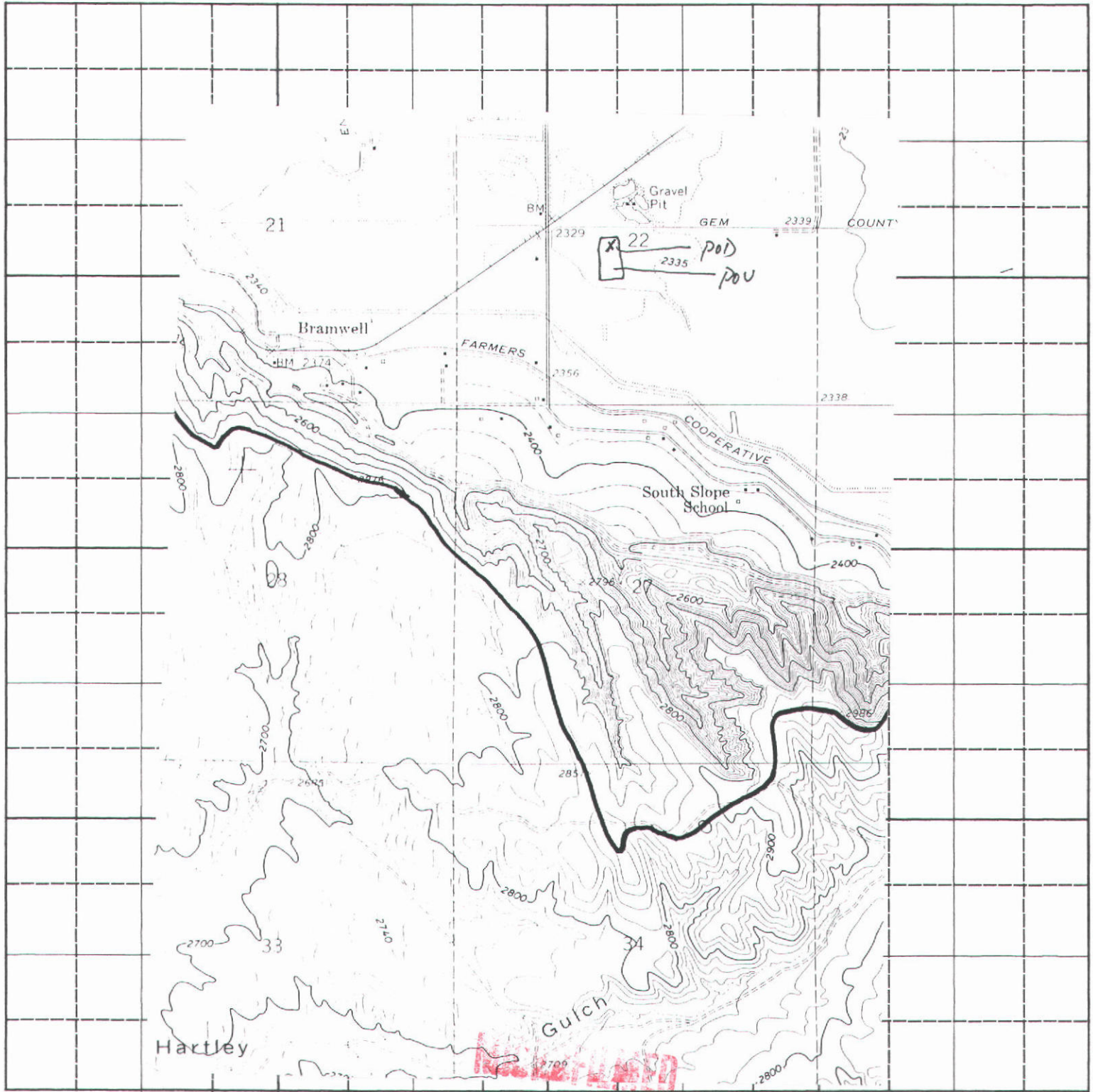


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



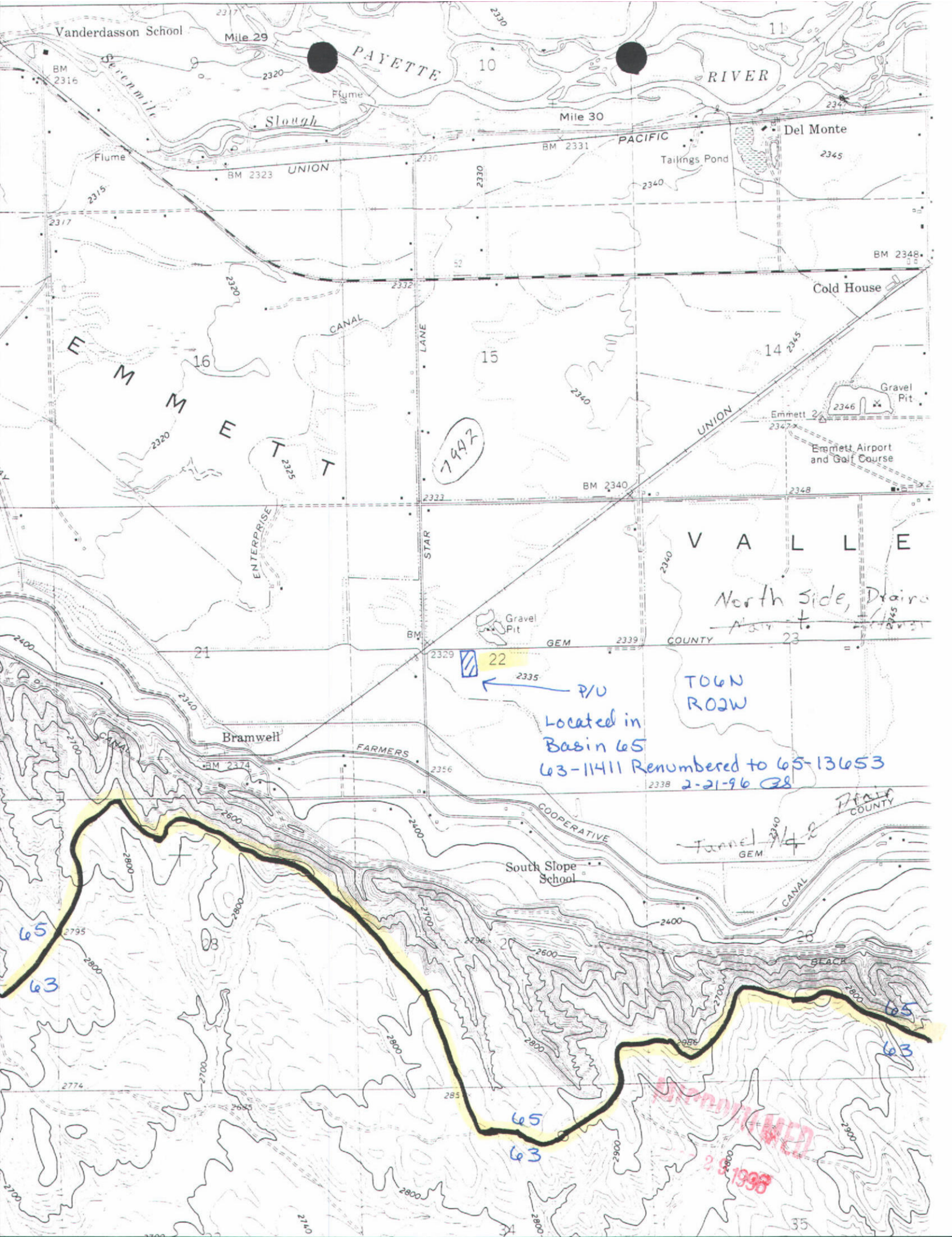
Scale: 2 inches equal 1 mile.

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.

