutes: that it has at least two hundred bona fide subscribers living within the county of publication; and that it has been continuously and uninterruptedly published in said county during a period of seventy eight consecutive weeks prior to the first publication of the said notice.

Terry Weatherston

Subscribed to and sworn to before me

This September 23, 1988

Gayle C. Lords

(SEAL) Notary Public.

My commission expires June 8, 1993

RECEIVED
OCT 5 1988
Department of Water Resources
Eastern District Office

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 35-2848

Notice is hereby given that Floyd Wilcox & Sons, Inc., Rexburg, Idaho, have applied to the Department of Water Resources for a change in the point of diversion and place of use of water from a groundwater source. The right sought to be changed is evidenced by License No. 35-2848 and is recorded as follows:

AMOUNT: 4.03 cfs
PRIORITY: November 17, 1966
POINT OF DIVERSION: NW1/4SW1/4, Sec. 15, T. 1S, R. 33E, B.M., Bingham County;
The water is used for irrigation of 277 acres within the S1/2, Sec. 15, T. 1S, R. 33E, B.M.

TO BE CHANGED AS FOLLOWS:
The water will be diverted within the NE1/4SE1/4SE1/4, Sec. 9, T. 4N, R. 40E, B.M., Madison County; and used for irrigation of 277 acres within the S1/2NW1/4, SW1/4, W1/2SE1/4, Sec. 10, N1/2NW1/4, Sec. 15, T. 4N, R. 40E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402, on or before October 3, 1988.

R. KEITH HIGGINSON
Director

Publ. Sept. 15 & 22, 1988J

MICROFILMED
APR 28 1989

RECEIVED
OCT 4 1988
Department of Water Resources
Eastern District Office

DEPT. OF WATER RESOURCES
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 35-2848

NOTICE IS HEREBY GIVEN that Floyd Wilcox & Sons, Inc., Rexburg, Idaho, have applied to the Department of Water Resources for a change in the point of diversion and place of use of water from a groundwater source. The right sought to be changed is evidenced by License No. 35-2848 and is recorded as follows:

AMOUNT: 4.03 cfs; PRIORITY: November 17, 1966.

POINT OF DIVERSION: NW¼SW¼, Sec. 15, T. 1S, R. 33E, B.M., Bingham County.

The water is used for irrigation of 277 acres within the S½, Sec. 15, T. 1S, R. 33E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be diverted within the NE¼SE¼SE¼, Sec. 9, T. 4N, R. 40E, B.M., Madison County; and used for irrigation of 277 acres within the S½NW¼, SW¼, W½SE¼, Sec. 10, N½NW¼, Sec. 15, T. 4N, R. 40E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402, on or before October 3, 1988.

R. KEITH HIGGINSON
Director

(127)
Pub.: 9/15, 22

RECEIVED
APR 28 1989

AFFIDAVIT of PUBLICATION

County of Bingham)
)ss
State of Idaho)

I, Michael Bell do solemnly

swear that I am the Publisher of The Morning News which is a daily newspaper of general circulaton 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: thursday 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 issue or said newspaper two consecutive weeks;

the first publication having been made on the 15th day of September, 19 88,

and the last publication having been made on the 22nd day of September, 19 88;

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.

Michael Bell

Subscribed and sworn to before me this 30th day of September, 19 88.

Kaye Dayton

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires November 10, 1988

Affidavit Processing Fee....$5.00

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 33326/~~35-2848~~ 22-7634 Priority Nov. 17, 1966 Amount 4.03 cfs

THIS IS TO CERTIFY, that CUME HALL

of Idaho Falls, Idaho, has complied with the terms and conditions of Permit No. 33326/35-2848 issued pursuant to Application for Permit dated November 17, 1966, and has submitted proof to the Department of Water Administration on November 8, 1971, that he has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity for the diversion of 4.03 cfs of water from a ground water source, tributary to _____, and that the permit holder has applied to a beneficial use & established a right to use water as follows:

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
Irrigation	from April 1	to Nov. 1	at 4.03 cfs and	969.5 acre feet or 3.5 af per acre
	from	to	at cfs and	
	from	to	at cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 4.03 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 969.5 acre feet per year, said waters to be diverted within the $NW\frac{1}{4}SW\frac{1}{4}$ of Sec. 15, Twp. 1 S, Rge. 33 E, B.M. in the County of Bingham

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1S	33E	15									40	35	7	35	40	40	40	40	277

Total number of acres irrigated 277

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 13 day of March, 19 74.

Director

22-7634 ~~35-2848~~

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-33326/35-2848 in the name of CUME HALL	ORDER MODIFYING REQUIREMENTS FOR COMPLETION OF PERMIT TO APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

WHEREAS, on August 1, 1968, the Department of Water Administration adopted Rules of Practice and Procedure for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. G-33326 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedure as follows:

1. The above numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above numbered permit are modified as follows:
   a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.

Dated this 12TH day of October, 1970.

R. KEITH HIGGINSON
Director

35-2848
33326

✓ G 33326
WD.
35-

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 41540
Permit No. G- 33326
District No.

1. Name of Applicant: Cume Hall

   Postoffice address: 351 E. 14th, Idaho Falls County: Bonneville State: Idaho

2. Quantity of water claimed:

   (a) Rate of withdrawal in cubic feet per second 5.92 or Idaho Miners' inches 296 or gallons per minute

   (b) Annual withdrawal in acre feet per annum

3. Source of water supply: Subterranean

4. Location of point of diversion or well is in the NW ¼ of the SW ¼ of Section 15 Twp. 1 S , Rge. 33 E , B.M., County of Bingham

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 ¼ of the ¼ of Section , Twp. Rge. , B. M.

   (b) Waste water or sewage effluent is to be returned to at a point in the ¼ of the ¼ of Section , Twp. , Rge. , B. M.

7. Kind of works: Sprinkler irrigation

8. Estimated cost of works: $ 40,000.00

9. (a) Is reservoir to be used?

   (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 years. 5

11. If applicant is a corporation, give:

   I. (a) Date and place of incorporation:

   (b) Amount of capital stock: $ 8,000.00 (c) Amount paid in: $

   (d) Names and addresses of directors:

   II. The financial resources of the applicant are (a) Cash on hand: $ 8,000.00

   (b) Treasury stock: (c) Bonds to be issued:

   (d) Other resources: Long term finance. Land is clear.

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.

Remarks:

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.

