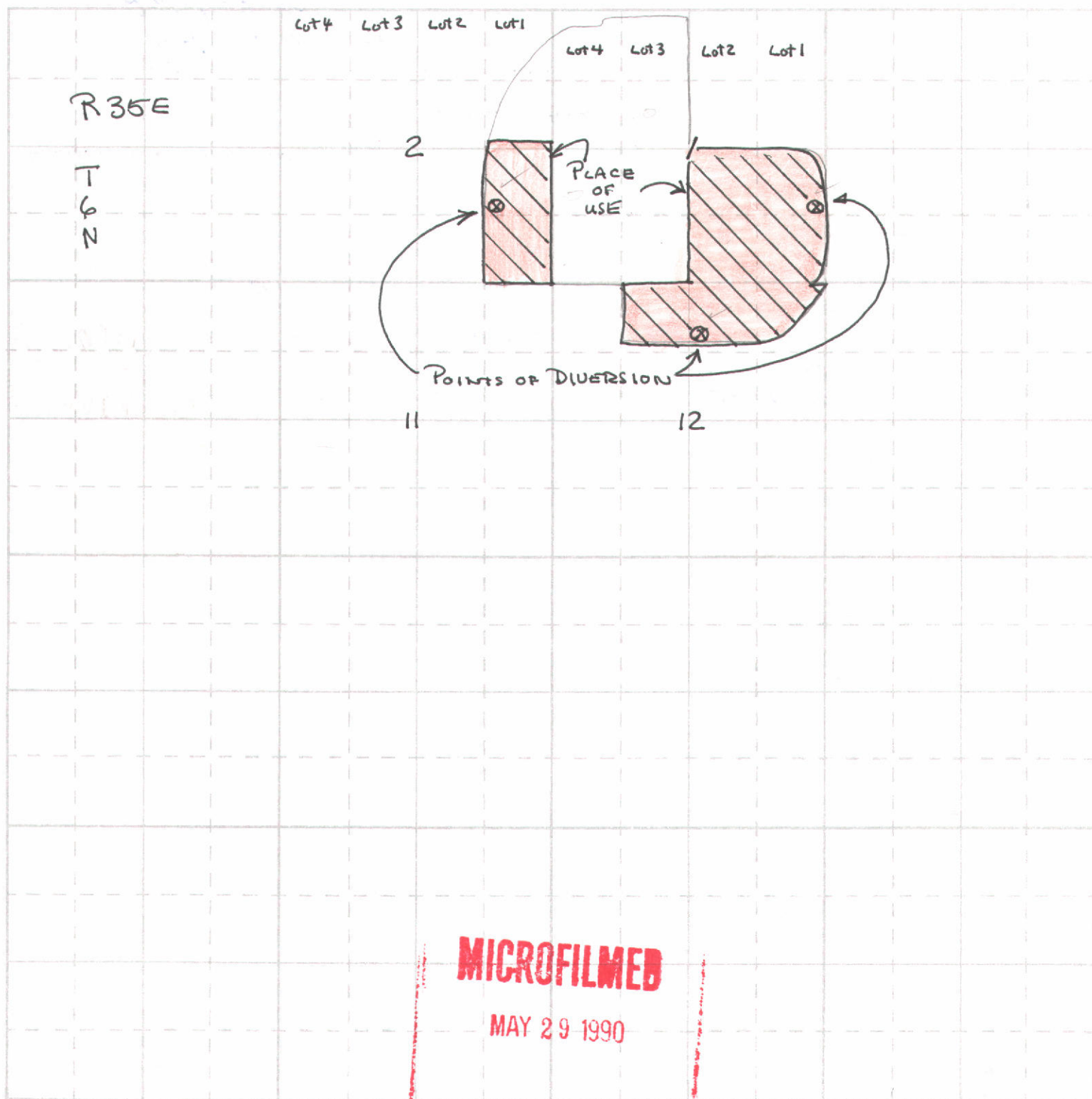


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

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



MICROFILMED

MAY 29 1990

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss
County of Jefferson)

I, Robert Carlson
of the Jefferson Star, published
weekly at Rigby, Jefferson County,
Idaho, do solemnly swear that the

Not. of Proposed Change
a copy of which notice appears at-
tached hereto, was published in the
regular and entire issue of said
newspaper, and not in any supple-

ment issue thereof for two (2)
consecutive issues, the first publica-

having been made on Feb 14
and the last publication having been

made on Feb 21, 1990.

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

Robert Carlson

On this 22 day of Feb

in the year of 1990, before
me, a Notary Public, personally ap-

peared Robert Carlson,
known or identified to me to be the
person whose name subscribed to
the within instrument, and being by
me first duly sworn, declared that
the statements therein are true, and
acknowledged to me that he ex-
ecuted the same.

Karl K. Kew
Notary Public for Idaho

Residing at Idaho

My commission expires: 10-23-94

RECEIVED

FEB 26 1990

Department of Water Resources
Eastern District Office

NOTICE OF PROPOSED WATER RIGHT CHANGE NO. 31-02402

Notice is hereby given that Sidney
or Jana Ashcraft have applied to the
Department of Water Resources to
change points of diversion, add points
of diversion, and change place of use of
the waters of a groundwater source.
The right sought to be changed is
evidenced by License No. 31-02402
and recorded as follows:

AMOUNT: 6.4 CFS PRIORITY:
September 13, 1963 POINT OF
DIVERSION: NESE, SEC 1, T 6N, R
35E, JEFFERSON COUNTY

The water is used to irrigate 320
acres from April 1 to November 1 within
the NESW, S1/2SW1/4, SE1/4, SEC 1;
SESE, SEC 2; N1/2NE1/4, NENW, SEC
12, T 6N, R 35E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be diverted from
within the NESE, SEC 1; NESE SEC 2;
NWNE SEC 12, T 6N, R 35E and used
within the SE1/4, SEC 1; SENE,
E1/2SE1/4, SEC 2; N1/2NE1/4, NENW,
SEC 12, T 6N, R 35E, Jefferson
County.

Any protest against the approval of
the above proposed change must be
filed with the Idaho Department of
Water Resources on or before March 5,
1990.

R. Keith Higginson
Director

Published in the Jefferson Star,
Rigby, Idaho, February 14 and 21,
1990.

MICROFILMED

MAY 29 1990

Now Doing Business as
West One Bank, Idaho, N.A.

First American Title Co.
P.O. Box 405
Rigby, Idaho 83442

89.0161
15.716

WEST ONE
BANK

INCIAL GROUP

REAL ESTATE MORTGAGE

THIS MORTGAGE, made by Sidney G. and Jana L. Ashcraft, husband and wife

of Hamer, County of Jefferson, State of Idaho, as mortgagor, and First American Title Co., a National Banking Association, of Boise, Idaho, as mortgagee.

WITNESSETH: That said mortgagor, in order to secure the payment to the mortgagee of the sum of *** Three

Hundred Thousand and 00/100 Dollars and interest and all other sums as provided herein, and the performance of all covenants herein contained, does hereby grant, bargain, sell and convey unto the said mortgagee, its successors and assigns forever, the following described real estate

situated in Hamer, County of Jefferson, State of Idaho, to-wit:

Township 6 North, Range 35 East of the Boise Meridian, Jefferson County, Idaho

Section 1: Lots 3 and 4
S 1/2 NW 1/4
S 1/2

EXCEPTING THEREFROM: Beginning at the NW Corner of the NW 1/4 of said Section, Township and Range and running thence East 740 feet, more or less to the West Bank of the Holley Canal; thence in a Southwesterly direction along the Bank of said Canal 930 feet, more or less to a point of intersection with the West line of said NW 1/4 of said Section 1; thence North 600 feet, more or less to the point of beginning, being all that portion of the NW 1/4 of said Section, lying NW of the Holley Canal. ALSO EXCEPTING THEREFROM: Beginning at a point lying on the North line of Section 1, said point lies S89°59'55"W 30.00 feet from the North 1/4 Corner of said Section 1, and is also the true point of beginning; thence parallel to and 30.00 feet from the East line of said NW 1/4 of Section 1, South 187.93 feet to a point; thence S87°46'21"W 309.79 feet to a point; thence N52°25'27"W 91.67 feet to a point; thence S88°10'30"W 627.00 feet to a point; thence S82°46'01"W 485.00 feet to a point; thence S68°53'30"W 183.78 feet to a point; thence S85°09'15"W 593.30 feet to the centerline of the Holley Canal; thence Northeasterly along centerline of said canal, 535 feet, more or less to the North line of said Section 1; thence along the North line of said Section 1, N89°48'05"E 1488.68 feet to the standard 1/4 of Section 36, Township 7 North, range 35 East; thence continuing along said North line of Section 1, N89°59'55"E 346.75 feet to the true point of beginning.

ALSO EXCEPTING THEREFROM: A perpetual 30 foot wide private roadway easement, the center line of which said Easement commences 15 feet West of the South 1/4 Corner of said Section 1 and running thence North 1 mile to a point 15 feet West of the North 1/4 Corner of Section 1.

MICROFILMED

MAY 29 1990

(See Attachment)

Microfilm No. 140
Day April 19 89
At 9 35 O'Clock A M
JANRA K STITT
Jefferson Co. Recorder
Fee \$ 18.00 56 Deputy
Recorded at Request of First American Title

TOGETHER WITH all the improvements, privileges and appurtenances thereunto belonging and the rents, issues and profits thereof, and all rights of homestead exemption, and all ditch and water rights of every nature, however evidenced, owned by said mortgagor or belonging to or with, leading to, connected with, or usually had and enjoyed in connection with said premises or any part or parts thereof, together with any and all fixtures upon said premises at the time of execution of this mortgage, or at any time during the term thereof, including but not limited to all apparatus and fixtures of every description for watering, lighting and heating said premises.

The mortgagor shall be entitled to the rents, issues, and profits of the real property hereby mortgaged unless and until he defaults hereunder. Immediately following a default the mortgagee shall be entitled to the rents, issues, and profits of said real property, and the same are hereby assigned to the mortgagee from and after the date of said default.

RE00700 (12-83)

EXAMINATION REPORT

24677

31

31-2331

Permit No. G-30786/31-2402
Name of Applicant J. Thomas Williams, Hamer, Idaho
Source of Water Ground water
a tributary of
Location of P.D. NE $\frac{1}{4}$ SE $\frac{1}{4}$, sec. 1, T. 6 N, R. 35 E, B.M. Jefferson Co.

Water is used for irrigation
Quantity of water claimed: Permit 6.4 Depositions 6.4

Type of measuring device installed or method of measurement and general description of diversion works No measuring device required - none installed
well, pump, gravity flow irrigation

Well - 148 feet x 24 inches

H - 79 feet

Discharge - 435 inches

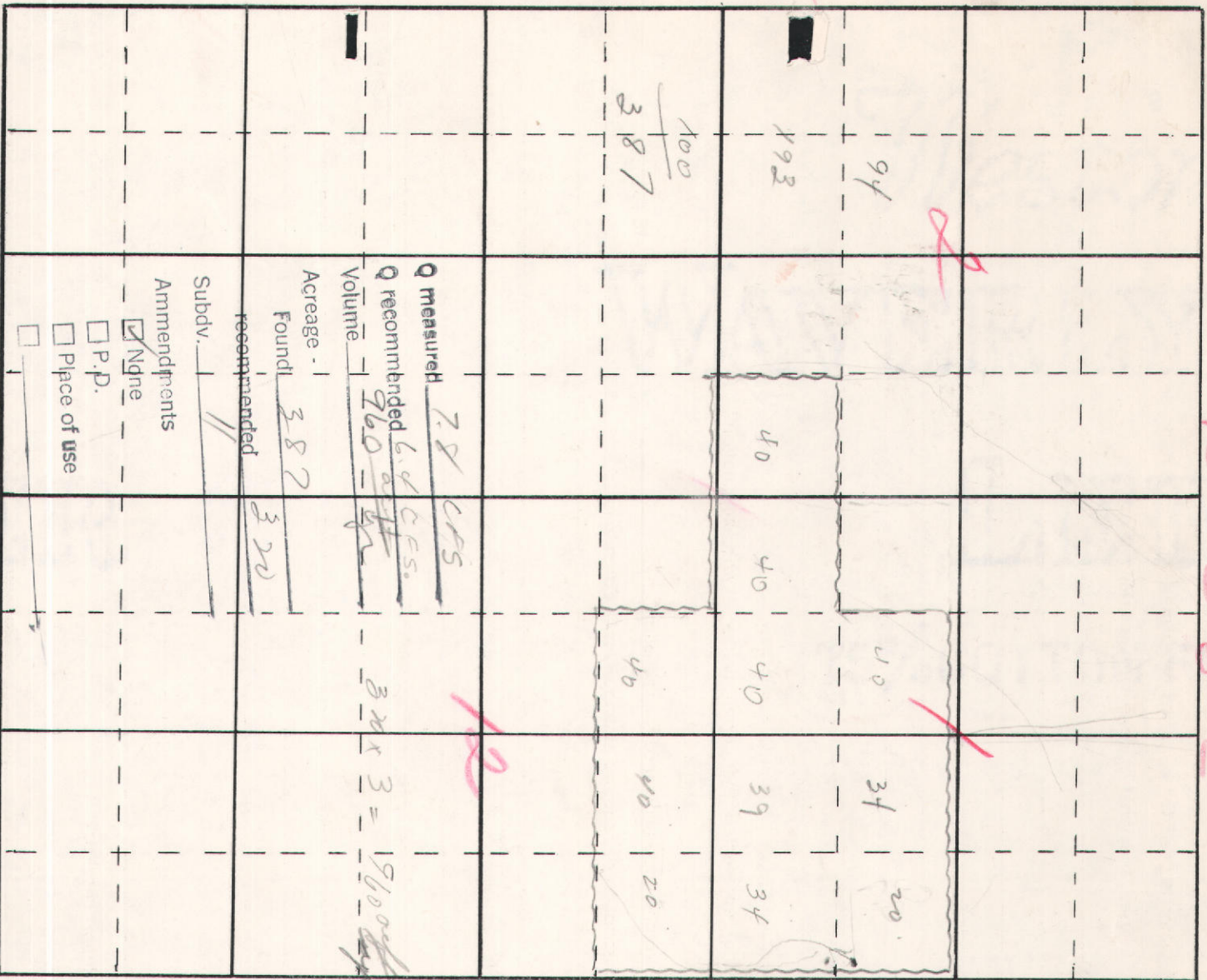
Land to be irrigated or place of use:
TWP. RGE. SEC. Description

6 N	35 E	1	NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$
		2	SE $\frac{1}{4}$ SE $\frac{1}{4}$
		12	N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$

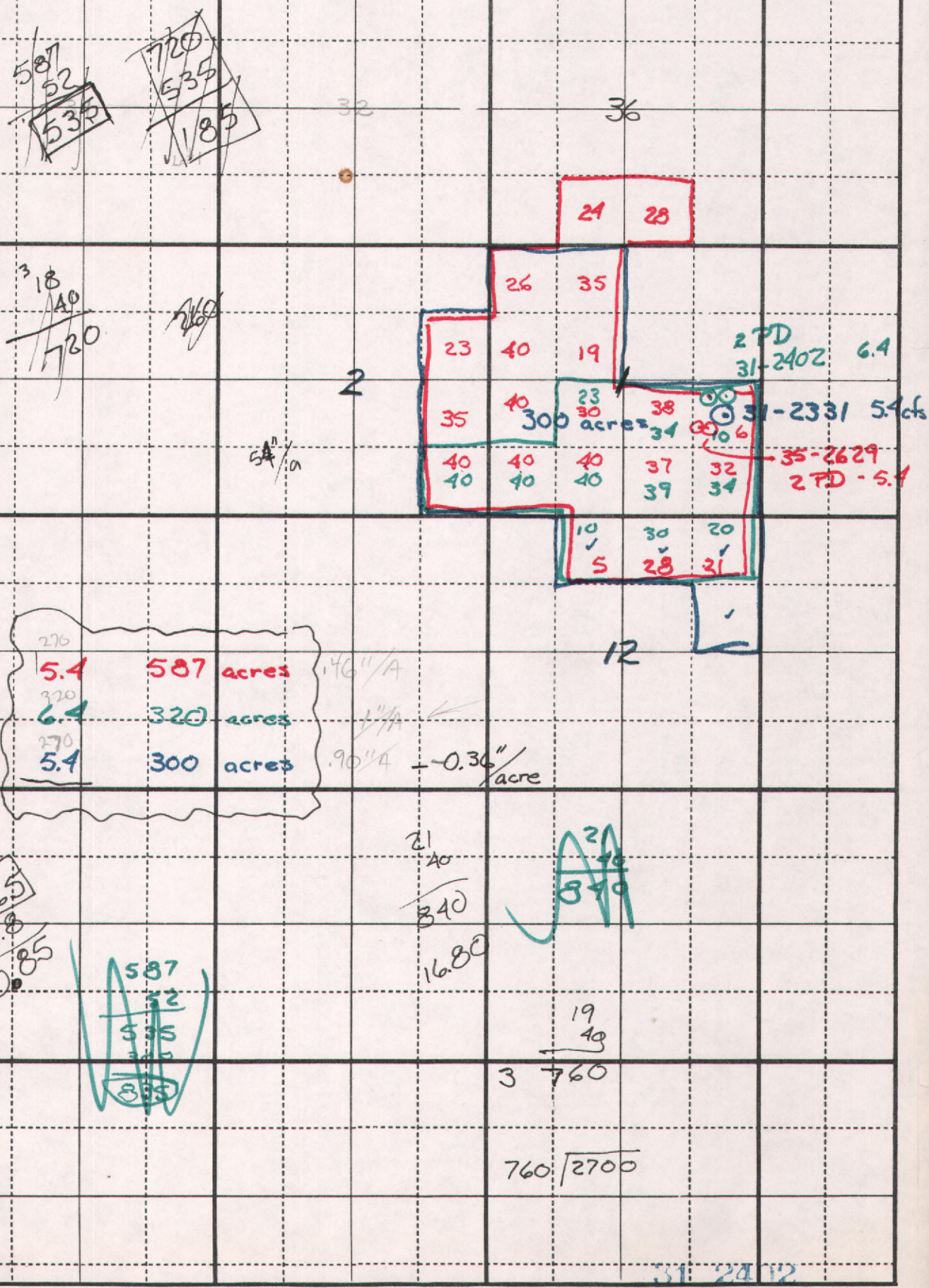
Filed - November 1, 1962
Due - November 5, 1967
Made - January 7, 1969
Priority - January 3, 1964

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and acreage covered by subdivision; also show land covered on the map.)

none



Review License #31-2402 with respect
to previously issued licenses—



October 18, 1967

Re: Permit No. G-30786
J. Thomas Williams

Rigby Star
Rigby, Idaho 83442

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to ~~November 17, 1967~~ *December 18*. The expense of the publication is to paid by Grant L. Young, Young & George,
115 North Clark, Rigby, Idaho,
to whom you should furnish the affidavit of publication on or before the above date. Please acknowledge receipt of this notice by furnishing this office with a tear sheet for checking prior to the first publication.

