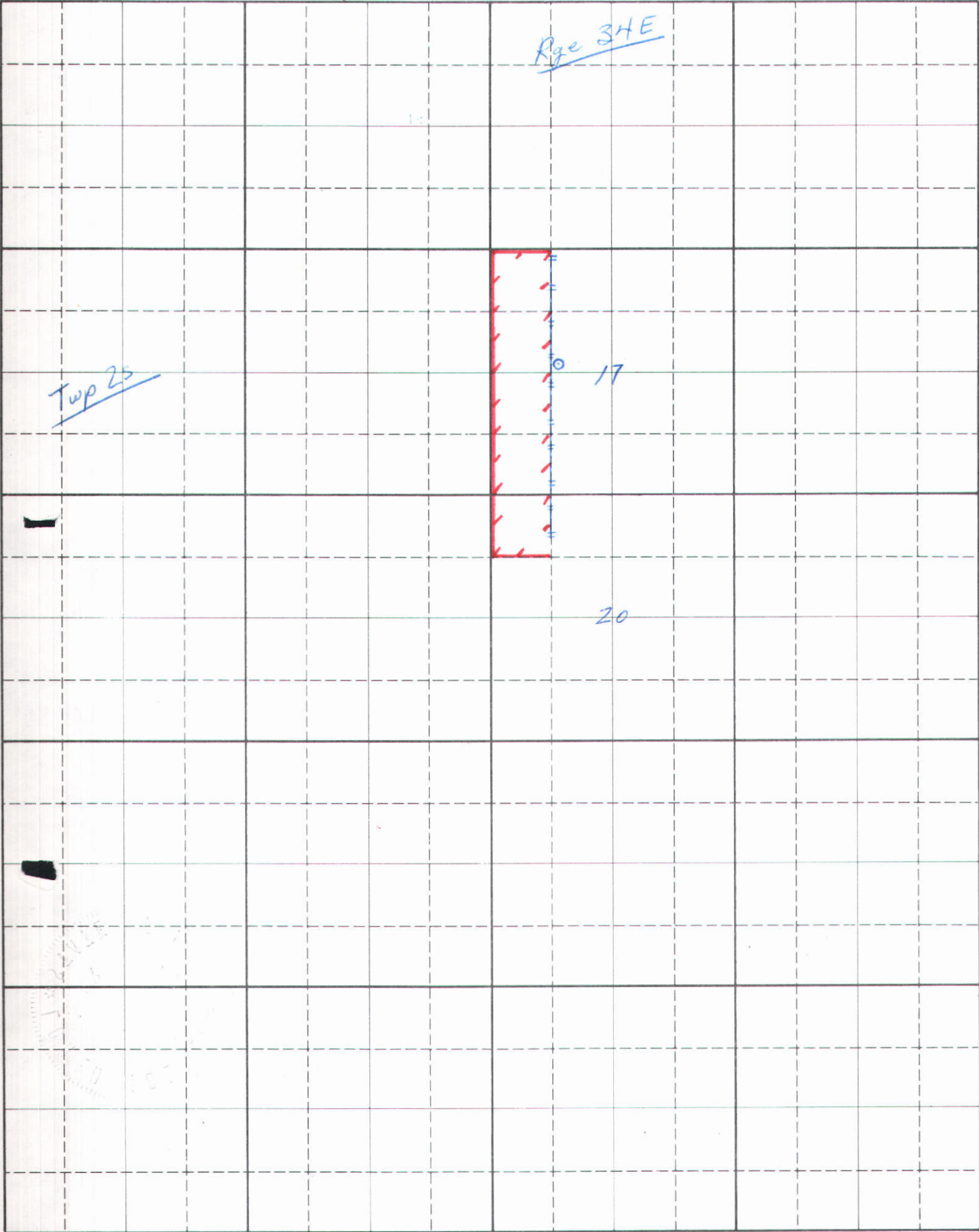


b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



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

RECEIVED

FEB 25 1977

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)
State of Idaho) ss.
I, David Mark Brown do
solemnly

Publisher

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

..... issue of said newspaper ..2... consecutive
wks, the first publication having been made on
the 17th day of Feb., 19 77.....

and the last publication having been made on the
24th day of Feb., 19 77; that said

notice was published in the regular and entire issue of
every number of the paper as aforesaid during the
period and time of publication, and that notice was
published in the newspaper and not in a supplement.

David Mark Brown
Subscribed and sworn to before me this 24th
day of Feb., 19 77.....

Patricia A. Johnson
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
Oct. 20, ~~1976~~ 1980

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

No. 35-2839

Notice is hereby given that
Parks Farms, Blackfoot,
Idaho, have applied to the
Department of Water
Resources for a change in the
point of diversion of the waters
of a ground-water source. The
right sought to be changed is
evidenced by License No. 35-
2839 and is recorded as follows:

AMOUNT: 2.40 cfs

PRIORITY: Aug. 3, 1966

POINT OF DIVERSION:
NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17, T. 2S, R.
34E, B.M., Bingham County.

The water is used to irrigate
165 acres within the W $\frac{1}{2}$ W $\frac{1}{2}$,
Sec. 17, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20, T.
2S, R. 34E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be diverted
within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17,
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, 1515 Lincoln Road,
Idaho Falls, Idaho 83401, on or
before March 7, 1977.

R. KEITH HIGGINSON
Director
(4956)
Pub.: 2-17, 24

MICROFILMED

RECEIVED

FEB 17 1971

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 complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1933, approved March 11, 1933, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: Friday of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was, published in said

Friday issue of said newspaper 2 consecutive weeks, the first publication having been made on the 8th day of October, 19 70,

and the last publication having been made on the 15th day of October, 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.

Subscribed and sworn to before me this 28th

day of October, 19 70

Loye Dwyer
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho

My commission expires

July 1, 1968 / November 10, 1972

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Merthan G. and Vonnie Ellis, Route No. 5, Box 43, Blackfoot, Idaho, have received an approved Permit No. G-33063/35-2839 issued by the Idaho Department of Water Administration authorizing the diversion of 3.5 cubic feet per second of water from a ground water source. The priority to be established under this permit is August 3, 1966, and the permit was approved August 8, 1966.

Water is to be diverted by well, pump, motor and sprinklers from

a point within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17, T. 2 S, R. 34 E, B.M., Bingham County to be used for irrigation in the W $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 17, T. 3 S, R. 34 E, B.M.; NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20, T. 2 S, R. 34 E, B.M.

