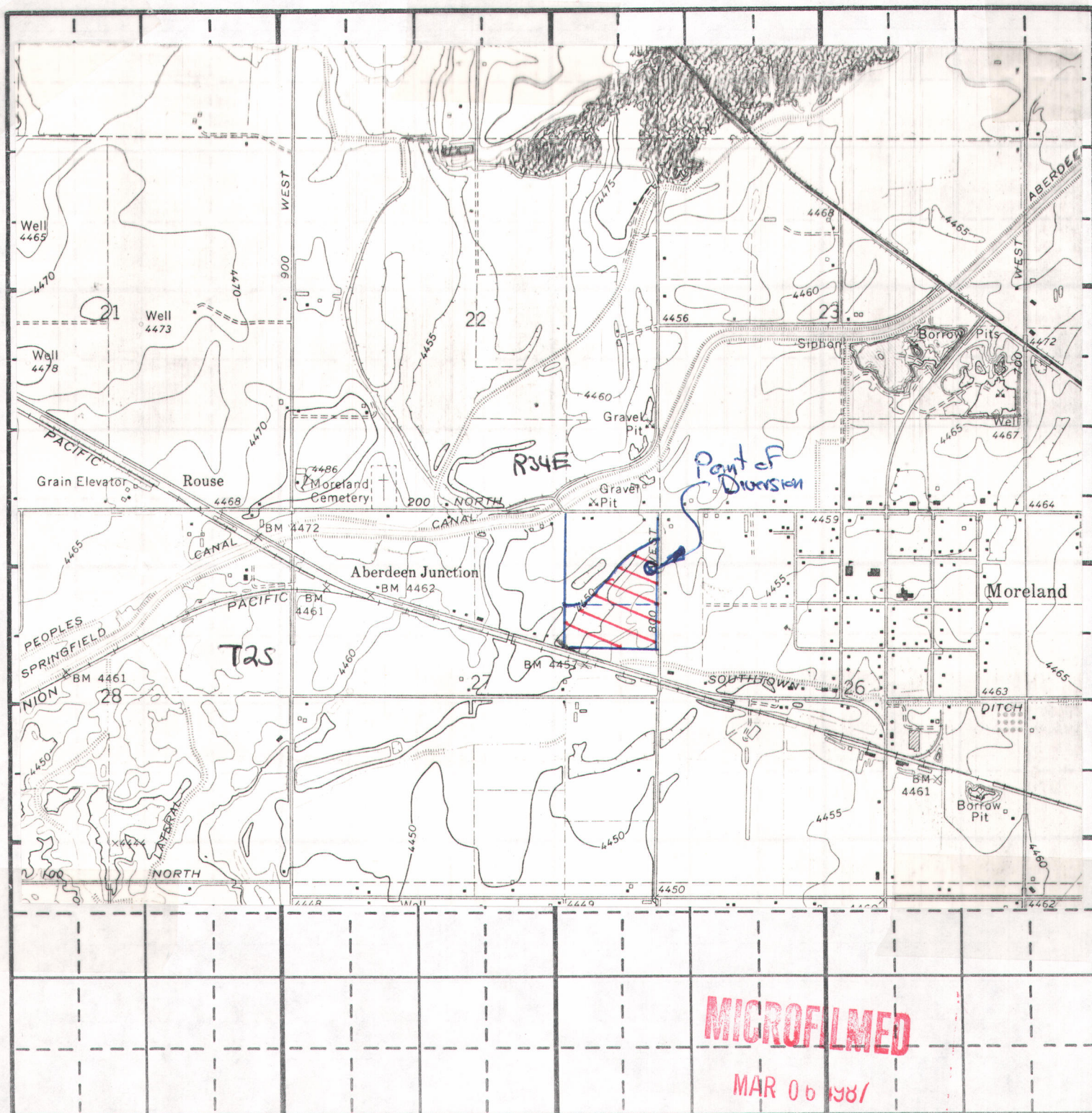


c. Describe the lands or place of use to which the right will be transferred:

[illegible]

Total number of acres to be irrigated 30

4. Describe any other water rights used for the same purpose as described above. 85 Shares in Peoples Canal.
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



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

RECEIVED

DEC 18 1986

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho Michael Bell)
I,)
solemnly do

swear that I am the Publisher of
The Morning News which is a daily newspaper of general
circulation published each day except Sunday at
Blackfoot, Bingham County, Idaho, said newspaper hav-
ing been so published at Blackfoot, aforesaid for more
than one year past; that said newspaper heretofore com-
plied with all the provisions of Chapter 154 of the Ses-
sions 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
20th day of November, 19 86,

and the last publication having been made on the
27th day of November, 19 86;

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 16th

day of December, 19 86

Alice Baumgartner
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Aug. 20, 1992

Department of Water Resources
Eastern Region
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 35-2846

Notice is hereby given that Ellis F. Wells,
Moreland, Idaho has applied to the Department
of Water Resources for a change in the point of
diversion of water from a groundwater source.
The right sought to be changed is evidenced by
License No. 35-2846 and is recorded as
follows:

35-2846 — AMOUNT: 1.20cfs
PRIORITY: Nov. 8, 1966

POINT OF DIVERSION: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26,
T. 2S, R. 34E, B.M., Bingham County.

The water is used to irrigate 30 acres within
the E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 27, T. 2S, R. 34E, B.M.
TO BE CHANGED AS FOLLOWS:

The water will be diverted within the
NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 27, T. 2S, R. 34E, B.M.,
Bingham County.

Any protest against approval of the above pro-
posed change of water right must be filed with
the Idaho Department of Water Resources, 150
Shoup Ave., Suite 15, Idaho Falls, Idaho,
83401, on or before December 8, 1986.

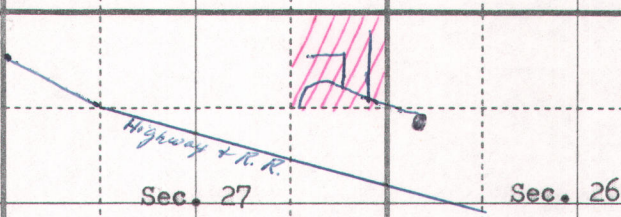
A. Kenneth Dunn
Director

(9310)
Pub.: 11/20, 27

MICROFILMED

MAR 06 1987

This land being in Township 2 S., R. 34 E. B. M.



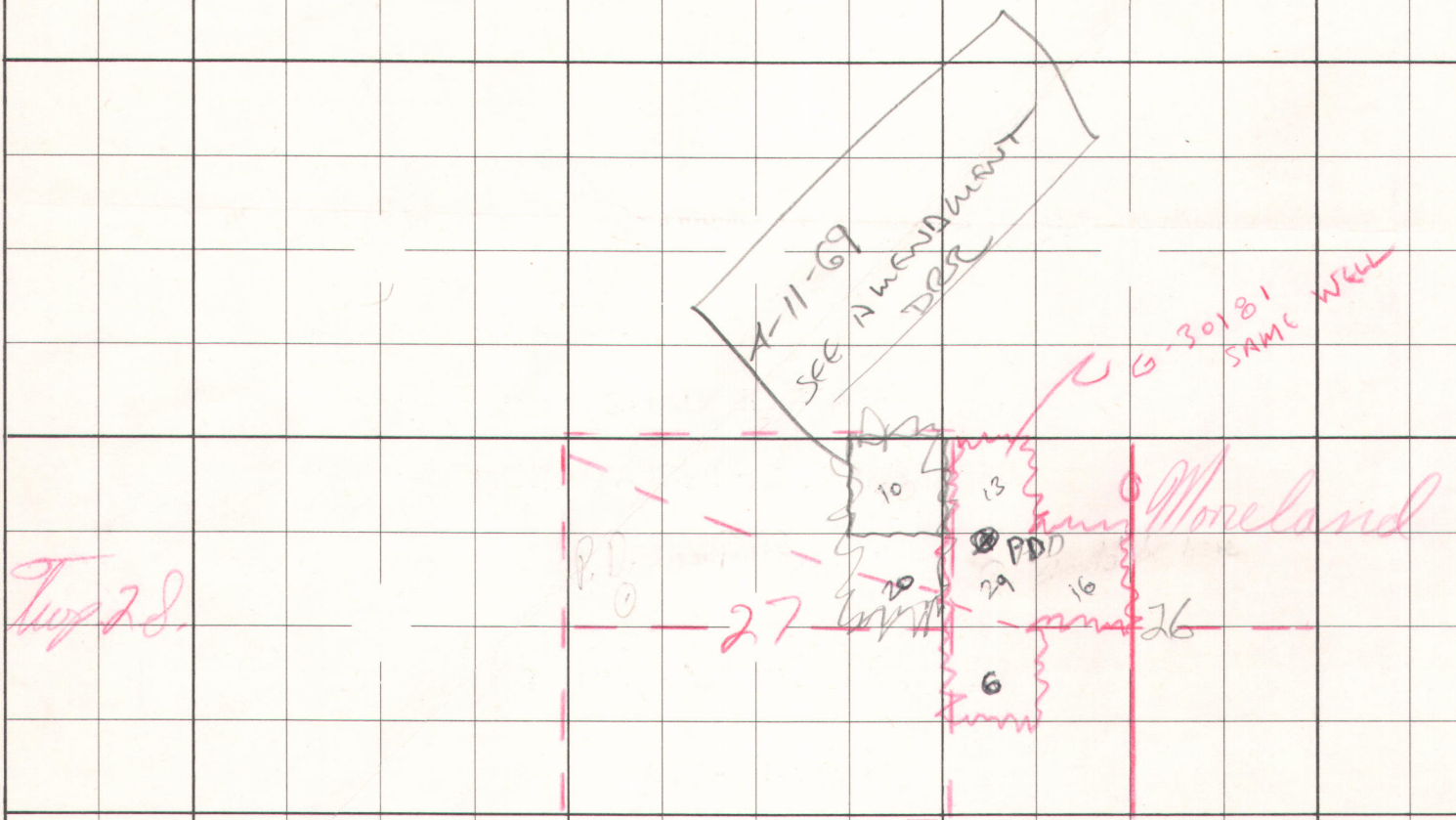
- LEGEND:
- point of diversion
 - main ditches
 -  land to be irrigated.