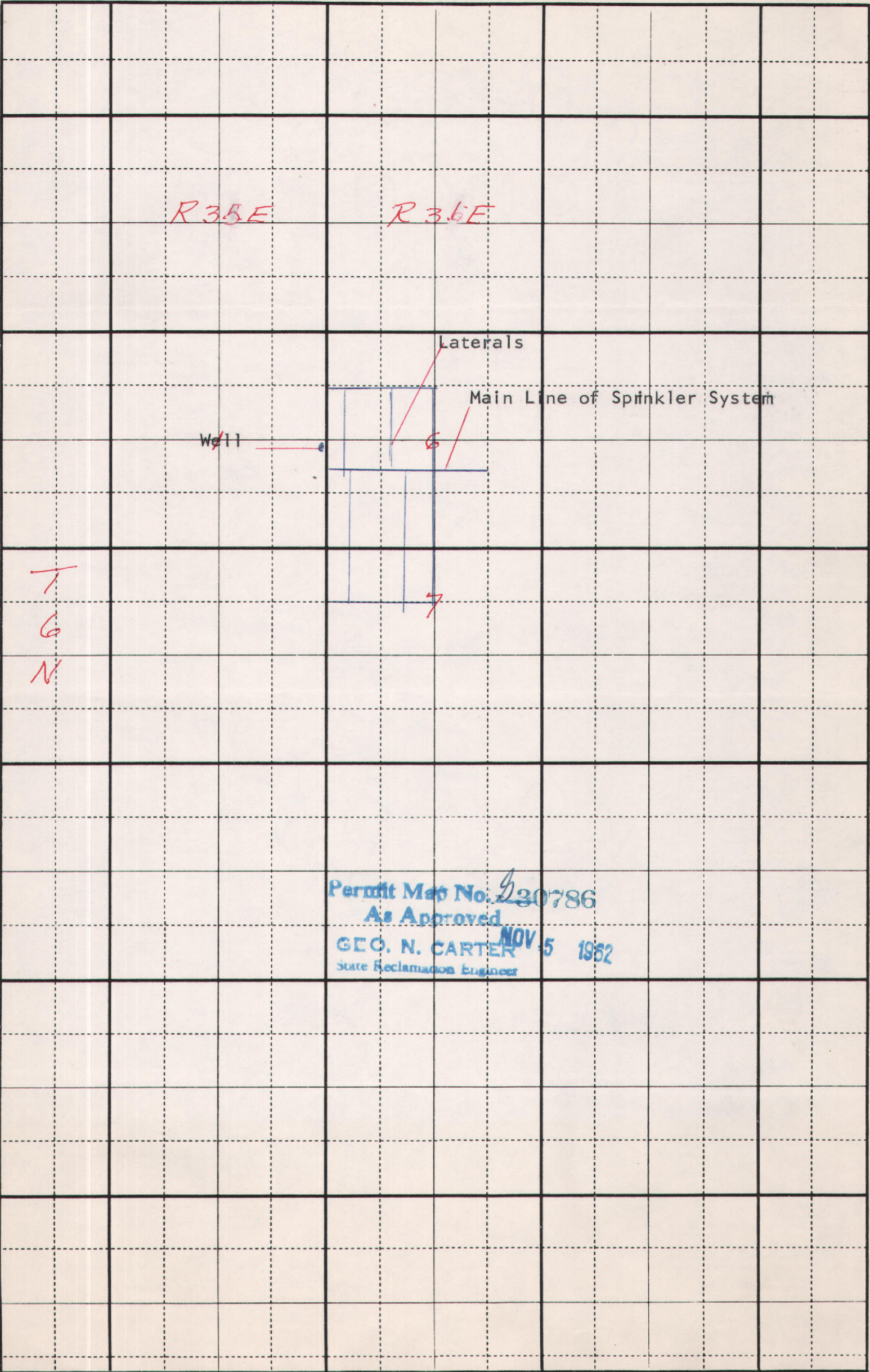
Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:dj

Enc: Legal Notice

30786



NAME OF APPLICANT

Form No. 0

Section 12
T 6 N R 35
E. B. M.

Permit No.
G-32745

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

30786

NAME OF APPLICANT.....

Form No. 0

Sec. 2
T 6 N
R 35 EBM

Sec. 1
T 6 N
R 35 EBM

Permit Nos.	
G-24677, G-29254	
and G-30786	

G-24677 }
G-24254 } 10.8
G-30786 }

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

30786

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 31695

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

APPROVED

Name of applicant Sidney or Jana Ashcraft Phone 662-5465
Post Office address 2104 East 1800 North, Hamer ID. 83425

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Reflect current Irrigation Practices
2. Describe the reason for the proposed changes Correct P/U legal description to reflect current irrigation practices. Abandon ^{one} well used to flood irrigate and replace with two wells to center pivots.

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

1. Right Number 31-02402 Priority 9/13/1963 Amount (cfs/ac-ft) 6.4 cfs Nature of Use Irrigation Period of Use 4/1 to 11/1
2. Total amount of water being transferred 6.4 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion: _____

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SE	1	6N	3SE	Jefferson	
		NE	SE	2	6N	3SE	Jefferson	
		NW	NE	12	6N	3SE	Jefferson	

5. Lands irrigated or place of use:

Twp.	Rge.	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	3SE	1													34	40	40	34	148
		2					2								40			40	82
		12	20	35			35												90

Total acres 320

PART 1

6. General Information:

a. Description of diversion system

Three wells pumps do hand line, 1 full center pivot / 2 half-center pivot

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

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

None

d. Remarks:

P/O in NW 1/4 Sec 12 will replace one well in NE 1/4 Sec 11 (will be abandoned) There are two Rds in the NE 1/4 Sec 11 6N 35E as per the remarks section in the license. 22 Jan 1990, EMD

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

31-2402

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

APPROVED

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

The director retains jurisdiction of this transfer up to five (5) years for the purpose of determining potential injury to existing rights, both junior and senior, in the vicinity of the transferred point of diversion.

Witness my hand this _____ day of _____, 1990

22nd

Chief, Water Alloc. Bureau

MICROFILMED

MAY 29 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 31-02402 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 9/13/1963

5. Water is used for the following purpose:

amount 6.4 cfs for Irrigation purposes from 4/1 to 11/1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 6.4 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SE	1	6N	3SE	Jefferson	

8. Lands irrigated or place of use:

Twp.	Rge.	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	3SE	01									23		40	40	10	34	39	34	220
		2																40	40
		12	20	30			10												60

Total acres 320

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

ON

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

for _____ purposes from _____ to _____

for _____ purposes from _____ to _____

for _____ purposes from _____ to _____

3. Lands irrigated or place of use:

Total acres

for _____ purposes from _____ to _____

for _____ purposes from _____ to _____

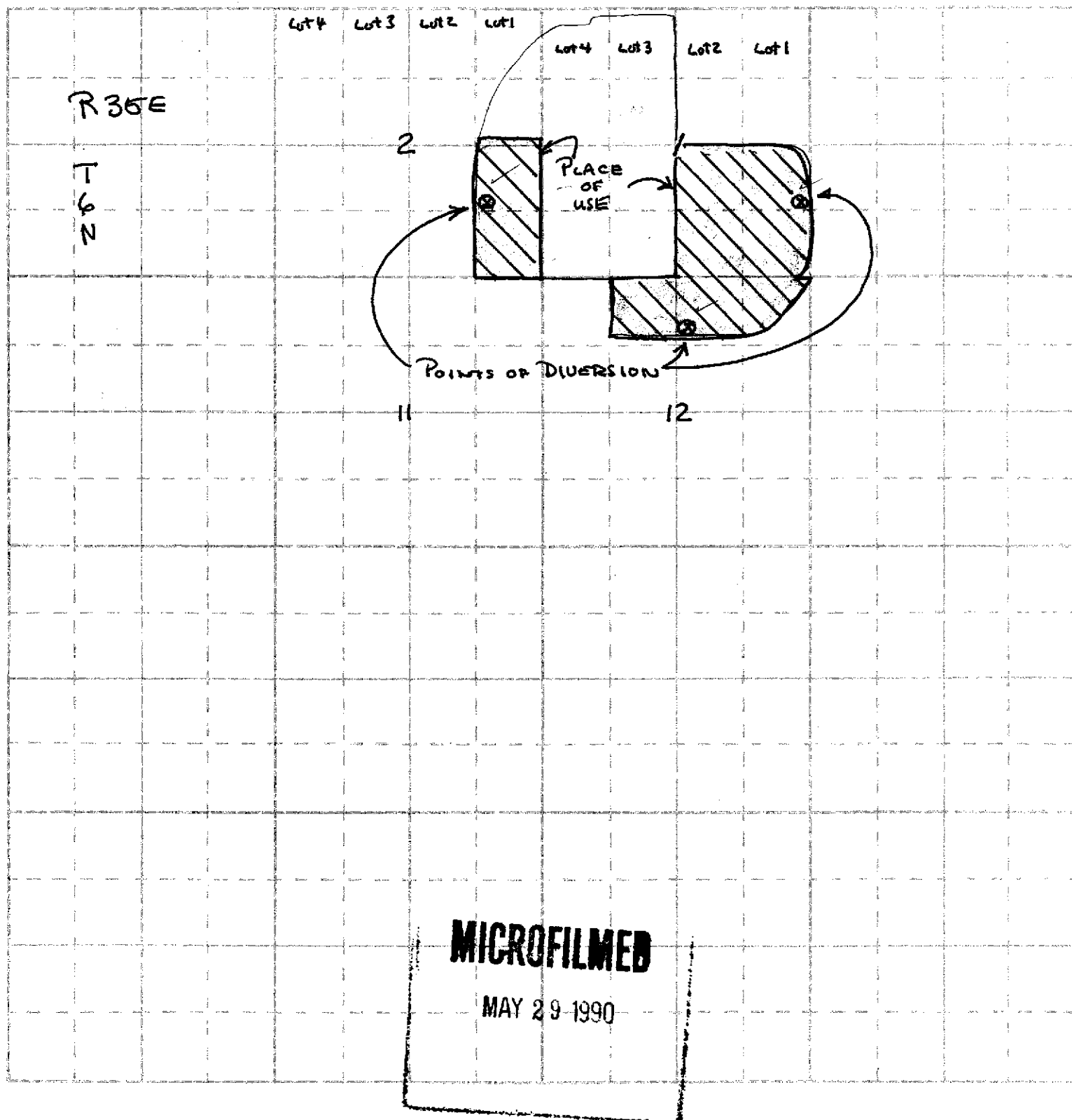
for _____ purposes from _____ to _____

3. Lands irrigated or place of use:

Total acres

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

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



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

B. CHANGES IN NATURE OF USE

1 New Nature of Use

Amount
(cfs/ac-ft)

Hours/days/year

Period of Use

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

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

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

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

Subscribed and sworn to before me this

17th

(Signature of Applicant)

January

19 80

(Notary Public)

Allen Wray

My commission expires

5/29/1991

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by KCU 1-17-1990

Prelim. check by _____

Date _____

Fee 50% # E011763

Date _____

Received by KCU

Date 1-17-1990

Published in Jefferson Star

Pub. dates 2-15, 2-22-90

Watermaster recommendation requested on _____

rec'd. _____

Copy of transfer sent to lien holder _____

RECEIVED

MAY 17 1990

by

for Jim Gary

Recommended for ☒ approval ☐ denial

Date _____

Copies of protest forwarded by _____

Protest filed by _____

THE JEFFERSON STAR
RIGBY, IDAHO

AFFIDAVIT OF
PUBLICATION

STATE OF IDAHO)
County of Jefferson) ss

I, Robert Carlson
of the Jefferson Star, published
weekly at Rigby, Jefferson County,
Idaho, do solemnly swear that the

Not. of Proposed Change
a copy of which notice appears at-
tached hereto, was published in the
regular and entire issue of said
newspaper, and not in any supple-

ment issue thereof for two (2)
consecutive issues, the first publica-

having been made on Feb 14
and the last publication having been

made on Feb 21, 1990.

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

Robert Carlson

On this 22 day of Feb

in the year of 1990, before
me, a Notary Public, personally ap-

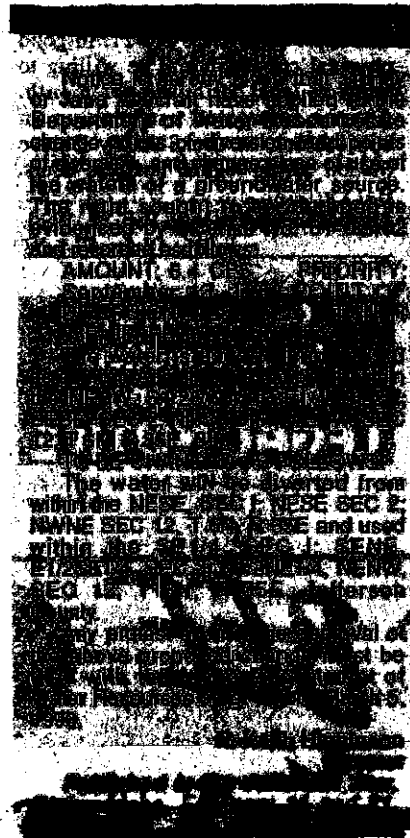
peared Robert Carlson,
known or identified to me to be the
person whose name subscribed to
the within instrument, and being by
me first duly sworn, declared that
the statements therein are true, and
acknowledged to me that he ex-
ecuted the same.

Karl H. H. H.
Notary Public for Idaho
Residing at Libby
My commission expires: 10-23-94

RECEIVED

FEB 26 1990

Department of Water Resources
Eastern District Office



MICROFILMED

MAY 29 1990

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 30786/31-2402 Priority Sept. 13, 1963 Amount 6.40 cfs
(late proof)

THIS IS TO CERTIFY, that Connecticut Mutual Life Insurance Company
of Hartford, Connecticut, has complied with the terms and conditions of Permit
No. 30786/31-2402 issued pursuant to Application for Permit dated November 1, 1962,
and has submitted proof to the Department of Water Administration on September 17, 1968,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 7.80 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 6.40 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 6.40 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NE $\frac{1}{4}$ SE $\frac{1}{4}$ (2 points), Sec. 1, Twp. 6 N, Rge. 35 E, B. M.

in the county of Jefferson; 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 960 acre feet per year or _____
3.0 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6 N	35 E	1									23		40	40	10	34	39	34	220
		2																40	40
		12	20	30			10												60

Total number of acres irrigated 320

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 14 day of

June, 19 72.