Proof of the application of the water to beneficial use is to be submitted to the Department on or before August 8, 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

(2519)

Pub.: Oct. 8 and Oct. 15

29
OK
2-17-71

591

20

51

51

36

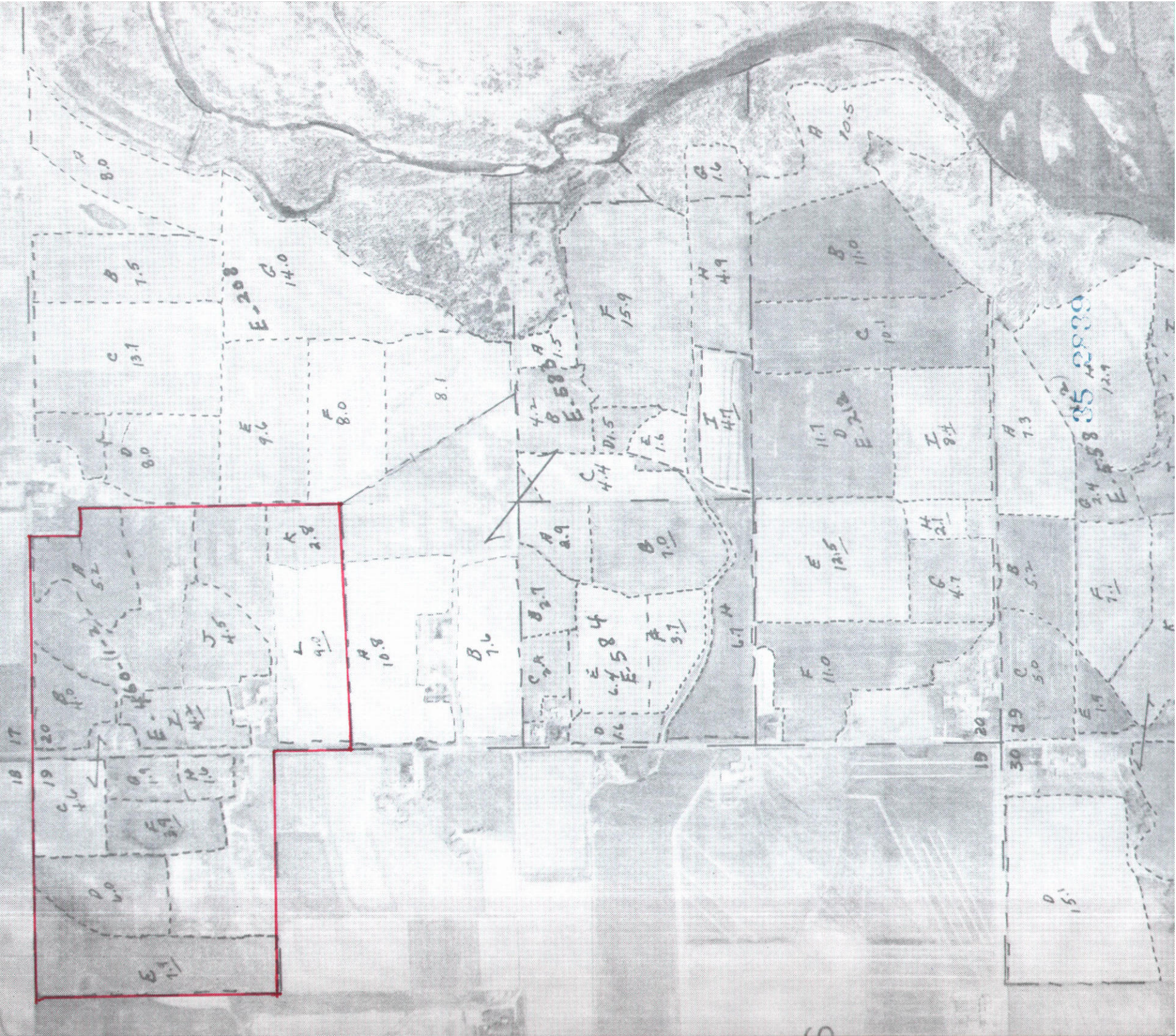
38

38

82

3 4 3 2

35-2839



35-2839

TO
DEPARTMENT OF WATER ADMINISTRATION

STATE HOUSE

BOISE

BLACKFOOT, IDAHO

FROM

THE BINGHAM TITLE & TRUST CO.

P. O. BOX 591

BLACKFOOT, IDAHO

SUBJECT

Water License - Merthan G. Ellis

DATE

MESSAGE:

Dear Sir:

Have water licenses been issued on permit No. G 33063 and G 27759 and if so
for what amount of water on each license?

THE BINGHAM TITLE & TRUST CO.

ORIGINATOR-DO NOT WRITE BELOW THIS LINE

REPLY TO → SIGNED

REPLY

Permit # 33063 (35-2839) has not yet been
licensed. It is presently undergoing processing for
the final license. Permit # 27759 has been
cancelled. If it is presently being used the
owner should file a new application