Cume Hall *Applicant.*

By /s/ THOMAS B. SLAYTON *Agent.*

Date of first receipt at Department of Reclamation: November 17, 1966 9:00 A.M.

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 33326

Recorded in Book 116 Page 33326 Approved November 28, 1966

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 and to continue deligently 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 May 28, 1969

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before November 28, 1971

Witness my hand this 28th day of November, 1966. /s/ R. KEITH HIGGINSON
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho, and LOUIS E. CLAPP, 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 28th day of November, 1966

Countersigned: STATE OF IDAHO

(SEAL)

By /s/ LOUIS E. CLAPP
Secretary of State.

By /s/ W. E. DREVLOW, Acting
Governor

12.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1 S	33E	15									40	34	31	31	40	40	40	40	296

LICENSE ISSUED FOR 4.03 SEC. FT.
LICENSE PAG. NO. _____

AFFIDAVIT of PUBLICATION

County of Bingham)
State of Idaho) ss.

I, Drury R. Brown do solemnly swear that I am the publisher of The Blackfoot News which is a daily newspaper of general circulation published each day except Saturday and Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot aforesaid for more than one year past; that said newspaper heretofore compiled 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 5th day of November, 19 70, and the last publication having been made on the 12th day of November, 19 70; that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published in the newspaper and not in a supplement.

Drury R. Brown

Subscribed and sworn to before me this 13th day of November, 19 70

Faye Dalton

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
June 1, 1969. November 10, 1972

NOTICE OF EXISTING [redacted] WATER PERMIT

[redacted] hereby given that Cu[redacted]1 East 14th, Idaho F[redacted] has received an a[redacted] Permit No. [redacted]848 issued by the [redacted] Department of Water Admin[redacted]n authorizing the diversion of 5.92 cubic feet per seco[redacted] wat[redacted] be esta[redacted] permit is Nov[redacted] 1966, and the permit was approved November 28, 1966.

Water is to be diverted by well and sprinkler system from a point within the [redacted] Sec. 15, T. 1S, R. 3[redacted] Bingham County, [redacted]r irrigation in the S[redacted]S, R. 33E, B.M.

Proo[redacted]ation of the water t[redacted]use is to be submit[redacted]Department on or before [redacted]mber 28, 1971. Any protests against the issuance of the [redacted] for the above re[redacted] be filed w[redacted]nt of W[redacted] ten (10[redacted] of pub[redacted] prior to the [redacted]ermit. Licensing may co[redacted] prior to the date beneficial use proof is due without further notice.

R. KEITH [redacted]MSON,
Direc[redacted]ept.
of Wate[redacted]n
Statehous[redacted]o
(2536)
Pub.: 11-5 and 12

Form No. 3
5 M-1-65

Address all communications to:

P. O.

APPLICATION FOR PERMIT

TO APPROPRIATE THE SUBTERRANEAN WATERS OF THE STATE OF IDAHO

Application No. G 41540

Permit No. G 33326

Water District No.

RECEIVED
NOV 17 1966
9:00 A.M.
Department of Reclamation

1. Name of applicant: Cume Hall

Post office address 351 E St 14th Idaho Falls County Bonneville State Idaho

2. Quantity of water claimed: 296 Miner Inches

3. Source of water supply: Subterranean

4. Location of point of diversion or well is in the NW ¼ of the SW ¼ of Section 15,

Twp. 1 S, Rge. 33 E, B.M., County of Bingham

5. Water is to be used for: Irrigation

6. If for domestic, municipal, industrial or recreational purposes give:

(a) Point of use of water is in the ¼ of the ¼ of Section,

Twp., Rge., B.M.

(b) Waste water or sewage effluent is to be returned to

at a point in the ¼ of the ¼ of Section, Twp., Rge., B.M.

7. Kind of Works: Sprinkler Irrigation

8. Estimated cost of works: $ 40,000.00

9. (a) Is reservoir to be used?

(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

X 5 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:

33326

(Continued)

II. The financial resources of the applicant are: (a) Cash on hand: $ 8000.00

(b) Treasury stock: _____ (c) Bonds to be issued: _____

(d) Other resources: Long Term Finance Land is clear

12. The land to be irrigated is described in the following tabulation:

(Give irrigable acreage in each 40-acre subdivision)

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
15	33EBM	15									40	34	31	31	40	40	40	40	296

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.

33326

Remarks:

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.

Cuma Hall
Applicant

By Thomas B. Clayton, Agent

333226

Approval of State Reclamation Engineer

The number of this permit is G 33326

Recorded in Book 116 Page 33326 Approved NOV 28 1966

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 _____

One-fifth of the work above specified to be completed on or before May 28, 1969
The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before November 28, 1971

Witness my hand this 28th day of November, 1966.

R. Keith Higginson
State Reclamation Engineer

IN TESTIMONY WHEREOF, We ROBERT E. SMYLIE, Governor of the State of Idaho, and LOUIS E. CLAPP, 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 28th day of November, 1966.

Countersigned:

By Louis E. Clapp
Secretary of State

STATE OF IDAHO

By W. E. Drevlow
Acting *Governor.*

33326

No. G

PERMIT

Date of first receipt at office of State Reclamation Engineer
November 17, 1966 9:00 A.M.

Returned to applicant for correction

Corrected application received

Fees, $ 6.25

FILING FEES FOR USE PERMIT:

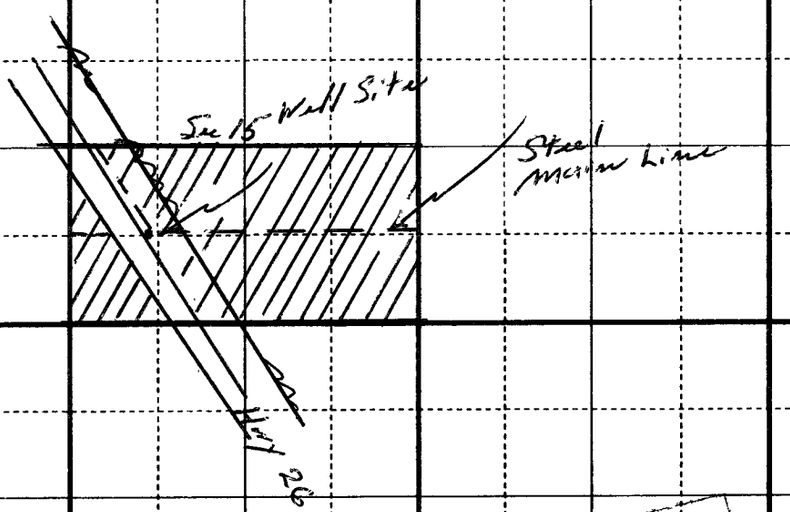
For the first Sec. Ft. $5.00

For each additional Sec. Ft. or Fraction Thereof ..... .25

33326

NAME OF APPLICANT Graine Hall

Form No. 0



NOV 28 1966
$ 33326
STATE RECLAMATION BOARD

SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

33326

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF COMPLETED TRANSFER

The Idaho Department of Water Resources will consider this form as a statement regarding completion of the authorized water right(s) transfer.