APPROVED
NOV 21 1966
33320
STATE RECLAMATION ENGINEER





Pg. 34 E.



Aug 28.

One well for this and 30181

Wants 2" / acre
because of soil

Total Q = 4.4 CFS.

Area - 30

SUB - 2

Q - 1.02 c.f.s.

VOL - (3.5 AC-FT / ACRE / SEASON) 105 AC-FT / SEASON

PRIORITY - NOV 8, 1966

2-5-69

AREA - 30 acres

SUB - 2

Q - 1.02 c.f.s.

VOL - (3.5 AC-FT / ACRE / SEASON) 105 AC-FT / SEASON

PRIORITY - NOV 8, 1966

2-5-69

DRR

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

Permit No. G-33320

This proof is for Comp. of Works & Beneficial Use

In Water District No. _____

1. Name of applicant Ellis F. Wells

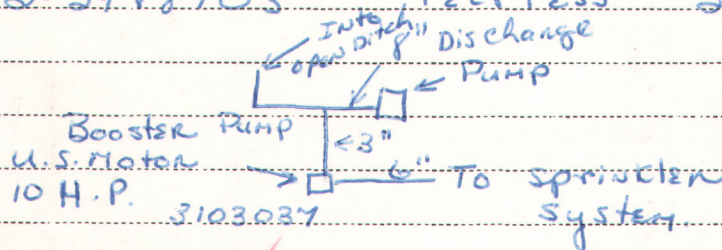
2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 26

T. 2 S R. 34 E County of Bingham

4. Describe works as they exist, giving dimensions and capacities of same: Westinghouse

10 H.P. 2-29V8903 Peerless 39740



5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NE $\frac{1}{4}$ Sec. 27, T. 2 S., R. 34 E., B.M.

(40 acres)

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

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

Remarks: _____

32 30 W.S. Rainbird $\frac{3}{8}$ nozzles at an pressure of 46#

$$\frac{6.88 \times 32}{448.8} = .49$$

IRRIGATION REQUIREMENT = 3.5 ac-ft / acre / season

SEE attached current meter MEASUREMENT.

Publication notice not in folder Q TOTAL = 5.05 cfs.

This examination was made on the _____ day of July, 19 68

(Signed) _____ Examiner. D.P.

33320

plat
mif

RECEIVED
MAY 26 1967

Department of Reclamation

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

Notice is hereby given that on the 24th day of May, 1967, at Blackfoot, County of Bingham, State of Idaho, before Dwain H. Stufflebeam, Notary Public, at (address) 156 West Judicial Street, proof will be submitted of the completion of works for the diversion of 1.6 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-33320, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Ellis F. Wells, P. O. Box 284, Moreland, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 1.6 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes and the amount applied to beneficial use is 1.6 cubic feet per second.

4. The point of diversion of said water is SW1/4 of the NW 1/4 of Section 26, Twp. 2 S., Rge. 34 E.B.M., Bingham County, Idaho.

5. The place where said water is used is NE1/4 of the NE1/4 of Section 27, T. 2 S., R. 34 E.B.M., Bingham County, Idaho.

6. The date of priority which said user is prepared to establish is November 8, 1966.

R. KEITH HIGGINSON
State Reclamation Engineer
April 21, 28, May 5 and 12
(343)

AFFIDAVIT of PUBLICATION

County of Bingham
State of Idaho

} ss.

I, Dwain H. Stufflebeam do solemnly

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

Friday issue of said newspaper 4 consecutive weeks, the first publication having been made on the 21st day of April, 1967,

and the last publication having been made on the 12th day of May, 1967; 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.

Dwain H. Stufflebeam
Subscribed and sworn to before me this 12th

day of May, 1967

Sharon L. Olson

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

33320

The Blackfoot News

Successor to The Daily Bulletin
BLACKFOOT, IDAHO 83221

RECEIVED
APR 24 1967

Department of Reclamation

DEAR SIR:

Enclosed is a copy of the legal (Re: Permit No. G-33320 - Ellis F. Wells)

I'm sorry I did not send a copy to you before the first publication.

Would you check this publication and make sure there are no errors.

If there are please contact me and I will make the corrections and
print it one more time, the 19th.

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

Notice is hereby given that on the 24th day of May, 1967, at Blackfoot, County of Bingham, State of Idaho, before Dwain H. Stufflebeam, Notary Public, at (address) 156 West Judicial Street, proof will be submitted of the completion of works for the diversion of 1.6 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-33320, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Ellis F. Wells, P. O. Box 284, Moreland, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 1.6 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes and the amount applied to beneficial use is 1.6 cubic feet per second.

4. The point of diversion of said water is SW1/4 of the NW 1/4 of Section 26, Twp. 2 S., Rge. 34 E.B.M., Bingham County, Idaho.

5. The place where said water is used is NE1/4 of the NE1/4 of Section 27, T. 2 S., R. 34 E.B.M., Bingham County, Idaho.

6. The date of priority which said user is prepared to establish is November 8, 1966.

R. KEITH HIGGINSON
State Reclamation Engineer
April 21, 28, May 5 and 12
(343)

Thank You,

Kay Harper

33320

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant ELLIS F. WELLS Phone 684-4954

Post Office address P.O. Box 150, Moreland, ID 83256

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____
(Name of court)
- b. License No. 35-2846 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired _____

3. Source of water groundwater tributary to _____

4. Date of priority November 8, 1966

5. Water is used for the following purposes:

amount 1.20 cfs for Irrigation purposes from 4-1 to 10-31
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 1.20 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 26
Township 2S Range 34E, B.M., in Bingham County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
2S	34E	27	10			20													30