DATE

3/29/72

SIGNED

James Booker

SEND PARTS 1 AND 3 INTACT-PART 1 WILL BE RETURNED WITH REPLY

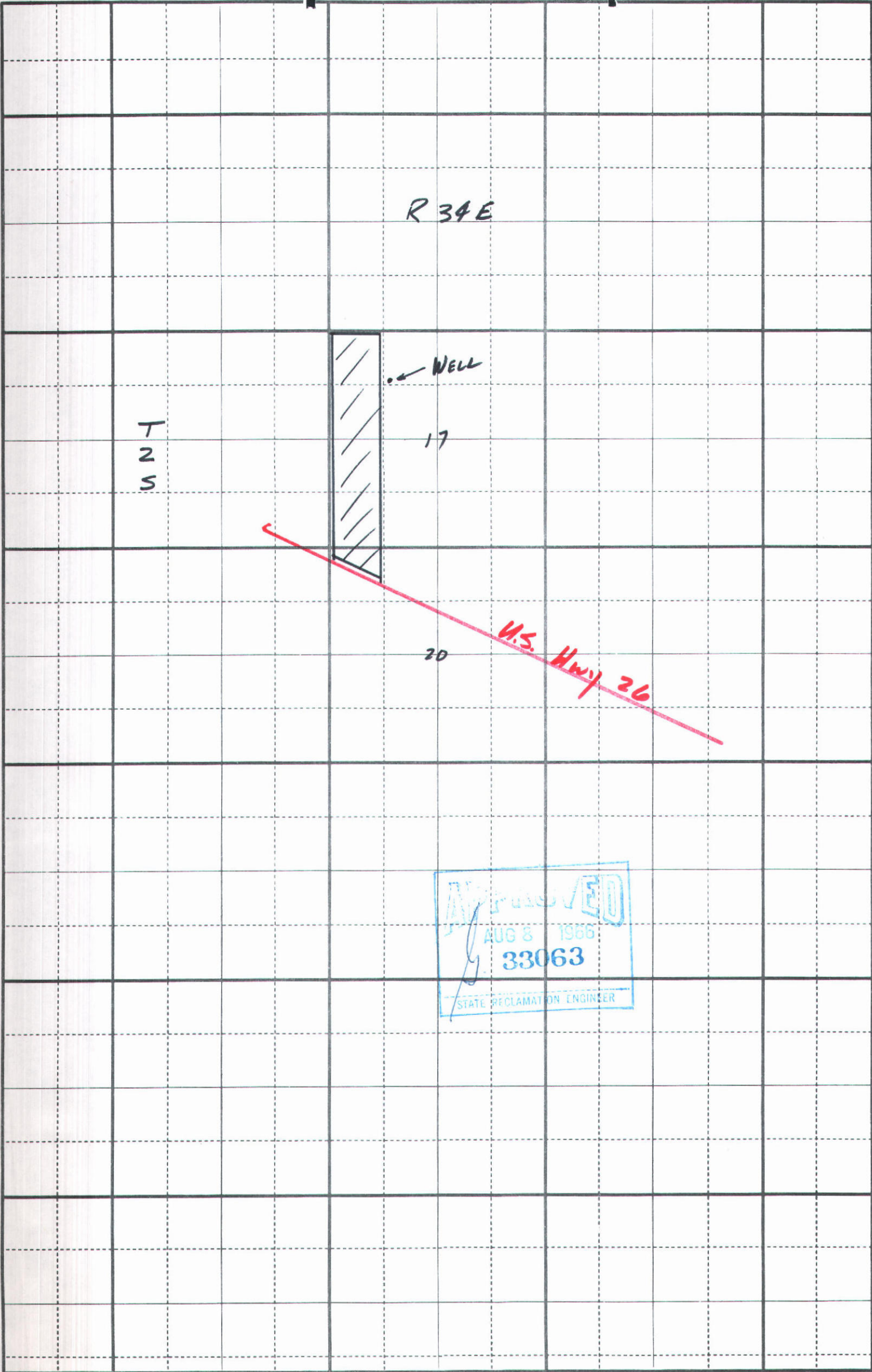
REPLIER'S COPY

35 2839

REPLIER KEEP FOR FILE COPY

NAME OF APPLICANT MERTHAN G. AND VONNIE ELLIS

Form No. 0



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 Parks Farms, a partnership Phone 785-2893
Post office address 121 N. Shillings, Blackfoot, Idaho 83221

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
- a. Decree to _____ (Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)
- b. License No. 35-2839 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources
2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____
3. Source of water ground water tributary to _____
4. Date of priority August 3, 1966
5. Water is used for the following purposes:
amount 2.40 for Irrigation purposes from Apr. 1 to Nov. 1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day – both dates inclusive)
6. Total amount of water under right: a. 2.40 cubic feet per second
&/or
b. 577.5 acre feet per annum
7. Location of original point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 17
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	17						38	38			38	36						150
		20						15											15

MICROFILMED

B. DESCRIPTION OF PORTION OF RIGHT FOR WHICH THE CHANGE IS REQUESTED (If the entire right is requested changed, omit part B)

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

3. 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	

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

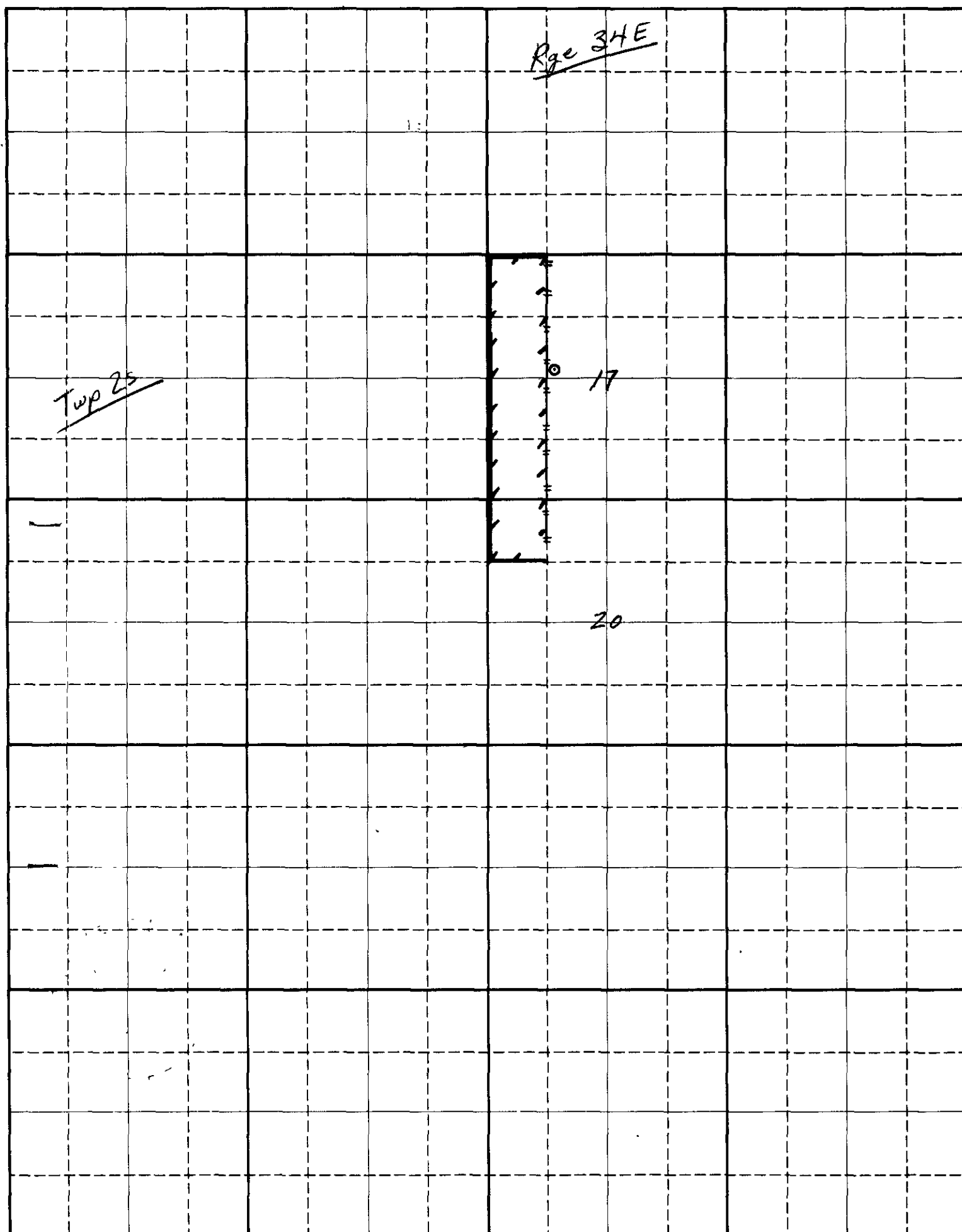
1. Change in point of diversion
- a. Amount of water to be diverted 2.40 c.f.s. &/or _____ acre feet
- b. Point(s) of diversion SE ¼ NW ¼, Section 17 Township 2S
Range 34E, B.M., Bingham County
Additional points _____
- c. Description of diverting works 300 Hp. motor, pump, steel mainline, sprinklers
- d. Describe the reasons for applying for a change in the point(s) of diversion _____
Have discontinued use of well under No. 35-2839. Presently irrigating
all lands under No. 35-2839 & 35-2206 from well under No. 35-2206.

2. Change in place of use

- NO CHANGE
a. 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	17						38	38			38	36						150
		20						15											15

- b. 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.