1. Water Right No(s). 35-02848

   Transfer No. 3836

2. Name of Water Right Holder(s): Triple L Farms, Inc.

   Address: 5555 S 5700 W Rexburg Id.

3. Water right transfer authorized by Department is:
   (check appropriate space or provide description)

   Complete ✓ Not Complete _____

   Partially Complete (describe work completed) _____

4. If the transfer has not yet been completed or is only partially complete, please provide a statement why the authorized change(s) have not been accomplished and the date which you expect the changes to be complete: _____

5. I hereby assert that the responses provided above are true to the best of my knowledge. I understand that any willful misrepresentations may result in Department action rescinding the approved water right(s) transfer.

LeRoy Wilcox, Sec-Treas. July 22, 1992
Signature Date
(& title if on behalf of a company or organization)

RECEIVED
JUL 29 1992

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 9, 1992

Triple L Farms
c/o LeRoy Wilcox
5555 S. 5700 W.
Rexburg, ID 83440

RE: Approved Transfer No. 3836/Water Right No(s). 35-02848

Dear Water Right Holder:

On July 22, 1991, the Department approved an application for transfer of the above referenced water right(s). A copy of the transfer as approved has been enclosed for your reference. One of the conditions of approval of this transfer was that the authorized change(s) be accomplished within one year of the date of approval.

Please complete and return the enclosed form to confirm that the transfer has been accomplished. If the approved transfer has not been completed or is only partially complete, please provide an explanation why the changes have not been made and give an expected date for completion. The form must be returned to this office within 15 days of the date of this letter. If you wish to return the form by FAX, the number is (208)327-7866.

Please contact me if you have questions concerning this matter.

Sincerely,

Sharla Curtis

SHARLA CURTIS
Sr. Water Resource Agent

Enclosure

MICROFILMED
JUL 29 1992

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 23, 1991

RE: Transfer of Water Right No. 22-7634

Triple L. Farms
c/o LeRoy Wilcox
5555 S. 5700 W.
Rexburg, ID 83440

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Transfer of the above referenced water rights (Transfer No. 3836). Be sure to note any conditions of approval as listed on the second page.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosure

MICROFILMED
AUG 01 1991

FROM: KEITH C. WILSON - EASTERN 26 APRIL 1991

TO: TRANSFER FILE 22-7634/T3469

SUBJECT: RE-NUMBERING OF LICENSE 22-7634/T3469

LICENSE 22-7634 WAS CREATED BY TRANSFER 3469 WHEN LICENSE 35-2848 WAS TRANSFERRED FROM BINGHAM COUNTY TO MADISON COUNTY.

35-2848 - T3469 BECAME - 22-7634

THEREFORE; I RECOMMEND THAT IF THIS TRANSFER IS APPROVED THAT THIS WATER RIGHT BE RE-NUMBERED TO THE ORIGINAL WATER RIGHT NUMBER [I.E. 22-7634/T3469 BECOMES 35-2848/(New transfer #)]

Keith C Wilson

KEITH C. WILSON
SENIOR RESOURCE AGENT

RECEIVED
AUG 01 1991

MEMORANDUM

TO: FILE

FROM: TIM LUKE

DATE: July 17, 1991

RE: TRANSFER 3836/LICENSE NO. 22-7634

==========

This transfer proposes to change the place of use and point of diversion back to the original licensed locations. A previously approved transfer (no. 3469) changed the original licensed place of use and point of diversion. Transfer 3836 will revert the license back to its original place of use and point of diversion. Approval of the transfer is recommended with the conditions below. The water right number should be renumbered back to the original licensed right identification number.

Conditions:

1) <<T07>> The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

2) <<T08>> Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

3) <<T09>> Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

AUG 01 1991

1 4-16-91
4-26-91 - HWJ

Form 222a
6/78

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: KC Wilson

1. Right number 22-7634 Applicant Triple L. Farms
2. Type of right: ☐ Decree ☑ License ☐ Claim
3. Purpose of transfer: ☑ Change point of diversion ☐ Add diversion point(s) ☑ Change place of use
   ☑ Other Transfer water right to original place of use
4. Check:
   a. ☑ Source ☑ Priority ☑ Amount ☑ Purpose ☑ Period of use
   b. ☑ Description of original point of diversion.
   c. ☑ Description of original place of use.
5. Amount of land &/or water transferred:
   a. ☑ All of right.
   b. ☑ Part of right *(NOTE! Part B should be filled in only if part of the right is owned by the applicant).*
   c. ☑ Check description of point(s) of diversion.
   d. ☑ Check description of place of use.
   e. ☑ Check map (shows p.d. and p.u. after transfer).
   f. ☑ Check for correct signature, notarization, and fee.
   g. ☑ Check proof of ownership of right &/or land from which water is transferred.
   h. ☑ Check for expansion in use of right. Comments _____
   i. ☑ Check for existing water rights from same source, on land water is being transferred to.
      Right number(s) (35-8707 Application)
   j. ☑ Is use within a Watermaster District? ☐ Yes ☑ No
      If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on _____
2. Is transfer published correctly? ☐ Yes ☐ No DOP 6-3-91
3. Protest received? ☐ Yes ☐ No

RECOMMENDED ACTION

1. ☑ Approve
2. ☐ Deny
3. Conditions* Change number to original
4. By KDC Date 7/1/91
   TJL 7-17-91

* *All uses within Watermaster Districts require special conditions.*

13-May-1991

LEROY WILCOX
5555 S 5700 W
REXBURG ID 83440

RE: Application No. T22-7634

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the Rexburg Standard Journal on May 16 & 23, 1991. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

MICROFILMED
AUG 01 1991

10-May-1991

MORNING NEWS
PO BOX 70
BLACKFOOT ID 83221

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before June 3, 1991.