Total number of acres to be irrigated 30

9. Describe any other water rights used for the same purpose as described above 85 Shares in Peoples Canal.

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

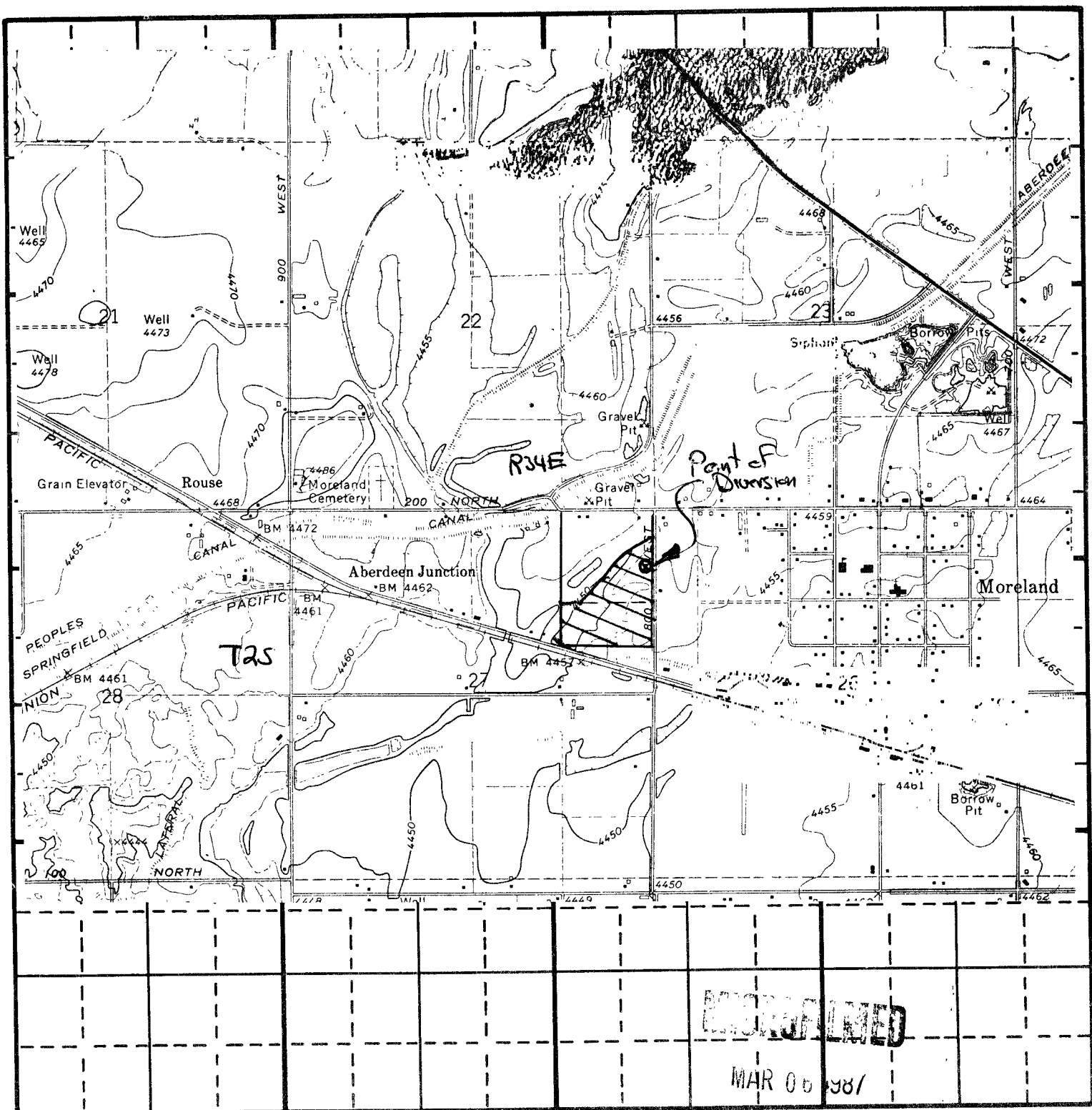
1981 0 0 1987

c. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
2S	34E	27	10			20													30

Total number of acres to be irrigated 30

4. Describe any other water rights used for the same purpose as described above. 85 Shares in Peoples Canal.
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



D. REMARKS

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.

Subscribed and sworn to before me this 5th day of November, 1986
Edna F. Miller
(Signature of Applicant)

[Signature]
(Notary Public)

My commission expires 1-19-88

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 35-2846 and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 3rd day of February, 1987
J. Allen Sargent
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by HCS Date 11-5-1986 Fee \$50.00
Prelim. check by HCS Date 11-5-1986
Received by HCS Date 11-5-1986
Published in Blackfoot News Pub. dates 11-20 + 11-27-86
Watermaster recommendation requested on N.H.
rec'd. _____
Recommended for _____
by Jim G.S. _____
Approval _____
denial _____
Hearing held by _____ Date _____
Copies of protest forwarded by _____
Protest filed by _____
RECEIVED

1986

P.C. BCX 190
BLACKFCOT. ID 83221

REAL PROPERTY

NET VALUE	TAX CODE AREA	PARCEL NUMBER	BILL NUMBER
56.455	8-00	RP020210C	A 2655
33.053L			
23.4021	T2S R34E SEC 27		

NENE LS 4115.4189.5516*
215 LS 5359.5745.5782.
11.651HM5856.6023.6206.6556

44,804

AC 54.230 WELLS, ELLIS F/FLOYD
BOX 150
MORELAND ID 83256

DELINQUENT CERT

YOUR CANCELLED CHECK IS YOUR RECEIPT. LEVY SHEETS ARE OBTAINABLE IN THE OFFICE. PLEASE READ BACK.

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH YOUR PAYMENT
REAL PROPERTY 1986 APC202100
WELLS, ELLIS F/FLOY
BOX 150 2655

2655

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH YOUR PAYMENT
REAL PROPERTY 1986 RP02021C0
WELLS, ELLIS F/FLOY
BOX 150

267

STATE	COUNTY	TAXING JURISDICTION
SOLID WASTE	SCHOOL 52 MORELAND CEM SNAKE RIVER LIB AMBULANCE DIST BLKFT/SR FIRE	005358 008897 000089 000385 000307 000559
TOTAL		015595
		240.06 398.62 4.00 17.26 13.76 25.06
		TAX PEN SUB TOT TOT
		733.76
		366.
		1ST INSTALLMENT
		PEN TAX SUB TOT INT TOT
		366.
		2ND INSTALLMENT
		TAX PEN SUB TOT INT TOT
		366.

SPECIAL CODE	TAX	CODE	AREA	TAX	2ND INSTALLMENT
92	17.50		349.38		366.88
					PEN
					SUB TOT
					INT
					TOT

8-00

2nd

4B

**PERSONAL CHECKS SUBJECT TO BANK CLEARANCE
MAKE CHECKS PAYABLE TO**

GAIL CRONQUIST
TAX COLLECTOR
P.O. BOX 190

BLACKFOT. IC 83221

DELINQUENT IF NOT PAID ON OR BEFORE **JUNE 20, 1987**

SPECIAL CODE	TAX	CODE	AREA	TAX	TOTAL TAX
92	35.00		698.76		733.76
					PEN
					SUB TOT
					INT
					TOT
SPECIAL CODE	TAX	CODE	AREA	TAX	1ST INSTALLMENT
92	17.50		349.38		366.88
					PEN
					SUB TOT
					INT
					TOT

DELINQUENT IF NOT PAID ON OR BEFORE

DECEMBER 20, 1961

8751



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

EASTERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

150 Shoup — Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

April 25, 1985

Ellis F. Wells
P.O. Box 150
Moreland, ID 83256

Dear Mr. Wells:

Enclosed is your application for transfer. Please review it and if everything seems correct sign and have it notarized. You can send the application and \$50.00 fee to this office. I will also need you to send a copy of last years tax notice showing you as the owner of the ground described in the application.

Sincerely,

HAROLD W. JONES
Senior Resource Agent

HWJ/cz

Enclosure

2-10-85
2-10-85

Department of Water Resources
Eastern Region
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT
NO. 35-2846**

Notice is hereby given that Ellis F. Wells, Moreland, Idaho has applied to the Department of Water Resources for a change in the point of diversion of water from a groundwater source. The right sought to be changed is evidenced by License No. 35-2846 and is recorded as follows:

35-2846 — AMOUNT: 1.20cfs
PRIORITY: Nov. 8, 1966

POINT OF DIVERSION: SW¼NW¼, Sec. 26, T. 2S, R. 34E, B.M., Bingham County.

The water is used to irrigate 30 acres within the E½NE¼, Sec. 27, T. 2S, R. 34E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be diverted within the NE¼NE¼, Sec. 27, T. 2S, R. 34E, B.M., Bingham County.

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, 83401, on or before December 8, 1986.

A. Kenneth Dunn
Director

(9310)
Pub.: 11/20, 27

RECEIVED

DEC 18 1986

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho Michael Bell

I, _____
solemnly

swear that I am the Publisher of The Morning News which is a daily newspaper of general circulation published each day except Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot, aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1933, approved March 11, 1933, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: 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 20th day of November, 19 86,

and the last publication having been made on the 27th day of November, 19 86;

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 16th

day of December, 19 86

Allice Baumgartner
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho.
My commission expires
Aug. 20, 1992

RECORDED

MAR 06 1987

WATER LICENSE

Water License No. G-33320 Priority November 8, 1966 Amount 1.2 c.f.s.