3. Remarks _____

I hereby assert that no one will be injured by such change and 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.

Pathe F. [Signature]
(Signature of applicant)

Subscribed and sworn to before me this 9th day of February, 19 77

Loren O. Halmer
(Notary public)

My commission expires March 21, 1979

C

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 35-2839, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:
A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.
2. Denial of said application is for the following reasons: _____

Witness my hand this 14 day of March, 19 77

[Signature]

FOR DEPARTMENT USE ONLY

Received by CW Date 2-09-77
Prelim. check by EMC Fee \$30.00
Received by CW Date 2-09-77
Published in Blackfoot News #4537
Pub. dates Feb. 17 + 24, 1977
Watermaster recommendation requested on N.A.
_____ rec'd. _____

Protest filed by _____

Copies of protest forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial
by jc

WARRANTY DEED

For Value Received LEO PATRICK GIBBONS AND ELEANOR JEAN GIBBONS, husband and wife,

the grantors, do hereby grant, bargain, sell and convey unto PARKS FARMS, a partnership composed of Dean W. Parks and Raymond G. Parks whose mailing address is 121 N. Shilling Ave., Blackfoot, Idaho, 83221

the grantees, the following described premises, in Bingham County Idaho, to wit:

The West Half of Section 17 and that portion of the North Half of the Northwest Quarter of Section 20 lying North and East of the Northerly line of the right of way of the State Highway, all in Township 2 South, Range 34 E.B.M., Bingham County, Idaho.

Together with all water rights appurtenant thereto including particularly that represented by license #G-22460 for 3.9 cfs with a priority date of November 9, 1951, and license #35-2839 for 2.4 cfs with a priority date of August 3, 1966.

Together with 75 HP U. S. Electric motor, Serial No. 1029892, and Johnston turbine pump, Serial No. 1FS166; 2500 feet of 8 inch through 12 inch steel mainline; 75 HP U. S. Motor Serial #C9426-01-357 64-05002 and (Peerless) pump; 30 or 40 HP G. E. Electric motor, and centrifugal lift pump, Serial No. and make unknown; 13½ quarter mile handlines; One 7½ HP pump; and about 2000' aluminum mainline 6" and 700' aluminum mainline 4", and milking equipment.

Subject to easements and rights of way, reservations in federal patents and state deeds, building and zoning ordinances and use regulations and restrictions and to a mortgage in favor of Federal Land Bank of Spokane executed and recorded in 1974 in the principal amount of \$105,000.00 and to taxes for the year 1974 and thereafter.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee s, that they are the owners in fee simple of said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: November 16 1974

Leo Patrick Gibbons
Eleanor Jean Gibbons

STATE OF CALIFORNIA, COUNTY OF Bingham
On this 16th day of November, 1974,
before me, a notary public in and for said State, personally
appeared LEO PATRICK GIBBONS AND
ELEANOR JEAN GIBBONS,
husband and wife,

known to me to be the person s whose name s are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Robert McKen
Notary Public
Residing at Blackfoot
Comm. Expires 1/19/75
Blackfoot, Idaho
California

197400

NO
P.H.

75 JAN 15 PM 2 55

OFF
FEE 00
REC
17

AMERICAN LAND TITLE CO.

enc 3/9/77

RECEIVED

FEB 25 1977

Department of Water Resources
Eastern District Office

AFFIDAVIT of PUBLICATION

County of Bingham)

State of Idaho) ss.

I, David Mark Brown do
solemnly

Publisher

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

..... Issue of said newspaper ..2... consecutive

Wks, the first publication having been made on

the 17th day of Feb., 19 77.....

and the last publication having been made on the

24th day of Feb., 19 77; that said

notice was published in the regular and entire issue of
every number of the paper as aforesaid during the
period and time of publication, and that notice was
published in the newspaper and not in a supplement.

David Mark Brown

Subscribed and sworn to before me this 24th

day of Feb., 19 77 ..

Patricia A. Johnson

Notary Public for the State of Idaho,

Residing at Blackfoot, Idaho

My commission expires

Oct. 20, ~~1976~~ 1980

MICROFILMED

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 33063/35-2839 Priority August 3, 1966 Amount 2.40 cfs

THIS IS TO CERTIFY, that MERTHAN G. & VONNIE ELLIS
of Blackfoot, Idaho, have, ~~xxx~~ complied with the terms and conditions of Permit
No. 33063/35-2839 issued pursuant to Application for Permit dated August 3, 1966,
and has submitted proof to the Department of Water Administration on February 17, 1971,
that he has applied water to a beneficial use, an examination by the Department indicates that the
works have a capacity of 2.40 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____ is hereby confirmed in the following amounts:
Amount 2.40 cfs for Irrigation from April 1 to Nov. 1 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 2.40 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NE¹/₄NW¹/₄ Sec. 17, Twp. 2 S, Rge. 34 E, B.M.

in the county of Bingham; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 577.5 acre feet per year or
3.5 acre feet per acre.

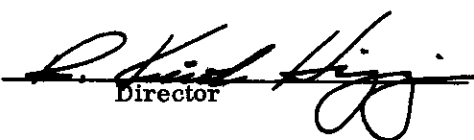
Description and location of place of use:

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	17					88	38			38	38							150
		20					15												15

Total number of acres irrigated 165

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 12 day of
March, 19 73.


Director

35 2839

RECEIVED

FEB 17 1971

Department of Veterans Affairs

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 gen-
eral circulation published each day except Saturday and
Sunday at Blackfoot, Bingham County, Idaho, said news-
paper having been so published at Blackfoot aforesaid
for more than one year past; that said newspaper here-
before complied with all the provisions of Chapter 154 of
the Statutes Laws of Idaho of 1966, approved March 11,
1966 and duly designated, pursuant to law, a particular
day of the week as the day on which legal notices re-
quired by law or by the order of any Court of compe-
tent jurisdiction within the State of Idaho shall be pub-
lished, to-wit: Friday of each week; that the notice at-
tached hereto and which is a part of this affidavit and
part of the proof of publication was published in said

Friday issue of said newspaper 2 consecutive
weeks, the first publication having been made on
the 8th day of October, 19 70,

and the last publication having been made on the
15th day of October, 19 70; that said
notice was published in the regular and entire issue of
every number of the paper as aforesaid during the per-
iod and time of publication, and that notice was pub-
lished in the newspaper and not in a supplement.

Subscribed and sworn to before me this 28th

day of October, 19 70

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

My commission expires

June 1, 1972 November 10, 1972

dg
OK
2-18-71

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-33063/35-2839)

in the name of Merthan G. and Vonnle Ellis)

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-33063 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 31st day of July, 1970.


R. KEITH HIGGINSON
Director

RKH/DG

35-2839
33063

✓ 35-2839
33063
K.O.

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 41259
Permit No. G- 33063
District No.