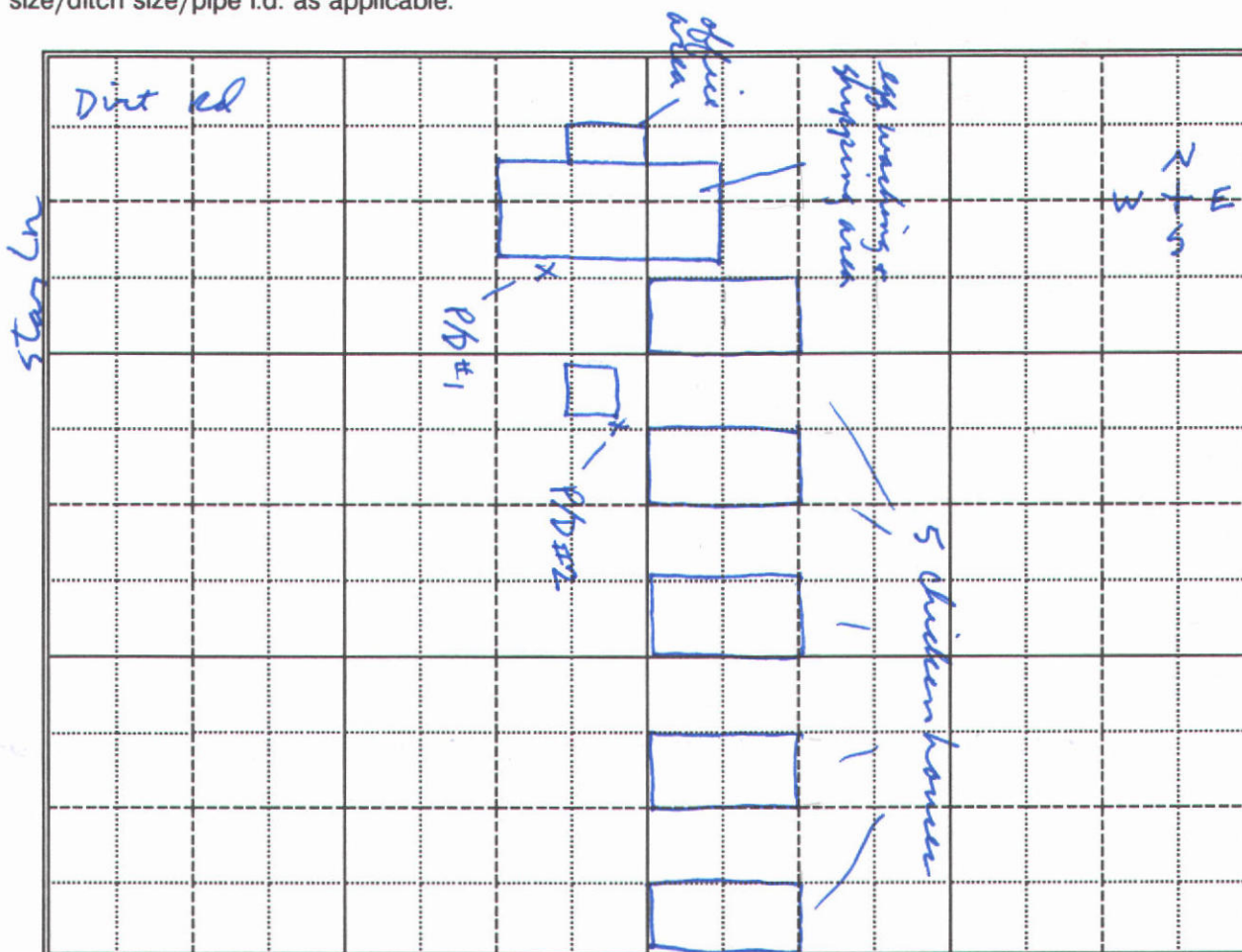
MAR 19 1991

Rudolph Merrill Pres.

(Applicant)



3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
# 1		5		Submers	8" → 3" PVC
2		5		"	"

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

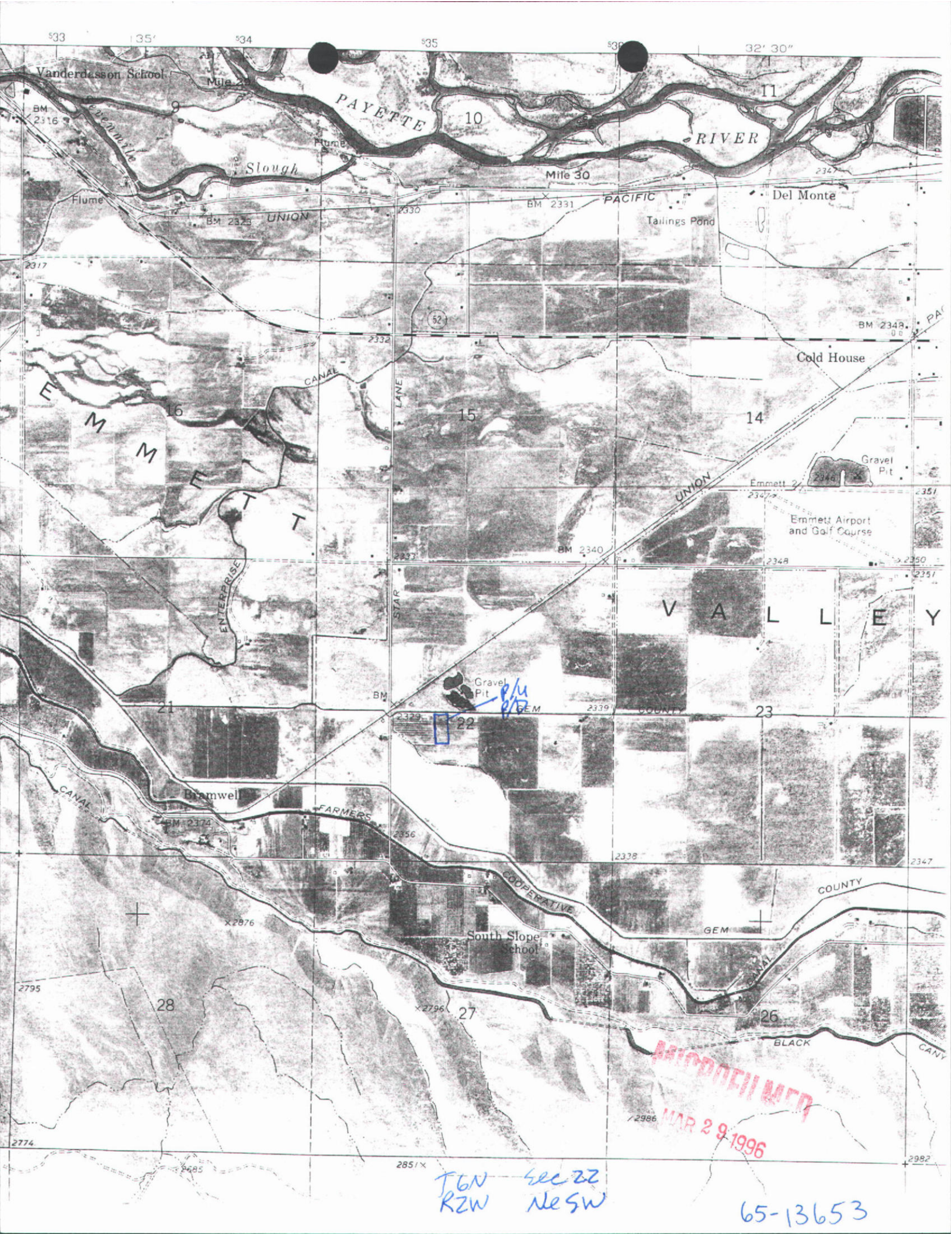
Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

Theoretical

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MAR 29 1996



533 135' 534 535 536 32' 30"

Vanderdasson School

PAYETTE

10

RIVER

Slough

Mile 30

PACIFIC

Del Monte

Tailings Pond

UNION

Cold House

CANAL

STAR

15

14

Gravel Pit

Emmett Airport and Golf Course

V A L L E Y

Gravel Pit

22

23

Bramwell

FARMERS

South Slope School

COUNTY

GEM

28

27

26

BLACK

CANY

RECORDED
MAR 29 1996

T6N sec 22
R2W NE SW

65-13653



2 8" wells with 5 HP
submersible pumps



Three 150 gal
storage tanks

RECORDED

MAR 29 1996

65-13653



Chickens +
egg production
line in one
of the 5
chicken houses



egg washing +
rinsing

REPRODUCED

29 1996

65-13653



Hot water unit pressure
washer



1" line for
fogging system
to cool the
chickens

29 1996

65-13653

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NOV 26 1990

Department of Water Resources
Western Regional Office

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
ss.
COUNTY OF GEM,

Esma Reyes, being first
duly sworn, on her oath deposes and
says that she is the clerk of the Mes-
senger Index, a legal weekly news-
paper published at Emmett, in Gem
County, Idaho; that said newspaper
is in general circulation in said
county and has been published unin-
terruptedly and continuously for
more than 78 weeks prior to the
first publication of the annexed
document; and that the document
notice, process, or advertisement
hereunto annexed was published in
the regular edition of Messenger
Index for two

consecutive weekly issues thereof,
beginning with the issue of
November 14, 19 90,
and ending with the issue of
November 21, 19 90
Esma Reyes

Subscribed and sworn to me this
23rd day of
November, 19 90
Mary Ann Hansen

Notary Public
Residing at Emmett, Idaho

My Commission Expires 3-21-95

**NOTICE OF APPLICATION
FOR WATER RIGHT**

The Following application(s) have
been filed to appropriate the public
waters of the State of Idaho: ✓
65-11411

MERRILLS EGG FARM INC.

1125 E. STATE ST.

EAGLE, ID 83616

Source: GROUNDWATER

Diversion Pt: NESW Sec 22 T 06N R
02W

Use: COMMERCIAL (.200 CFS)

Total Diversion: (.200 CFS)

Date Filed: 9/17/1990

In: T06N R02W S22 NESW

The permit(s) will be subject to all pri-
or water rights. Protests must be filed
with the Director, Dept. of Water
Resources, Western Region, 2735 Air-
port Way, Boise, Idaho 83705 on or be-
fore, 1990.