THIS IS TO CERTIFY, that ELLIS F. WELLS
of Moreland, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated November 8, 1966; that Permit G-33320 was issued pursuant
to said application; that the proposed works were completed on or about May 1, 1962,
with a storage/or carrying capacity of 5.05 c.f.s., said works consisting of well, 2 pumps,
open ditch and sprinkler system; and that on May 24, 1967,
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 105
acre feet per season, with a maximum rate of diversion of 1.2 cubic feet per second of the waters
of ground water, tributary of _____,
for the purpose of irrigation from April 1 to October 31;
and for _____ from _____ to _____; and for
_____ from _____ to _____; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
located in SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, T. 2 S, R. 34 E, B.M., and
other additional points _____, in the County of
Bingham; and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 105 acre feet per year.

Description and location of place of use:

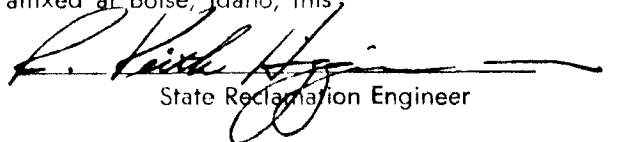
TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
2 S	34 E	27	10			20													30

Total number of acres irrigated 30

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

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this,

27th day of March, 1969.


State Reclamation Engineer

Address all communications to:

ELLIS F. WELLS

P. O. Box 284, Moreland, Idaho

APPLICATION FOR PERMIT

TO APPROPRIATE THE SUBTERRANEAN WATERS OF THE STATE OF IDAHO

Application No. G. 41531

Permit No. G. 33320

Water District No. _____

RECEIVED
NOV 8 1966
8:00 A.M.
Department of Reclamation

1. Name of applicant: ELLIS F. WELLS

Post office address Moreland County Bingham State Idaho

2. Quantity of water claimed: 1.6 cubic feet or 80 miner's inches

3. Source of water supply: Subterranean

4. Location of point of diversion or well is in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 26,

Twp. 2 S., Rge. 34 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 _____ $\frac{1}{4}$ of the _____ $\frac{1}{4}$ of Section _____,

Twp. _____, Rge. _____, B.M.

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

at a point in the _____ $\frac{1}{4}$ of the _____ $\frac{1}{4}$ of Section _____, Twp. _____, Rge. _____, B.M.

7. Kind of Works: Well and pump (40 H. P.). Flood irrigated.

8. Estimated cost of works: \$ 5,100.00

9. (a) Is reservoir to be used? no

(b) Capacity of reservoir: _____

10. The time required for the completion of such work and complete application of the water to the proposed use is

2 / 1 years. Works completed.

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: _____

33320

Remarks: Being on the tail end of a two mile ditch carrying 480 inches of water, with 21 water users, in an extra gravelly area, makes irrigating practically impossible for applicant.

Because this is a very gravelly area, I am applying for 2 inches of water per acre, which is the very minimum required in order to get satisfactory irrigation of crops.

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.

Ellis F. Wells Applicant

By _____, Agent

33320

33320

Approval of State Reclamation Engineer

33320

The number of this permit is G

Recorded in Book 116 Page 33320 Approved NOV 21 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 21, 1967

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before November 21, 1967

Witness my hand this 21st day of November 19 66

R. Keith Higgins
State Reclamation Engineer

IN TESTIMONY WHEREOF, We ROBERT E. SMYLLIE, Governor of the State of Idaho,

and LOUIS F. 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 21st day of November 19 66

Countersigned:

STATE OF IDAHO

By Louis F. Clapp
Secretary of State

By Robert E. Smyllie
Governor

No. G 33320

PERMIT

Date of first receipt at office of State Reclamation Engineer

November 8, 1966 8:00 A.M.

Returned to applicant for correction

Corrected application received

Fees, \$ 5.75

FILING FEES FOR USE PERMIT:

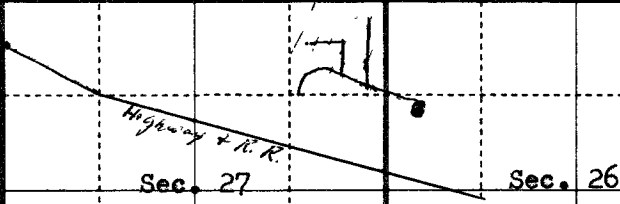
For the first Sec. Ft. \$5.00

For each additional Sec. Ft. or Fraction

Thereof .25

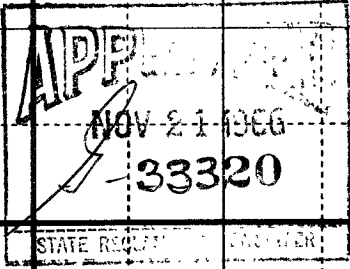
33320

This land being in Township 2 S., R. 34 E. B. M.



LEGEND:

- point of diversion
- main ditches
- /// land to be irrigated.



APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 41531
Permit No. G- 33320
District No.

1. Name of Applicant: Ellis F. Wells
Postoffice address: Moreland County: Bingham State: Idaho
P.O. Box 284
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 1.6 or Idaho
Miners' inches 80 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 SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 26
Twp. 2 S , Rge. 34 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 $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: well and pump (40 H.P.) Flood irrigated
8. Estimated cost of works: \$ 5,100.00
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is
years. 1
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash onhand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: I have 100 inches in People's
Canal, but this water cannot reach our land because of the length of the carrying ditch.
 - (a) 1.6 (cubic feet per second, ~~inches or gallons per minute~~) of the water herein applied for is to be supple-
mental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

Being on the tail end of a two mile ditch carrying 400 inches of water with 21 water users, in an extra gravelly area, makes irrigating practically impossible for applicant. Because this is a very gravelly area, I am applying for 2 inches of water per acre, which is the very minimum required in order to get satisfactory irrigation of crops.

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.

/s/ ELLIS F. WELLS

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: November 8, 1966 8:00 A.M.

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 33320

Recorded in Book 116 Page 33320 Approved November 21, 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 diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before May 21, 1967

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 21, 1967

Witness my hand this 21st day of November, 1966. /s/ R. KEITH HIGGINSON
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT F. SMYLTIE, 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 21st day of November, 1966.

Countersigned:

STATE OF IDAHO

(SEAL)

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

By /s/ ROBERT F. SMYLTIE
Governor

12.

Twp.	Range	Sec.	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	Totals
			NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	
2 S	34 E	27	40				40 ACRES
			See amendment to land list in folder. Dated March 10, 1969.				
						LICENSE ISSUED FOR 1.2 SEC. FT. LICENSE PAGE NO. _____	

FROM ERNEST

DATE 30 DEC. 86

TO File T-35-2846

SUBJECT The well used as a common P.D. FOR BOTH L. 35-2846 AND L. 35-2690 WAS PRODUCING 5.05 CFS WHEN MEASURED IN CONJUNCTION WITH ISSUING THESE LICENSES. THAT EXCEEDS THE COMBINED LICENSED DIVERSION RATES. APPROVAL OF THE P.D. TRANSFER WILL THEREFORE NOT AFFECT L. 35-2690 OR WILL IT RESULT IN THE DIVERSION OF MORE WATER UNDER EITHER LICENSE.

MICROFILMED

MAR 06 1981

SIGNATURE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: SSJ

1. Right number 35-2846 Applicant ELLIS F. WELLS
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 License limits 105
acre-feet per year.
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) 85 canal shares in Peoples Canal
 - j. ☒ Is use within a Watermaster District? ☒ Yes ☐ No
If yes, what district? DIST 01

Protest Date
12-8-86

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on 1/1 Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* _____

RECEIVED
MAR 06 1987

4. By RDC Date 12/30/86

RECEIVED
JAN 08 1987

Jim 1-30-87

* All uses within Watermaster Districts require special conditions.

Department of Water Resources

Copy to Roberta 11-17-86

December 11, 1986

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

Re: Transfer No. 35-2846, Ellis F. Wells

Gentlemen:

Would you please submit an affidavit of publication and certified bill in connection with the above referenced application. The legal notice was to have been published in your paper on November 20, and November 27, 1986.

Your cooperation in this matter is greatly appreciated.

Sincerely,

Michele Davis
Office Secretary

RECEIVED

MAR 06 1987

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

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

NOVEMBER 12, 1986

The Blackfoot News
P. O. Box 70
Blackfoot, Idaho 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. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before DECEMBER 8, 1986.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

RECEIVED

NOV 15 1986

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 35-2846

Notice is hereby given that Ellis F. Wells, Moreland, Idaho has applied to the Department of Water Resources for a change in the point of diversion of water from a groundwater source. The right sought to be changed is evidenced by License No. 35-2846 and is recorded as follows:

35-2846 AMOUNT: 1.20cfs PRIORITY: Nov. 8, 1966
POINT OF DIVERSION: SW1/4NW1/4, Sec. 26, T. 2S,
R. 34E, B.M., Bingham County.