Director

31 2402

RECEIVED

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

ASSIGNMENT OF PERMIT

Department of Water Administration

I, J. Thomas Williams, Sr hereby assign to Connecticut Mutual Life Ins. Co.
Name
of Hartford, Connecticut
Address

CHECK ONE

- ☒ All my right, title, and interest, in and to Permit No. 31-2402
to appropriate the public waters of the State of Idaho.
- ☐ The following described portion of my right, title, and interest in and
to Permit No. _____ to appropriate the public waters of the State
of Idaho. (Give that portion of the permit being assigned by describing
the land list and the point of diversion - describe by acreage within
each 40-acre subdivision.)

Made this 9th day of March, 19 72.

J. Thomas Williams Sr
Permit Holder

Thelda M. Williams
Wife of Permit Holder

State of Idaho)
County of Jefferson) ss.

On this 1st day of May, 19 72, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

Oscar K. Jones
Notary Public residing at _____
Rigby, Idaho

My commission expires June 1, 1972

31 2402

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR AMENDMENT

RECEIVED
JUL 26 1968
Department of Reclamation

Permit No. G-30786

Comes now J. Thomas Williams, Hamer, Idaho
and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-30786, and requests that the permit be changed as follows:

1. Place of use or land to be irrigated: NE $\frac{1}{4}$ SW $\frac{1}{4}$ (20 acres), S $\frac{1}{2}$ SW $\frac{1}{4}$ (80 acres), NE $\frac{1}{4}$ SE $\frac{1}{4}$ (6 acres), NW $\frac{1}{4}$ SE $\frac{1}{4}$ (35 acres), SW $\frac{1}{4}$ SE $\frac{1}{4}$ (37 acres), SE $\frac{1}{4}$ SE $\frac{1}{4}$ (32 acres), Sec. 1; SE $\frac{1}{4}$ SE $\frac{1}{4}$ (40 acres), Sec. 2; NE $\frac{1}{4}$ NE $\frac{1}{4}$ (30 acres), NW $\frac{1}{4}$ NE $\frac{1}{4}$ (30 acres), NE $\frac{1}{4}$ NW $\frac{1}{4}$ (10 acres), Sec. 12, T. 6 N, R. 35 E, B.M., totaling 320 acres.
(2 points)

2. Point of diversion/ NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, T. 6 N, R. 35 E, B.M.
Other points of diversion _____

3. Period and nature of use:

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

4. Other: _____

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

Signed at _____ this _____ day of _____, 19 _____

J. Thomas Williams
(signature)

Date of receipt at office of Department of Reclamation July 26, 19 68.

ACTION OF STATE RECLAMATION ENGINEER

I, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho, hereby approve the above application for amendment for Permit G-30786.

Witness my hand this 14th day of August, 19 68.

R. Keith Higginson
State Reclamation Engineer
30786
Form 11

WP.	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	
62	35E	1									20		40	40	6	35	37	32	210
		2																40	40
		12	30	30			10												70

Total number of acres to be irrigated

320

30786

21-2402

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

ASSIGNED TO: Connecticut Mutual Life Ins. Co.

Application No. G-38867
Permit No. G- 30786
District No.

1. Name of Applicant: J. Thomas Williams
Postoffice address: Hamer County: Jefferson State: Idaho
2. Quantity of water claimed: 6.4 cubic feet per second
(a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches 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 SE 1/4 of Section 1
Twp. 6 N. , Rge. 35 E. , B.M., County of Jefferson
5. Water is to be used for: Irrigation purposes
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: Subterranean well, pump, and sprinkler irrigation system
8. Estimated cost of works: \$ 25,000.00
9. (a) Is reservoir to be used? No
(b) Capacity of reservoir: No
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:
II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
(b) 6.4 (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks: The water that application is being made for is to be derived from the well which is the subject of Water License No. G-24677. This well has been improved and an increased flow of water has been made to enable the applicant to water the additional land involved.

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

s/ J. Thomas Williams Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 11:00 A.M. November 1, 1962

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 30786

Recorded in Book 108 Page 30786 Approved November 5, 1962

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

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

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

One-fifth of the work above specified to be completed on or before May 5, 1965

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before November 5, 1967

Witness my hand this 5th day of November, 1962 s/ CARL E. TAPPAN, Assistant STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLYE, Governor of the State of Idaho, and ARNOLD WILLIAMS, 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 5th day of November, 1962

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS Secretary of State.

By s/ ROBERT E. SMYLYE Governor

12.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
6 N	36 E	6							x	x			x	x	x	x			240
6 N	36 E	7					x	x											80
																		TOTAL	320

LICENSE ISSUED FOR 6.40 SEC. FT.
LICENSE PAGE NO.

APPLICATION FOR AMENDMENT

Comes now J. Thomas Williams, Hamer, Idaho, and represents to the State Reclamation Engineer of the State of Idaho, That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-30786 and requests that the permit be changed as follows:

1. Place of use or land to be irrigated: NE $\frac{1}{4}$ SW $\frac{1}{4}$ (20 Acres); S $\frac{1}{2}$ SW $\frac{1}{4}$ (80 Acres); NE $\frac{1}{4}$ SE $\frac{1}{4}$ (6 Acres); NW $\frac{1}{4}$ SE $\frac{1}{4}$ (35 Acres); SW $\frac{1}{4}$ SE $\frac{1}{4}$ (37 Acres); SE $\frac{1}{4}$ SE $\frac{1}{4}$ (32 Acres); Section 1 - SE $\frac{1}{4}$ SE $\frac{1}{4}$ (40 Acres); Section 2 - NE $\frac{1}{4}$ NE $\frac{1}{4}$ (30 Acres); NW $\frac{1}{4}$ NE $\frac{1}{4}$ (30 Acres); NE $\frac{1}{4}$ NW $\frac{1}{4}$ (10 Acres); Section 12 / T 6 N., R 35 E., B.M. Making a total of 320 acres. (2 points) of diversion.
2. Points of diversion: (2) *points* NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 1, T 6 N., R 35 E., B.M.

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

Signed at _____ this ____ day of _____, 1968.

/s/ J. THOMAS WILLIAMS,

Date of receipt at office of Department of Reclamation: July 26, 1968

ACTION OF STATE RECLAMATION ENGINEER

I, R. Keith Higginson, State Reclamation Engineer of the State of Idaho, hereby approve the above application for amendment for Permit G-30786.

Witness my hand this 14th day of August, 1968.

/s/ R. KEITH HIGGINSON
State Reclamation Engineer

RECEIVED

FEB 6 1930

Affidavit of Publication

THE RIGBY STAR

Department of Reclamation

STATE OF IDAHO
County of Jefferson

ss.

I, Hope B. Jones, do solemnly swear that I am the printer of THE RIGBY STAR, a weekly newspaper as defined by Idaho Codes annotated section 58-106 as amended, and that said newspaper is a weekly newspaper, printed and published at Rigby, Jefferson County, Idaho, having a general circulation in said county, and that said newspaper has been printed and published as a weekly newspaper, in said county for more than 78 consecutive weeks prior to the first publication of the attached notice.

And affiant further says that said attached notice, advertisement or publication as per clipping attached, was published in said newspaper in the regular and entire issue thereof, and not in any supplement issue thereof, for

cur Consecutive issues thereof; first publication having been made on the 22nd day of August, 1968

and the last publication on the 12th day of September, 1968

And affiant further says that at the times herein mentioned said newspaper was made up of at least four pages of at least five columns each, printed from type matter of at least seventeen and three-fourths inches depth; and that there are a least two hundred bona fide subscribers in Jefferson County.

Hope B Jones

Subscribed in my presence and sworn to before me this 4th

day of February, 1969
(SEAL)

[Signature]

Notary Public for the State of Idaho,
Residence and P. O. Address, Rigby, Idaho.

My commission expires 8-31, 1970

Publication Fee: \$20.21

30780

State of Idaho
Department of Water Resources

DRILLING PERMIT

RECEIVED
JUN 5 1990

Department of Water Resources

Applicant Sidney Ashcraft
Mailing Address 2104 E. 1800 N. Hamer, ID
Telephone 662-5465☒ Well Owner () Well Operator () Other, specify _____Proposed well location NW 1/4 NE 1/4, or Gov't lot No. _____,Sec. 12, Twp. 6N, Rge. 3SE, County J-Person,

Street Address of Well Site _____,

Lot, block and subdivision _____

Proposed use of well:

() Single family or stockwater use (less than 13,000 gallons per day)

☒ Irrigation (more than 1/2 acre)() Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____

() Other (describe fully) _____

Well construction information:

A. ☒ New well () Deepen () Replace - See Condition 9.B. Proposed surface diameter 20" Maximum depth 150'

C. Anticipated bottom hole temperature:

☒ 85°F or less (Cold water well)

() 85°F to 212°F (Low temp. geothermal well)

() 212°F or more (Geothermal well)

Construction Start Date 3-15-90Anticipated Well Driller Hawley Bros Gary Vollmer *

NOTE: The actual well driller must be identified prior to drilling.

Applicant's signature Sid Ashcraft Date 3-13-90Title Owner
(Owner, Firm Representative, Other)

a is \$10 for single family domestic. Other uses may be up to \$100

as per tele con. with Sid Ashcraft 5-30-90

ACTION OF DEPARTMENT OF WATER RESOURCES

This Permit is Approved Date 3-13-90

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

GENERAL CONDITIONS:

- 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.
- This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
- 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.
- Approval of this drilling permit does not authorize trespass on the land of another party.
- This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
- This drilling permit does not represent a right to divert and use the water of the State of Idaho.
- If a bottom hole temperature of 85°F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
- If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

William For Ron Carlson
Signature of Authorized Department Representative

Regional Mgr.
Title

Receipt No. E012334 Received by HLJ Fee 100.00 Date 3-13-90

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

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

ADDENDUM TO DRILLING PERMIT: 31-96-12-002

1. APPLICATIONS, AS NECESSARY, ARE ON FILE SEEKING AUTHORIZATION TO USE THE WELL FOR THE PURPOSE FOR WHICH IT IS BEING DRILLED.
2. THERE ARE NO APPARENT REASONS THAT THE PENDING APPLICATIONS WILL NOT BE APPROVED AUTHORIZING USE OF THE WELL.
3. THE APPLICANT HAS REQUESTED BY LETTER THROUGH HIS AGENT THAT EXPIDITED APPROVAL IS NEEDED FOR IMMEDIATE CONSTRUCTION.
4. THE DRILLING PERMIT IS CONDITIONED TO SHOW THAT THERE IS NO AUTHORIZATION FOR DIVERSION AND USE OF WATER UNTIL THE WATER RIGHT APPLICATION IS APPROVED.
5. THE APPLICANT BY ACCEPTING THIS DRILLING PERMIT AND COMMENCES CONSTRUCTION ACKNOWLEDGES THAT HE ACCEPTS ALL RISK THAT THE WELL MAY NOT BE APPROVED FOR USE.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

May 23, 1990

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

RE: Transfer of Water Right No. 31-2402

Sidney or Jana Ashcraft
2104 E. 1800 N.
Hamer, ID 83425

Dear Mr. and Mrs. Ashcraft:

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 3695). Be sure to note any conditions of approval as listed on the second page.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

MAY 29 1990

Drilling Permit No. 31-90-E-002Water Right Permit No. Tr. 52402 - Pending

Injection Permit No. _____

State of Idaho
Department of Water Resources

D R I L L I N G P E R M I T

Applicant Sidney AshcraftMailing Address 2104 E. 1800 N. Hamer, IDTelephone 662-5465☒ Well Owner ☐ Well Operator ☐ Other, specify _____3. Proposed well location NW 1/4 NE 1/4, or Gov't lot No. _____,Sec. 12, Twp. 6N, Rge. 3SE, County Jefferson,

Street Address of Well Site _____,

Lot, block and subdivision _____

4. Proposed use of well:

☐ Single family or stockwater use (less than 13,000 gallons per day)☒ Irrigation (more than 1/2 acre)☐ Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____☐ Other (describe fully) _____

5. Well construction information:

A. ☒ New well ☐ Deepen ☐ Replace - See Condition 9.B. Proposed surface diameter 20" Maximum depth 150'

C. Anticipated bottom hole temperature:

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

6. Construction Start Date 3-15-907. Anticipated Well Driller Hawley Bros
NOTE: The actual well driller must be identified prior to drilling.8. Applicant's signature Sid Ashcraft Date 3-13-90Title Owner

(Owner, Firm Representative, Other)

RECORDED
MAY 29 1990

ACTION DEPARTMENT OF WATER RESOURCES

This Permit is Approved Date 3-13-90

If approved, this permit authorizes the construction 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 the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. 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°F 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:

MICROFILMED

MAY 29 1990

W. James For Ron Carlson
Signature of Authorized Department Representative

Regional Mgr.
Title

Receipt No. E012334 Received by HLJ Fee \$100.00 Date 3-13-90

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

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

ADDENDUM TO DRILLING PERMIT: 31-90-13-002

1. APPLICATIONS, AS NECESSARY, ARE ON FILE SEEKING AUTHORIZATION TO USE THE WELL FOR THE PURPOSE FOR WHICH IT IS BEING DRILLED
2. THERE ARE NO APPARENT REASONS THAT THE PENDING APPLICATIONS WILL NOT BE APPROVED AUTHORIZING USE OF THE WELL.
3. THE APPLICANT HAS REQUESTED BY LETTER THROUGH HIS AGENT THAT EXPIDITED APPROVAL IS NEEDED FOR IMMEDIATE CONSTRUCTION.
4. THE DRILLING PERMIT IS CONDITIONED TO SHOW THAT THERE IS NO AUTHORIZATION FOR DIVERSION AND USE OF WATER UNTIL THE WATER RIGHT APPLICATION IS APPROVED.
5. THE APPLICANT BY ACCEPTING THIS DRILLING PERMIT AND COMMENCES CONSTRUCTION ACKNOWLEDGES THAT HE ACCEPTS ALL RISK THAT THE WELL MAY NOT BE APPROVED FOR USE.

RECEIVED
MAY 29 1990

9/89

Drilling Permit No. 31-90-13-003Water Right Permit Dr 31-02402 Pending

Injection Permit No. _____

State of Idaho
Department of Water Resources

DRILLING PERMIT

1. Applicant Sidney Ashcraft
2. Mailing Address 2104 E. 1800 N. Hamar, ID
Telephone 662-5465
- (☒) Well Owner () Well Operator () Other, specify _____
3. Proposed well location N 1/4 SE 1/4, or Gov't lot No. _____,
Sec. 2, Twp. 6N, Rge. 3SE, County Jefferson,
Street Address of Well Site _____,
Lot, block and subdivision _____
4. Proposed use of well:
() Single family or stockwater use (less than 13,000 gallons per day)
(☒) Irrigation (more than 1/2 acre)
() Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____
() Other (describe fully) _____
5. Well construction information:
A. (☒) New well () Deepen () Replace - See Condition 9.
B. Proposed surface diameter 20" Maximum depth 150'
C. Anticipated bottom hole temperature:
(☒) 85°F or less (Cold water well)
() 85°F to 212°F (Low temp. geothermal well)
() 212°F or more (Geothermal well)
6. Construction Start Date 3-15-90
7. Anticipated Well Driller Hawley Bros.
NOTE: The actual well driller must be identified prior to drilling.
8. Applicant's signature Sid Ashcraft Date 3-13-90
Title Owner
(Owner, Firm Representative, Other)

RECORDED & INDEXED

MAY 29 1990

ACTING DEPARTMENT OF WATER RESOURCES

This Permit is Approved.

Date 3-13-90

If approved, this permit authorizes the construction 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 the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. 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°F 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:

MAY 29 1990

W. C. Lewis For Ron Carlson
Signature of Authorized Department Representative

Regional Mgr.
Title

Receipt No. E012334 Received by HLJ Fee 100% Date 3-13-90

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

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

ADDENDUM TO DRILLING PERMIT: 31-90-E-003

1. APPLICATIONS, AS NECESSARY, ARE ON FILE SEEKING AUTHORIZATION TO USE THE WELL FOR THE PURPOSE FOR WHICH IT IS BEING DRILLED
2. THERE ARE NO APPARENT REASONS THAT THE PENDING APPLICATIONS WILL NOT BE APPROVED AUTHORIZING USE OF THE WELL.
3. THE APPLICANT HAS REQUESTED BY LETTER THROUGH HIS AGENT THAT EXPIDITED APPROVAL IS NEEDED FOR IMMEDIATE CONSTRUCTION.
4. THE DRILLING PERMIT IS CONDITIONED TO SHOW THAT THERE IS NO AUTHORIZATION FOR DIVERSION AND USE OF WATER UNTIL THE WATER RIGHT APPLICATION IS APPROVED.
5. THE APPLICANT BY ACCEPTING THIS DRILLING PERMIT AND COMMENCES CONSTRUCTION ACKNOWLEDGES THAT HE ACCEPTS ALL RISK THAT THE WELL MAY NOT BE APPROVED FOR USE.