R. KEITH HIGGINSON, Director

Pub.: 11-14,21-90

23 Legal Notice No. 944
Published in the Messenger Index

will hold til end of 1990

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MAR 19 1991

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 65-13653

Priority: September 17, 1990

Maximum Diversion Rate:

0.20 CFS

Maximum Diversion Volume:

11.9 AF

This is to certify, that MERRILLS EGG FARM INC
1125 E STATE ST
EAGLE ID 83616

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 17, 1990; and has submitted Proof of Beneficial Use on February 3, 1992. An examination indicates that the works have a diversion capacity of 0.440 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
COMMERCIAL	01/01 to 12/31	0.20 CFS	11.9 AF

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 22, Township 06N, Range 02W
GEM County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

06N 02W 22

NESW

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Two points of diversion are located within NESW, S22, T06N, R02W.
6. Commercial use is for a chicken egg production facility.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 21ST day of FEBRUARY, 1996.

Acting for

KARL J. DREHER Director

For Office Use Only
Amt of Fee \$ 500
Date 2-3-92
Receipt No 002312
Received by WLB

RECEIVED
FEB 3 1992

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1 Permit No 63-1144 65-13653 Telephone No 208-939-6328

2 Name(s) of Permit Holder(s) Merrill's Egg Farm Inc.

3 Post Office Address Office 1125 E State St Eagle Idaho 83616
Location 3610 Star Lane Emmett, Idaho - 83617

4 Source of Water Ground

a If ground water, well driller's name Dennis Phipps Date drilled: 10-15-91

b Pump horsepower: 5 HP Pressure (psi): 50 Dynamic pumping level (ft): artesian

5 Extent of Use:

Domestic _____ (No. of households) Irrigation _____ (No. of acres)

Stockwater chickens (No. and type of stock): 300,000 laying hens. Other commercial

6 Total rate and/or volume for which proof is submitted .2 cfs cfs _____ acre/feet

7 Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes No Installed? Yes No

OR
Flow Measurement Port: Required? Yes No Installed? Yes No

8 Fee Enclosed: \$ 50 (See License Examination Fee Schedule)

9 Person to contact to accompany the Department representative during the field examination:

Merrill's Egg Farm Inc 208-939-6328
Name Telephone No.

1125 E. State St Eagle Idaho 83616
Address

10 The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

1-31-92 Rudolph Merrill Pres.
Date Signature (and title if on behalf of a company or organization)

FEB 10 1992

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 63-11411

Proposed Priority: September 17, 1990 Maximum Diversion Rate: 0.20 CFS
This is to certify, that MERRILLS EGG FARM INC.

1125 E. STATE ST.

EAGLE, ID 83616

has applied for a permit to appropriate water from: GROUNDWATER
and a permit is APPROVED for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

COMMERCIAL

01/01 to 12/31

0.20 CFS

LOCATION OF POINT(S) OF DIVERSION:

NESW

Sec. 22, Township 06N, Range 02W
GEM County

PLACE OF USE: COMMERCIAL

TWN RGE SEC

06N 02W 22

NESW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before March 2, 1992.
2. Subject to all prior water rights.
3. Two points of diversion are located within NESW, Section 22, Township 06N, Range 02W.
4. Commercial use is for 300,000 chickens and facility.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

12th day of March, 1991.

R. Keith Higginson
for R. Keith Higginson, Director

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MAR 14 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Merrill's Egg Farm Inc Phone 208-939-6328
Post office address 1125 East State St Eagle, Idaho 83616
2. Source of water supply GROUNDWATER which is a tributary of _____
3. Location of point of diversion is _____ 1/4 of NE 1/4 of S1/4 Govt Lot _____
Sec. 22 Township 6N Range 2W B.M. GEM County; additional
points of diversion if any: 2 wells within location above
4. Water will be used for the following purposes.
Amount 0.20 for Commercial purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 0.20 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works
 - a. Description of ditches, flumes, pumps, headgates, etc. 2 wells, pumps, pipelines
ONE primary well drilled 1985, 2nd backup well to be drilled
in 1990
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet, period of year when water will be diverted to storage
_____ to _____ inclusive
 - c. Proposed well diameter is 8" inches; proposed depth of well is 80-100 feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? yes
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
1 years (minimum 1 year)

8. Description of proposed uses (if irrigation only, go to item 9).

- a. Hydropower, show total feet of head and proposed capacity in KW _____
- b. Stockwatering, list number and kind of livestock 300,000 Hd. of Chicken
- c. Municipal; show name of municipality _____
- d. Domestic; show number of households. _____
- e. Other; describe fully Equipment Washing, Expansive Cooler, Barn/Shop Washing etc.

9. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example. D for Domestic) in the corresponding place of use below See instructions for standard symbols

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	
6N	2W	22									C								

Total number of acres to be irrigated _____

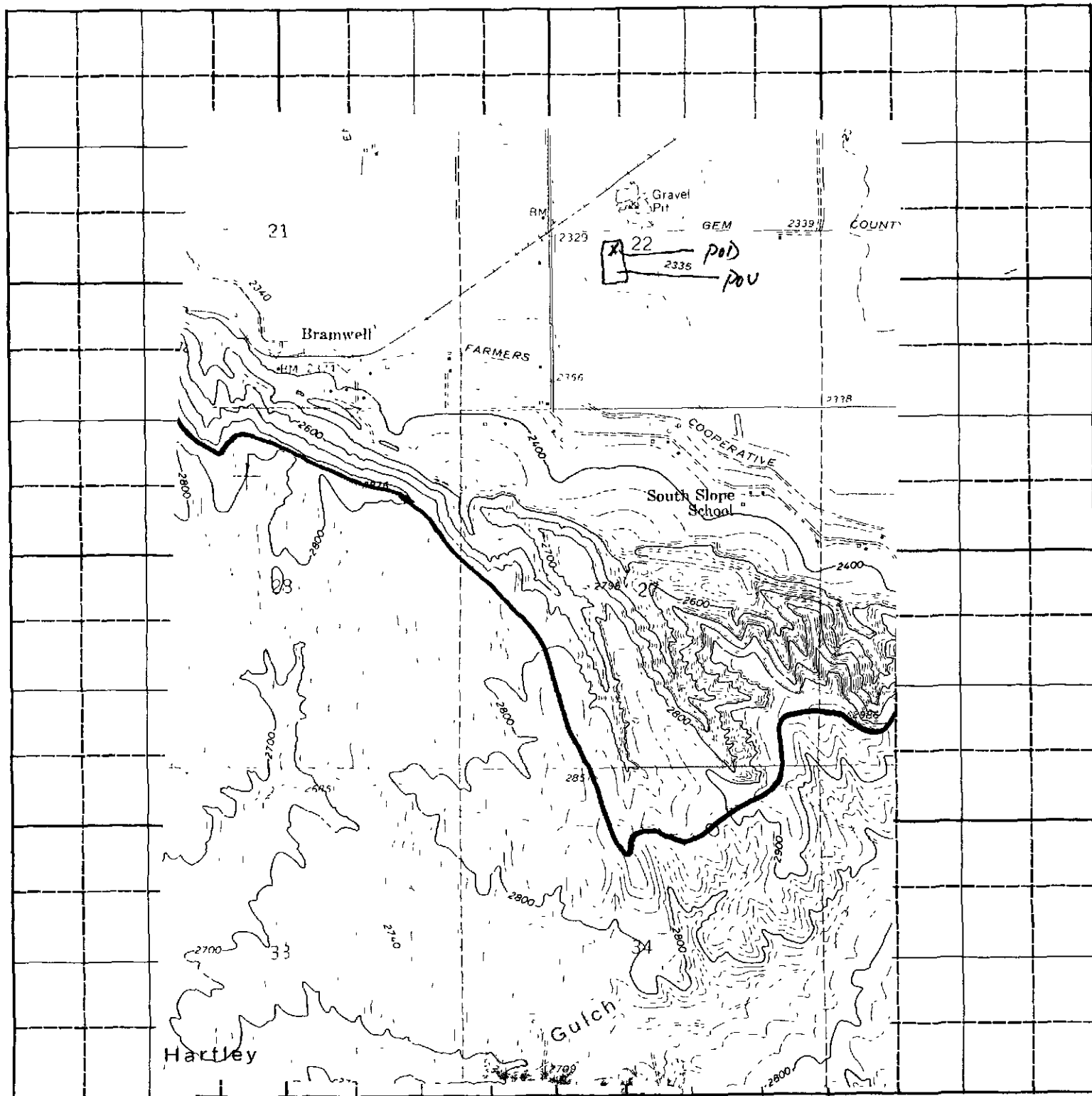
10. Describe any other water rights used for the same purposes as described above. NONE

11. a. Who owns the property at the point of diversion? Applicants
- b. Who owns the land to be irrigated or place of use? Applicants
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

12. Remarks. This Application should include 2 wells/Points of Diversion
Second well is a Backup well

RECEIVED
 JUN 11 2010
 10:00 AM

13. Map of proposed project show clearly the proposed point of diversion, place of use, section number, township and range number



Scale 2 inches equal 1 mile

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

Rudolph Menick Pres.
(Applicant)

Received by Y.S. T. Loh Date 9/18/90 Time 1:15 pm Preliminary check by RW
Fee \$ 30.00 Received by JK # C018333 Date 9-17-90
Publication prepared by GG Date 11-7-90 Published in Messenger-Index
Publication approved JK Date 11-27-90
11/15 & 11/22/90

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No _____, and said application is hereby _____.