The water is used to irrigate 30 acres within the E1/2NE1/4, Sec. 27, T. 2S, R. 34E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the NE1/4NE1/4, Sec. 27, T. 2S, R. 34E, B.M., Bingham County.

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, 83401, on or before December 8, 1986.

A. Kenneth Dunn
Director

Published 11/20/86 and 11/27/86

FILED

NOV 26 1987

Department of Water Resources
Eastern Region
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT
NO. 35-2846**

Notice is hereby given that Ellis F. Wells, Moreland, Idaho has applied to the Department of Water Resources for a change in the point of diversion of water from a groundwater source. The right sought to be changed is evidenced by License No. 35-2846 and is recorded as follows:

35-2846 — AMOUNT: 1.20cfs

PRIORITY: Nov. 8, 1966

POINT OF DIVERSION: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, T. 2S, R. 34E, B.M., Bingham County.

The water is used to irrigate 30 acres within the E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 27, T. 2S, R. 34E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 27, T. 2S, R. 34E, B.M., Bingham County.

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, 83401, on or before December 8, 1986.

A. Kenneth Dunn
Director

(9310)
Pub.: 11/20, 27

MD
4-21-86

RECORDED
FEB 10 1987

IDENT. NO. 352641

WATER RIGHT
DATA ENTRY LOG

[illegible]

March 27, 1969

Re: Permit No. G-33320

**Mr. Ellis F. Wells
P. O. Box 284
Moreland, Idaho 83256**

Dear Mr. Wells:

**Enclosed you will find your Water License issued on the
above numbered permit.**

Very truly yours,

**C. Stephen Allred, Assistant
State Reclamation Engineer**

CSA:kh

Enclosure

33320

1-26

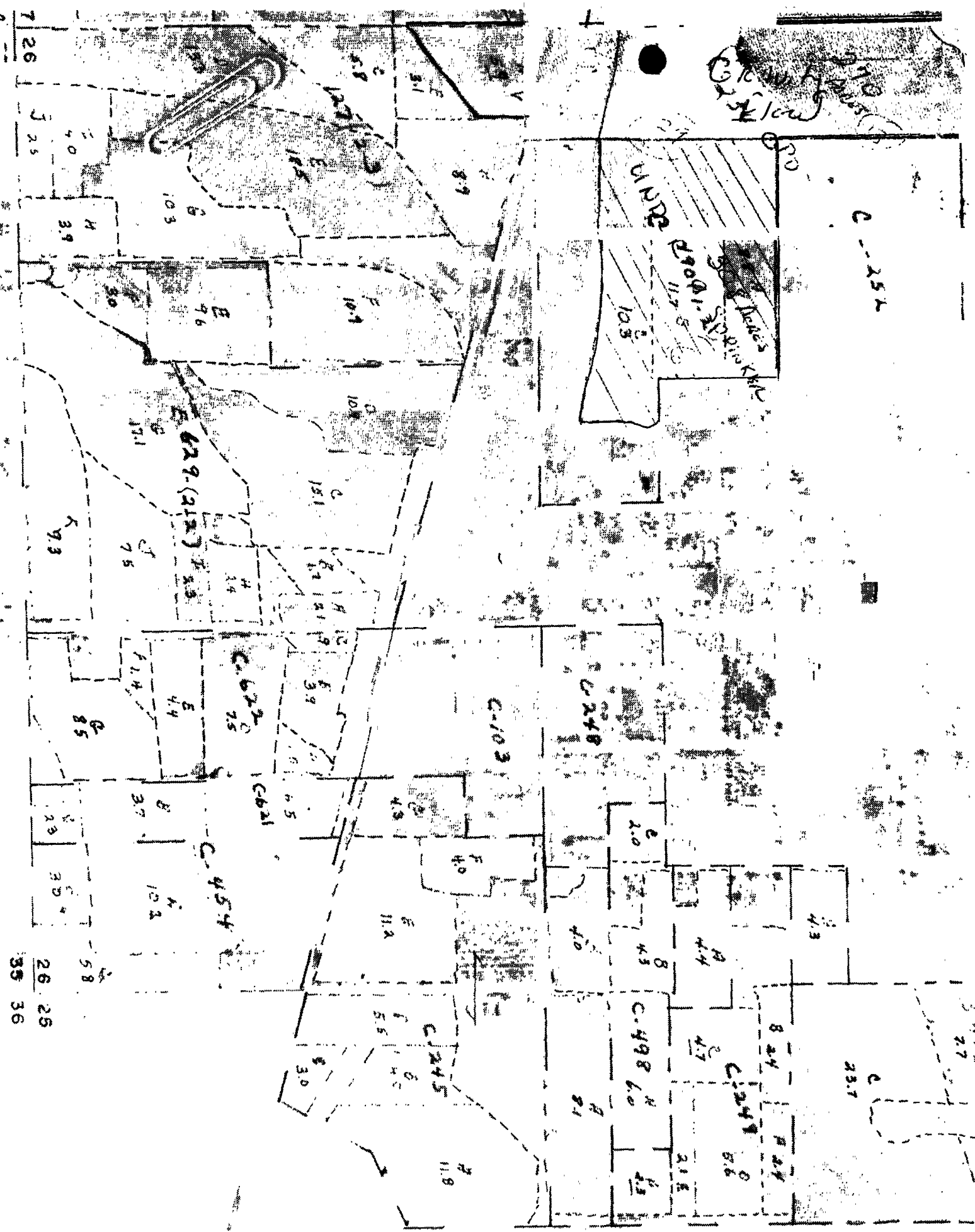
6100
70
100

C-252

MANDE

117
103

30001.1
117





Form 23
2M-4-65

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-33320

REPORT ON PROOF OF Completion of Works & Beneficial Use

745

4-11-69
SEE AMENDMENT
DRC

10' 10" SAM. WELL

10 13
20 29 16
6
26

10' 10" SAM. WELL

Wants 2" / acre
because of soil

$Q = 4.4 / 0.5$

AREA - 30 ACRES

SUBA - 2

ALLOW 2" / ACRE BECAUSE OF NEED.
102 c.f.s.

Q -

VOL - $(3.5 \text{ AC-FT} / \text{ACRE} / \text{SEASON})$

105
210 AC-FT / SEASON

PRIORITY - NOV 8, 1966

2-5-C9 DRR

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

Permit No. G-33320

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

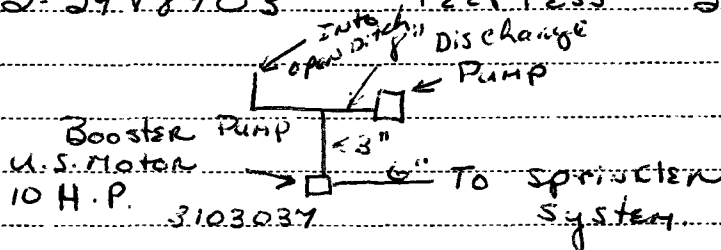
1. Name of applicant Ellis F. Wells

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the SW 1/4 of Section 26

T. 2 S. R. 34 E. County of Bingham

4. Describe works as they exist, giving dimensions and capacities of same: Westinghouse 40 H.P. 2-29V8903 Peerless 39740



5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NE 1/4, Sec. 27, T. 2 S., R. 34 E., B.M.

(40 acres)

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

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

Remarks:

32 30 W.S. Rainbird nozzles at an pressure of 46#

6.88 X 32 = .49
448.8

IRRIGATION REQUIREMENT = 3.5 AC-Ft / Acre / Season

SEE ATTACHED CURRENT METER MEASUREMENT.

PUBLICATION NOT IN FILE + Q TOTAL = 5.05 CFS.

This examination was made on the day of July, 19 68

(Signed)

Examiner.

33320

Ellis F. Wells
Moreland, Idaho

*Well, pump, ditches
16" X 1-18'
14 - 29'
Q - 254"*

Permit No. G-33320

Examination for Completion of Works & Beneficial Use

County Bingham

Quantity: 1.6 c.f.s. *35-*

Source: Subterranean

P.D.: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 26, T. 2 S, R. 34 E, B.M.