MICROFILMED

MAY 29 1990

MEMORANDUM

TO: FILES 31-2454 AND 31-2331

FROM: JIM JOHNSON

RE: TRANSFERS NO. 3655 AND NO. 3695

DATE: May 16, 1990

=====

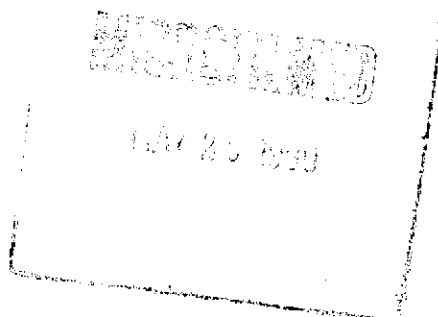
This transfer did more than add points of diversion to the above listed water rights. The transfer application also removes the overlapping portions of the two rights, listing only the place of use and the rate of diversion for the on the non overlapping parts. The transfer is somewhat difficult to review but I believe that the transfer is correct as prepared.

Right 31-2331 for irrigation of 300 acres is not reduced, however, The rate of 5.4 cfs originally listed on the license is reduced to 4.67 cfs. Right 31-2454A was reduced from 507 acres to 47 acres. The rate for right 31-2454A is now 0.73 cfs rather than 3.40 cfs.

The condition R17 listed on Tim's memo is not necessary since the total of the two rights are not greater than 5.4 cfs.

TRANSFER NO. 3695

The right identified under this transfer is owned by the same party identified under Transfer No. 3655 and both transfers should be reviewed together to get a proper perspective on how all of the identified rights fit together.



MEMORANDUM

TO: FILE

FROM: TIM LUKE

DATE: May 15, 1990

RE: TRANSFER APPLICATION NO. 3695/LICENSE NO. 31-2402

OK Jim

=====

This transfer seeks to change place of use, point of diversion and add diversion points under license no. 31-2402. Review of this transfer may also require review of transfer no. 3655, which changed the place of use under two other rights and thus altered the overlaps between all three rights. According to the applicants, both transfers have been filed to correct and update place of use and points of diversion descriptions. There appears to be no expansion of use under either transfer, since no new lands are described by any of the rights after the requested changes.

I recommend approval of this transfer subject to following conditions:

<<T02>> The director retains jurisdiction of this transfer up to five (5) years for the purpose of determining potential injury to existing rights, both junior and senior, in the vicinity of the transferred point of diversion.

MICROFILMED

MAY 29 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: HWJ

1. Right number 31-02402 Applicant Ashcraft
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☐ Other _____
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☐ Period of use
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☒ All of right.
 - b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use.
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ☒ Check proof of ownership of right &/or land from which water is transferred.
 - h. ☒ Check for expansion in use of right. Comments _____
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) _____
 - j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No
If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

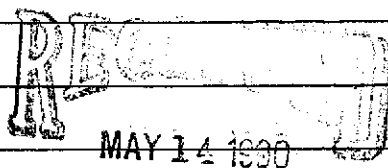
1. Watermaster recommendation requested on N.A. Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

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

Copy to U.S. Dept. Interior
Portland, Oregon
Fish & Wildlife Service 2-12-90

N.O.P.
3-5-90



4. By RDC Date 5/4/90 Department of Water Resources

Copy
Roberta

12-Feb-1990

Barbara Scott-Brier
U.S. Department of The Interior
500 N.E. Multnomah St., Suite 607
Portland, OR 97232

RE: Applications for Transfer No.'s 31-0371/31-0331,
31-02331/31-02454A, & 31-02402

Dear Sir:

This office is currently in the process of publishing notice that the above applications for transfer were filed with the Department of Water Resources. Since the application may be of interest to you, a copy is enclosed for your examination. Comments concerning the applications should be addressed to the applicant with a copy forwarded to this office. Protests objecting to granting a permit should be directed to this Department and received as soon as possible. Action will be taken by this office shortly, provided there are no protests lodged against the applications.

Respectfully submitted,

Harold W. Jones
Water Rights Supervisor

HWJ/rb
Enclosure

MICROFILMED

MAY 29 1990

08-Feb-1990

SIDNEY OR JANA ASHCRAFT
2104 E. 1800 N.
HAMER, ID 83425

RE: Transfer Application No.'s 31-02331, 31-02454A
31-02402

Dear Water Right Applicant:

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

This office is currently in the process of advertising the applications in the Jefferson Star. The advertisements will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before final action is taken. If the protest is not resolved by the involved parties this Department will conduct a conference and/or hearing on the matter.

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

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

Sincerely,

Harold W. Jones
Water Rights Supervisor

HWJ/rb

MICROFILMED

MAY 29 1990

NOTICE OF PROPOSED WATER RIGHT CHANGE

NO. 31-02402

Notice is hereby given that Sidney or Jana Ashcraft have applied to the Department of Water Resources to change points of diversion, add points of diversion, and change place of use of the waters of a groundwater source. The right sought to be changed is evidenced by License No. 31-02402 and recorded as follows:

AMOUNT: 6.4 CFS PRIORITY: September 13, 1963

POINT OF DIVERSION: NESE, SEC 1, T 6N, R 35E, JEFFERSON COUNTY

The water is used to irrigate 320 acres from April 1 to November 1 within the NESW, S1/2SW1/4, SE1/4, SEC 1; SESE, SEC 2; N1/2NE1/4, NENW, SEC 12, T 6N, R 35E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be diverted from within the NESE, SEC 1; NESE SEC 2; NWNE SEC 12, T 6N, R 35E and used within the SE1/4, SEC 1; SENE, E1/2SE1/4, SEC 2; N1/2NE1/4, NENW, SEC 12, T 6N, R 35E, Jefferson County.

Any protest against the approval of the above proposed change must be filed with the Idaho Department of Water Resources on or before March 5, 1990.

R. Keith Higginson

Director

Published in the Jefferson Star on February 15 & 22, 1990.

MICROFILMED

MAY 29 1990

**NOTICE OF PROPOSED WATER
RIGHT CHANGE
NO. 31-02402**

Notice is hereby given that Sidney or Jana Ashcraft have applied to the Department of Water Resources to change points of diversion, add points of diversion, and change place of use of the waters of a groundwater source. The right sought to be changed is evidenced by License No. 31-02402 and recorded as follows:

AMOUNT: 6.4 CFS PRIORITY:
September 13, 1963 POINT OF
DIVERSION: NESE, SEC 1, T 6N, R
35E, JEFFERSON COUNTY

The water is used to irrigate 320 acres from April 1 to November 1 within the NESW, S1/2SW1/4, SE1/4, SEC 1; SESE, SEC 2; N1/2NE1/4, NENW, SEC 12, T 6N, R 35E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be diverted from within the NESE, SEC 1; NESE SEC 2; NWNE SEC 12, T 6N, R 35E and used within the SE1/4, SEC 1; SENE, E1/2SE1/4, SEC 2; N1/2NE1/4, NENW, SEC 12, T 6N, R 35E, Jefferson County.

Any protest against the approval of the above proposed change must be filed with the Idaho Department of Water Resources on or before March 5, 1990.

R. Keith Higginson
Director

*Published in the Jefferson Star,
Rigby, Idaho, February 14 and 21,
1990.*

REPRODUCED

MAY 29 1990

31-02402 / Tr.

CONSOLIDATED TAX NOTICE AND RECEIPT

JEFFERSON COUNTY TAX COLLECTOR 1989

MARGARET E. TREASURE, COURTHOUSE

RIGBY, IDAHO 83442 REAL PROPERTY

MARKET VALUE TAX CODE AREA PARCEL NUMBER BILL NUMBER
122570 29-00 RP06N35E012420A 6865

S1/2; NW1/4 S & E OF HOLLEY
CANAL LESS TAX 1,2,4, SEC 1,
TWP 6 NORTH RGE 35 EBM

TAXING DISTRICT	RATE	AMOUNT	RECEIPT
STATE			FULL PAYMENT
COUNTY	.003934	482.20	TAX 1,516.12
SCHOOL DIST 253	.006469	792.92	FEEL
ROAD/BRIDGE	.000569	69.74	SUB TOT
WEST JEFF CEMT	.000092	11.28	RT
W JEFF FIRE DIS	.000525	64.36	TOT
LIBRARY DIST	.000309	37.88	1ST INSTALLMENT
FLOOD # 5	.000332	40.70	TAX 758.06
W. JEFF AMB	.000139	17.04	FEEL
SPEC. HIGHWAY			SUB TOT

472.050 ASHCRAFT, SIDNEY G. & JANA L.
101 ACRES 2104 E 1800 N
DELINQUENT CERT. HAMER, IDAHO 83425

YOUR CANCELLED CHECK IS YOUR RECEIPT
PLEASE READ BACK OF NOTICE

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH YOUR PAYMENT
REAL PROPERTY 1989 RP06N35E012420A
ASHCRAFT, SIDNEY G. & JANA L.
2104 E 1800 N 6865

SPECIAL CODE	TAX	CODE	AREA	TAX	2ND INSTALLMENT
			758.06		758.06
					29-00
					2nd
					1J
					TOT

PERSONAL CHECKS SUBJECT TO BANK CLEARANCE
MAKE CHECKS PAYABLE TO

MARGARET E. TREASURE
JEFFERSON COUNTY TREASURER
COURTHOUSE
RIGBY, IDAHO 83442

DELINQUENT IF NOT PAID ON OR BEFORE JUNE 20, 1990
DATE PAID CHECK #
PAID BY CASH

MAY 13 1990

CONSOLIDATED TAX NOTICE AND RECEIPT

1999

JEFFERSON COUNTY TAX COLLECTOR
MARGARET E. TREASURE, COURTHOUSE

RIGBY, IDAHO 83442 REAL PROPERTY
MARKET VALUE TAX CODE AREA PRICEL NUMBER BILL NUMBER

31881 29-00 RP06N35E021801A 6871

SE1/4NE1/4; LESS PORTION
LYING NORTH & WEST OF HOLLEY
CANAL; E2SE4; LESS TAX 1 SEC 2
TWP 6 NORTH RGE 35 EBM

L 31881

106.420 ASHCRAFT, SIDNEY G. & JANA L.
2104 E 1800 N
HAMER, IDAHO 83425

TOL ACRES
DELINQUENT CERT

TAXING DISTRICT

RATE

AMOUNT

RECEIPT

STATE

COUNTY

SCHOOL DIST 253

ROAD/BRIDGE

WEST JEFF CENT

W JEFF FIRE DIS

LIBRARY DIST

FLOOD # 5

W. JEFF AMB

SPEC. HIGHWAY

.003934

.006469

.000569

.000092

.000525

.000309

.000332

.000139

125.42

206.24

18.14

2.94

16.74

9.86

10.58

4.44

TAX 394.36

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TOTAL

.012369

394.36

YOUR CANCELLED CHECK IS YOUR RECEIPT
PLEASE READ BACK OF NOTICE

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH YOUR PAYMENT

REAL PROPERTY 1989 RP06N35E021801A
ASHCRAFT, SIDNEY G. & JANA L.
2104 E 1800 N 6871

SPECIAL CODE	TAX	CODE	AREA	TAX	2ND INSTALLMENT
			197.18		29-00
				PEN.	197.18
				SUB TOT	2nd
				INT.	1st
				TOT.	

PERSONAL CHECKS SUBJECT TO BANK CLEARANCE
MAKE CHECKS PAYABLE TO

MARGARET E. TREASURE
JEFFERSON COUNTY TREASURER
COURTHOUSE
RIGBY, IDAHO 83442

DELINQUENT IF NOT PAID ON OR BEFORE JUNE 20, 1990

DATE PAID
PAID BY

CHECK #
CASH

MICROFILMED

MAY 29 1990

CONSOLIDATED TAX NOTICE AND RECEIPT

JEFFERSON COUNTY TAX COLLECTOR 1989

MARGARET E. TREASURE, COURTHOUSE

RIGBY, IDAHO 83442 REAL PROPERTY

MARKET VALUE TAX CODE AREA PARCEL NUMBER BILL NUMBER

26228 28-00 RP06N35E120001A 6926

TAX 1 SEC 12,
TWP 6 NORTH RGE 35 EBM

L 26228

84.000 ASHCRAFT, SIDNEY G. & JANA L.
101 ACRES 2104 E 1800 N
DELINQUENT CERT. HAMER, IDAHO 83425

YOUR CANCELLED CHECK IS YOUR RECEIPT
PLEASE READ BACK OF NOTICE

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH YOUR PAYMENT

REAL PROPERTY 1989 RP06N35E120001A
ASHCRAFT, SIDNEY G. & JANA L.
2104 E 1800 N 6926

SPECIAL CODE	TAX	CODE	AREA	TAX	2ND INSTALLMENT
				157.87	28-00
				157.87	2nd
					1J
					TOT.

PERSONAL CHECKS SUBJECT TO BANK CLEARANCE
MAKE CHECKS PAYABLE TO

MARGARET E. TREASURE
JEFFERSON COUNTY TREASURER
COURTHOUSE

RIGBY, IDAHO 83442

DELINQUENT IF NOT PAID ON OR BEFORE JUNE 20, 1990

DATE PAID
PAID BY
CHECK #
CASH

TAXING DISTRICT	DATE	AMOUNT	RECEIPT
STATE			FULL PAYMENT
COUNTY	003934	103.18	
SCHOOL DIST 253	006469	169.68	
ROAD/BRIDGE	000569	14.92	
WEST JEFF CEMT	000092	2.42	
W JEFF FIRE DIS	000525	13.78	
LIBRARY DIST	000309	8.10	
W. JEFF AMB	000139	3.66	
SPEC. HIGHWAY			
TOTAL	012037	315.74	

TAX	315.74
PEN	
SUR TOT	
TOT	
1ST INSTALLMENT	
TAX	157.87
TOT	
2ND INSTALLMENT	
TAX	157.87
TOT	

MICROFILMED
MAY 29 1990

West One Bank, Idaho, N.A.
Post Office Box 125
Rexburg, Idaho 83440
208 356-3641

RECEIVED

January 22, 1990

WEST ONE
BANK

JAN 24 1990

Department of Water Resources
Eastern District Office

Department of Water Resources
150 Shoup Avenue
Idaho Falls, Idaho 83401

ATTN: Keith Wilson

RE: Sidney Ashcraft

Dear Mr. Wilson:

Our customer, Sidney Ashcraft, has discussed with West One Bank, Rexburg, a transfer of water to other irrigation uses on the property with the legal description attached.

Mr. Ashcraft is desirous of abandoning this well and drilling two new wells and putting pivot systems on the property. We agree with his plan and ask that you provide whatever assistance to help our borrower accomplish this goal.

Sincerely,

David L. Pincock

David L. Pincock
Assistant Manager

DLP/ke

STATE OF IDAHO)
) ss
COUNTY OF MADISON)

Subscribed and sworn to before me this 22nd day of January, 1990.

John C. Ray
Notary Public, Residing at Rexburg, Idaho

My Commission Expires:

12-26-92

MAY 29 1990

Now Doing Business as
West One Bank, Idaho, N.A.

First American Title Co.
P.O. Box 405
Rigby, Idaho 83442

WEST ONE
BANK

INCIAL GROUP

REAL ESTATE MORTGAGE

THIS MORTGAGE, made by Sidney G. and Jana L. Ashcraft, husband and wife

of Hamer County of Jefferson State of Idaho
as mortgagor, and West One Bank, Idaho, N.A. as mortgagee.

WITNESSETH: That said mortgagor, in order to secure the payment to the mortgagee of the sum of *** Three

Hundred Thousand and xx/100 * * * * * Dollars
and interest and all other sums as provided herein, and the performance of all covenants herein contained, does hereby grant,
bargain, sell and convey unto the said mortgagee, its successors and assigns forever, the following described real estate

situated in Hamer County of Jefferson State of Idaho
to-wit:

Township 6 North, Range 35 East of the Boise Meridian, Jefferson County, Idaho

Section 1: Lots 3 and 4
S 1/2 NW 1/4
S 1/2

EXCEPTING THEREFROM: Beginning at the NW Corner of the NW 1/4 of said Section, Township and Range and running thence East 740 feet, more or less to the West Bank of the Holley Canal; thence in a Southwesterly direction along the Bank of said Canal 930 feet, more or less to a point of intersection with the West line of said NW 1/4 of said Section 1; thence North 600 feet, more or less to the point of beginning, being all that portion of the NW 1/4 of said Section, lying NW of the Holley Canal.
ALSO EXCEPTING THEREFROM: Beginning at a point lying on the North line of Section 1, said point lies S89°59'55"W 30.00 feet from the North 1/4 Corner of said Section 1, and is also the true point of beginning; thence parallel to and 30.00 feet from the East line of said NW 1/4 of Section 1; South 187.93 feet to a point; thence S87°46'21"W 309.79 feet to a point; thence N52°25'27"W 91.67 feet to a point; thence S88°10'30"W 627.00 feet to a point; thence S82°46'01"W 485.00 feet to a point; thence S68°53'30"W 183.78 feet to a point; thence S85°09'15"W 593.30 feet to the centerline of the Holley Canal; thence Northeasterly along centerline of said canal 535 feet, more or less to the North line of said Section 1; thence along the North line of said Section 1, N89°48'05"E 1488.68 feet to the standard 1/4 of Section 36, Township 7 North, range 35 East; thence continuing along said North line of Section 1, N89°59'55"E 346.75 feet to the true point of beginning.