1. Name of Applicant: **Megathan G. and Vonnie Ellis**
Postoffice address: **Route #4, Blackfoot** County: **Bingham** State: **Idaho**
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second **3.5** or Idaho
Miners' inches **175** 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 **NE 1/4 of the NW 1/4 of Section 17**
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 **1/4 of the 1/4 of Section**, Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the **1/4 of the 1/4 of Section**, Twp, Rge. , B.M.
7. Kind of works: **16 inch well 240' deep, pump, motor and sprinklers**
8. Estimated cost of works: \$ **14,000.00**
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: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:
 - (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.

✓

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	
3 2 S	34 E	17 20		40 15	40		160 15
Total number of acres to be irrigated:							175
LICENSE ISSUED FOR <u>210</u> SEC. FT. LICENSE PAGE NO. <u> </u>							

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED

JUL 29 1970

Department of Water Administration

1. a) Name of Permit Holder Merthen G. and Vennie Ellis
b) Post Office Address Rte. 5, Box 43, Blackfoot, Idaho
2. Permit Number G-33063/35-2839
3. Date of Priority that you are prepared to establish August 3, 1966
4. a) Source from which water was appropriated ground water
b) Location of the point of diversion: NE 1/4 NW 1/4, Section 17
Township 2 S, Range 34 E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
amount 3.5 for irrigation purposes from Apr. 15 to Oct. 1 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 3.5 cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: applicant's estimate
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) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Johnson pump and 75 HP GE Electric motor ----- 65' lift
b) Describe the type and size of measuring device which you have installed at your point of diversion: NO
c) Give well drillers name and address and date the well was completed C. L. Williams, Blackfoot, Idaho

*Exam Typed
2-26-1971*

*35-2839
33063*

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.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3 S	34 E	17						40	40			40	40						160
2 S	34 E	20						15											15

Total number of acres irrigated 175

10. Remarks: _____

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

7-29-70 (Date) Martha J. Ellis (Signature)

State of Idaho ss. County of Ada

On this 29 day of July, 1970, 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 Boise Idaho

My commission expires 2-18-1974

Address all communications to:

P. O.

APPLICATION FOR PERMIT

TO APPROPRIATE THE SUBTERRANEAN WATERS OF THE STATE OF IDAHO

Application No. G 41259

Permit No. G 33063

Water District No. _____

RECEIVED
AUG 3 1966
12.30 P.M.
Department of Reclamation

1. Name of applicant: MERTHAN G. AND VONNIE ELLIS
Post office address ROUTE # 4 County BINGHAM State IDAHO
BLACKFOOT
2. Quantity of water claimed: 175 INCHES 3.5 CFS
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 17
Twp. 25, Rge. 34E, 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: 16 INCH WELL 240' DEEP, PUMP, MOTOR, SPRINKLERS
8. Estimated cost of works: \$ 14,000
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 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: _____

B.M.
OK

33063

RKA

Remarks Well was drilled under Permit 1 in 1962 but
was never used. Applicant now proposes to equip and
use the well to irrigate the described lands.

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.

Murphy H. Ellis
Applicant

By _____, Agent

33063

Approval of State Reclamation Engineer

33063

The number of this permit is G.

Recorded in Book 115 Page 33063 Approved AUG 8 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 February 8, 1968

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before August 8, 1971

Witness my hand this 8th day of August, 1966

Deputy

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 8th day of August, 1966

Countersigned

STATE OF IDAHO

By

Secretary of State

By

Governor.

33063

No. G

PERMIT

Date of first receipt at office of State Reclamation Engineer

August 3, 1966 12:30 P.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

33063

March 21, 1977

Re: License No. 35-2839

Parks Farms
121 N. Shillings
Blackfoot, ID 83221

Gentlemen:

Enclosed is a copy of your approved Transfer No. 2053 for License No. 35-2839. We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

BDF/cah

Enclosure

MICROFILMED

February 10, 1977

RE: Application for Transfer No. 35-2839 PARKS FARMS
Application for Permit No. 27-7070 SCOTT
35-7667 DUFFIN
35-7670 PARKS FARMS
35-7671 PIONEER DEVELOPMENT
35-7672 McCANDLESS

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

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted, assuming the notice is correct. If we have any corrections, we will notify you before the first publication. If you cannot publish the notice on the proposed dates, please contact us immediately.

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

Very truly yours,

RONALD D. CARLSON
Supervisor,
Eastern Region

Bill submitted 2-25-77 by CW

RDC:CW

Enc: Legal notice (6)

RECORDED
INDEXED
FILMED

**NOTICE OF
PROPOSED CHANGE
OF WATER RIGHT**

No. 35-2839

Notice is hereby given that Parks Farms, Blackfoot, Idaho, have applied to the Department of Water Resources for a change in the point of diversion of the waters of a ground-water source. The right sought to be changed is evidenced by License No. 35-2839 and is recorded as follows:

AMOUNT: 2.40 cfs

PRIORITY Aug. 3, 1966

POINT OF DIVERSION:

NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17, T. 2S, R. 34E, B.M., Bingham County.

The water is used to irrigate 165 acres within the W $\frac{1}{2}$ W $\frac{1}{2}$, Sec. 17, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20, T. 2S, R. 34E, B.M.

**TO BE CHANGED
AS FOLLOWS:**

The water will be diverted within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17, 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, 1515 Lincoln Road, Idaho Falls, Idaho 83401, on or before March 7, 1977.

R. KEITH HIGGINSON
Director

(4956)

Pub. 2-17, 24



NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 35-2839

Notice is hereby given that Parks Farms, Blackfoot, Idaho, have applied to the Department of Water Resources for a change in the point of diversion of the waters of a ground-water source. The right sought to be changed is evidenced by License No. 35-2839 and is recorded as follows:

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Bingham County.

The water is used to irrigate 165 acres within the W $\frac{1}{2}$ W $\frac{1}{2}$, Sec. 17, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20, T. 2S, R. 34E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be diverted within the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 17, 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, 1515 Lincoln Road, Idaho Falls, Idaho, 83401, on or before March 7, 1977.

R. KEITH HIGGINSON

Director

Published in the Blackfoot News, Blackfoot, Idaho, on February 17 and February 24, 1977.

MICROFILMED

me - J.
me - H.
me - C.