Use: Irrigation

Extension:

Protest:

Completion of Works:

Other Rights: 100 " - People's Canal
(see permit sheet)

Filed: November 8, 1966

Due: November 21, 1967

Made: May 24, 1967

Priority: November 8, 1966

INSTRUCTIONS TO EXAMINERS

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

7-11-69

Re: 33320

ILLIS F. WELLS

MR. BOYD NEWLAND OF THE SCS OFFICE
IN BLACKFOOT, IDAHO WAS CONTACTED
4-10-69 FOR INFORMATION REGARDING
TYPE OF SOIL & IRRIGATION REQUIREMENT
IN THE MORELAND AREA — SPECIFICALLY
G-33320 BOYD STATES THAT THE
GROUND IS GRAVELLY LOAM OF THE
SNACE RIVER PLAIN — THAT THE TOPOGRAPHY
& SOIL DOES REQUIRE A LARGE HEAD OF
WATER TO GET ACROSS THE GROUND EFFECTIVELY.
(IN EXCESS OF
MR. ALLREAD CONTACTED MR. MADER WILKINS
REGARDING INFORMATION TO BE SUPPLIED BY
THE SCS AREA OFFICES — FUTURE ALLOWANCES
OF EXCESSIVE FILINGS WILL BE AT THE
DETERMINATION OF EXAMINER & THE SCS
OFFICES WILL PROBABLY BE DEPENDANT UPON
FOR SUBSTANTIATING INFORMATION

Dean R.

33320

March 12, 1969

C
O
P
Y

Re: Permit No. G-33320

Mr. Ellis F. Wells
P. O. Box 284
Moreland, Idaho

Dear Mr. Wells:

Enclosed is a copy of the APPROVED application for amendment, filed in connection with the above referenced permit. Also enclosed is Receipt No. 2802 in the amount of \$14.00 which covers the licensing fees and the fee for the amendment. The license will be prepared and forwarded to you in the near future.

Please contact us if we may be of further assistance.

Very truly yours,

Donald W. McElldowney
Appropriation Examiner

DWM:ks

enclosure: Copy of amendment
Receipt

33320

11-10-68

Permit No. G-33320

P. O. Box 284, Moreland, Idaho, and represents to the State Reclamation
Engineer of the State of Idaho:

1. Point of diversion: _____ 1/4 _____ 1/4, Sec. _____, T. _____,

mo. - day mo. - day

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

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

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

3. Place of use or land to be irrigated:

[illegible]

30

33320

33320

State Reclamation Engineer
[Signature]
March 19 69

Witness my hand this 10th day of March 19 69

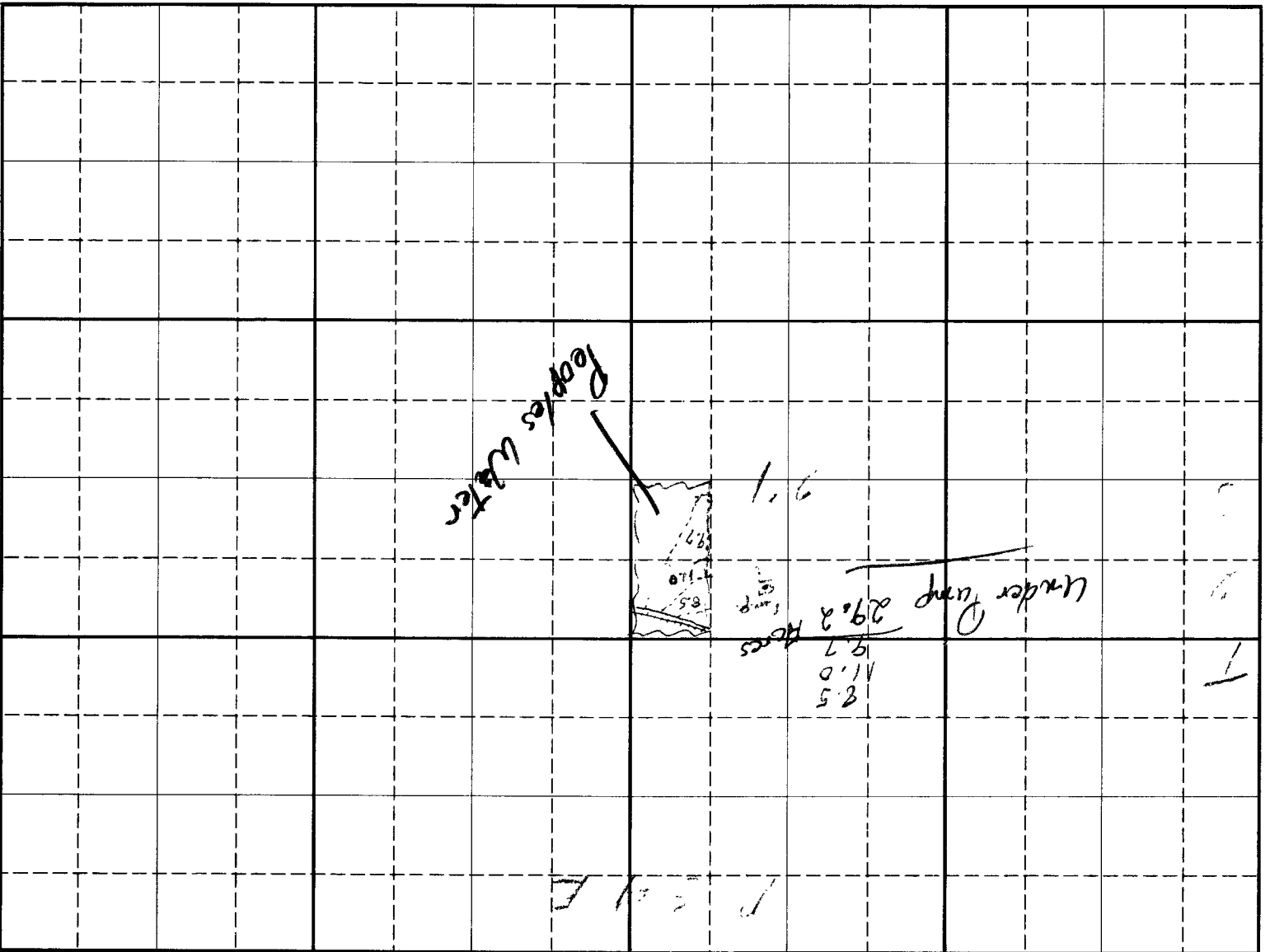
I, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho, hereby ~~APPROVE the above application for amendment for Permit No. G-33320,~~

ACTION OF STATE RECLAMATION ENGINEER

[Signature]
(signature)
320 day of March 1969

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

Scale: 2 inches equal 1 mile



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

Rail Road
Road
Ditch or Canal

February 6, 1969

Re: Permit No. G-33320

Ellis F. Wells
P. O. Box 284
Moreland, Idaho

Dear Mr. Wells:

A representative of this department has made an examination of the works covered by your permit G-33320 and has found the following:

Quantity of water diverted: 5.05 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 1.2 c.f.s.*

Purpose of use: Irrigation of 30 acres in E¹/₂NE¹/₄, Sec. 27,
T. 2 S., R. 34 E., B.M.

The priority date established is: November 8, 1966.

A fee totaling \$ 9.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Dean R. Schnaible
Reclamation Engineering Administrator

DRS:dj

*The maximum quantity diverted shall not exceed 105 acre feet per season.

33320

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE — ANNEX 2
BOISE, IDAHO 83707

February 6, 1969

RECEIVED

MAR 6 1969

Department of Reclamation

Re: Permit No. G-33320

Ellis F. Wells
P. O. Box 284
Moreland, Idaho

Dear Mr. Wells:

The Department of Reclamation has conducted a field examination of the land and works covered by the above referenced permit. Twenty acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 27, is being irrigated but is not included in your permit; therefore, an application for amendment will have to be made.

Enclosed is a partially completed application. If you agree with the findings of our examiner, please sign and return it with a \$5.00 fee. Also enclosed is a request for \$9.00 in licensing fees. We would appreciate prompt remittance of fees totaling \$14.00 and the signed application for amendment.

Very truly yours,

Dean R. Schnaible

Dean R. Schnaible
Reclamation Engineering Administrator

DRS:dj
Enclosures

*for
paid
3-3-69*

93320

February 6, 1969

Re: Permit No. G-33320

Ellis F. Wells
P. O. Box 234
Moreland, Idaho

Dear Mr. Wells:

The Department of Reclamation has conducted a field examination of the land and works covered by the above referenced permit. Twenty acres in the SE 1/4, Sec. 27, is being irrigated but is not included in your permit; therefore, an application for amendment will have to be made.

Enclosed is a partially completed application. If you agree with the findings of our examiner, please sign and return it with a \$5.00 fee. Also enclosed is a request for \$9.00 in licensing fees. We would appreciate prompt remittance of fees totaling \$14.00 and the signed application for amendment.