1 Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

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SEP 18 1990

SEP 18 1990

ACTION REQUIRED

FROM:

Rjdw Merrill - Pres.

TO:

Salan R. Merrill Vice P.

Beverly Merrill Sec. Tres.

Merrills Egg Farm. Inc

1125 E 5th St

Gagle Ida. 83616



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 22, 1996

MERRILLS EGG FARM INC
1125 E STATE ST
EAGLE ID 83616

RE: WATER RIGHT NO. 65-13653

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit. If you have any questions, please contact me within 10 days of receipt of this license.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosure

MAR 29 1996

MEMORANDUM

TO: FILE NO. 65-13653

FROM: PAM SKAGGS^{PS}/STATE OFFICE

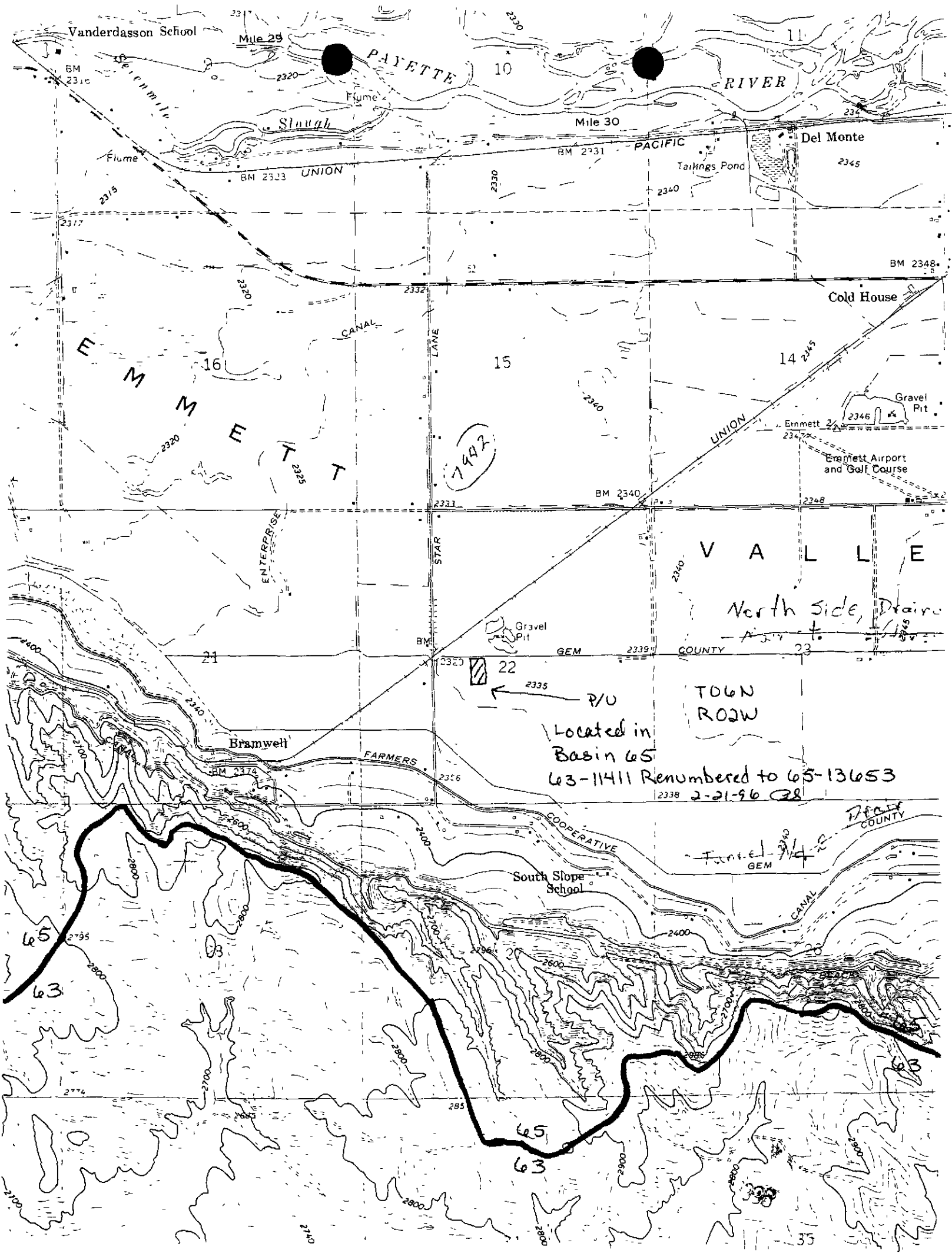
SUBJECT: RIGHT RENUMBERED

DATE: February 21, 1996

=====

This right was originally numbered 63-11411. Review of this right found that the diversion actually is located within basin 65. Right No. 63-11411 has been renumbered to 65-13653.

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MAR 29 1996



LICENSE REVIEW CHECKLIST

NEW# 65-13653

PERMIT NO. 63-11411 DATE 2-21-96
NEEDS TO BE RENUMBERED TO A BASIN 65#



Change OK

NAME ☐ ☒ Or Address Change?

PRIORITY DATE ☐ ☒ Advance? ☐ Advanced to: _____
Order to reinstate needed? _____
Incorrect fee for rate recommended? _____

SOURCE ☐ ☒ Changes or just clarification of originally intended source? _____
Notice of Intent to Void necessary? _____

POINT OF DIV ☐ ☒ Amendment needed? _____
☐ ☒ Overlaps? _____

PLACE OF USE ☐ ☒ Amendment needed? _____
☐ ☒ Overlaps? _____

DIV RATE ☐ ☒ Permit/fee limits: .20 CFS Commercial use
Meas Q = Both Theo Q = .44 Recommend: .20
350,000 chicken facility
Combined rates exceed capacity _____

ANNUAL VOLUME ☐ ☒ Volume Limit: _____ Season: _____
Calculations: workers = 375 gpd CLEANUP = 180 gpd
WASHING + RINSING = 800 gpd HOUSES = 4750 gpd
FOGGING = 1,656,000 gpd
Flow limit: _____ cfs x _____ x 1.9835 = _____
TOTAL OF 11.9 gpd
Combined volumes exceed capacity/allowable _____

USES ☐ ☒ Change in Nature of Use or additional uses? _____
Amendment necessary? _____

ADDITIONAL INFO ☐ ☒ Replaces Surface Water 050 Supplemental GW _____
☐ ☒ Irr/Dom Combination WB5 PPU Recommendation _____
☐ ☒ Boise River/Wood River Source Aes/Rec Uses W38

NEW REMARKS ☐ ☒ Multiple p/d(s) in 1/4 1/4? _____
YES Other EDIT CONDITIONS 3 + 4

NEW CONDITIONS ☐ ☒ WM Control- District _____ Meas/Lock Devices _____
☐ ☒ Irrigation Overlap _____
☐ ☒ Other _____
☐ ☒ Water Quality _____ Heat/Cool/Fish verified _____

COMMENTS: 1) Can allow 350,000 chickens because the volume they are consuming is much less than the standard department minimum requirement of 5 gpd per 100 chickens.

RECOMMENDATION	CFS	VOLUME	SRBA Claim Filed	
<u>Commercial</u>	<u>.20</u>	<u>11.9</u>	Adjustment Memo Needed	<u>NO</u>
			LICENSE	☒
			1ST AMEND LETTER	
			2ND AMEND LETTER	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
SEP 01 1993

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 65-13653
~~63-11411~~

1. Owner: Merrills Egg Farm Phone No. 365-7216

Current Address: 3610 Star Ln Emmett Id 83617

2. Accompanied by: Galen Merrill EXAM DATE: 7/12/93

Address: 1125 E State St Eagle Phone No. 939-6328

Relationship to Permit Holder: owner

3. Source: Ground Water tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 65-00066, -02631

2. Other water rights with the same point of diversion: _____

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
#1 & #2			NE	SW	22	6N	2W	Gem	USGS Quad