DEPARTMENT OF WATER RESOURCES

TRANSFER ANALYSIS SHEET

1. Source ✓

Name Parks Farms, (Partnership)

2. Right Being Transferred

Right No. 35-2839

a. ✓ Decree

Transfer No. _____

✓ License 33063/35-2839

✓ Use

b. ✓ Priority

c. ✓ Location - Original P. D.

d. ✓ " - Original P. U.

e. ✓ " - New P.D.

f. ✓ " - New P.U.

g. ✓ Amount

✓ A11

Part

3. ✓ Proof of Ownership of Right Warranty Deed

Comment _____

4. NO ✓ Expansion of Right

Comment _____

5. ✓ Map

6. ✓ Signature

7. ✓ Fee

8. Watermaster's Comments NA

9. Comments _____

10. Initial Review by Tony Date _____

11. Recommended Action

✓ Approve

✓ Deny

✓ Conditions MEASURING DEED

By RDC

Date 3/5/77

MICROFILMED

Copy filed

March 13, 1973

Re: Permit No. 33063/35-2839

Merthan G. & Vonnice Ellis
Hagerman,
Idaho 83332

Dear Mr. & Mrs. Ellis:

Enclosed is a copy of the Water License issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enc: Copy of license

35 2839

Abstracts of Title

Escrows

Title Insurance

**The Bingham
Title & Trust Co.**

Phone 785-0320

156 West Judicial Street

Box 591

Blackfoot, Idaho 83221

RECEIVED

Department of Water Administration

February 13, 1973

Department of Water Administration
Statehouse Annex 2
Boise, Idaho 83707

RE: Permit No. 33063/35-2839 - Merthan G. Ellis

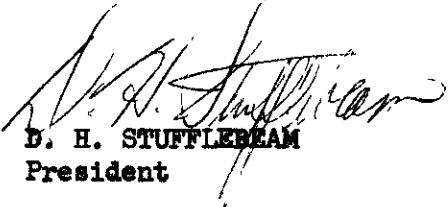
Gentlemen:

In reply to your letter of February 9, 1973, Mr. Ellis has moved from the Blackfoot area.

I understand that he resides in Gooding County, about 3 miles East of Hagerman.

I hope this information will be of some assistance to you.

Very truly yours,


D. H. STUFFLEBEAM
President

DHS:dw

35 2839

February 9, 1973

Re: Permit No. 33063/35-2839 - Merthan G. & Vonnie Ellis

Bingham Title & Trust Co.
P.O. Box 591
Blackfoot, Idaho 83221

Gentlemen:

Enclosed is a copy of our letter dated February 6, 1973, to Mr. & Mrs. Ellis. This letter was returned to us marked: Moved, left no address.

We found a letter from you in our file concerning this water right, therefore, we are hoping you might be able to advise of the Ellis' current mailing address.

Any help you could give in this matter would be greatly appreciated.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enclosure

35 2839

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION
Statehouse - Annex 2
Boise, Idaho 83707

☒ ☐ ☐
Autosets by hand

us

2/7/73
8 AM

Mertman G. & Vonnle Ellis
Route 5, Box 43
Blackfoot, Idaho 83221

201-5
FEB-673
IDaho PD 6271391
08

RECEIVED

35 2839

Department of Water Administration

BLACKFOOT
FEB 7 1973
83221

Wavy lines

February 6, 1973

*Recd 2-21-73
to
Hagerman State*

Mertan G. & Vonnie Ellis
Route 5, Box 43
Blackfoot, Idaho 83221

Dear Mr. & Mrs. Ellis:

A representative of this Department has made an examination of the works covered by your Permit No. 83063/35-2839 and has found the following:

Quantity of water diverted: 2.40 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 2.40 cfs

The maximum quantity diverted shall not exceed 577.5 acre feet per year.

Beneficial use: Irrigation of 165 acres within the W $\frac{1}{2}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ -SW $\frac{1}{4}$ (150), Sec. 17; NW $\frac{1}{4}$ NW $\frac{1}{4}$ (15), Sec. 20; Twp. 2S, Rge. 34E, B. M.

Point of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 17, Twp. 2S, Rge. 34E, B. M.

Priority date established: August 3, 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

35 2839

BDF:DR

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Merthan G. and Vonnie Ellis
Post office address Route # 4, Blackfoot, Idaho Phone _____
Person to contact _____ Phone _____

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

3. Water will be used for the following purposes:

Amount 3.5 c.f.s. for irrigation
_____ AF/Annum (nature of use)

Period of Use. from April 15 to October 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: _____

Permit No. G-33063/35-2839
Examination for Beneficial Use

4 Total amount to be appropriated

Max Rate of Diversion 3.5 cubic feet per second and annual volume _____ AF/Annum.

5 Location of Point(s) of Diversion

Township 2 S N/S, Range 34 E E/W, B.M., Section 17, Subdivision NE $\frac{1}{4}$ NW $\frac{1}{4}$ Bingham
County

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

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

Other Points of Diversions: _____

Description of diverting works Johnson pump and 75 HP GE Electric motor - 65' lift

Measuring device required: yes ☐ no ☒

6 Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
2 S	34E	17						40	40			40	40						160
3 S	34E	20						15											15