Yours truly,

Rita Bodell
Secretary/Office Coordinator

Encl.

RECEIVED
AUG 01 1991

NOTICE OF PROPOSED CHANGE OF A WATER RIGHT
NO. 22-7634

Notice is hereby given that Triple L. Farms, Rexburg, ID has applied to the Department of Water Resources to Change point of diversion and place of use of the waters of a groundwater source. The right sought to be changed is evidenced by a License and recorded as follows:
LICENSE NO. 22-7634 AMOUNT: 4.03 cfs

PRIORITY: November 17, 1966

POINT(S) OF DIVERSION: NESESE, Sec 9, T 4N, R 40E, MADISON COUNTY

The water is used from April 1 to November 1 to irrigate 277 acres within the S1/2NW, SW, W1/2SE, Sec 10; N1/2NW, Sec 15, T 4N, R 40E, B.M.

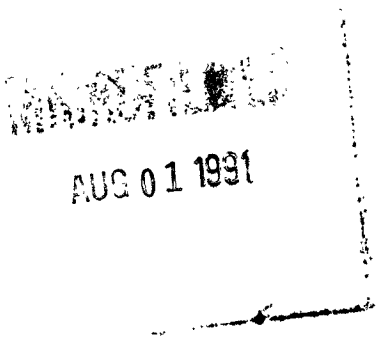
TO BE CHANGED AS FOLLOWS:

The water will be diverted from the NWSW, Sec 15, T 1S, R 33E, and used to irrigate within the S1/2, Sec 15, T 1S, R 33E, BINGHAM COUNTY

Any protests against the proposed change must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Idaho Falls, ID, 83402, on or before JUNE 3, 1991.

R. Keith Higginson
Director

Published in the BLACKFOOT MORNING NEWS on MAY 16 & 23, 1991.



State of Idaho
DEPARTMENT OF WATER RESOURCES (208) 327-7900
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

April 4, 1989

RE: Transfer of Water Right No. 22-7634

Floyd Wilcox & Sons, Inc.
4891 South Highway
Rexburg, ID 83440

Dear Gentlemen:

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 3469). Be sure to note any conditions of approval on the second page.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:hm

Enclosure

MICROFILMED
APR 28 1989

MEMORANDUM

TO: FILE 35-2848

FROM: Jim Johnson

DATE: March 15, 1989

RE: TRANSFER APPLICATION NO. 3469

==========

This transfer application changes the location of the water rightfrom basin 35 to basin 22 therefore a change in water right numberis probably required.

CONDITIONS OF APPROVAL

<T02>> The Director maintains jurisdiction of this transfer up to five (5) years for the purpose of determining potential interference with and the protection of existing rights, both junior and senior, in the vicinity of the transfered point of diversion.

<T05>> The use of water on the lands to which the above referenced water right(s) were appurtenant is hereby abandoned and failure to put the water to beneficial use within five (5) years of the date of the approval of this transfer on the new land identified under item B.5 shall constitute loss or forfeiture of the water right(s).

MICROFILMED

APR 28 1989

MEMORANDUM

TO: File no. 35-2848-transfer no. 3469 in the name of Floyd Wilcox & Sons, Inc.
FROM: Gary Spackman Gary
DATE: March 14, 1989
RE: Transfer of water within the trust water area

I have reviewed the above numbered transfer to determine if the distance of change will affect injury to other parties, or will cross over the Swan Falls boundary line. According to my review, both the old point of diversion and the new proposed point of diversion fall within the trust water boundary. In light of our previous transfers approved for Blaine Larsen, this transfer application should be reviewed in the same manner.

MICROFILMED
APR 28 1989

ACTION OF IDWR

(✓) Approved ( ) Denied

The approval of this permit authorizes the construction of a well as described on this application subject to the conditions on this permit.

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.

2. This drilling permit is valid for two (2) months from its date of issuance for the start of construction and is valid for one (1) year from the date of issuance for completion of the well unless an extension has been granted.

3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.

4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.

5. Issuance of this drilling permit does not authorize trespass on the land of another party.

6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.

7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.

SPECIFIC CONDITIONS:

THE APPLICANT BY ACCEPTING THE DRILLING PERMIT AND COMMENCING CONSTRUCTION ACKNOWLEDGES THAT HE ACCEPTS ALL RISK THAT THE WELL MAY NOT ULTIMATELY BE APPROVED.

MICROFILMED

APR 28 1989

Dated this 3rd day of November, 1988.

Signed Ronald P Cook

Title REGIONAL MANAGER

Receipted by RB Fee $100.00 Date 11-3-88

Receipt No. E003741 Construction start extension to _____

Extension approved by _____

Form 235-1
4/88

Drilling Permit No. 22-88-E-077
Water Permit No. Trans 1 35-2848
Injection Permit No. _____

RECEIVED
NOV 08 1988
Department of Water Resources

State of Idaho
Department of Water Resources

DRILLING PERMIT

(Authorizing Construction of a Well)*

RECEIVED
NOV 2 1988
Department of Water Resources
Eastern District Office

1. Applicant TLR INC
2. Address 5499 W. 1000 S.
Rexburg, ID 83440 Telephone 356-6668 8049

(X) Well Owner ( ) Well Operator ( ) Other, specify _____

3. Proposed well location SE 1/4 NE 1/4, or Gov't lot No. _____,
Sec. 9, Twp. 4N, Rge. 40E, County Madison,
Lot, block and subdivision _____

4. Proposed use of well: (Check all that apply)

( ) Domestic ( ) Stockwater ( ) Monitoring
(X) Irrigation ( ) Industrial ( ) Municipal
( ) Injection ( ) Other, Specify _____

5. Well construction information:

(X) New well ( ) Deepen ( ) Replace

Proposed surface diameter 20" Maximum depth 100'
Anticipated bottom hole temperature:

(X) 85°F or less (Cold water well)
( ) 85°F to 212°F (Low temp. geothermal well)
( ) 212°F or more (Geothermal well)

6. Anticipated construction start date ASAP
7. Well Driller (if known) Marcus Fradsen - High Plains
Address Rexburg
8. Applicant's signature Lynne Wilson
Title Treasurer
Date 10-28-88

MICROFILMED
APR 28 1989

* After other pre-requisite approvals have been obtained.