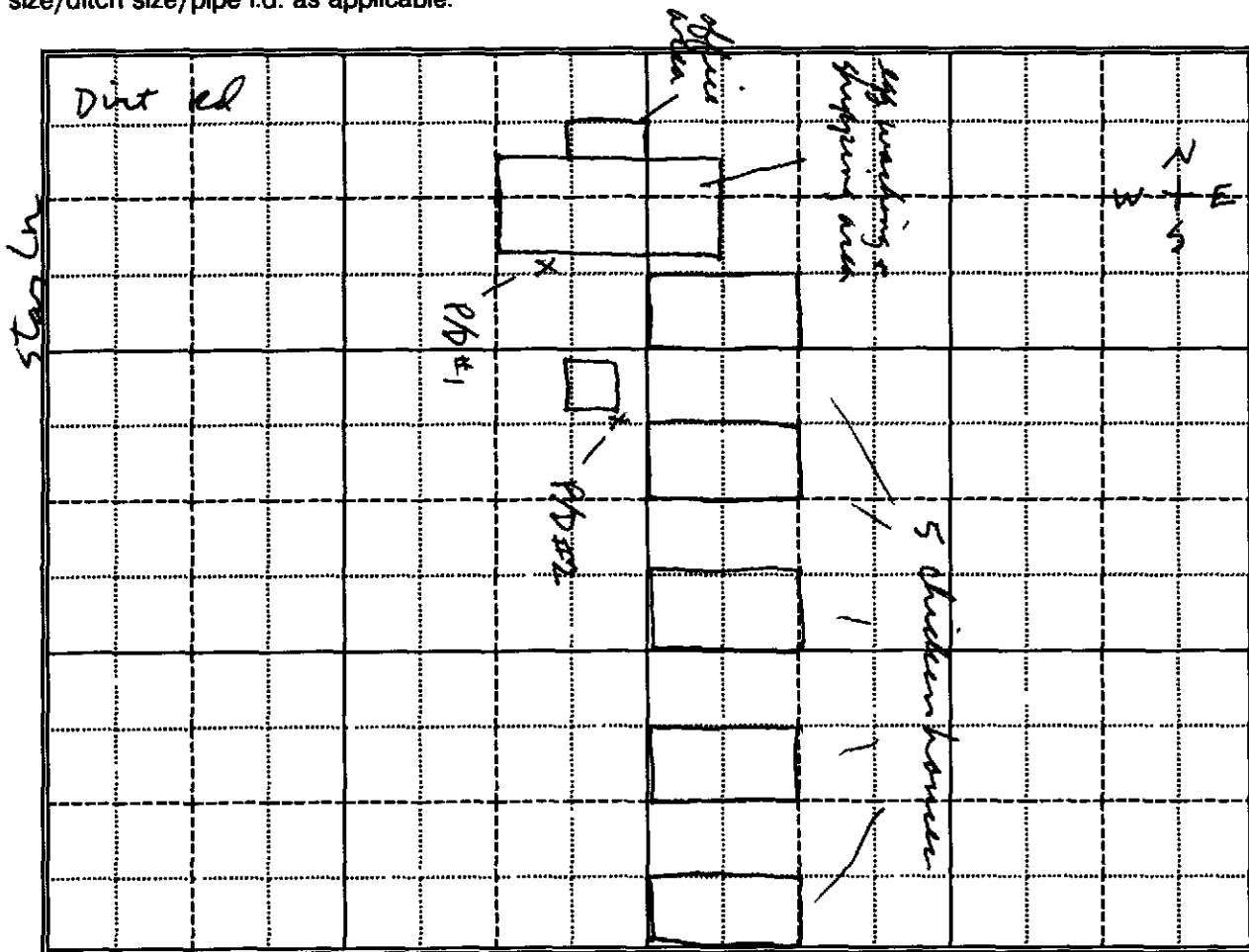
2. Place(s) of Use:

Indicate Method of Determination

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6N	2W	22									C								

MAR 29 1995

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required)

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
# 1		5		Submers	8" → 3" PVC
2		5		"	"

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

Theoretical

MAR 29 1996

E. NARRATIVE/REMARKS/COMMENTS

Two wells, each with a 5HP submersible pump, supply water to Merrill's Egg Farm. The well logs state that the wells were artesian when drilled. At the time of the exam there was no evidence of artesian flow from either well. The owner estimated the dynamic pumping level at ~10' above the levels that the pumps were set. The volume calculations were estimated on all the uses except the actual water amount used by each of the chicken houses, which is continually monitored and documented. There are a total of 350,000 egg laying chickens. ^{Each house} ~~and~~ uses an average of 950 GPD per house. A fogging system is used to cool the chickens from June through August. There are 15 full time employees that collect, sort and ship the eggs. No other water uses are used.

This permit should be reassigned a basin 65 number.

Have conditions of permit approval been met? ☒ yes ☐ no

APR 29 10 07

F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method:

$$1. \frac{5 \times .7 \times 8.8}{30 + 45 \times 2.31} = .23 \text{ cfs}$$

per owner
pump set @ 40'

$$2. \frac{5 \times .7 \times 8.8}{40 + 45 \times 2.31} = .21 \text{ cfs}$$

per owner
pump set @ 50'

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = \underline{\hspace{2cm}}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = \underline{\hspace{2cm}}$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = \underline{\hspace{2cm}}$$

2. Volume Calculations for Other Uses:

see attachment 1

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<i>Commercial</i>	<i>1/1</i>	<i>12/31</i>	<i>.20</i>	<i>11.9</i>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<i>.20</i>	<i>11.9</i>

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name *Lon Graven* Date *7/20/93*

Reviewer _____ Date _____

SEAL

MAR 29 1996

ATTACHMENT 1

15 FULL TIME WORKERS: 15 X 25 GPD = 375 GPD

EGG WASHING & RINSING: 800 GPD

SHIPPING AREA CLEAN-UP: 3 GAL/MIN X 60 MIN/D = 180 GPD

5 CHICKEN HOUSES: 950 GPD/HOUSE = 4750 GPD
(CONSUMPTIVE USE FOR A TOTAL OF 350000 CHICKENS)

6105 GPD

6105 GPD X 365 DAYS/325850 = 6.8 AFA

FOGGING SYSTEM FOR COOLING BIRDS: (JUNE THROUGH AUGUST)

450 GAL/HR/HOUSE X 8 HRS/DY/HOUSE = 3600 GPD/HOUSE

3600 GPD/HOUSE X 5 HOUSES X 92 DYS = 1656000 GPD/325850 = 5.1 AFA

REQUIRED: 6.8 + 5.1 = 11.9 AFA

POTENTIAL: .20 CFS X 1.9835 X 365 DYS = 144.8 AFA

IDAHO DEPARTMENT OF WATER RESOURCES

#1

WELL INSPECTION FORM

1. DRILLING PERMIT NO: 65-90-2-099 OTHER APPLICABLE NO: 63-11411

2. OWNER: Merrill Egg Farm Phone: 365-7216
Address: 3610 Star Ln Emmett

3. WELL LOCATION: Twp 6N, Rge. 2W, Sec. 22, Ne 1/4 Sw 1/4
County Gem (Provide sketch map and photo on reverse.)

4. DRILLER: Phipps Lic. No. 332
When Drilled? 1990

5. WELL CONSTRUCTION:

Casing Diameter 8 inches Water tight cap? ☐ Yes ☐ No Access Port: ☐ Yes ☐ No
Casing $\geq$ 12 inches above ground? ☒ Yes ☐ No - Describe _____
Depth of Casing 83 ft. Method Drilled Cable
Condition of Well Casing: ☒ Good ☐ Fair ☐ Poor Describe _____
Control Valve? ☐ Yes ☒ No Pressure Gauge: ☐ Yes ☒ No
Condition of Piping and Valving _____
Auger to a depth of _____ ft. Evidence of Annular Seal ☐ Yes ☐ No
Are there obvious constuction problems that may be a source for contamination or waste of water?
☐ Yes ☐ No (Describe in Remarks and Attach Photo - On Reverse)

6. HYDROLOGIC INFORMATION:

Depth to Static Water +1 ft. Water Temperature cold °F
Flowing Artesian ☐ Yes ☒ No Pressure: 40-50 (psi)
Water Sample Taken? ☐ Yes ☒ No If yes, describe purpose _____
Water Quality Measurements/Observations (Describe) _____

7. WELL USE:

☐ Domestic ☐ Irrigation ☐ Stock
☐ Test ☐ Municipal ☐ Industrial
☐ Abandoned ☐ Waste Disposal/Injection ☐ Not Used
☐ Other: Commercial

8. **POSSIBLE CONTAMINATION SOURCES:**

Is there evidence of Chemigation? ☐ Yes ☒ No

If yes, is there a check-valve present? ☐ Yes ☐ No

Is there a possible source of contamination nearby? ☐ Yes ☒ No

If yes, what Type? _____

How far away from the well is this source? _____

9. **REMARKS:**

Loi G. ...