35 2839

TOTAL ACREAGE

175 TOTAL

T 2 5

R
3
4
E

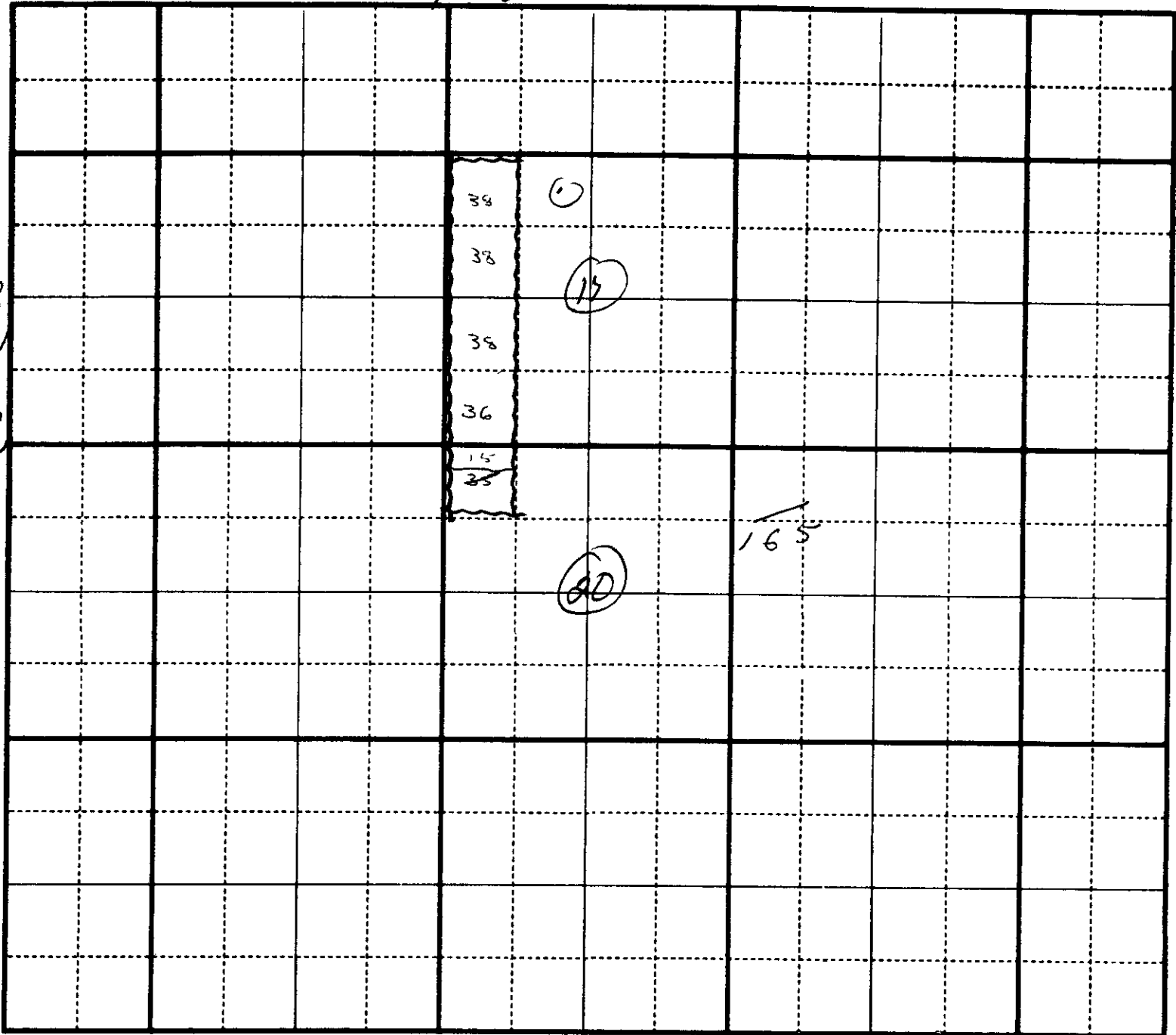


Diagram of System



DATE OF EXAM 17 July 71

ACREAGE
Found 165
Recommended 165

Irrigation Requirement 3.5 Ac Ft/Ac

USE
Irrigation Q = 2.4 c.f.s. V = 572.5 AF/Ann. from April 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: Groundwater
twp. 2 N 5 Rge 34 E/W, B.M., Sec. 17, Sub. NE 1/4 NW 1/4 Birmingham County

Exchange? yes _____ no X

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Point of injection:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Point of exchange:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Total Q measured 2.4 cfs Method of measurement P gauge

Total Q recommended 2.4 Meter No. _____ Type _____ Condition _____

Total V recommended _____

Recommended Amendments:

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

MEASUREMENT CALCULATION:

8 lines 32 heads 1/32 @ 35 psi 4.16
 $Q = (8)(32)(4.16)/450 = 2.4$ cfs
 $V = (165)(3.5)$

SYSTEM DESCRIPTION:

Old US Motors 75HP 220/440 Volts 1800 RPM Ser# 1029892
Jahston Pump No Plate 8" discharge into buried N/S mainline
No Photo Available for Sec 17

REMARKS:

Examiner's Signature James Booker Date 17 July 71

Checked by mg Date 2 20 71

Approved by _____ Date _____

TO

DEPARTMENT OF WATER ADMINISTRATION

STATE HOUSE

BOONE
BLACKFOOT, IDAHO

SUBJECT

Water License - Nathan C. Kille

MESSAGE.

FROM

THE KIRCHAM TITLE & TRUST CO.

P. O. BOX 591

BLACKFOOT, IDAHO

DATE

Dear Sir:

Have water licenses been issued on permit No. G 33063 and G 27759 and if so
for what amount of water on each license?

THE KIRCHAM TITLE & TRUST CO.

ORIGINATOR-DO NOT WRITE BELOW THIS LINE

REPLY TO → SIGNED

REPLY

Permit # 33063 35-2839 has not yet been
licensed. It is presently undergoing processing for
the final license. Permit # 27759 has been
cancelled. If it is presently being used the
owner should file a new application.

DATE

3/29/12

SIGNED

SEVERAL PARTS 1 AND 3 INTACT-PARTS WILL BE RETURNED WITH REPLY

REPLIER'S COPY

35 2839

REPLIER KEEP FOR FILE COPY

February 18, 1971

Re: Permit No. G-33063/35-2839

Mr. Merthan G. Ellis
Route #5, Box 43
Blackfoot, Idaho 83221

Dear Mr. Ellis:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for permit ~~G-33063/35-2839~~ G-33063/35-2839.

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 yourself should be contacted, please advise.

Very truly yours,

Donald W. McKidowney
Appropriation Supervisor

DNM/DG

35 2839

PHONE
785-1100

The Blackfoot News

P.O. BOX 70

BLACKFOOT, IDAHO

DATE

1/21/71

CLASSIFIED	DISPLAY	SUBSCRIPTION	PAID OUT
☒			
AMOUNT PAID		10.80	

NAME

MURDER KILLIS

ADDRESS

CITY & STATE

SUBSCRIPTION FROM

TO

Legal - #2519

06322

BY

N Y

35 2839

WARCO INCORPORATED

February 10, 1971

Re: Permit No. G-33063/35-2839

Mr. Merthan G. Ellis
Route #5, Box 43
Blackfoot, Idaho 83221

Dear Mr. Ellis:

As of this date, we have not yet received the affidavit of publication to be submitted in connection with permit No. 35-2839. You should be aware that many newspapers do not keep copies of these advertisements for their files. We, therefore, recommend that you obtain this affidavit as soon as possible from the Blackfoot News of Blackfoot, Idaho, and submit it promptly to the Department. ~~Please be advised that a license will not be issued until we are in receipt of this affidavit.~~

Very truly yours,

Donald W. McKidowney
Appropriation Supervisor

DWM/DG

35 2839

December 18, 1970

Re: Permit No. G-33063/35-2839

Mr. Merthan G. Ellis
Route # 5, Box # 43
Blackfoot, Idaho 83221

Dear Mr. Ellis:

As of this date, we have not yet received the affidavit of publication to be submitted in connection with permit No. G-33063/35-2839. You should be aware that many newspapers do not keep copies of these advertisements for their files. We, therefore, recommend that you obtain this affidavit as soon as possible from the **Blackfoot News, Blackfoot, Idaho**, and submit it promptly to the Department. Please be advised that a license will not be issued until we are in receipt of this affidavit.

Very truly yours,

Donald W. McElowney
Appropriation Supervisor

DWM:CM

35 2839

November 9, 1970

Re: Permit No. G-33063/35-2839

Mr. Merthan G. Ellis
Route # 5, Box # 43
Blackfoot, Idaho 83221

Dear Mr. Ellis:

As of this date, we have not yet received the affidavit of publication to be submitted in connection with permit No. 35-2839. You should be aware that many newspapers do not keep copies of these advertisements for their files. We, therefore, recommend that you obtain this affidavit as soon as possible from the Blackfoot News, Blackfoot, Idaho, and submit it promptly to the Department. Please be advised that a license will not be issued until we are in receipt of this affidavit.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:CM

33063
35-2839

September 25, 1970

Re: Permit No. G-33063/35-2839

Mr. Merthan G. Ellis
Route #5, Box 43
Blackfoot, Idaho 83221

Dear Mr. Ellis:

The legal notice for the above-referenced permit is being published in the
Blackfoot News, Blackfoot, Idaho on October 8
and October 15, 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,

Dorian Clay,
Appropriation Examiner

DC/DG
ENCLOSURE

P.S. We are returning the ORDER MODIFYING REQUIREMENTS FOR COMPLETION OF PERMIT
TO APPROPRIATE WATER. We suggest that you keep it for your records.