ALSO EXCEPTING THEREFROM: A perpetual 30 foot wide private roadway easement, the center line of which said Easement commences 15 feet West of the South 1/4 Corner of said Section 1 and running thence North 1 mile to a point 15 feet West of the North 1/4 Corner of Section 1.

MICROFILMED

MAY 29 1990

(See Attachment)

Microfilm No. 14/Day April 1990
At 9 35 O'Clock AM

TAMRA K. SMITH

Jefferson Co. Recorder

Fee \$ 18.00

Recorded at Request of Just Cause

TOGETHER WITH all the improvements, privileges and appurtenances thereunto belonging and the rents and profits thereof, and all rights of homestead exemption, and all ditch and water rights of every nature, now owned by said mortgagor or belonging to or with, leading to, connected with, or usually had and enjoyed by said mortgagor on said premises or any part or parts thereof, together with any and all fixtures upon said premises at the time of this mortgage, or at any time during the term thereof, including but not limited to all apparatus and fixtures for watering, lighting and heating said premises.

The mortgagor shall be entitled to the rents, issues, and profits of the real property hereby mortgaged hereunder. Immediately following a default the mortgagee shall be entitled to the rents, issues, and profits of the real property, and the same are hereby assigned to the mortgagee from and after the date of default.

WESTONE(12-83)

June 19, 1972

Re: Permit No. 30786/31-2402

**Connecticut Mutual Life Insurance Company
Hartford,
Connecticut**

Gentlemen:

Enclosed herewith is the Water License issued on the above referenced permit.

Sincerely,

**BOBBY D. FLEENOR
Assistant Director**

**BDF:DR
Enc: License**

**cc: J. Thomas Williams
Hamer, Idaho
Enc: Copy of license
Receipt #9341 for \$27.00
covering licensing fee**

bc: Eastern District Office

LAW OFFICES
YOUNG & GEORGE
RIGBY, IDAHO 83442
115 North Clark

Grant L. Young
H. Reynold George

RECEIVED
JUN 13 1972
Department of Water Administration

June 12, 1972

State of Idaho
Department of Water Administration
Statehouse - Annex 2
Boise, ID 83707

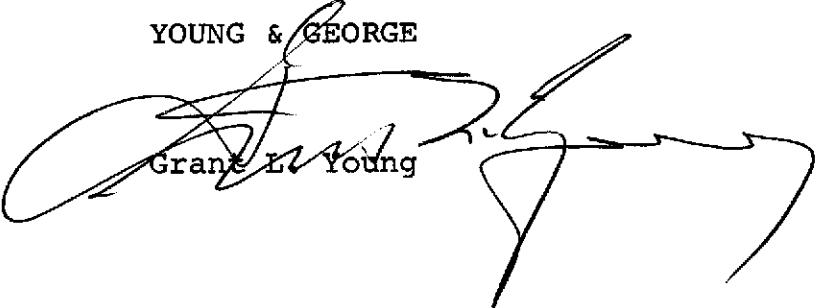
Dear Sir:

Pursuant to the instructions of the enclosed letter, please find Mr. Williams' check in the sum of \$27.00 to cover cost of issuance of water license.

With reference to the last paragraph of this letter, there are other licenses and permits covering use of irrigation water on adjoining land.

Yours very truly,

YOUNG & GEORGE


Grant L. Young

GLY/bj

Enclosures

EXAMINATION REPORT

(24677)

31

31-2331

Permit No. G-30786/31-2402
 Name of Applicant J. Thomas Williams, Hamer, Idaho
 Source of Water Ground water
 a tributary of _____
 Location of P.D. NE $\frac{1}{4}$ SE $\frac{1}{4}$, sec. 1, T. 6 N, R. 35 E, B.M. Jefferson Co.

Water is used for irrigation

Quantity of water claimed: Permit 6.4 Depositions 6.4

Type of measuring device installed or method of measurement and general description of diversion works No measuring device required - none installed well, pump, gravity flow irrigation

Well - 148 feet x 24 inches

H - 79 feet

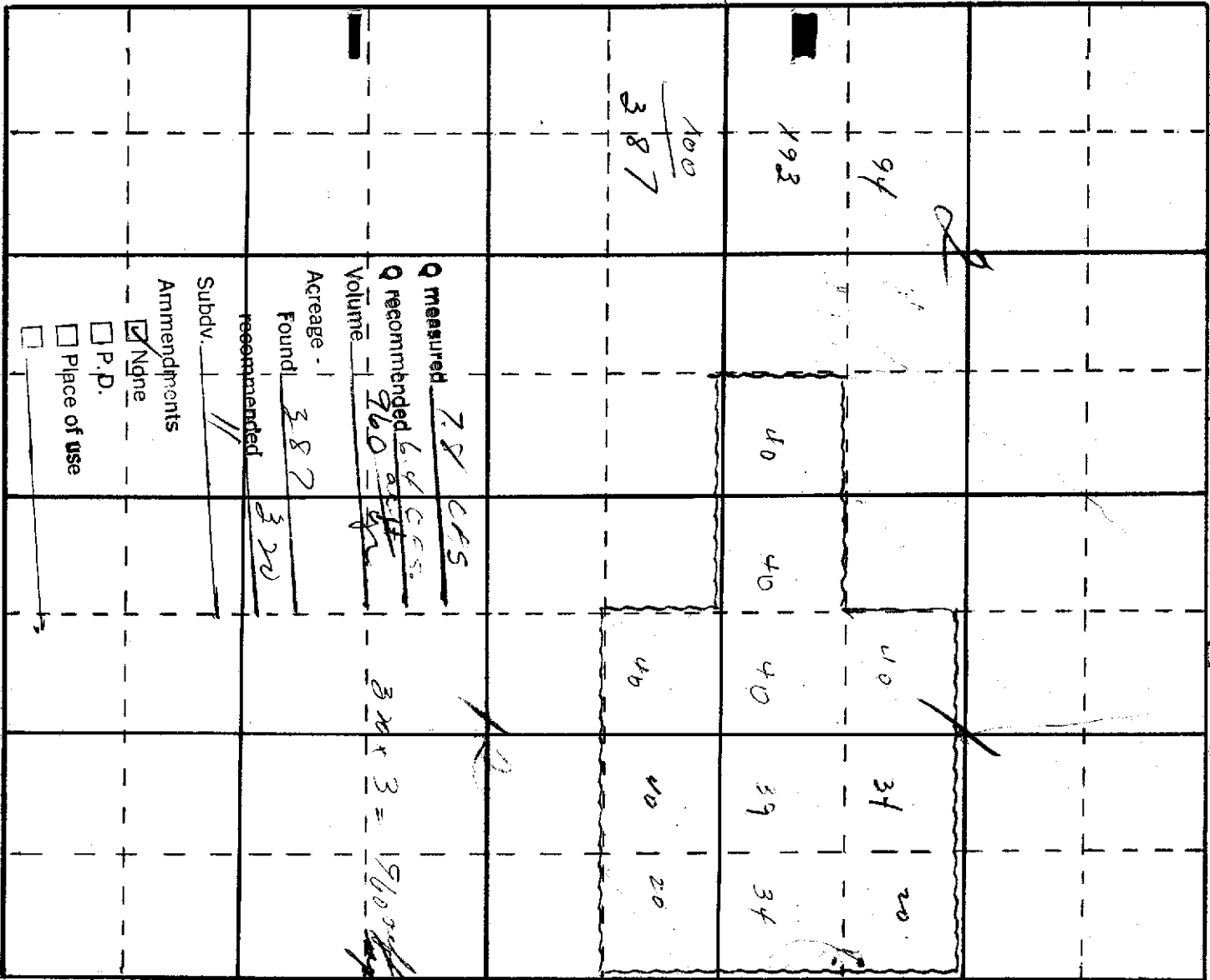
Discharge - 435 inches

Land to be irrigated or place of use: _____ Description _____
 TWP. RGE. SEC.

6 N	35 E	1	NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$
		2	SE $\frac{1}{4}$ SE $\frac{1}{4}$
		12	N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$

Filed - November 1, 1962
 Due - November 5, 1967
 Made - January 7, 1969
 Priority to January 3, 1964

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and acreage covered by subdivision; also show land covered on the map.)
 none



Source of supply Groundwater
a tributary of _____
Location of P.D.(s) NESE sec 1 6N 35E

Water is used for irrigation
Quantity of water found _____

How was the measurement made? co-ordinate method.

Measurement calculations _____

co-ordinate method 12" discharge
22" 3570 GPM

Diversion works description and diagram

U.S. motors 125 HP ser. no:
1253766. Peerless pump
ser. no 198486 14" discharge
12 ft. to pond. Ditches
for irrigation leave
pond 1 west 1 south
A second smaller well is

300 ft away into the same
pond

Indicate area irrigated in each subdivision on the map.

Total acreage irrigated 387



If water is used for purposes other than irrigation, fully describe how the water is used and what is done with it after the use.

Who represented the permit holder at the examination?

Thomas Williams

Recommended allowance for licensing _____

Description of required amendments. Comments. _____

Mr. Williams thought that there should be
more water present. pumps rated at 5440
GPM.

Considerable leveling and work has been done
and land has been added that was saggy.

Report checked? _____

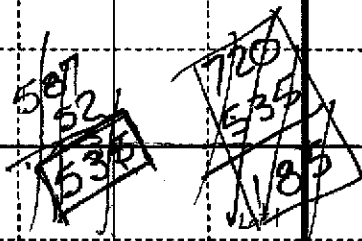
Examination date 28 July 70

Signature William Shaw

31 2402

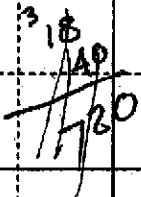
mjd
9-4-70

Review License #31-2402 with respect
to previously issued licenses—



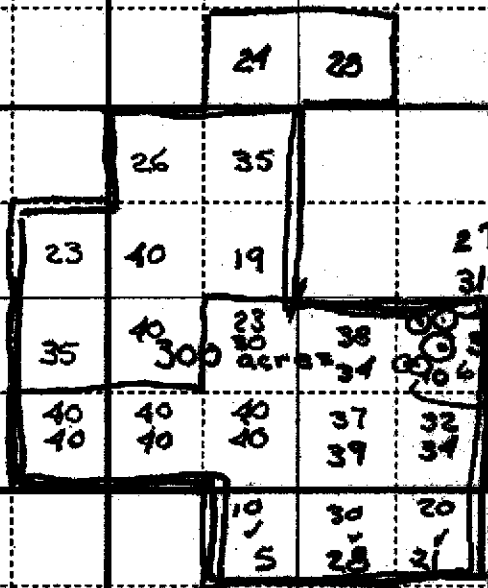
32

36



2

54 1/2



2 PD 31-2402 6.4

31-2331 5.4

31-2629 2 PD - 5.1

276	5.4	587 acres	.46" / A
320	6.4	320 acres	1" / A
270	5.4	300 acres	.90" / A

.46" / A

1" / A

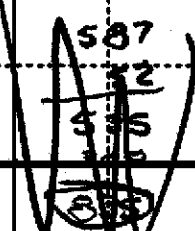
.90" / A - .34" / acre

12

11.65

10.8

0.85

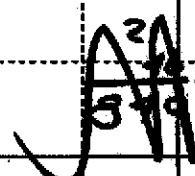


21

40

340

1680



19

40

3 720

760 | 2700

June 5, 1972

Re: Permit No. 30786/31-2402

Connecticut Mutual Life Insurance Company
Hartford, Connecticut
% Rigby Title & Development Co.
Box 405
Rigby, Idaho 83442

Gentlemen:

We acknowledge receipt of the assignment whereby J. Thomas Williams assigned the above referenced permit to Connecticut Mutual Life Insurance Company. The assignment has been recorded and the Department's records changed accordingly. We have enclosed a copy of the assignment for your records.

A representative of this Department has made an examination of the works covered by Permit No. 30786/31-2402 and has found the following:

Quantity of water diverted: 7.80 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 6.40 cfs

The maximum quantity of water diverted shall not exceed 960 acre feet per year.

Beneficial use: Irrigation of 320 acres within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ (23), S $\frac{1}{4}$ SW $\frac{1}{4}$ (80), SE $\frac{1}{4}$ (117), Sec. 1; SE $\frac{1}{4}$ SE $\frac{1}{4}$ (40), Sec. 2; N $\frac{1}{4}$ NE $\frac{1}{4}$ (50), NE $\frac{1}{4}$ NW $\frac{1}{4}$ (10), Sec. 12; Twp. 6 N, Rge. 35 E, B.M.

Point of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$ (2 points), Sec. 1, Twp. 6 N, Rge. 35 E, B.M.

Priority date established: Sept. 13, 1963 (late proof)

#31233
Lx

31 2402

Page 2

Connecticut Mutual Life Insurance Company

Re: 30786/31-2402

A fee totaling \$27.00 must be received within 30 days from the date of this letter in order that we can issue a Water License as set forth in this letter. If you do not concur with these findings, please advise us within the 30 day limit.

Our field examination report also indicates additional acreage being irrigated that is not covered under this permit. You should be aware that any ground water development after March 25, 1963, must be by means of a valid permit. Please review the matter and if there is not another permit for the additional acreage, please file an application for permit before the next irrigation season. We are enclosing an application form for your convenience.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

Enc: Copy of assignment
App w/ins.

31 2402

Connecticut Mutual

LIFE INSURANCE COMPANY

Established in 1846

Hartford, Connecticut

MORTGAGE DEED AND SECURITY AGREEMENT

This Indenture, made this 9th day of March, 1972, between

WILLIAMS BROTHERS, INC., an Idaho corporation, and J. THOMAS WILLIAMS, SR., and THELDA M. WILLIAMS, his wife, DARRELL T. WILLIAMS and ILA WILLIAMS, his wife, and J. THOMAS WILLIAMS, JR., and IRIS WILLIAMS, his wife, as individuals.

hereinafter called the Mortgagor, whether one or more than one, and the Connecticut Mutual Life Insurance Company, a corporation organized and existing under the laws of the State of Connecticut, and having its Home Office and principal place of business in the City of Hartford, State of Connecticut, hereinafter called the Mortgagee,

Witnesseth That:

The Mortgagor, for and in consideration of the sum of ONE HUNDRED THOUSAND Dollars (\$ 100,000.00), in lawful money of the United States, to him in hand paid, the receipt whereof is hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell and convey unto the said Mortgagee, its successors and assigns, forever, the following described property situated in the County of Jefferson, in the State of Idaho, to-wit:

TRACT 1

TOWNSHIP 6 NORTH, RANGE 35 EAST, BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO.

SECTION 1: Lots 3 and 4; $S\frac{1}{2}NW\frac{1}{4}$; and $S\frac{1}{2}$, EXCEPTING THEREFROM: Beginning at the NW Corner of the $NW\frac{1}{4}$ of Section 1, said Township and Range, and running thence East 740 feet, more or less, to the West Bank of the Holley Canal, thence in a Southwesterly direction along the bank of said canal 930 feet, more or less, to a point of intersection with the West line of said $NW\frac{1}{4}$ of said Section 1, thence North 600 feet, more or less, to the point of beginning; being all that portion of the $NW\frac{1}{4}$ of said Section 1, lying Northeast of the Holley Canal. ALSO EXCEPTING THEREFROM: Beginning at a point where the Holley Canal intersects with the North section of Section 1, said Township and Range, which point is 750 feet, more or less, East of the NW Corner of the $NW\frac{1}{4}$ of Section 1, said Township and Range, thence East 375 feet; thence South 200 feet; thence West 550 feet, more or less, to the Holley Canal; thence in a Northeasterly direction along the East side of the said canal 330 feet, more or less, to the point of beginning.

SECTION 2: $E\frac{1}{2}SE\frac{1}{4}$; and $SE\frac{1}{4}NE\frac{1}{4}$; EXCEPTING THEREFROM: Beginning at the NW Corner of the $SE\frac{1}{4}NE\frac{1}{4}$, Section 2, said Township and Range, running thence East 560 feet, more or less, to the North Bank of the Holley Canal; thence down said canal in a Southwesterly direction to the point of intersection with the West Boundary of said $SE\frac{1}{4}NE\frac{1}{4}$; thence North 1180 feet, more or less, to the point of beginning, being all that portion of the $SE\frac{1}{4}NE\frac{1}{4}$ lying North and West of the Holley Canal. ALSO EXCEPTING: Beginning at the

SW corner of SE1/4 of Section 2, said Township and Range, running along the section line 600 feet; thence North 375 feet; thence West 600 feet; thence South 375 feet, to the point of beginning.