* Fee is $10 for single family domestic. Other uses may be $100, $50 or $10.

TERRY OR EILEEN WILCOX
626 GEMINI 356-4747
REXBURG, IDAHO 83440

Oct 28 1988

92-1/1241

Pay to the order of Idaho Dept. of Water Resources $ 100.00

One hundred and no/100 Dollars

S.
83440
988

Idaho first The Bank
IDAHO FIRST NATIONAL BANK
REXBURG OFFICE
P.O. Box 125
Rexburg, Idaho 83440

For Drilling Permit 135-2343

Eileen Wilcox

⑆124000191⑆ 1100471193088⑈ 4300

Rocky Mountain Bank Note B PROFILE

Idaho Falls, ID. 83401

ATTENTION: Harold Jones

Dear Sir:

We respectfully request that approval be granted for a drilling permit as referenced in Water Permit #135-2343.

We would appreciate approval soon because the well driller is ready and we need to start as soon as possible to allow us to compete the system for next year's irrigation season.

Yours truly,
T.L.R. INC.
Terry Wilcox, Sec.

Terry Wilcox

Please # Drilling Permit & Send copy to applicant.
HWJ

APR 28 1989

RECEIVED
NOV 2 1988
Department of Water Resources
Eastern District Office

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
STATE OFFICE

Cecil D. Andrus
Governor

R. Keith Higginson
Director

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

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

March 13, 1974

Re: Permit No. 33326/35-2848

Cume Hall
351 E. 14th
Idaho Falls, Idaho 83401

Dear Mr. Hall:

Enclosed herewith is a copy of the water license issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

jfr

Enclosure

APR 22 1974

35-2848

Form 222a
6/78

7-29-88- CW
Sub 1 Feedu - 8-30-88 HWJ

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: KCW

1. Right number 35-2848 Applicant Floyd Wilcox & Sons Inc.
2. Type of right: ☐ Decree ☑ License ☐ Claim
3. Purpose of transfer: ☑ Change point of diversion ☐ Add diversion point(s) ☑ Change place of use
   ☐ Other _____
4. Check:
   a. ☑ Source ☑ Priority ☑ Amount ☑ Purpose ☑ Period of use
   b. ☑ Description of original point of diversion.
   c. ☑ Description of original place of use.
5. Amount of land &/or water transferred:
   a. ☑ All of right.
   b. ☑ Part of right *(NOTE! Part B should be filled in only if part of the right is owned by the applicant).*
   c. ☑ Check description of point(s) of diversion.
   d. ☑ Check description of place of use.
   e. ☑ Check map (shows p.d. and p.u. after transfer).
   f. ☑ Check for correct signature, notarization, and fee.
   g. ☑ Check proof of ownership of right &/or land from which water is transferred.
   h. ☑ Check for expansion in use of right. Comments NONE
   * Need letter from bank allowing transfer - HWJ
   i. ☑ Check for existing water rights from same source, on land water is being transferred to.
      Right number(s) _____
   j. ☑ Is use within a Watermaster District? ☐ Yes ☑ No
      If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on N.A. Received on _____
2. Is transfer published correctly? ☑ Yes ☐ No
3. Protest received? ☐ Yes ☑ No protest date 10-3-88

RECOMMENDED ACTION

1. ☑ Approve
2. ☐ Deny
3. Conditions* _____
4. By KDC Date 2/21/89

RECEIVED
FEB 27 1989
Department of Water Resources

Jim 3-3-89

** All uses within Watermaster Districts require special conditions.*

copy to Roberta 9-13-88 dlg

State of Idaho
DEPARTMENT OF WATER RESOURCES
Eastern Region

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Mailing Address:
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

September 14, 1988

Floyd Wilcox & Sons, Inc.
4891 South Highway
Rexburg, Idaho 83440

RE: Transfer Application No. 35-2848

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your transfer application. Please refer to the application number above in all further correspondence.

This office is currently in the process of advertising the application in the Morning News and the Rexburg Standard-Journal. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Ernest Carlsen
Water Rights Supervisor

EC/dg

MICROFILMED
APR 28 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

SEPTEMBER 9, 1988

THE MORNING NEWS
P.O. BOX 70
BLACKFOOT, ID 83221

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before OCTOBER 3, 1988.

Yours truly,

Deena Green

Deena Green
Secretary

Encl.

MICROFILMED
APR 28 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

SEPTEMBER 9, 1988

THE REXBURG STANDARD-JOURNAL
P.O. BOX 10
REXBURG, ID 83440

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. 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. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before OCTOBER 3, 1988.

Yours truly,

Deena Green

Deena Green
Secretary

Encl.

MICROFILMED
APR 28 1989

DEPT. OF WATER RESOURCES
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 35-2848

NOTICE IS HEREBY GIVEN that Floyd Wilcox & Sons, Inc., Rexburg, Idaho, have applied to the Department of Water Resources for a change in the point of diversion and place of use of water from a groundwater source. The right sought to be changed is evidenced by License No 35-2848 and is recorded as follows:

AMOUNT: 4.03 cfs, PRIORITY: November 17, 1966.

POINT OF DIVERSION: NW¼SW¼, Sec. 15, T 1S, R. 33E, B M., Bingham County

The water is used for irrigation of 277 acres within the S½, Sec 15, T. 1S, R 33E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be diverted within the NE¼SE¼SE¼, Sec. 9, T. 4N, R 40E, B.M., Madison County; and used for irrigation of 277 acres within the S½NW¼, SW¼, W½SE¼, Sec. 10, N½NW¼, Sec 15, T 4N, R. 40E, B M

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402, on or before October 3, 1988.

R. KEITH HIGGINSON
Director

(127)
Pub.: 9/15, 22

MICROFILMED
APR 28 1989

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 35-2848

Notice is hereby given that Floyd Wilcox & Sons, Inc., Rexburg, Idaho, have applied to the Department of Water Resources for a change in the point of diversion and place of use of water from a groundwater source. The right sought to be changed is evidenced by License No. 35-2848 and is recorded as follows:

AMOUNT: 4.03 cfs PRIORITY: November 17, 1966

POINT OF DIVERSION: NW1/4SW1/4, Sec. 15, T. 1S, R. 33E, B.M., Bingham County;

The water is used for irrigation of 277 acres within the S1/2, Sec. 15, T. 1S, R. 33E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be diverted within the NE1/4SE1/4SE1/4, Sec. 9, T. 4N, R. 40E, B.M., Madison County; and used for irrigation of 277 acres within the S1/2NW1/4, SW1/4, W1/2SE1/4, Sec. 10, N1/2NW1/4, Sec. 15, T. 4N, R. 40E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho, 83402, on or before October 3, 1988.