35-2839
33063

September 25, 1970

Re: Permit No. G-33063/35-2839

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

Gentlemen:

Enclosed is a legal notice 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 a galley proof for our review before publication.

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

The expense of the publication is to be paid by Merthan G. Ellis, Route #5,
Box 43, Blackfoot, Idaho, to whom you should furnish
an affidavit of publication.

Very truly yours,

Dorian Clay,
Appropriation Examiner

DC/DG
Enc: legal notice

33063
35-2839

NOTICE OF EXISTING WATER PERMIT

Notice is hereby given that Merthan G. and Vonnie Ellis, Route #5, Box 43,
Blackfoot, Idaho have 1/2 received an approved Permit No.
G-33063/35-2839 issued by the Idaho Department of Water Administration auth-
orizing the diversion ~~storage~~ of 3.5 cubic feet per second ~~per second~~
~~per second~~ of water from a ground water source.
The priority to be established under this permit is August 3, 1966
and the permit was approved August 8, 1966.

Water is to be diverted by well, pump, motor, and sprinklers
from a point within the NE1/4NW1/4, Sec. 17, T. 2 S, R. 34 E, B. M., Bingham
County
to be used for irrigation
in the W1/4NW1/4, W1/4SW1/4, Sec. 17, T. 3 S, R. 34 E, B. M.; NW1/4NW1/4, Sec. 20,
T. 2 S, R. 34 E, B. M.

Proof of the application of the water to beneficial use is to be sub-
mitted to the Department on or before August 8, 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

Published in the Blackfoot News, Blackfoot, Idaho
on October 8 and October 15, 1970.

Permit No. 35-2839

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.

Merthan G. Ellis
(Signature)

Route #5 Box 43
(Address)

Aug 6 1970
(Date)

35-2839
33063

September 8, 1970

Re: Permit No. G-33063/35-2839

Merthan G. and Vonnice Ellis
Route #5, Box 43
Blackfoot, Idaho 83221

Dear Mr. and Mrs. Ellis:

In reviewing your file, we find that you still have not returned to this office the signed yellow copy of the legal notice for your permit.

Before a license can be issued, this notice must be published at your expense for two consecutive weekly issues in a newspaper as prescribed by this department. We are enclosing another yellow copy of this notice. Please review it, sign it, and return it to this department.

Your prompt assistance in this matter is greatly appreciated.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM/DG
ENCLOSURE

35-2839
33063

ROBERT E. SMYLLIE
Governor

Office Copy



CARL E. TAPPAN
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

August 17, 1966

Re: Permit No. G-33063

Merthen G. and Connie Ellis
Route #4
Blackfoot, Idaho

Dear Mr. and Mrs. Ellis:

We enclose Permit No. G-33063 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer

~~XXXXXXXXXXXX~~ Departmental Receipt No. G-10691
which was issued covering payment in the amount of \$ 5.75
for the filing fee of the above mentioned permit, ~~was~~ given to you
at the time you were in our office.

Very truly yours,

MRBlejw

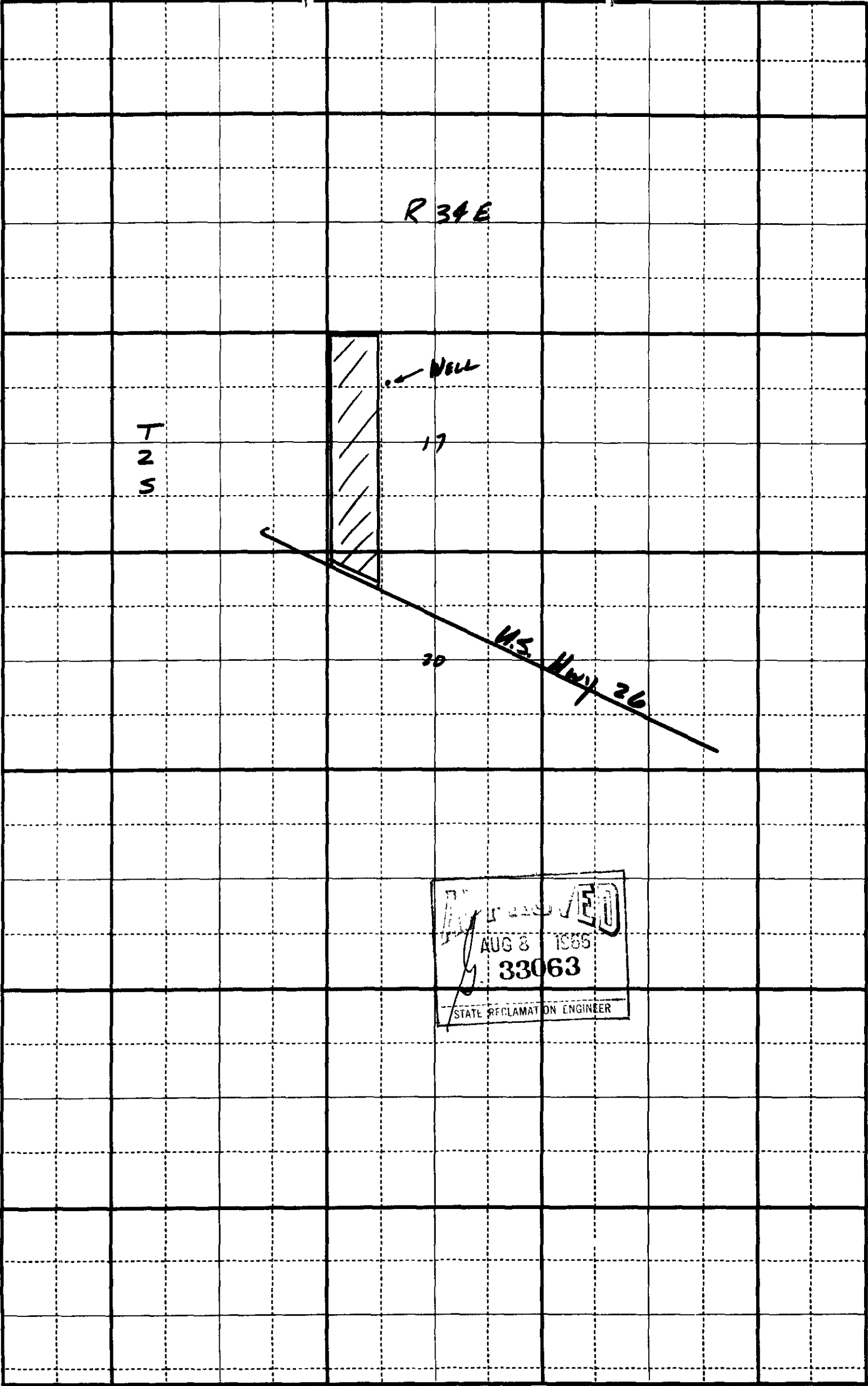
M. RUSSELL BOSCH
Office Manager

Enc: permit

33063

NAME OF APPLICANT MERTHAN G. AND VONNIE ELLIS

Form No. 0



APPROVED
AUG 8 1965
33063
STATE RECLAMATION ENGINEER

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

33063