Very truly yours,

Dean R. Schnaible
Reclamation Engineering Administrator

DRS:dj
Enclosures

33320

February 6, 1969

Re: Permit No. G-33320

Ellis F. Wells
P. O. Box 284
Moreland, Idaho

Dear Mr. Wells:

A representative of this department has made an examination of the works covered by your permit G-33320 and has found the following:

Quantity of water diverted: 5.05 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 1.2 c.f.s.*

Purpose of use: Irrigation of 30 acres in Elgin, Sec. 27,
T. 2 S., R. 34 E., B.M.

The priority date established is: November 8, 1966.

A fee totaling \$ 9.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Dean R. Schnafle
Reclamation Engineering Administrator

DRS:dj

*The maximum quantity diverted shall not exceed 105 acre feet per season.

33320
fee paid
3-3-69

DON SAMUELSON
GOVERNOR



STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

February 6, 1969

✓ DRR
R. KEITH HIGGINSON
State Reclamation Engineer

RECEIVED
MAR 6 1969
Department of Reclamation

Re: Permit No. G-33320

Ellis F. Wells
P. O. Box 284
Moreland, Idaho

Dear Mr. Wells:

33320

A representative of this department has made an examination of the works covered by your permit G-33320 and has found the following:

Quantity of water diverted: 5.05 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 1.2 c.f.s.*

Purpose of use: Irrigation of 30 acres in E 1/4 Sec. 27.
T. 2 S. R. 34 E. B.M.

The priority date established is: November 8, 1966. *well* Sept. 8th 1961?

A fee totaling \$ 9.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Dean R. Schnaible

Dean R. Schnaible
Reclamation Engineering Administrator

DRS:dj

*The maximum quantity diverted shall not exceed 105 acre feet per season.

33320

*fee paid
3-3-69
receipt given
3-12-69*

June 1, 1967

Re: Permit G-33320
Ellis F. Wells

Dwain H. Stufflebeam
Attorney at Law
156 West Judicial Street
P. O. Box 591
Blackfoot, Idaho 83221

Dear Mr. Stufflebeam:

We are in receipt of the depositions and affidavit of publication on the above referenced permit. Please be advised a field examination of the permit will be scheduled for the 1967 irrigation season, following which we will proceed with the licensing.

Please contact us if we may be of further assistance.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

33320

May 29, 1967

Re: Permit No. G-33320

Ellis F. Wells
Moreland, Idaho 83256

Dear Mr. Wells:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Blackfoot News all submitted in proof of completion of works and beneficial use on Permit No. G-33320.

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

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

Very truly yours,

Donald W. McElowney
Water Rights Clerk

DWM:dj

33320

RECEIVED
MAY 28 1967

Department of Reclamation

NOTICE OF PROOF OF
COMPLETION OF WORKS

AND THE WATER
NEED

It is hereby given that on the 21st day of May, 1967, at Blackfoot, County of Bingham, State of Idaho, before Dwain H. Shuffebeam, Notary Public, at (address) 156 West Judicial Street, proof will be submitted of the completion of works for the diversion of 1.6 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-2220, heretofore issued by the Department of Reclamation.

The person or corporation who said permit is Ellis F. Wells, P.O. Box 284, Moreland.

Works of diversion were completed on the date of completion and the amount for which said works are to be converted to the place of 1.6 cubic feet per second.

The place to which said water has been applied is for irrigation purposes and the amount applied to beneficial use is 1.6 cubic feet per second.

The point of diversion of said water is SW1/4 of the NW 1/4 of Section 26, Twp. 2 S., Rge. 34 E.B.M., Bingham County, Idaho.

The place where said water is used is NE1/4 of the NE1/4 of Section 27, T. 2 S., R. 34 E.B.M., Bingham County, Idaho.

The date of priority which said user is prepared to establish is November 8, 1966.

R. REITH HIGGINSON
State Reclamation Engineer
April 21, 28, May 5 and 12
(343)

AFFIDAVIT of PUBLICATION

County of Bingham
State of Idaho

ss.

I, Drury R. Brown do solemnly

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

Friday issue of said newspaper 4 consecutive weeks, the first publication having been made on the 21st day of April, 1967,

and the last publication having been made on the 12th day of May, 1967; 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 12th

day of May, 1967

Sharon L. Olson

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

33320

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-33320

RECEIVED
MAY 26 1967

Department of Reclamation

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF HOLDER

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

Ellis F. Wells, Moreland, Idaho, Farmer and warehouseman.

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

N/A

Ques. 3. State number, approval date of permit, and date of priority: G-33320,
November 21, 1966 and November 21, 1966.

Ques. 4. State source of water supply: Subterranean
Give location of point of diversion, showing subdivision, section, township and range
SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 26, Twp. 2 S., Rge. 34 E. B. M., Bingham County, Idaho.

Ques. 5. Describe your works of diversion: Well, pump and ditches.

_____ ; state amount of water they are capable of conveying from point of diversion to place of use: 200 inches Give name of canal or ditch or other works by which water is conducted to such place of use: Private ditch
_____ ; if a well, state depth of well 148 feet ; depth and size of casing 108 feet of 16" casing & 20 ft. / of 14" Casing ; depth to water 29 feet ; if pump is used, state discharge of pump: 254 inches ; tell how it was measured or determined water pumped from well to ditch and water was measure by a water wier in ditch, if sprinkler irrigation, give number and size of nozzles and operating pressure: None.

Ques. 6. State for what purpose water is used: irrigation
(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 27, T. 2 S., R. 34 E. B. M. 40 acres irrigated.

33320

State nature of all improvements which have been made as a direct result of said use:
40 acres of land cultivated and irrigated with the water appropriated and crops raised
and harvested from this 40 acres.

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled
the well: Bill Finley, Jr., Blackfoot, Idaho

Ques. 7. If for other than irrigation purposes, show full legal description of place
of use and state purpose for which water is used:

Not Applicable.

Ques. 8: If you are not the person or representative of the corporation to whom above
mentioned permit was originally issued, please state how ownership was acquired by
present holder:

Not applicable.

Quest. 9: State when and in what amount the water diverted under above mentioned permit
has been first used: May 1, 1962 - Time used since first use:

Almost everyday of the growing seasons since May 1, 1962.

Ques. 10. Describe all other water rights appurtenant to same place of use: None.

(sign) Ellis F. Wells

* * * * *

I hereby certify that the foregoing testimony was read to the above
subscribed, before its signing, that I believe him to be the person he represents him-
self to be, and that said testimony was subscribed and sworn to before me, at my office in

Blackfoot, County of Bingham

State of Idaho, on this 24th day of May, A. D. 1967.

My commission expires: 12/5/70

Ellis F. Wells

33320

Department of Reclamation

* * * * *

DEPOSITION OF WITNESS

33320

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Not applicable.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

It is gravel soil and should have about 3 inches per acre to adequately irrigate it.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? No.

Ques. 10. When did you first see this water used? First May, 1962.

Other times you have seen such use: I have seen it used all most every day of the crop growing season as I live nearby.

(Signed):

Quigley L Bingham

* * * * *

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in _____

Blackfoot, County of Bingham, State of Idaho, on this 24th day of May, A. D. 1967

Arvin H. Stephenson
Notary Public for the State of Idaho
Residing Blackfoot, Idaho

My commission expires 12/5/70

33320

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-33320

RECEIVED
MAY 26 1967

Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

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

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

Delos H. Wells, 38, Moreland, Idaho, warehouseman, and post office address: P. O. Box
274, Moreland, Idaho.

Ques. 2 Are you acquainted with Ellis F. Wells, the holder of
Permit No. G-33320? How long have you known him and where does he reside?

I have known him all my life and he resides at Moreland, Idaho.

Ques. 3. Have you read or heard said Permit No. G-33320 read, and are you familiar
with its provisions and conditions: Yes xx No.

Ques. 4. State source of water supply: Subterranean

Give location of place of diversion, showing subdivision, section, township and range
SW1/4 OF Section 26, T. 2 S., R. 34 E. B. M.

Describe works for conveying water to place of use: Well, pump and ditches

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 200 inches or 4 cubic feet. How much water have you seen being so
conveyed? 200 inches or 4 cubic feet.

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

40 acres in NE1/4 of section 27, T. 2 S., R. 34 E. B. M.

33320

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Not Applicable.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

It is a gravel type soil and needs about 3 inches per acre to adequately irrigate it.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? No.

Ques. 10. When did you first see this water used? Summer of 1963.

Other times you have seen such use: I have seen it used at least once a week during the crop growing season since the summer of 1963.

(Signed):

Delos H. Wells

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in

Blackfoot, County of Bingham, State of Idaho, on this 24th day of May, A. D. 1967.