Signature of Dept. Representative & Title

7/12/93

Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:

7/12/93

IDAHO DEPARTMENT OF WATER RESOURCES

#2

WELL INSPECTION FORM

1. DRILLING PERMIT NO: 63-91-Z-019 OTHER APPLICABLE NO: 63-11411

2. OWNER: Merrill Egg Farm Phone: 365-7216
Address: 3610 Star Ln Emmett

3. WELL LOCATION: Twp 6N, Rge. 2W, Sec. 22, Ne 1/4 SW 1/4
County Bern (Provide sketch map and photo on reverse.)

4. DRILLER: Phipper Lic. No. 332
When Drilled? 1991

5. WELL CONSTRUCTION: 2' above
Casing Diameter 8 inches Water tight cap? ☐ Yes ☐ No Access Port: ☐ Yes ☐ No
Casing $\geq$ 12 inches above ground? ☒ Yes ☐ No - Describe _____
Depth of Casing 103 ft. Method Drilled Cable
Condition of Well Casing: ☒ Good ☐ Fair ☐ Poor Describe _____
Control Valve? ☐ Yes ☒ No Pressure Gauge: ☐ Yes ☒ No
Condition of Piping and Valving _____
Auger to a depth of _____ ft. Evidence of Annular Seal ☐ Yes ☐ No
Are there obvious construction problems that may be a source for contamination or waste of water?
☐ Yes ☒ No (Describe in Remarks and Attach Photo - On Reverse)

6. HYDROLOGIC INFORMATION:
Depth to Static Water +1 ft. Water Temperature cold °F
Flowing Artesian ☐ Yes ☒ No Pressure: 40-50 (psi)
Water Sample Taken? ☐ Yes ☐ No If yes, describe purpose _____
Water Quality Measurements/Observations (Describe) _____

7. WELL USE:
☐ Domestic ☐ Irrigation ☐ Stock
☐ Test ☐ Municipal ☐ Industrial
☐ Abandoned ☐ Waste Disposal/Injection ☐ Not Used
☐ Other: Commercial

APR 10 1998

8. POSSIBLE CONTAMINATION SOURCES:

Is there evidence of Chemigation? ☐ Yes ☒ No

If yes, is there a check-valve present? ☐ Yes ☐ No

Is there a possible source of contamination nearby? ☐ Yes ☒ No

If yes, what Type? _____

How far away from the well is this source? _____

9. REMARKS:

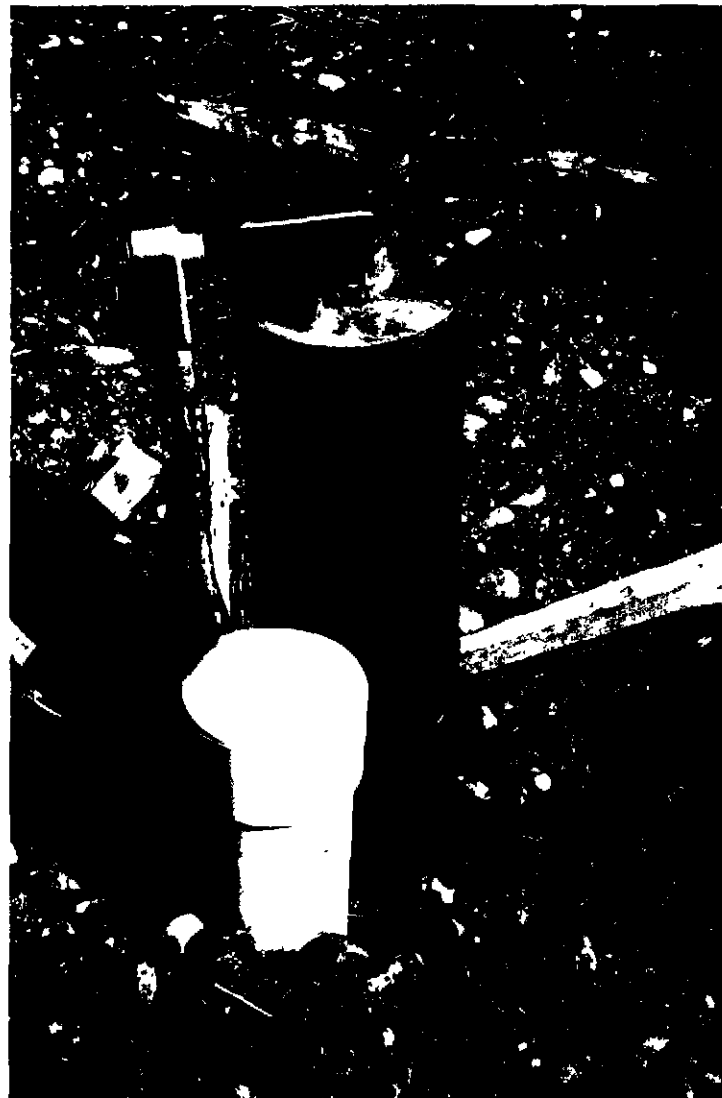
Loi G. Gaudin

Signature of Dept. Representative & Title

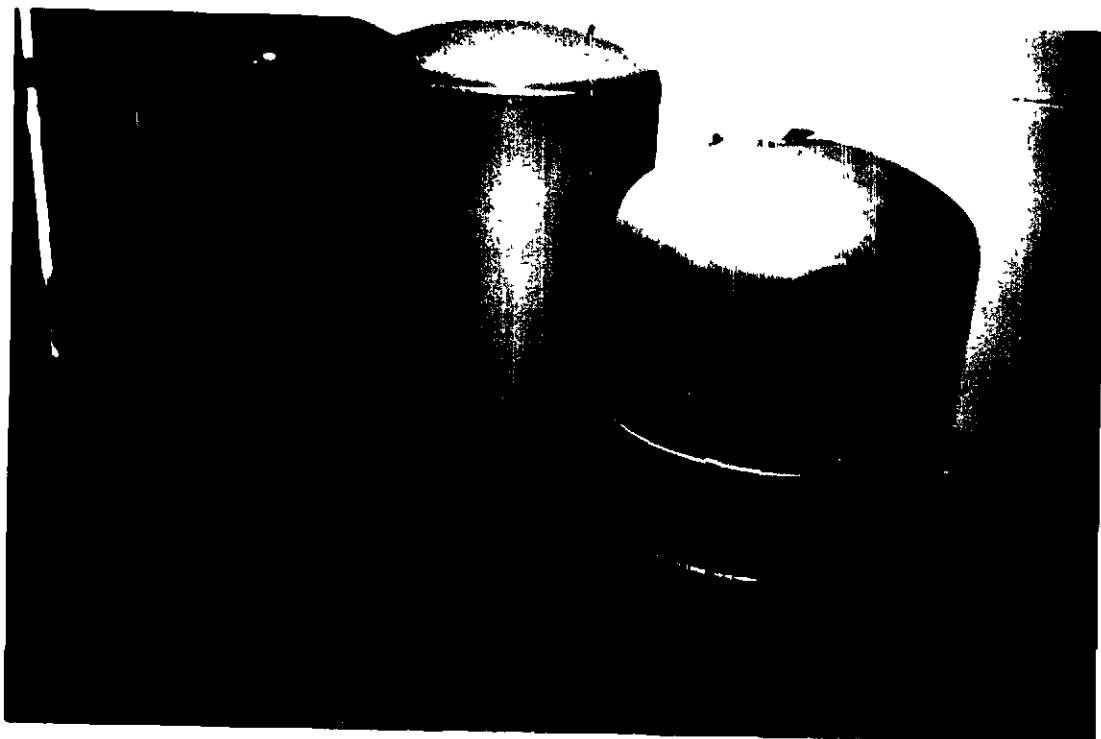
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Inspection Date

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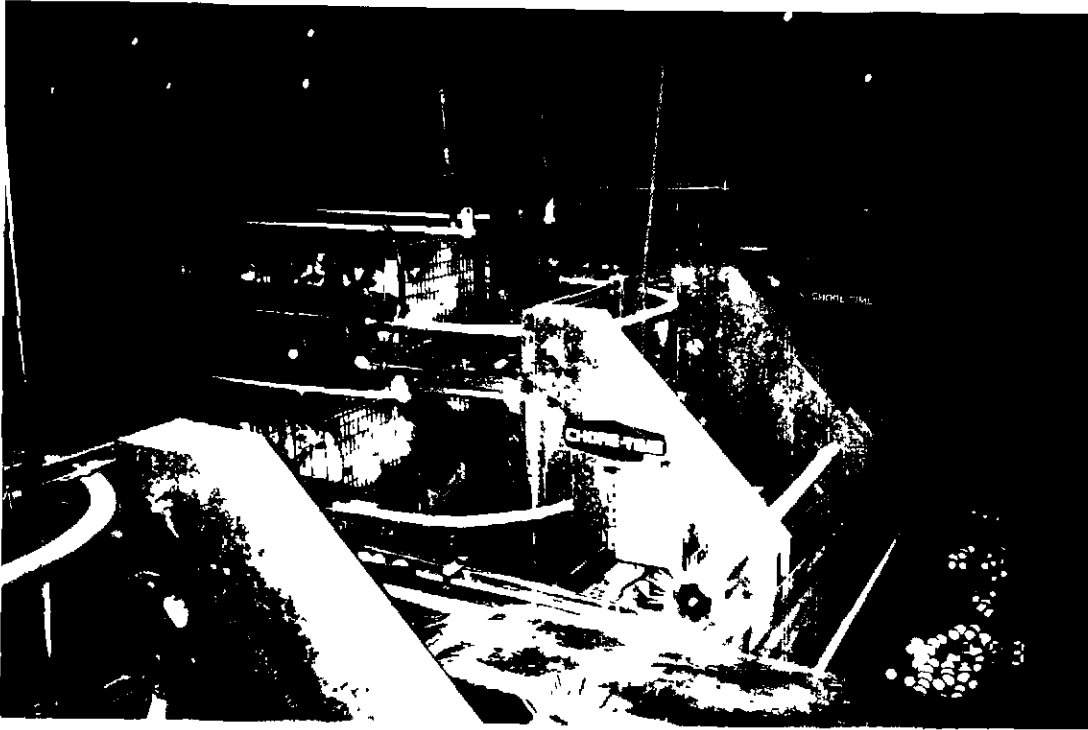