R. Keith Higginson

Director

Published September 15 & 22, 1988

MICROFILMED
APR 28 1989



POOR QUALITY

February 25, 1974

Re: Permit No. 33326/35-2348

Cume Hall
351 E. 14th
Idaho Falls, Idaho 83401

Dear Mr. Hall:

A representative of this Department has made an examination of the works covered by your Permit No. 33326/35-2848 and has found the following:

Quantity of water diverted: 4.03 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 4.03 cfs

The maximum quantity diverted shall not exceed 969.5 acre feet per year.

Beneficial use: For irrigation of 277 acres within the S½, Sec. 15, Twp. 1 S, Rge. 33 E.

Point of diversion: NW¼SW¼, Sec. 15, Twp. 1 S, Rge. 33 E. B.M.

Priority date established: November 17, 1966

If you do not concur with these findings, please advise us within 10 days; otherwise, a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

jfr

35-2848

DEPARTMENT OF WATER ADMINISTRATION

FIELD REPORT

Permit No. 35-2848

Examination for Beneficial Use

1. Name of permit holder CUME HALL

   Post office address 351 East 14th Idaho Falls, Idaho Phone _____

   Person to contact Darrell W. Burke/480 E.Clifford/Blackfoot, Idaho Phone (208) 785-1813

2. Source of water supply: Groundwater [X] Surface water [ ] _____
   (name spring, stream, etc.)

   Tributary to _____

3. Water will be used for the following purposes:

   Amount 5.92 c.f.s. for irrigation
   _____ AF/Annum (nature of use)

   Period of Use: from April 1 to November 1
   (mo.-day) inclusive (mo.-day)

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

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

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

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

   Other uses: _____

4. Total amount to be appropriated:

   Max Rate of Diversion 5.92 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

   Township 1S N/S, Range 33E E/W, B.M., Section 15, Subdivision NW ¼ SW ¼, Bingham County

   Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ ¼ _____ ¼, _____ County

   Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ ¼ _____ ¼, _____ County

   Other Points of Diversions: _____

Description of diverting works: Layne turbine pump, 300 HP U.S. electric motor, 25 ft. of 20" well casing, 385 ft deep well. The water is pumped from such works into 12" , 10" 8" and 6" steel mainline pipe and thence into 12 strings of 1300' x 4" aluminum lateral pipe and then through 5/32nds size nozzles to the lands.

Measuring device required: yes [ ] no [X]

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1S	33E	15									40	34	31	31	40	40	40	40	296

35 2848

TOTAL ACREAGE 296

35 2848

R 33 E

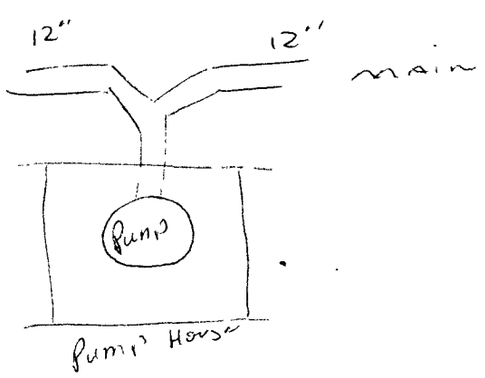
T 1 S

GPD (15"

35 40 40 40

7 35 40 40

Diagram of System




A
A'
C

DATE OF EXAM July 26, 1973

ACREAGE
Found 277
Recommended 277

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q= 4.03 c.f.s. V= 970 AF/Ann. from Ap 1 to Nov 1
Domestic Q= ____ c.f.s. V= ____ AF/Ann. from ____ to ____
Livestock Q= ____ c.f.s. V= ____ AF/Ann. from ____ to ____

Is water co-mingled? yes ____ no X

Name source: ~~____~~
twp. ____ N/S, Rge ____ E/W, B.M., Sec. ____, Sub. ____ ¼ ____ ¼ ____ County

Exchange? yes ____ no ~~X~~

Name source exchanged with: ~~____~~
twp. ____ N/S, Rge ____ E/W, B.M., Sec. ____, Sub. ____ ¼ ____ ¼ ____ County

Point of injection: ~~____~~
twp. ____ N/S, Rge ____ E/W, B.M., Sec. ____, Sub. ____ ¼ ____ ¼ ____ County

Point of exchange: ~~____~~
twp. ____ N/S, Rge ____ E/W, B.M., Sec. ____, Sub. ____ ¼ ____ ¼ ____ County

Total Q measured 4.03 Method of measurement P.V.T.

Total Q recommended 4.03 Meter No. A-203 Type ____ Condition IDWA

Total V recommended 970 Af/Ann

Recommended Amendments:

P.D. ____
Place of Use ____
Other ____
None X

MEASUREMENT CALCULATION: 384 Noz @ 45psi Avg 4.72 gal/Noz 5/32" D.
1812 gal/system / 448.8 gal/cfs = 4.03 cfs
277 x 3.5 = 969.5 Af/Ann

SYSTEM DESCRIPTION: U.S. Motors Holloshaft Motor 300Hp
Ser # 1385933
Layne & Bowler Pump Ser # 44355
12 ¼ Mile Laterals w 5/32 Noz 32/Line

REMARKS:

Examiner's Signature William Rhoads Date Sept 24, 1973
Checked by John Fenebauer Date Dec 20, 1973
Approved by ____ Date ____

ASCS in Blackfoot has records that show Darrell Burke has
North half of sec 15 19 33 E A Carson well has S ½.
Emily 6/29/12

35-2848

(File with exc[illegible])

LAW OFFICES
ST. CLAIR, ST. CLAIR, HILLER & BENJAMIN
FIRST SECURITY BANK BUILDING
P. O. BOX 29
IDAHO FALLS, IDAHO 83401
TELEPHONE 522-2350

Department of Water Administration

ROBERT W. ST. CLAIR
GILBERT C. ST. CLAIR
MORTON B. HILLER
WILLIS B. BENJAMIN

November 18, 1971

CLENCY ST. CLAIR (1871-1957)
PAUL T PETERSON (1892-1967)

Mr. Donald W. McEldowney
Idaho Department of Reclamation
State House - Annex 2
Boise, Idaho

Re: Permit No. G-33326/35-2848
Cume Hall

Dear Don:

Thank you for sending me copy of your letter of November 12, 1971 to Mr. Cume Hall acknowledging receipt of the proof of beneficial use under above mentioned water permit.