SECTION 12:

That portion of NE1/4, NE1/4, lying North of the following line: Beginning at a point 125 feet South and 60 feet West of the NE corner of Section 12, said Township and Range, said point being on the Easterly side of an irrigation ditch; thence in a South-westerly direction having a bearing of South 45° West along the Easterly Bank of said irrigation ditch 1500 feet; thence West 1500 feet; said line being on the South side of said irrigation ditch and the North side of an existing irrigation well; thence South 20 feet to the South side of a private road; thence West 1320 feet to the East boundary of the NW1/4 of said Section 12.

TOWNSHIP 7 NORTH, RANGE 35 EAST, BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO. SE1/4, and SW1/4, EXCEPTING THEREFROM: Beginning at the SW corner of the SE1/4, Section 36, said Township and Range, thence East 200 feet; thence North 350 feet; thence West 100 feet, more or less, to the East Bank of the Holley Canal; thence in a southerly direction along the East bank of said canal to a point where said canal intersects with the West line of said SE1/4 in said Section, Township and Range; thence South 100 feet, more or less, to the point of beginning.

TRACT 2

TOWNSHIP 6 NORTH, RANGE 35 EAST, BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO. SECTION 1: Beginning at a point where the Holley Canal intersects with the North section of Section 1, said Township and Range, which point is 750 feet, more or less, East of the NW corner of the NW1/4 of Section 1, said Township and Range, thence East 375 feet; thence South 200 feet; thence West 550 feet, more or less, to the Holley Canal; thence in a Northeasterly direction along the East side of the said canal 330 feet, more or less, to the point of beginning.

TRACT 3

TOWNSHIP 7 NORTH, RANGE 35 EAST, BOISE MERIDIAN, JEFFERSON COUNTY, IDAHO. SECTION 36: Beginning at the SW corner of the SE1/4, Section 36, said Township and Range, thence East 200 feet; thence North 350 feet; thence West 100 feet, more or less, to the East Bank of the Holley Canal; thence in a southerly direction along the East bank of said canal to a point where said canal intersects with the West line of said SE1/4 in said Section, Township and Range; thence South 100 feet, more or less, to the point of beginning.

CONVEYING with the above described land any and all water rights and irrigating ditches belonging or in anywise appertaining thereto and especially including, but not limited to the following:

- (a) License #35-2626 5.4 cfs
- (b) Permit #352102 6.4 cfs

01 2402

(Continuation of Page 2)

All well equipment, irrigation equipment and sprinkler equipment now owned and hereafter acquired by debtor, including all additions and accessions thereto and replacements and substitutions thereof, including but not limited to

- (a) One Peerless pump Serial Number 194486
- (b) One U. S. Electric Motor, 125 H.P. serial number 1253766
- (c) One peerless pump, serial number 63618
- (d) One U. S. electric motor, 75 H.P. serial number 954585

Mortgagor has collaterally assigned to Mortgagee by an instrument of even date herewith all of its right, title and interest in and to all applications for water permits and/or permits to appropriate the public waters of the State of Idaho, including and all licenses hereafter issued thereunder. Mortgagor covenants and agrees to keep and maintain same in good standing and to comply, within the time prescribed, with all the provisions of said application and/or permit and all laws, rules and regulations in force respecting same and for the issuance of a license thereunder. It is understood and agreed that any default hereunder or in said collateral assignment shall, at the option of the Mortgagee, constitute a default hereunder. In the event of the foreclosure or other enforcement of this instrument, Mortgagor agrees to perform all acts necessary, if any, to vest Mortgagee with all the right, title and interest of Mortgagors in and to said water and water rights. 240

Together with all and singular the buildings, structures, fences, pipes, pipe lines, tanks, dams, reservoirs, pumps, pumping equipment and all other improvements and fixtures now or hereafter on or in said property, and any and all water and water rights, ditches and ditch rights, flumes, aqueducts, canals, appropriations, franchises, and all other rights and privileges owned by the Mortgagor, or belonging to, or with, leading to, connected with, or usually had or enjoyed in connection with the said property, or any part thereof, whether or not hereinabove expressly mentioned or described, and all and singular the tenements, hereditaments and appurtenances thereto belonging, or in anywise appertaining, and the rents, issues and profits thereof: **To have and To Hold** unto the Mortgagee, its successors or assigns, forever.

The condition of this conveyance is such that:

This Mortgage is given to secure the payment of a promissory note bearing even date herewith in the principal sum of ONE HUNDRED THOUSAND AND NO/100 Dollars, executed by the Mortgagor and payable to the Mortgagee at its Home Office in instalments, the last of which shall be due and payable on January 1, 1997, with interest on said principal sum and on all unpaid balances thereof, all as provided in said note;

And Whereas, the Mortgagor has covenanted and agreed, and does hereby covenant and agree to and with the Mortgagee as follows:

That he has a valid and unencumbered title in fee simple to said property and all improvements thereon and has the right to convey the same; that he will not suffer or permit said property to become subject to any lien or encumbrance that shall have precedence of this Mortgage; that he will render such further assurance of said title as may be requested by the Mortgagee; that he will warrant and defend said title unto the Mortgagee against the claims and demands of all persons whomsoever; and that he will pay all of said sums of money specified in said note, promptly as they become due and all taxes, assessments and other charges that may be levied or assessed on said property and all taxes that may be levied or assessed upon this Mortgage or to the holder of said note on account thereof, when and as the same shall become due and payable;

That he will keep the buildings and other improvements now or hereafter located upon said property constantly insured against loss or damage by fire and windstorm and against such other hazard or hazards as may reasonably be required from time to time by the Mortgagee, in a company or companies approved by the Mortgagee, and cause all policies of insurance to be so written that the loss, if any, covered by said policies, shall be paid to the Mortgagee, or its assigns, as their interests may appear, and deposit with the Mortgagee all of said policies, and that the Mortgagee may, at its option, renew or procure all required insurance upon said property, in any sum not exceeding the insurable value thereof, and the Mortgagor agrees to pay all premiums therefor;

That he will keep the buildings upon said lands continuously occupied and used, and will not permit the same to become vacant during the continuance of this Mortgage; that he will keep all improvements on the property in good repair;

Now, therefore, if the Mortgagor shall pay all and every sum of money specified in said note, and shall in all other respects fully carry out and comply with the covenants herein set forth and enumerated, this conveyance shall be void. But if the Mortgagor shall fail to pay any of said sums of money as specified, or any insurance premiums as hereinabove set forth, or any taxes, assessments or other charges of any nature whatsoever, due or to become due upon the property hereby conveyed or upon any of the water rights hereby mortgaged, or in any other respect shall fail to comply with any of the covenants and agreements herein or in said note set forth, then, as often as such failure of payment or breach of covenant shall occur, the Mortgagee may at any time thereafter declare the whole of the principal sum, or so much thereof as at the time of such declaration may remain unpaid, with all unpaid interest accrued thereon, together with all sums with interest accrued thereupon paid by the Mortgagee under any agreement contained in this Mortgage, to be at once due and payable, and the Mortgagee may at any time after such failure of payment or breach of covenant, as aforesaid, proceed to foreclose this Mortgage and to compel payment to be made of the full amount due and payable.

The Mortgagor hereby further expressly agrees that if he shall fail to pay any taxes, assessments, insurance premiums or other charges payable by him as hereinbefore agreed, as and when the same shall become due and payable, or suffer said property to become subject to any lien or encumbrance having precedence to this Mortgage, as hereinbefore provided against, the Mortgagee may, at its option, make payment thereof and the amounts so paid, with interest thereon at the rate of 10% per annum, shall be added to and become a part of the debt secured by this Mortgage, without waiver, however, of any rights of the Mortgagee arising from the breach of any of said covenants.

In the event suit is instituted to foreclose this Mortgage, the Mortgagee may recover therein as attorney fees such sum as the court may adjudge reasonable in addition to the costs and disbursements allowed by the Code of Civil Procedure of the State of Idaho, together with the cost of any abstract of title or evidence of title procured and used in such proceeding and covering said property.

The Mortgagor agrees that in the event suit is instituted to effect such foreclosure, the Mortgagee shall, as a matter of right and without regard to the sufficiency of the security or of waste or danger of misapplication of any of the properties of the Mortgagor, be entitled forthwith to have a receiver appointed of all the property hereby mortgaged, and the Mortgagor hereby expressly consents to the appointment of a receiver by any court of competent jurisdiction and expressly stipulates, covenants and agrees that such receiver may remain in possession and control of the mortgaged property until the final determination of such suit or proceeding.

The rents, royalties, bonuses and benefits under any existing and/or future oil, gas or mineral lease of any of the property hereby conveyed are hereby assigned to the Mortgagee as additional security for the payment of the indebtedness hereby secured. The Mortgagor shall have the right to collect and retain such rents, royalties, bonuses and benefits until default hereunder or under the note hereby secured. In case of any such default, the Mortgagee is hereby granted the unconditional right and power, at its option, at any time while such default remains outstanding, to demand, receive and collect such rents, royalties, bonuses and benefits and apply same toward payment of the indebtedness hereby secured. The Mortgagee shall not be bound hereby to demand, receive or collect any of such rents, royalties, bonuses or benefits, and shall not be responsible for failure to exercise the rights hereby granted. Failure of the Mortgagee to exercise such rights after the happening of a default shall not be construed as a waiver of such rights in the event of a subsequent default.

The Mortgagor hereby further agrees, upon request by the Mortgagee, to assign to the Mortgagee, as additional and collateral security for the payment of the indebtedness hereby secured, any and all leases of the mortgaged property, or any part thereof, hereafter made, and that no such lease shall be assigned to any party other than the Mortgagee without first obtaining the written consent of the Mortgagee to any such assignment.

9th Avenue (SEAT)

David J. Williams (SEAL)

(SEAL)

Thomas Williams Jr. (SEAL)

Executed in the presence of:

Alfred E. Williams
Secretary

ATTEST:

WILLIAMS BROTHERS, INC.,
By *Thomas Williams Jr.*
~~President~~

In Testimony Whereof,

It is mutually understood and agreed that all words used in the singular number in this Mortgage shall be deemed to include the plural and the masculine gender shall include the feminine and/or neuter, as the context may require. It is further understood and agreed that all of the provisions hereof shall extend to and be binding upon the Mortgagee and its heirs, devisees, personal representatives, successors and assigns of the Mortgagee, and its successors or assigns.

extend and be applicable to any such lands hereafter so acquired.

The Mortgagor further covenants and agrees that in the event title in fee simple to any of the lands covered by the aforesaid leases, permits or allotments shall hereafter be acquired by the Mortgagor, it is understood and agreed that such lands shall, upon such acquisition, become subject to the lien of this Mortgage to the same extent as though such lands had originally been included herein as part of the fee owned lands hereby mortgaged, and, further that all of the terms, covenants, conditions, and stipulations of this Mortgage applicable to the fee owned lands hereby mortgaged, shall

together with all renewals thereof and together with all buildings, structures, fences, windmills, pumps, pumping equipment, pipes, wells, tanks, dams, reservoirs and other improvements of every nature and description, now or hereafter located on the lands covered by said leases, permits or allotments, or any part thereof, and all water and water rights located thereon or appurtenant thereto. The Mortgagor covenants that he is the lawful owner and holder of said leases, permits and allotments and that the same are free from encumbrance and have not been assigned; that he will procure renewals thereof upon or prior to the expiration date thereof and execute any instrument deemed by the Mortgagee necessary to effect an assignment or waiver of such renewals to the Mortgagee; that he will pay all rents and other charges and perform all acts and things necessary to preserve and keep in good standing all of said leases and permits and any renewals thereof; that he will take no action which would adversely affect any of his rights or his preference status thereunder and that in the event of the foreclosure of this Mortgage, he will waive all claims for preference in any such rights upon demand from the purchaser of the mortgaged property at foreclosure sale or any successor to such purchaser; that the lands covered by said leases, permits and allotments and renewals thereof, shall at all times be operated in conjunction with the lands hereby mortgaged and that neither shall be transferred to any other person separately from the other; and that, in case of the failure of the Mortgagor to pay all rents and other charges payable under the terms of any of said leases, permits or allotments, the Mortgagee may, at its option, make payment thereof and any amount so paid, with interest thereon at the rate of 10% per annum, shall be a part of the principal debt, and shall be secured by this Mortgage and a lien on the fee owned property hereby mortgaged.

The Mortgagor hereby further mortgages, assigns and transfers to the Mortgagee all of his right, title and interest in and under the following described leases, permits and allotments, to-wit:

STATE OF Idaho
COUNTY OF Jefferson } ss.

On this 1st day of May, 1972,
before me, the undersigned, a Notary Public in and
for the County of Jefferson, State of Idaho, personally appeared

**J. THOMAS WILLIAMS, SR. AND THELDA M. WILLIAMS, DARRELL T. WILLIAMS and
ILA WILLIAMS, J. THOMAS WILLIAMS, JR. and IRIS WILLIAMS**

the signers. of the above instrument, known to me to be the persons. whose names. are subscribed to the within instru-
ment, and acknowledged to me that they executed the same.

In Witness Whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate
first above written.

My Commission Expires:

6-1-72

Residence of Notary Public:

Regby Idaho

Quinn S. Jones
Notary Public in and for the County of
Jefferson, State of Idaho.

STATE OF Idaho
COUNTY OF _____ } ss.

On this _____ day of _____, 19_____,
before me _____, a Notary Public in and
for the County of _____, State of Idaho, personally
appeared _____ and _____,
husband and wife, the signers of the above instrument, known to me to be the persons whose names are subscribed to
the within instrument, and acknowledged to me that they executed the same.

In Witness Whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate
first above written.

My Commission Expires:

Notary Public in and for the County of _____,
State of Idaho.

Residence of Notary Public:

31 2402

STATE OF Idaho }
COUNTY OF Jefferson } ss.

On this 1st day of May, 19 72, before me,
the undersigned, a Notary Public in and for the County of
Jefferson, State of Idaho, personally appeared
J. THOMAS WILLIAMS, SR., known to me to be the President of the Corporation
that executed the foregoing instrument or the person who executed the instrument on behalf of said Corporation,
and acknowledged to me that such Corporation executed the same.

In Witness Whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate
first above written.

My Commission Expires:

6-1-72

Oscar O. Jones
Notary Public in and for the County of
Jefferson, State of Idaho.

Residence of Notary Public:

Rigby Idaho

31 2402

RIGBY TITLE & DEVELOPMENT COMPANY

PHONE 745-6711 — BOX 405 — 118 N. CLARK ST.

RIGBY, IDAHO 83442

May 3, 1972

RECEIVED

MAY 4 1972

Department of Water Administration

DEPARTMENT OF WATER MANAGEMENT
Statehouse
Boise, Idaho 83707

Gentlemen:

Enclosed please find assignment of water permit wherein J. Thomas Williams, Sr., is assigning to Connecticut Mutual Life Insurance Company Permit #31-2402. Please file or register same and send either the original or a copy of the assignment back to this office with your filing information upon same.

Also enclosed is a copy of the mortgage and security agreement of which the original has been recorded in Jefferson County. By letter addressed to Connecticut Mutual Life Insurance Company, would you please acknowledge the security interest of Connecticut Mutual Life Insurance Company and stipulate that you will advise Connecticut Mutual on any future changes of water rights as evidenced by the permit. Please send a letter to Rigby Title & Development Company and I will forward the same onto Connecticut Mutual with other papers.

Yours truly,

RIGBY TITLE & DEVELOPMENT COMPANY

O. K. Jones

O. K. Jones

OKJ:bj

Enclosures

31 2402

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

Statehouse - Annex 2

Boise, Idaho 83707

(208) 384-2215



R. Keith Higginson
Director

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

February 4, 1972

Re: License No. G-29245/35-2626 - J. Thomas Williams Sr.
Permit No. G-39766/31-2402 - J. Thomas Williams

Mr. Bill Dishman
UTAH MORTGAGE & LOAN CO.
P.O. Box 460
Idaho Falls, Idaho 83401

Dear Mr. Dishman:

Pursuant to the telephone conversation of February 4, 1972, please find enclosed copies of the above referenced items which you requested.

The fee for these copies will be \$1.45. If we can be of any further assistance, please contact us.

Very truly yours,

Fred Eisenbarth
Appropriation Examiner

FE:CR

Enc: copies

31 2402

LAW OFFICES
YOUNG & GEORGE
RIGBY, IDAHO 83442

115 North Clark

Grant L. Young
H. Reynold George

February 27, 1970

Donald W. McEldowney
Appropriations Examiner
Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

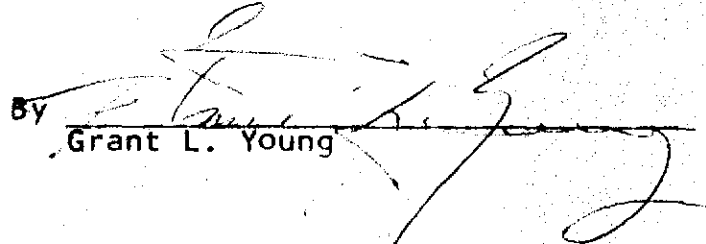
Dear Mr. McEldowney:

I would appreciate your checking your records on permits in the name of Darrel Williams and J. Thomas Williams. We would like to make final proof on all permits in the name of either Darrel Williams or J. Thomas Williams that have not been finally proved up on.