David H. Stephenson

Notary Public for the State of Idaho

Residing Blackfoot, Idaho

My commission expires 12/5/70

33320

DWAIN H. STUFFLEBEAM
ATTORNEY AT LAW
156 WEST JUDICIAL STREET
P. O. BOX 591
BLACKFOOT, IDAHO 83221
TELEPHONE 785-0320

RECEIVED
MAY 26 1967
Department of Reclamation

May 25, 1967

State Reclamation Engineer
Department of Reclamation
107 State House
Boise, Idaho 83701

Re: Permit No. G 33320
Ellis F. Wells

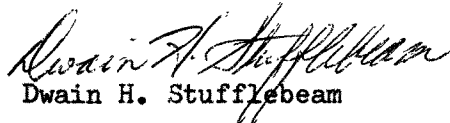
Dear Sir:

In connection with the above permit, proof was submitted in accordance with the published notice, and I am enclosing herewith the following documents:

1. Affidavit of Publication.
2. Deposition of Holder.
3. Deposition of witness, Dwight L. Bingham.
4. Deposition of witness, Delos H. Wells.

Please forward the license directly to Mr. Ellis F. Wells,
P. O. Box 284, Moreland, Idaho.

Very truly yours,


Dwain H. Stufflebeam

DHS:m
Encls.
cc: Ellis F. Wells

33320

The Blackfoot News

Successor to The Daily Bulletin
BLACKFOOT, IDAHO 83221

RECEIVED
JUN 24 1967

Department of Reclamation

DEAR SIR:

Enclosed is a copy of the legal (Re: Permit No. G-33320 - Ellis F. Wells)

I'm sorry I did not send a copy to you before the first publication.

Would you check this publication and make sure there are no errors.

If there are please contact me and I will make the corrections and print it one more time, the 19th.

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

Thank You,

Kay Harper

Notice is hereby given that on the 24th day of May, 1967, at Blackfoot, County of Bingham, State of Idaho, before Dwain H. Stufflebeam, Notary Public, at (address) 156 West Judicial Street, proof will be submitted of the completion of works for the diversion of 1.6 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-33320, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and office address of the person or corporation holding said permit is Ellis F. Wells, P.O. Box 100, Moreland, Idaho.

2. Said works for diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of diverting to the place of use is 1.6 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes and the amount applied to beneficial use is 1.6 cubic feet per second.

4. The point of diversion of said water is SW1/4 of the NW 1/4 of Section 26, Twp. 2 S., Rge. 34 E.B.M., Bingham County, Idaho.

5. The place where said water is used is NW1/4 of Section 27, T. 2 S., R. 34 E.B.M., Bingham County, Idaho.

6. The date of priority which said user is prepared to establish is November 8, 1966.

R. KEITH HIGGINSON
State Reclamation Engineer
April 21, 28, May 5 and 12
(343)

33320

RECEIVED
APR 17 1967

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) April 14, 1967

(P. O.) P. O. Box 591, Blackfoot, Idaho 83221

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

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


Dwain H. Stufflebeam

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

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

Engineer

33320

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

DEPARTMENT OF RECLAMATION

Notice is hereby given that at 5:00 P.M., on the 24th day of May
1967, at Blackfoot, County of Bingham, State of Idaho
before Dwain H. Stufflebeam, Notary Public, at (address) 156 West
Judicial Street, proof will be submitted of the completion
of works for the diversion of 1.6 cubic feet per second of underground water from a
well, and of the application to beneficial use of said water, in accordance with the
terms and conditions of Permit No. G-33320, heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
is Ellis F. Wells, Moreland, Idaho.

2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of
use is 1.6 cubic feet per second.

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

4. The point of diversion of said water is SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 26, Twp. 2
S., Rge. 34 E. B. M., Bingham County, Idaho.

5. The place where said water is used is NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 27, T. 2 S.,
R. 34 E. B. M., Bingham County, Idaho.

6. The date of priority which said user is prepared to establish is November 21,
1967.

State Reclamation Engineer

33320

April 18, 1967

Re: Permit No. G-33320
Ellis F. Wells

Blackfoot News
Blackfoot, Idaho

Gentlemen:

Enclosed you will find a legal notice which we wish to have published for four consecutive weeks prior to May 24, 1967. The expense of the publication is to be paid by Dwain H. Stufflebeam of 156 West Judicial Street, Blackfoot, Idaho, to whom you should furnish proof of publication on or prior to the above date.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the notice for checking prior to the first publication.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

33320

April 18, 1967

Re: Permit No. G-33320

Dwain H. Stufflebeam
156 West Judicial Street
P.O. Box 591
Blackfoot, Idaho 83221

Dear Mr. Stufflebeam:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-33320 in the name of Ellis F. Wells. Final Proof is to be made before you, as Notary on the 24th day of May, 19 67, ~~at~~ ~~at~~ 156 W. Judicial Street, Blackfoot, Idaho.

As of this date, we have mailed the Notice to the Blackfoot News, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by the permit holder and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the time, on the date and before you, as Notary, as stated in the publication notice. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, that your Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the AFFIDAVIT OF PUBLICATION.

Very truly yours,

DWM:rw

Donald W. McElidowney
Water Rights Clerk

Encl.

cc: Applicant

33 3-20

DWAIN H. STUFFLEBEAM
ATTORNEY AT LAW
156 WEST JUDICIAL STREET
P. O. BOX 591
BLACKFOOT, IDAHO 83221
TELEPHONE 785-0320

RECEIVED
APR 17 1967
Department of Reclamation

April 14, 1967

State Reclamation Engineer
Department of Reclamation
107 State House
Boise, Idaho 83701

Re: Ellis F. Wells
Permit No. G 33320

Dear Sir:

In connection with the above permit I am enclosing in duplicate
Notice of Proof of Completion of Works (Form No. 36) and Form No.
11. This sets the time for hearing final proof at 5:00 P. M.,
May 24, 1967.

Very truly yours,

Dwain H. Stufflebeam
Dwain H. Stufflebeam

DHS:m
Encls.

33320

January 6, 1967

RE: Permit G-33320
Ellis F. Wells

Dwain H. Stufflebeam
Attorney at Law
P.O. Box 591
Blackfoot, Idaho 83221

Dear Sir:

In reference to your letter of January 5, 1967, regarding the above numbered permit please be advised this permit was mailed to Mr. Wells on December 1, 1966.

It was not mailed to your office because it clearly stated on the original permit to mail all communications to the permit holder. If, in the future you wish all correspondence pertaining to this particular permit holder mailed to your office please advise.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

33320

DWAIN H. STUFFLEBEAM
ATTORNEY AT LAW
156 WEST JUDICIAL STREET
P. O. BOX 591
BLACKFOOT, IDAHO 83221
TELEPHONE 785-0320

RECEIVED
JAN 6 1967
Department of Reclamation

January 5, 1967

State Reclamation Engineer
Department of Reclamation
107 State House
Boise, Idaho 83701

Re: Ellis F. Wells Water Permit

Dear Sir:

On November 7, 1966, I forwarded to your office the subterranean water permit of Ellis F. Wells. On December 7, 1966, I advised you that the permit had not been returned to me. Please send me the permit or advise me as to the delay.

Thank you.

Very truly yours,

Dwain H. Stufflebeam
D. H. Stufflebeam

DHS:m

33320

December 1, 1966

Re: Permit No. G-33320

Ellis F. Wells
P.O. Box 284
Moreland, Idaho

Dear Mr. Wells:

We enclose Permit No. **G-33320** 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-11073** which was issued covering payment in the amount of \$ **5.75** for the filing fee of the above mentioned permit.

Very truly yours,

Enc. permit, receipt
MRB:ejw

M. RUSSELL BOSCH
Office Manager

33320

DWAIN H. STUFFLEBEAM
ATTORNEY AT LAW
156 WEST JUDICIAL STREET
P. O. BOX 591
BLACKFOOT, IDAHO 83221
TELEPHONE 785-0320

RECEIVED
NOV 8 1966
Department of Reclamation

November 7, 1966

State Reclamation Engineer
Department of Reclamation
107 State House
Boise, Idaho 83701

Re: Ellis F. Wells

Dear Sir:

I am enclosing Mr. Ellis F. Wells' Application for Permit to Appropriate the Subterranean Waters of the State of Idaho and my Trust Account check in the sum of \$5.75 to cover the application fee.

Mr. Wells has completed the works and desires to make immediate proof of same. Please send me the necessary forms for proof of completion of works and publication.

Very truly yours,

Dwain H. Stufflebeam
Dwain H. Stufflebeam

DHS:m
Encls.

33320