You inquired that we should advise if someone other than Mr. Hall should be contacted so in order to show the system to the representative from your Department. In this connection I wish to advise that Mr. Darrell W. Burke of Blackfoot, Idaho has been leasing the premises affected by the water permit for the past few years and he should be contacted. His Blackfoot address and phone number are:

Darrell W. Burke
480 E. Clifford
Blackfoot, Idaho 83221
Phone: (208) 785-1813

Sincerely yours,

ST. CLAIR, ST. CLAIR, HILLER & BENJAMIN

Robert W. St. Clair

RWS/ce

cc: Mr. Cume Hall
Mr. Berlen C. Hall

35 2848

LAW OFFICES
ST. CLAIR, ST. CLAIR, HILLER & BENJAMIN
FIRST SECURITY BANK BUILDING
P. O. BOX 29
IDAHO FALLS, IDAHO 83401
TELEPHONE 522-2350

ROBERT W ST. CLAIR
GILBERT C. ST. CLAIR
MORTON B. HILLER
WILLIS B. BENJAMIN

CLENCY ST. CLAIR (1871-1957)
PAUL T PETERSON (1892-1967)

November 12, 1971

Mr. Donald W. McEldowney
Idaho Department of Reclamation
State House - Annex 2
Boise, Idaho

Re: Permit No. G3326/352448

Dear Don:

The other day I mailed proof under above mentioned water permit and I am wondering if you got it. Kindly advise.

Best regards.

Sincerely yours,

ST. CLAIR, ST. CLAIR, HILLER & BENJAMIN

Robert W. St. Clair

RWS:am
enc.

35 2848

November 5, 1971

COPY

Mr. Donald W. McEldowney
Idaho Department of Reclamation
State House - Annex 2
Boise, Idaho

Re: Permit No. G3326/352448

Dear Don:

Enclosed please find completed proof of application of water to beneficial use in connection with proving up on the above mentioned permit, requested by Mr. Higginson in his letter of September 1, 1971 to Mr. Cume Hall of this city.

We were employed by the Halls to handle this matter and therefore, I will personally appreciate it if you will kindly acknowledge receipt of this letter and proof because the deadline date for proving up is November 28, 1971.

Kindest regards.

Sincerely yours,

ST. CLAIR, ST. CLAIR, HILLER & BENJAMIN

Robert W. St. Clair

RWS:am
enc.

November 12, 1971

Re: Permit No. C-33326/35-2848

Mr. Cume Hall
351 East 14th
Idaho Falls, Idaho 83401

Dear Mr. Hall:

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

Before a license can be issued, a field examination must be made by a representative from this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system. If someone other than you should be contacted by the examiner, please advise.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
CC: Robert W. St. Clair

35-

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Cume Hall

   b) Post Office Address 351 East 14th Street, Idaho Falls, Idaho 83401

2. Permit Number G-33326/35-2448

3. Date of Priority that you are prepared to establish November 17, 1966

4. a) Source from which water was appropriated subterranean

   b) Location of the point of diversion: NW ¼ SW ¼, Section 15 Township 1 S, Range 33 East Boise Meridian, Other points of diversion: _____

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

   amount 5.92 (cfs and/or acre feet per annum) for irrigation purposes from April 1 (Month-Day) to Nov. 1 (Month-Day) incl.

   amount _____ (cfs and/or acre feet per annum) for _____ purposes from _____ (Month-Day) to _____ (Month-Day) incl.

   amount _____ (cfs and/or acre feet per annum) for _____ purposes from _____ (Month-Day) to _____ (Month-Day) incl.

   b) Total amount appropriated 5.92 cfs and/or acre feet per annum

   c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Measured according to pump size, motor size, nozzle size, etc., by qualified irrigation engineers in employ of Agricultural Services, Inc., of Blackfoot, Idaho.

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:

   a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____

   b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Breifly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give breif description of diversion structure and/or canal or ditch) Layne turbine pump, 300 H.P. U.S. electric motor, 25 feet of 20" well casing, 385 foot deep well. The water is pumped from such works into 12", 10", 8" and 6" steel mainline pipe and thence into 12 strings of 1300' x 4" aluminum lateral pipe, and then through 5/32nds size nozzles to the lands.

   b) Describe the type and size of measuring device which you have installed at your point of diversion: No measuring device presently installed at diversion point but intend to install one.

   c) Give well drillers name and address and date the well was completed Frandsen Bros., Route 4, Blackfoot, Idaho. Well completed November 15, 1966.

(not typed) Exam typed 11-22-71 mjf

Exam typed 12/15/71

G 33326 35 2448

35 2848

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

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1S	33 E	15									40	34	31	31	40	40	40	40	296

Total number of acres irrigated 296

10. Remarks: _____

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

November 3, 1971
(Date)

Leonard Hall
(Signature)

State of IDAHO)
ss.
County of Bonneville)

On this 3rd day of November, 19 71, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Notary Public residing at Idaho Falls, Idaho

My commission expires 11/1/73

LAW OFFICES
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WILLIS B. BENJAMIN

CLENCY ST. CLAIR (1871-1957)
PAUL T PETERSON (1892-1967)

November 5, 1971

Mr. Donald W. McEldowney
Idaho Department of Reclamation
State House - Annex 2
Boise, Idaho

Re: Permit No. G3326/352448

Dear Don:

Enclosed please find completed proof of application of water to beneficial use in connection with proving up on the above mentioned permit, requested by Mr. Higginson in his letter of September 1, 1971 to Mr. Cume Hall of this city.

We were employed by the Halls to handle this matter and therefore, I will personally appreciate it if you will kindly acknowledge receipt of this letter and proof because the deadline date for proving up is November 28, 1971.

Kindest regards.

Sincerely yours,

ST. CLAIR, ST. CLAIR, HILLER & BENJAMIN

Robert W. St. Clair

RWS:am
enc.

35 284?

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S). REQUIRED FEE(S) PAID.

☐ Show to whom, date and address where delivered

☐ Deliver ONLY to addressee

RECEIPT

Received the numbered article described below.

REGISTERED NO.