Thank you for your courtesy.

Yours very truly,

YOUNG & GEORGE

By 
Grant L. Young

GLY/jg

31-2402

March 27, 1970

Re: Darrel Williams and J. Thomas Williams

C
O
P
Y

Young & George
115 North Clark
Rigby, Idaho 83442

Attn: Crant L. Young

Dear Mr. Young:

We have checked the records of the Department of Reclamation and find the following permits and license for the above referenced parties:

Permit No. 31-7016 - J. Thomas Williams - requires beneficial use on or before June 1, 1973.

Permit No. G-32745/31-2423 - Darrel Williams - proof of beneficial use has been received and the field examination is pending prior to the issuance of a license.

Permit No. G-30786/31-2402 - J. Thomas Williams - proof of beneficial use has been received and the field examination is pending prior to issuance of a license.

Permit No. G-29254/35-2626 - Darrel T. Williams - Assignee - J. Thomas Williams Sr. - has been licensed for 5.4 c.f.s. with a priority of September 2, 1961.

We are enclosing a beneficial use affidavit, which may be submitted for Permit No. 31-7016.

If you have any other permit numbers that we have not been able to identify, please advise us and we will be glad to check them for you. If we can be of further assistance, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:kh

31-2402

February 7, 1969

Re: Permit Nos. G-32745, and G-30786

Grant L. Young
Young and George
115 North Clark
Rigby, Idaho

Dear Mr. Young:

We acknowledge receipt of the depositions and the affidavit of publication from the Rigby Star.

Before a license can be issued a field examination must be made by a representative from this Department.

5 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.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:Tg

*exam
filed
30786*

RECEIVED

FEB 6 1969

Department of Reclamation

LAW OFFICES
YOUNG & GEORGE
RIGBY, IDAHO
115 North Clark

Grant L. Young
H. Reynold George

February 5, 1969

Donald W. McEldowney
Appropriation Examiner
Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

Re: Permit Nos. G-30786 and G-32745
J. Thomas Williams
Darrel T. Williams

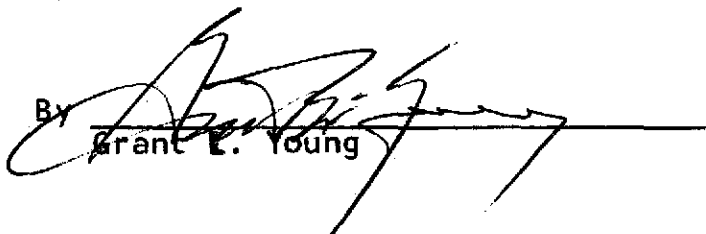
Dear Mr. McEldowney:

Pursuant to your request concerning the above captioned permits, please find enclosed Affidavits of Publication.

Yours very truly,

YOUNG & GEORGE

By


Grant L. Young

GLY/jg

Encls.

30786

January 11, 1969

Re: Permit Nos. G-30786 and G-32745
J. Thomas Williams
Darrel T. Williams

Grant L. Young
Young & George
115 North Clark
Rigby, Idaho

Dear Mr. Young:

As of this date we have not yet received the affidavit of publication from the Rigby Star, Rigby, Idaho. Please submit this additional item to the Department for both of the above referenced permit.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG

30786

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED

JAN 7 1969

Boise, Idaho

Permit No. _____

Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works
G-30786

DEPOSITION OF HOLDER

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

J. Thomas Williams, Hamer, Idaho

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

Not applicable

Ques. 3. State number, approval date of permit, and date of priority: _____

Permit No. G-30786, approved November 5, 1962

Ques. 4. State source of water supply: Subterranean

Give location of point of diversion, showing subdivision, section, township and range

NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, Twp. 6N. Rge. 35 EBM, Jefferson County

Ques. 5. Describe your works of diversion: Subterranean well, pump and ^{gravity flow} ~~sprinkler~~

irrigation system; state amount of water they are capable of con-

veying from point of diversion to place of use: 6.4 c.f.s.; Give name of canal or ditch

or other works by which water is conducted to such place of use: Not applicable

_____; if a well, state depth of well 148 feet; depth and size of casing 24 inches--9 feet; depth to water 79 feet; if pump is used,

state discharge of pump: 435 inches; tell how it was measured or determined _____

State engineer; if sprinkler irrigation, give number and size of nozzles and operating pressure: does not apply

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

NE $\frac{1}{4}$ SW $\frac{1}{4}$ - 40 acres; S $\frac{1}{2}$ SW $\frac{1}{4}$ -80 acres; SE $\frac{1}{4}$ - 160 acres all in Section one

SE $\frac{1}{4}$ SE $\frac{1}{4}$ OF Section 2 -40 acres; N $\frac{1}{2}$ SE $\frac{1}{4}$ - 80 acres; NE $\frac{1}{4}$ NW $\frac{1}{4}$ - 40 acres all in

Section 12, all lying and being in Township 6 North, Range 35 East of the Boise, Meridian.

30786

State nature of all improvements which have been made as a direct result of said use:

Sandy loam waste ground has been converted to profitable row ~~crop~~
crop production.

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Bob Wade

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

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

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: 6.4 cfs 1963 season - Time used since first use:

1964, 1965, 1966, 1967 and 1968 seasons

Ques. 10. Describe all other water rights appurtenant to same place of use:

(sign)

Thomas Williams

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

Rigby, County of Jefferson

State of Idaho, on this 17th day of September, A. D. 19 68.

Earl Espina

My commission expires: 11-19-72

30786

RECEIVED

JAN 7 1969

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Department of Reclamation

Permit No. G-30786

* * * * *

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

DEPOSITION OF WITNESS

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

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

Sterling Murdock; legal age; Hamer, Idaho; rancher; Hamer, Idaho

Ques. 2 Are you acquainted with J. Thomas Williams, the holder of Permit No. G-30786? How long have you known him and where does he reside?

16 years; Hamer, Idaho

Ques. 3. Have you read or heard said Permit No. G-30786 read, and are you familiar with its provisions and conditions: Yes X No.

Ques. 4. State source of water supply: Subterranean well

Give location of place of diversion, showing subdivision, section, township and range
NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 1, Twp 6 N Rge 35 E.B.M.

Describe works for conveying water to place of use: Subterranean well,
pump and gravity flow irrigation system.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 6.4 cfs How much water have you seen being so conveyed? 6.4 cfs

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

NE $\frac{1}{4}$ SW $\frac{1}{4}$ -40 acres-; S $\frac{1}{2}$ SWP-80 acres-; SE $\frac{1}{4}$ -160 acres- all in Section 1;

SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 2; 40 acres; N $\frac{1}{2}$ SE $\frac{1}{4}$ -80 acres-; NE $\frac{1}{4}$ NW $\frac{1}{4}$ -40 acres-all in Section 12, all lying and being in Township 6 North, Range 35 E.B.M.

30786

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

~~Sandy loam; 6.4 c.f.s.~~

~~RRRRRRRRRR~~

Not applicable

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

Sandy loam; 6.4 c.f.s.

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

Ques. 10. When did you first see this water used? Each year since 1963

Other times you have seen such use: _____

(Signed):

Sterling Mendenhall

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

_____, County of Jefferson, State of Idaho, on this 17th day of September, A. D. 19 68

Earl Estensen

Notary Public for the State of Idaho

Residing Rigby, Idaho

My commission expires 11-19-72

30784

RECEIVED

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

JAN 7 1969

Boise, Idaho

Department of Reclamation

Permit No. G-30786

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

DEPOSITION OF WITNESS

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

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

James S. Park, 29; Hamer, Idaho; rancher; Hamer, Idaho.

Ques. 2 Are you acquainted with J. Thomas Williams, the holder of Permit No. G-30786? How long have you known him and where does he reside?

10 years; Hamer, Idaho.

Ques. 3. Have you read or heard said Permit No. G-30786 read, and are you familiar with its provisions and conditions: Yes X No.

Ques. 4. State source of water supply: Subterranean well

Give location of place of diversion, showing subdivision, section, township and range

NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 1, Twp 6 N Rge 35 E.B.M.

Describe works for conveying water to place of use: Subterranean well,

pump and gravity flow irrigation system.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 6.4 cfs How much water have you seen being so conveyed? 6.4 cfs

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

NE $\frac{1}{4}$ SW $\frac{1}{4}$ -40 acres-; S $\frac{1}{4}$ SW $\frac{1}{4}$, 80 acres; SE $\frac{1}{4}$, 160 acres- all in Section One;

SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 2; 40 acres; N $\frac{1}{4}$ SE $\frac{1}{4}$ -80acres- NE $\frac{1}{4}$ NW $\frac{1}{4}$ -40 acres-all in

Section 12, all lying and being in Township 6 North, Range 35 E.B.M.

30786

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

Not applicable

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

sandy loam; 6.4 c.f.s.

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

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

Ques. 10. When did you first see this water used? Each year since 1963.

Other times you have seen such use: _____

(Signed):

X Jim Bank

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

 , County of Jefferson, State of Idaho, on

this 17th day of September, A. D. 1968.

E. A. Exner

Notary Public for the State of Idaho

Residing Rigby, Idaho

My commission expires 11-19-72

30784

LAW OFFICES
YOUNG & GEORGE
RIGBY, IDAHO
115 North Clark

RECEIVED

JAN 7 1969

Department of Reclamation

Grant L. Young
H. Reynold George

January 6, 1969

R. Keith Higginson
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

Re: Permit G-30786
J. Thomas Williams
Permit G-32745
Darrel T. Williams

Dear Mr. Higginson:

Enclosed please find deposition of permit holders and witnesses in the above captioned cases. I am sorry for my delay in getting these papers sent to you. The proof was taken on the appointed day. However, the forms were ruined and we had to have new forms. There was some delay in getting the forms. Then, I must say I have been extremely slow in getting the matter completed.

I hope that you will find everything in order.

Yours very truly,

YOUNG & GEORGE

By

Grant L. Young

OK
Dmr.

GLY/jg

Encls.

30780

November 20, 1968

Re: Permits G-32745, G-24677, G-30786, G-29254
Darrell Williams and J. Thomas Williams

John M. Corless, Manager
Federal Land Bank Association
of Idaho Falls
P. O. Box 30
Idaho Falls, Idaho 83401

Dear Mr. Corless:

In answer to your September 10, 1968, request as to status of three wells in the name of Darrell Williams and J. Thomas Williams, be advised that the Department records show the following:

G-32745 is pending a field examination by the Department. Permit Holder Darrell Williams intends to establish a February 21, 1966, priority for use of 6.4 cubic feet per second from a well located within the NW 1/4, Sec. 12, T. 6 N, R. 35 E, B.M. The water is to be used for the irrigation of 320 acres in the SW 1/4, NE 1/4, SE 1/4, Sec. 12, T. 6 N, R. 35 E, B.M. The inspection and license issuance are anticipated to be completed during the 1969 irrigation season.

Permit G-24677 is licensed (#6881) and transferred according to Transfer #1083. It shows a priority date of January 14, 1954, for the diversion of 5.4 c.f.s. from a well within the NE 1/4, Sec. 1, T. 6 N, R. 35 E, B.M. It is for the irrigation of 300 acres within the SE 1/4, Sec. 1; E 1/2, Sec. 2; SE 1/4, NE 1/4, NE 1/4, Sec. 12; all in T. 6 N, R. 35 E, B.M. and SE 1/4, SW 1/4, Sec. 36, T. 7 N, R. 35 E, B.M.

Permit G-30786 is pending the review of the field examiner's report. This permit intends to establish a right for the diversion of 6.4 c.f.s. from two wells within the NE 1/4, Sec. 1, T. 6 N, R. 35 E, B.M. The water is to be used for irrigation of land within the NE 1/4, SE 1/4, Sec. 1; SE 1/4, Sec. 2; NE 1/4, Sec. 12, T. 6 N, R. 35 E, B.M. The priority to be established under this permit is November 1, 1962. Land irrigated also includes NE 1/4, Sec. 12, T. 6 N, R. 35 E, B.M.

30786

John M. Corless, Manager
Federal Land Bank Association of Idaho Falls 2

November 20, 1968

Permit G-29254 is also pending the review of the field examiner's report as well as the preparation of the license fee letter. Priority intended is December 28, 1968. It is for 5.4 c.f.s. from two wells within the NE¹/₄SE¹/₄, Sec. 1, T. 6 N, R. 35 E, B.M. and is for irrigation of 570 acres within the SE¹/₄, W¹/₂, Sec. 1; E¹/₂SE¹/₄, SE¹/₄NE¹/₄, Sec. 2; SE¹/₄NE¹/₄, NE¹/₄NE¹/₄, Sec. 12, T. 6 N, R. 35 E, B.M. and SE¹/₄SW¹/₄, SW¹/₄SE¹/₄, Sec. 36, T. 7 N, R. 35 E, B.M. This permit will be supplemental to G-24677 making a total of 570 acres.

Tentatively the Department is preparing to license the last two permits, G-29254 and G-30786, which will be supplemental to License G-24677, for a quantity of 6.25 c.f.s. from the two wells within the NE¹/₄SE¹/₄, Sec. 1, T. 6 N, R. 35 E, B.M., for the irrigation of 587 acres within the SE¹/₄SW¹/₄, SW¹/₄SE¹/₄, Sec. 36, T. 7 N, R. 35 E, B.M. and W¹/₂, SE¹/₄, Sec. 1; SE¹/₄NE¹/₄, NE¹/₄SE¹/₄, SE¹/₄SE¹/₄, Sec. 2; NE¹/₄SW¹/₄, NE¹/₄NE¹/₄, Sec. 12, T. 6 N, R. 35 E, B.M.

Be advised further that the irrigation requirement for the land above listed is 3.0 acre feet per acre per season. A limitation upon the licenses will be to the effect that the quantity diverted shall not exceed 1761 acre feet per season when used in conjunction with the other rights appurtenant to the above stated land list.

Issuance of the pending license fee letters is anticipated within the next thirty days.

Very truly yours,

Jean R. Reynolds
Field Examiner

000:dj

30786

Federal Land Bank Association of Idaho Falls
P. O. Box 20
Idaho Falls, Idaho

RECEIVED

SEP 10 1968

Department of Reclamation

State Reclamation Engineer
Boise, Idaho

Dear Sir:

Darrel Williams &
Mr. J. Thomas Williams of Hamer, Idaho
has filed an application for a Federal Land Bank Loan. He reports
the farm irrigated from 3 wells.

The land he shows irrigated is described as follows:

Lots 3 & 4, SW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$	Sec 1	Twp 6N	Rng 35E
E $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$	2		
E $\frac{1}{2}$, E $\frac{1}{2}$ W $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$	12		
Lots 5, 6, 7, S $\frac{1}{2}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$	6	6N	36E
N $\frac{1}{2}$ N $\frac{1}{2}$	7		
SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$	36	7N	35E

Please furnish us with the status of these wells, in, priority,
amount of flow and land to which the water right will be pertinent.

Very truly yours,

John M. Corless
John M. Corless
Manager

PRIORITY _____

AMOUNT OF FLOW _____

LAND _____

30786

October 24, 1968

Re: Permit No. G-32745 - Darrell T. Williams
Permit No. G-30786 - J. Thomas Williams

Mr. Grant Young
Young and George
Attorneys at Law
Rigby, Idaho

Dear Mr. Young:

Pursuant to your telephone conversation with our department on October 14, 1968, we have researched the above referenced permit folders and find that on September 27, 1968 the forms previously requested by yourself were forwarded to the permit holders attention.

This error was ours and we are sorry for the delay. Enclosed are additional forms and copies of our September 27, 1968 letters. You should continue submitting proof as previously indicated inasmuch as the changes mentioned in our conversation do not concern the above referenced permits.

Please contact us if we may be of further assistance.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

enclosure: Depositions of holder and witness (2)
Copies of letters

30786

September 27, 1968

RE: Permit No. G-30786

J. Thomas Williams
Hamer, Idaho 83425

Dear Mr. Williams:

Enclosed are forms for making proof of beneficial use and completion of works on the above referenced permit.

We have not, as yet, received an affidavit of publication. This affidavit may be obtained from the Rigby Star, Rigby, Idaho.

Also, we must have notarized affidavit from the notary, Earl E. Hansen. This affidavit must be notarized by a second notary and state why the depositions were not taken on the advertised date, whether or not any protests were received, and whether or not Mr. Hansen's office was open on September 17, 1968.

Very truly yours,

C. Stephen Allred
Assistant State Reclamation
Engineer

CSA:tg

Enc: Depositions

30786

LAW OFFICES
YOUNG & GEORGE
RIGBY, IDAHO
115 North Clark

RECEIVED

SEP 26 1968

Department of Reclamation

Grant L. Young
H. Reynold George

September 25, 1968

Re: Permit No.