2 8" wells with 5 HP
submersible pumps



Three 150 gal
storage tanks

65-13653



Chickens +
egg production
line in one
of the 5
chicken houses



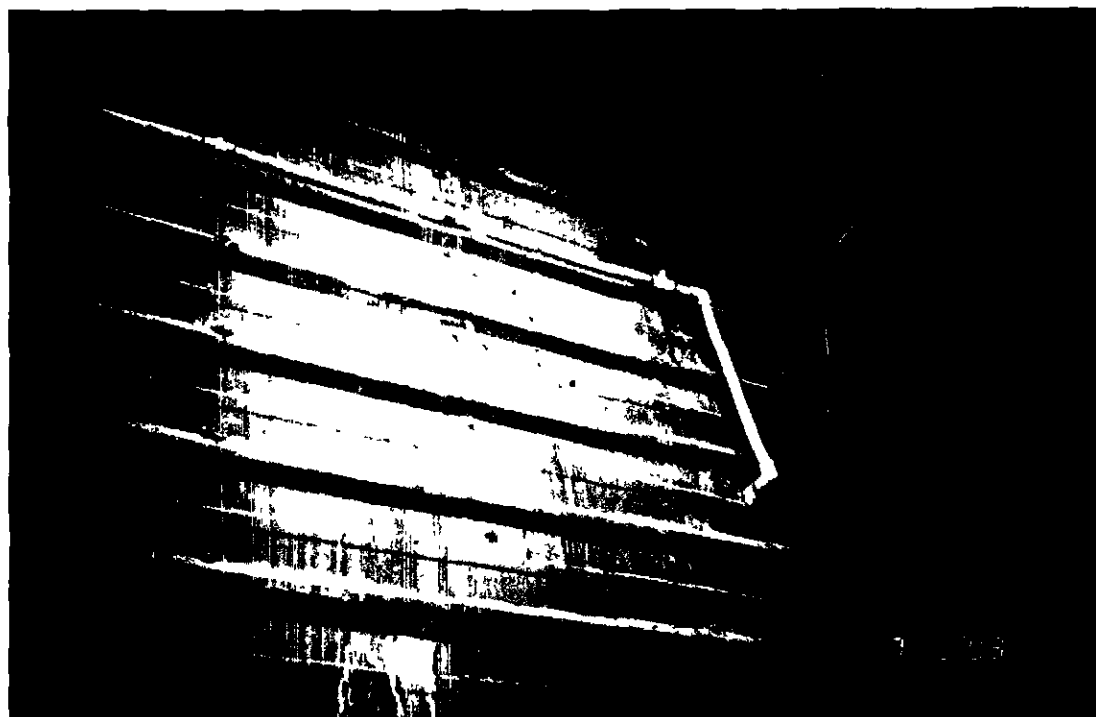
egg washing +
rinsing

65-13653



Hot water unit pressure
Washer

1" line for
fogging system
to cool the
chickens



Page 2

65-13653

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>Merrell Egg Farm.</u> Address <u>1125 E State St Eagle ID</u> <u>63-91-2-019</u> Owner's Permit No. <u>3-11411</u>	7. WATER LEVEL Static water level <u>+1</u> feet below land surface Flowing? ☒ Yes ☐ No G.P.M. flow <u>75</u> Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☒ Cap ☐ Plug Temperature _____ °F. Quality _____ <i>Describe artesian or temperature zones below</i>																																																										
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11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>Dennis Phipps</u> Firm No. <u>332</u> Address <u>Meridian, Id.</u> Date <u>14 March 91</u> Signed by (Firm Official) <u>[Signature]</u> and <u>[Signature]</u> (Operator)																																																											

February 6, 1992

MERRILLS EGG FARM INC.
1125 E. STATE ST.
EAGLE ID 83616

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-11411

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

Karen L. Gustafson
Secretary/Records Manager

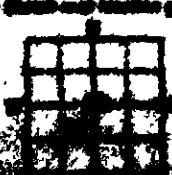
c: IDWR - Region

RECEIVED
FEB 10 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

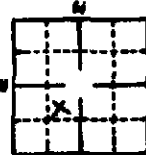
USE TYPEWRITER OR
BALLPOINT PEN

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>Manhall Egg Farm</u> Address <u>1125 E 3rd St Eagle ID</u> Owner's Permit No. <u>63-91-2-019</u> <u>63-11411</u>	7. WATER LEVEL Static water level <u>41</u> feet below land surface. Flowing? ☒ Yes ☐ No G.P.M. flow <u>76</u> Artesian closed-in pressure _____ p.s.i. Controlled by ☐ Valve ☒ Cap ☐ Plug Temperature _____ OF. Quality _____ Describe artesian or temperature zones below _____																																															
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6. LOCATION OF WELL Check map location and agree with written location.  Submitter Name <u>Manhall Egg Farm</u> Date <u>10/1/92</u> Map No. _____ Sheet No. _____	10. Work started <u>24 Feb 91</u> ended <u>2 March 91</u> 11. DRILLER'S CERTIFICATION We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>Donner's Drilling</u> Firm No. _____ Address <u>Donner's Drilling</u> Signed by <u>Tom Donner</u>																																															

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

1 WELL OWNER Name <u>Merrell Egg Farm</u> Address <u>3610 State Ln Emmett</u> Owner's Permit No <u>65-90-2-099</u>	7 WATER LEVEL Static water level <u>11</u> feet below land surface. Flowing? ☒ Yes ☐ No G.P.M. flow <u>25</u> Artesian closed-in pressure _____ p.s.i. Controlled by ☒ Valve ☐ Cap ☐ Plug Temperature _____ °F Quality _____ Describe artesian or temperature zones below _____																																					
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3 PROPOSED USE ☐ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☒ Industrial ☐ Stock ☐ Waste Disposal or Injection ☒ Other _____ (specify type) _____	9. LITHOLOGIC LOG <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2">Bore Diam.</th> <th colspan="2">Depth</th> <th rowspan="2">Material</th> <th rowspan="2">Water Yield (gpm)</th> </tr> <tr> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td>8</td> <td>0</td> <td>1</td> <td>Top Soil</td> <td style="text-align: center;">X</td> </tr> <tr> <td></td> <td>1</td> <td>22</td> <td>Gravel</td> <td style="text-align: center;">X</td> </tr> <tr> <td></td> <td>22</td> <td>35</td> <td>Blue clay</td> <td style="text-align: center;">X</td> </tr> <tr> <td></td> <td>35</td> <td>55</td> <td>Coarse sand</td> <td style="text-align: center;">X</td> </tr> <tr> <td></td> <td>55</td> <td>78</td> <td>2nd sand</td> <td style="text-align: center;">X</td> </tr> <tr> <td></td> <td>78</td> <td>108</td> <td>Coarse sand & clay</td> <td style="text-align: center;">X</td> </tr> </tbody> </table>	Bore Diam.	Depth		Material	Water Yield (gpm)	From	To	8	0	1	Top Soil	X		1	22	Gravel	X		22	35	Blue clay	X		35	55	Coarse sand	X		55	78	2nd sand	X		78	108	Coarse sand & clay	X
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4. METHOD DRILLED ☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary ☒ Cable ☐ Dug ☐ Other _____	(Continuation of Lithologic Log)																																					
5 WELL CONSTRUCTION Casing schedule ☒ Steel ☐ Concrete ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td>250 inches</td> <td>8 inches</td> <td>1 feet</td> <td>33 feet</td> </tr> <tr> <td>inches</td> <td>inches</td> <td>feet</td> <td>feet</td> </tr> <tr> <td>inches</td> <td>inches</td> <td>feet</td> <td>feet</td> </tr> <tr> <td>inches</td> <td>inches</td> <td>feet</td> <td>feet</td> </tr> </tbody> </table> Was casing drive shoe used? ☒ Yes ☐ No Was a packer or seal used? ☒ Yes ☐ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☒ Torch ☐ Gun Size of perforation _____ inches by _____ inches <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Number</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td>perforations</td> <td>feet</td> <td>feet</td> </tr> <tr> <td>perforations</td> <td>feet</td> <td>feet</td> </tr> <tr> <td>perforations</td> <td>feet</td> <td>feet</td> </tr> </tbody> </table> Well screen installed? ☒ Yes ☐ No Manufacturer's name <u>Houston</u> Type <u>305</u> Model No _____ Diameter <u>6</u> Slot size <u>200</u> Set from <u>26</u> feet to <u>20</u> feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>12</u> Material used in seal ☐ Cement grout ☒ Bentonite ☒ Puddling clay ☐ _____ Sealing procedure used ☐ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth Method of joining casing ☐ Threaded ☒ Welded ☐ Solvent ☐ Cemented between strata Describe access port _____	Thickness	Diameter	From	To	250 inches	8 inches	1 feet	33 feet	inches	inches	feet	feet	inches	inches	feet	feet	inches	inches	feet	feet	Number	From	To	perforations	feet	feet	perforations	feet	feet	perforations	feet	feet	(Continuation of Lithologic Log)					
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6. LOCATION OF WELL Sketch map location _____ agree with written location.  Subdivision Name _____ Lot No _____ Block No. _____ County <u>Gen</u> NE 1/4 Sec. 22, T. 10N, R. 24W	10. <u>7-14-90</u> finished <u>9-22-90</u> 11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>Decker's Pumps</u> Firm No. <u>332</u> Address <u>Mr. W. W. Tol</u> Date <u>9-22-90</u> Signed by (Firm Official) <u>[Signature]</u> and (Operator) _____																																					