CERTIFIED NO. 23041

INSURED NO.

DATE DELIVERED

1 SIGNATURE OR NAME OF ADDRESSEE (*Must always be filled in*)

Lorraine Hall

2 SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

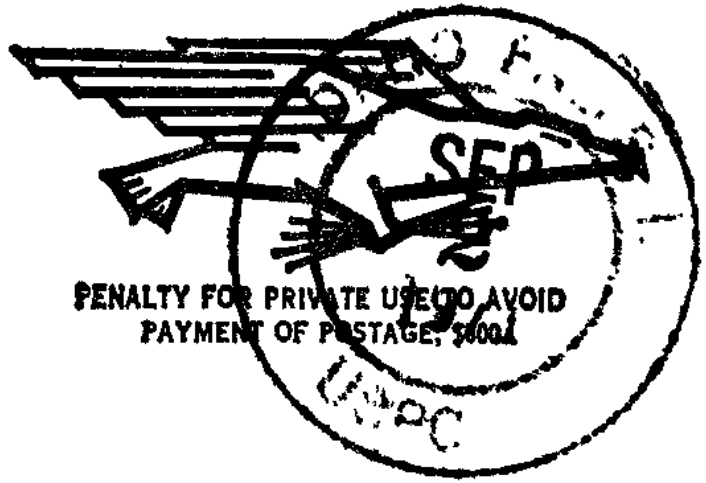
Ted Williams

3 SHOW WHERE DELIVERED (*only if requested*)

35 21 18

c55—16—71548-11 347-198 GPO

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS



35 2848

POSTMARK OF DELIVERING OFFICE

Print your name and address below. If you want to restrict delivery, or to have the address of delivery shown on this receipt, check block(s) on other side. Moisten gummed ends and attach this card to back of article.

RETURN TO

POD Form 3811 Apr. 1969 c35—16—71548-11

September 1, 1971 CERTIFIED MAIL #23041

Re: Permit No. G-33326/35-2848

Cume Hall
351 East 14th
Idaho Falls, Idaho 83401

Dear Mr. Hall:

One of the conditions of approval of your water Permit No. G-33326/35-2848 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before November 28, 1971. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

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

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

R. KEITH HIGGINSON
Director

Enc: Proof affidavit
dr

35 2848

December 10, 1970

Re: Permit No. G-33326/35-2848

Mr. Cume Hall
351 East 14th
Idaho Falls, Idaho 83401

Dear Mr. Hall:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit. Since proof of beneficial use of the water is not required until November 28, 1971, the Department will notify you sixty days in advance of this date as to further requirements. We wish to advise you, however, that if you have fulfilled the requirements under the permit you may submit proof anytime prior to the above date.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

35 2848

October 23, 1970

Re: Permit No. G-33326/35-2848

Mr. Cume Hall
351 East 14th
Idaho Falls, Idaho 83401

Dear Mr. Hall:

The legal notice for the above-referenced permit is being published in the Blackfoot News, Blackfoot, Idaho on November 5 and November 12, 1970.

You will be required to submit an affidavit of publication to this department. The affidavit may be obtained from the above-mentioned newspaper upon payment of the bill of publication.

Thank you for your cooperation in this matter.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG

33326
35-2848

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex 2
Boise, Idaho 83707
(208) 384-2215

R. Keith Higginson
Director

Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Flood Plain Management
Irrigation and
Flood Control Districts

October 23, 1970

Re: Permit Nos. G-33242/27-2152 - Idaho Supreme Potatoes
G-33326/35-2848 - Cume Hall

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

Gentlemen:

Enclosed are two legal notices which we wish to have published for two consecutive weekly issues of your newspaper. We have inserted the publication dates, allowing ample time for you to submit to us galley proofs for our review before publication.

After sending us galley proofs, proceed with the publication on the dates we have inserted, assuming the notices are correct. If we have any corrections, we will notify you before the first publication date. If you cannot publish the notices on the proposed dates, please contact the Department of Water Administration immediately.

The expense of the first publication is to be paid by Afton Crofts, Idaho Supreme Potatoes, P.O. Box 246, Firth, Idaho, and the second by Cume Hall, 351 East 14th, Idaho Falls, Idaho, to whom you should furnish affidavits of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG
Enc: two legal notices

35-2848
33326

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Cume Hall, 351 East 14th, Idaho Falls, Idaho, has received an approved Permit No. G-33326/35-2848 issued by the Idaho Department of Water Administration authorizing the diversion ~~storage~~ of 5.92 cubic feet per second ~~acre feet per annum~~ of water from a ground water source.

The priority to be established under this permit is November 17, 1966 and the permit was approved November 28, 1966.

Water is to be diverted by well and sprinkler system from a point within the NW¼SW¼ Sec. 15, T. 1S, R. 33E, B.M., Bingham County,

to be used for irrigation

in the S½ Sec. 15, T. 1S, R. 33E, B.M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before November 28, 1971. Any protests against the issuance of the license for the above referenced permit should be filed with the Idaho Department of Water Administration within ten (10) days of the last date of publication of this notice or prior to the licensing of the permit. Licensing may commence prior to the date beneficial use proof is due without further notice.

R. KEITH HIGGINSON, Director
Idaho Dept. of Water Administration
STATEHOUSE, Boise, Idaho

Published in the Blackfoot News, Blackfoot, Idaho,

on November 5 and November 12, 1970.

Permit No. G-33326/35-2848

Director:

You are hereby authorized to have the above notice published at my expense in the Blackfoot News of Blackfoot, Idaho; published in the county in which the works are situated.

(Signature)

351 E 14th

(Address)

10 - 15 - 70

(Date)

Idaho Falls Idaho

35-2848
33326

October 14, 1970

Re: Permit No. G-33326 (New No. 35-2848)

Mr. Cume Hall
351 East 14th
Idaho Falls, Idaho 83401

Dear Mr. Hall:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with these rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department; previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply them upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR
Enc: Order
Advertising package

35-2848
33326

December 12, 1966

Re: Permit No. G-33326

Cume Hall
351 East 14th
Idaho Falls, Idaho

Dear Mr. Hall:

We enclose Permit No. G-33326 in which we 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-11096 which was issued covering payment in the amount of $ 5.25 for the filing fee of the above mentioned permit.

Very truly yours,

Enc. permit, receipt
MRBtejw

M. RUSSELL BOSCH
Office Manager

33324