138395

December 31, 1991

MERRILLS EGG FARM INC.
1125 E. STATE ST.
EAGLE ID 83616

PROOF DUE NOTICE

RE: PERMIT NO. 63-11411

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before March 1, 1992. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Karen L. Gustafson
Secretary/Records Manager

Enclosures

FEB 10 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 19, 1991

MERRILLS EGG FARM INC.
1125 E. STATE ST.
EAGLE, ID 83616

PERMIT APPROVAL NOTICE

RE: PERMIT NO. 63-11411

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Enclosed is a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed is a form entitled "Proof of Beneficial Use". If your project is already completed you should complete and submit this form immediately.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:blm

Enclosures

State of Idaho
Department of Water Resources

APPLICATION FOR DRILLING PERMIT

1. Applicant (please print) Merrills Egg Farm Inc
2. Mailing Address 1125 E. State St
Boise Idaho 83611 Telephone 208-939-6328

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

3. Proposed well location NE 1/4 SW 1/4, or Gov't Lot No. _____
Sec. 22, Twp. 6N, Rge. 3W, County Idaho
Street Address of Well Site 3610 Star Lane, Emmett
Lot, block and subdivision _____

4. Proposed use of well:

- () Domestic: The use of water for homes, organization camps, public campgrounds, livestock and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

☒ Non-Domestic: Any beneficial use not included within the definition of domestic.

() Injection

() Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____

5. Well construction information:

A. () New well () Deepen ☒ Replace - See Condition 9

B. Proposed Surface Diameter 8" Proposed Maximum Depth _____

C. Anticipated bottom hole temperature:

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

RECEIVED

MAR 19 1991

6. Construction Start Date A.S.A.P.

7. Anticipated Well Driller Dennis Plapp
NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's signature Richard Merrill Date 2-22-91

Title Pres.
(Owner, Firm Representative, Other)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is Approved

Date 2-22-91

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. READ CAREFULLY!

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

RECEIVED

MAR 16 1991

Robert R. Shiff
Signature of Authorized Department Representative

Ground Water Prot. Section
Title

Receipt No. C019727 Received by lt Fee 1200.00 Date 2-22-91

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension is good for 60 days beyond the above extension approval date.

Drilling Permit No. 63-91-2-019

Water Right No. 63-11411 pending

REQUEST FOR EXPEDITED ISSUANCE OF A DRILLING PERMIT

Merrelli Egg Farm Inc, Applicant, requests
issuance of Drilling Permit prior to approval of a water right. The request is made for the
following reason(s):

Drier Availability -

Applicant understands that the drilling permit does not constitute a water right and does
not authorize diversion or use of water from the well.

Applicant acknowledges that by accepting a drilling permit and commencing construction
he accepts all risk that the well may not ultimately be approved for use.

2-22-91

Date

Rand W Merrell

Applicant's Signature

Pres.

Applicant's Title

RECEIPT
For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES

Receipt No: 2018333

Date: 08/17/90
Time: 11:24:47

Received

From: MERRILL'S EGG FARM INC.

Type of Payment	Program Acct Class	Amount
DRILLING PERMIT 55-90-Z-099	0530350 1238 6390	\$200.00
WATER RIGHT APPLICATION FOR PERMIT	0510199 1238 6390	\$30.00
Total		\$230.00

CHECK 35750

Idaho Department of Water Resources

Region: STATE

Signature: Linda Kacy

RECEIVED

AUG 18 1990

State of Idaho
Department of Water Resources

APPLICATION FOR DRILLING PERMIT

1. Applicant (please print) Merrell's Egg Farm Inc
2. Mailing Address 1125 E. State St
Engle, Idaho 83616 Telephone 208 938-6328
- (☒) Well Owner (☐) Well Operator (☐) Other, specify _____
3. Proposed well location NE 1/4 1/4 NE SW 1/4, or Gov't Lot No. _____
Sec. 2722 Twp. 6N, Rge. 2W, County Lem
Street Address of Well Site 3610 Star Lane - Emmett Idaho 83617
Lot, block and subdivision _____
4. Proposed use of well:
(☐) Domestic: The use of water for homes, organization camps, public campgrounds, livestock and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.
Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.
(☒) Non-Domestic: Any beneficial use not included within the definition of domestic.
(☐) Injection
(☐) Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____
5. Well construction information:
A. (☒) New well (☐) Deepen (☐) Replace - See Condition 9
B. Proposed Surface Diameter 8" Proposed Maximum Depth _____
C. Anticipated bottom hole temperature:
(☒) 85°F or less (Cold water well)
(☐) 85°F to 212°F (Low temp. geothermal well)
(☐) 212° or more (Geothermal well)
6. Construction Start Date A. S. A. P.
7. Anticipated Well Driller Dennis Phipps
NOTE: The actual well driller must be identified prior to drilling.
8. Applicant's signature Ken Merrell Date 9-17-90
Title Pres
(Owner, Firm Representative, Other)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is Approved

Date Sept. 17, 1990

approved, this permit authorizes the construction or modification of a well subject to the following conditions. READ CAREFULLY!

GENERAL CONDITIONS:

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

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

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

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

4. Approval of this drilling permit does not authorize trespass on the land of another party.

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

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

7. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.

8. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

Boh D. Flenn
Signature of Authorized Department Representative

Chief of Resource Protection Bureau
Title

Receipt No. 2018333 Received by ET Fee \$200.00 Date 9-17-90

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension is good for 60 days beyond the above extension approval date.

Drilling Permit No. 65-90-2-099

Water Right No. Pending

REQUEST FOR EXPEDITED ISSUANCE OF A DRILLING PERMIT

Merrill's Egg Farm Inc., Applicant, requests issuance of Drilling Permit prior to approval of a water right. The request is made for the following reason(s):

To Provide water for Chickens -
Will provide water for 300,000 laying hens
plus egg washing needs and one evaporative
cooler - and 2 water cooled compressors with
driller availability.

Applicant understands that the drilling permit does not constitute a water right and does not authorize diversion or use of water from the well.

Applicant acknowledges that by accepting a drilling permit and commencing construction he accepts all risk that the well may not ultimately be approved for use.

September 17- 1990
Date

Rudr Meniel
Applicant's Signature

President
Applicant's Title

RECEIVED
NOV 26 1990

Department of Water Resources
Western Regional Office

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,

ss.

COUNTY OF GEM,

Esma Reyes, being first
duly sworn, on her oath deposes and
says that she is the clerk of the Mes-
senger Index, a legal weekly news-
paper published at Emmett, in Gem
County, Idaho, that said newspaper
is in general circulation in said
county and has been published unin-
terruptedly and continuously for
more than 78 weeks prior to the
first publication of the annexed
document; and that the document
notice, process, or advertisement
hereunto annexed was published in
the regular edition of Messenger
Index for Nov

consecutive weekly issues thereof,
beginning with the issue of
November 14, 19 90,
and ending with the issue of
November 21, 19 90
Esma Reyes

Subscribed and sworn to me this
23rd day of
November, 19 90
Wendy Ann Hanson

Notary Public

Residing at Emmett, Idaho

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have
been filed to appropriate the public
waters of the State of Idaho:

65-11411 ✓
MERRILLS EGG FARM INC.
1125 E STATE ST.
EAGLE, ID 83616
Source: GROUNDWATER
Diversion Pt: NESW Sec 22 T 06N R
02W
Use: COMMERCIAL (.200 CFS)
Total Diversion: (.200 CFS)
Date Filed: 9/17/1990
In: T06N R02W S22 NESW

The permit(s) will be subject to all pri-
or water rights. Protests must be filed
with the Director, Dept. of Water
Resources, Western Region, 2735 Air-
port Way, Boise, Idaho 83705 on or be-
fore 1990.

R. KEITH HIGGINSON, Director

Pub: 11-14, 21-90

23 Legal Notice No. 944
Published in the Messenger Index

will hold til end of 1990

My Commission Expires 3-21-95

100

Source: GROUNDWATER

```

Use: COMMERCIAL          ( .200 CFS)
      Total Diversion: ( .200 CFS)

```

In: T06N R02W S22 NESW

PAR 13-1