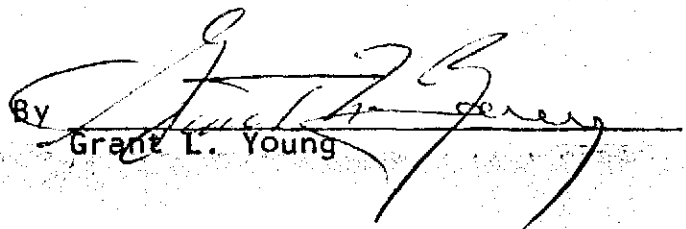
Donald W. McEldowney
Appropriations Examiner
Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

Dear Mr. McEldowney:

I need some forms for making final proof, that is,
Deposition of Witnesses and Deposition of Permit Holder.
I need at least two sets of forms to take care of the
J. Thomas Williams and Darrell Williams final proof.

Yours very truly,

YOUNG & GEORGE

By 
Grant L. Young

GLY/jg

30786

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

Notice is hereby given that on September 17, 1968, at Rigby,
County of Jefferson, State of Idaho, before notary public (name & address) _____
Grant L. Young, 115 North Clark, Rigby, Idaho, proof will be
submitted of the completion of works for the diversion of 6.4 c.f.s. of the waters
of a subterranean source, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit G-30786, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is J. Thomas Williams, Hamer, Idaho.
2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of use is
6.4 cubic feet per second.
3. The use to which said water has been applied is _____
irrigation purposes, and the amount applied to beneficial
use is 6.4 c.f.s.
4. The point of diversion of said water is two points in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1,
T. 6 N, R. 35 E, B.M., Jefferson County.
5. The place where said water is used is NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 1; SE $\frac{1}{4}$ SE $\frac{1}{4}$,
Sec. 2; N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, T. 6 N, R. 35 E, B.M.
6. The date of priority which said user is prepared to establish is _____
November 1, 1962.

R. KEITH HIGGINSON

State Reclamation Engineer

30786
21

See
transmittal
letter in
file #
J-29257

30786

Re: Permit No. G-30786

August 16, 1968

J. Thomas Williams
Hamer, Idaho 83425

Dear Mr. Williams:

This acknowledges receipt of the notice of intent to make proof of completion of works and application of water to beneficial use for permit No. G-30786.

We have mailed the notice to the Rigby Star to be published once a week for four consecutive weeks prior to September 17, 1968, which is the hearing date when the permit holder _____

J. Thomas Williams
and two disinterested witnesses must appear before _____
Grant L. Young, notary public, to complete the enclosed depositions. The witnesses must be familiar with the works and permit.

After the hearing, the depositions and an affidavit of publication must be submitted to this office. The affidavit may be obtained from the newspaper when the advertising bill is paid by J. Thomas Williams. Be sure all the forms have the notary's seal and are signed. Please feel free to contact us if we may be of any assistance.

Very truly yours,

Donald W. McKelowney
Appropriation Examiner

DWN:dj
Enc: Depositions
cc: Notary

30786

August 16, 1968

Re: Permit No. G-30786
J. Thomas Williams

Rigby Star
Rigby, Idaho 83442

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to September 17, 1968. The expense of the publication is to paid by J. Thomas Williams, Hamer, Idaho

to whom you should furnish the affidavit of publication on or before the above date. Please acknowledge receipt of this notice by furnishing this office with a tear sheet for checking prior to the first publication.

Very truly yours,

Donald W. McKelowney
Appropriation Examiner

DWM:dj

Enc: legal notice

30786

LAW OFFICES
YOUNG & GEORGE
RIGBY, IDAHO
115 North Clark

RECEIVED

SEP 26 1968

Grant L. Young
H. Reynold George

Department of Reclamation

September 25, 1968

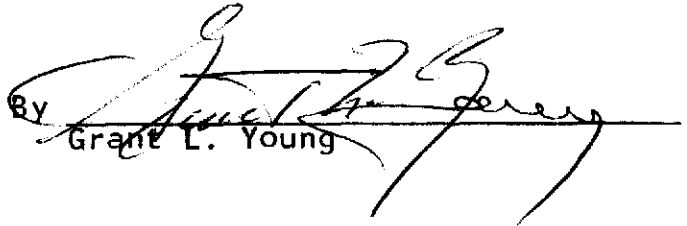
Donald W. McEldowney
Appropriations Examiner
Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

Dear Mr. McEldowney:

I need some forms for making final proof, that is,
Deposition of Witnesses and Deposition of Permit Holder.
I need at least two sets of forms to take care of the
J. Thomas Williams and Darrell Williams final proof.

Yours very truly,

YOUNG & GEORGE

By 
Grant L. Young

GLY/jg

30786

RECEIVED

JUL 26 1968

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

Department of Reclamation

Notice is hereby given that on 17TH - SEPT at RIGBY IDAHOCounty of JEFFERSON, State of Idaho, before notary public (name & address) _____MR. GRANT L. YOUNG 115 N. CLARK RIGBY IDAHO BY SA 3-13-68, proof will be

submitted of the completion of works for the diversion of 0.85^{6.4} c.f.s. of the waters
of a subterranean source, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit G-30786, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is J. Thomas Williams, Hamer,HAM Idaho

2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of use is
0.85^{6.4} cubic feet per second.

3. The use to which said water has been applied is _____
irrigation purposes, and the amount applied to beneficial
use is 0.85^{6.4} c.f.s.

4. The point of diversion of said water is two points in NESEK, Sec. 1,
T. 6 N, R. 35 E, B.M., Jefferson County

5. The place where said water is used is NESEK, S¹/₂SW¹/₄, SEK, Sec. 1,
SESEK, Sec. 2, N¹/₂NEK, NEANWA, Sec. 12, T. 6 N, R. 35 E, B.M.

6. The date of priority which said user is prepared to establish is _____

November 1, 1962

State Reclamation Engineer

30786

RECEIVED
JUL 26 1923
Department of Reclamation

(This completed form authorizes the Department of Reclamation to publish the required notice at your expense.)

Re: Permit No. G-30786

State Reclamation Engineer:

You are hereby authorized to have the attached notice published at my expense in the Rigby Star of

Rigby, Idaho 83442; published in the county in which the works are situated.

X Thomas Williams
(signature)

(address)

(date)

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

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

Engineer

30786

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

March 22, 1968

Re: Permits G-29254 & G-30786
J. Thomas & Darrell T. Williams

Grant L. Young
Attorney At Law
Rigby, Idaho 83442

Dear Mr. Young:

Please find enclosed a copy of our correspondence of January 18, 1968, to which we have not received a reply.

Please be advised that G-30786 is subject to cancellation and an amendment is needed on G-29254 before it can be licensed. We are sure that your client would like to have this matter finalized. We would appreciate your giving this problem your immediate attention.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DJ

Enc: Copy of our letter of 1-18-68

30786

May 25, 1966

RE: License No. G-24677
Permit No. G-29254, G-30786 and G-32745

Mr. J. Thomas Williams
Hamer, Idaho

Dear Mr. Williams:

Our field examiner was out to examine your permit G-29254 and he finds there are several discrepancies on this permit as well as your licensed permit G-24677.

Inasmuch as both the licensed permit and permit G-29254 are being used on land other than that covered by either you will have to correct both of them before a license can be issued for permit No. G-29254.

Permit G-29254 is for irrigation of lands in Section 12 and Darrell has a permit G-32745 covering the same land with a new point of diversion. Therefore, before final proof on G-29254 can be accepted you will have to amend the land list.

We have filled out an amendment form to show you what is required to make your land list agree with the actual place of beneficial use. Also since this permit is in Darrell's name it should be assigned to you. We have filled out an assignment form and there is a \$.50 cent recording fee.

License No. G-24677 is being used on land other than that listed on the license, therefore, we have partially filled out a transfer on this license indicating the necessary information to get the license on the ground where it is being used. Some of the spaces marked in red still require some information from you. This transfer will have to be advertised for two weeks at your expense. Upon receipt of the transfer we will have it published and send you instructions on getting the affidavit of publication and for the fees involved.

We are enclosing new forms 36 and 11 in order that you can authorize the publication of Permit No. G-29254 and set a new date for taking proofs.

30786

After you take new proofs we can issue a license on Permit G-29254 for 5.4 cubic feet per second. Since your license G-24677 is for 5.4 c.f.s. this will leave only .85 cubic feet per second for use on Permit G-30786.

When you have completed the attached forms, please return them promptly to this office in order that we can re-publish permit No. G-29254 and you can take new proofs and obtain a license for this permit.

If we can be of further assistance in this matter please contact our office.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw
Enclosures

C
O
P
Y

30786

June 23, 1966

RE: Permit No. G-24677, G-29254, G-30786 and G-32745

Mr. J. Thomas Williams
Hamer, Idaho

Dear Mr. Williams:

On May 25, 1966, we wrote you an extensive letter explaining what had to be done on each of the above referenced permits. To date we have received no answer.

Enclosed is a copy of that letter. Please let us hear from you in the immediate future.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:efw

Encl: Copy of letter dated May 25, 1966

30786

January 18, 1968

Re: Permits G-29254, G-30786, G-24677,
& G-32745 (J. Thomas & Darrell T. Williams)

C
Grant L. Young
Attorney At Law
Rigby, Idaho 83442

Dear Mr. Young:

O
In order to clarify the above referenced permits per your request of January 8, 1968, the following actions have been set down:

- P
Y
- 1: G-29254 -- Amend the point of diversion to include both (or two) points of diversion in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, T. 6 N, R. 35 E, B.M., Jefferson County. Sign the amendment form and submit a \$5.00 application fee. Sign the Form 11, authorization to publish.
 - 2: G-30786 -- Amend the point of diversion to include both (or two) points of diversion in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, T. 6 N, R. 35 E, B.M., Jefferson County. Amend the land list to read: NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 1; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, T. 6 N, R. 35 E, B.M. (The balance of the acreage could be recorded in our office by use of the enclosed claim form.) Sign the amendment form and submit a \$5.00 application fee. Follow instructions on Form 36A to complete Forms 36 and 11.
 - 3: G-32745 -- The permit cannot be enlarged upon; however, it is possible that the SE $\frac{1}{4}$ NE $\frac{1}{4}$ and the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12, T. 6 N, R. 35 E, B.M. can be included within the land list of Permit G-32745 if Mr. Darrell T. Williams will delete two other subdivisions; or, complete the enclosed land description by 40-acre subdivisions, giving the total acreage per subdivision, the total not to exceed 320 acres. Sign the amendment form, entering the preferred land list and submit a \$5.00 application fee. Follow instructions on Form 36A to complete Forms 36 and 11.

30786

Grant L. Young

2

January 18, 1968

In summary, G-30786, and G-29254 will be supplemental to the original transferred (1083) licensed right G-24677, allowing a total of 11.65 c.f.s. from two wells in NE4SE4, Sec. 1, T. 6 N, R. 35 E, B.M., Jefferson County, for use on 587 acres or .99"/Acre.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR:dj

Enclosures

C
O
P
Y

30786

LAW OFFICES
YOUNG & GEORGE
RIGBY, IDAHO
115 North Clark

Grant L. Young
H. Reynold George

January 8, 1968

RECEIVED

JAN 9 1968

Department of Reclamation

Mr. Jack A. Barnett
Deputy State Reclamation Engineer
Department of Reclamation
107 State House
Boise, Idaho 83701

Re: Various Permits
J. Thomas Williams, Sr.
Hamer, Idaho

Dear Mr. Barnett:

There has been considerable confusion concerning certain permits of Mr. J. Thomas Williams, Sr.

First of all, please find enclosed herewith a check in the amount of \$45.00 in payment of Permit No. G-29254.

In making final proof on Permit No. G-30786 as scheduled for December 18, 1967, before Earl E. Hansen, Notary Public, it was learned that an amendment was necessary. Permit No. G-30786 should be supplemental to Permit No. G-24677 and Permit No. G-29254. Mr. Williams would like to take the necessary steps to abandon any claim for making beneficial use of water to the land described in Permit No. G-30786 and to make the entire amount of water in question supplemental to Permit No. G-24677 and Permit No. G-29254. This would involve exactly the same land with one exception. The SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 12, T 6 North, Range 35 EBM should be deleted from all of the land covered by Permits G-24677, G-29254 and G-30786 and included only in Permit No. G-32745.

An amendment on Permit No. G-32745 should be made to include the SE $\frac{1}{4}$ NE $\frac{1}{4}$ and SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 12, T. 6 North, Range 35 EBM.

It is understood that Permit No. G-32745 is actually in

30786

January 8, 1968

Darrel Williams' name. It would be appreciated, however, if you would send the necessary forms so that this amendment could be made by Mr. Darrell Williams.

I am enclosing a map which will help to clarify the land that should be covered by Permit Nos. G-24677, G-29254 and G-30786 and a map which will show the land to be covered by Permit No. G-32745.

Would you send the necessary forms to this office to make application for these corrections. I have advised Mr. Williams that it would be pointless to proceed on final proof on Permit No. G-30786 when the water has actually been used elsewhere.

We hope that this can be accomplished without Mr. Williams losing his priority right on Permit No. G-30786.

Yours very truly,

YOUNG & GEORGE

By

Grant L. Young

GLY/jg

Encls.

30786

November 2, 1967

Re: Permit No. G-30786
J. Thomas Williams

The Rigby Star
Rigby, Idaho

Gentlemen:

Pursuant to your note we received October 30, 1967, concerning the publication of the notice for the above referenced permit, we wish to have this notice run in your paper for four consecutive weeks prior to December 18, 1967. The notice should be changed to read as follows;

"Notice is hereby given that on December 18, 1967, at. . . "

Please acknowledge receipt of this letter by sending a galley proof of the publication for checking prior to publication. Thank you.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:DJ

cc: J. Thomas Williams
Young & George, Attorneys At Law

30786

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

October 30, 1967

RECEIVED
NOV 2 1967

Re: Permit No. G-30786
J. Thomas Williams

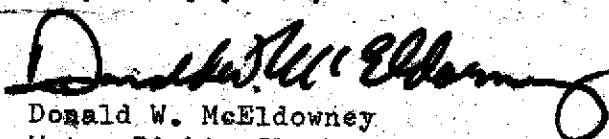
Grant L. Young
Attorney At Law
115 North Clark
Rigby, Idaho 83442

Dear Mr. Young:

Today we received a note from the Rigby Star advising us that, due to a post office error, they did not receive the notice for publication on the above referenced permit in time to publish it on October 26. Therefore, the hearing date will have to be set forward.

We would appreciate your advising us by return mail of the earliest convenient date for the hearing, allowing 40 days from the time of our receipt of your letter to the date of hearing. Thank you.

Very truly yours,


Donald W. McEldowney
Water Rights Clerk

DWM:DJ

Any date will be satisfactory after the 15th day of December.

Yours very truly,

YOUNG & GEORGE

*DW - please advise
news paper holder*

30786

October 30, 1967

Re: Permit No. G-30786
J. Thomas Williams

Grant L. Young
Attorney At Law
115 North Clark
Rigby, Idaho 83442

Dear Mr. Young:

Today we received a note from the Rigby Star advising us that, due to a post office error, they did not receive the notice for publication on the above referenced permit in time to publish it on October 26. Therefore, the hearing date will have to be set forward.

We would appreciate your advising us by return mail of the earliest convenient date for the hearing, allowing 40 days from the time of our receipt of your letter to the date of hearing. Thank you.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:DJ

30786

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

October 18, 1967

Re: Permit No. G-30786
J. Thomas Williams

Rigby Star
Rigby, Idaho 83442

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to November 17, 1967. The expense of the publication is to paid by Grant L. Young, Young & George,
115 North Clark, Rigby, Idaho,
to whom you should furnish the affidavit of publication on or before the above date. Please acknowledge receipt of this notice by furnishing this office with a tear sheet for checking prior to the first publication.

Very truly yours,

Donald W. McEldowney
Donald W. McEldowney ^{nr}
Water Rights Clerk

DWM:dj

Enc: Legal Notice

*This was misssent and did
not arrive for our Oct 26th
issue. We await your
instructions*

*The envelope merely
said "Missent"*

The Rigby Star
BBF

30786

October 18, 1967

Re: Permit No. G-30786
J. Thomas Williams

Grant L. Young
Young & George
115 North Clark
Rigny, Idaho 83442

Dear Mr. Young:

This acknowledges receipt of the notice of intent to make proof of completion of works and application of water to beneficial use for permit 6-30786.

We have mailed the notice to the Highby Star
to be published once a week for four consecutive weeks prior to November 17,
1967, which is the hearing date when the permit holder J. Thomas Williams

and two disinterested witnesses must appear before Earl E. Hansen
_____, notary public, to complete the enclosed
depositions. The witnesses must be familiar with the works and permit.

After the hearing, the depositions and an affidavit of publication must be submitted to this office. The affidavit may be obtained from the newspaper when the advertising bill is paid by Grant L. Young
_____. Be sure all the forms have the notary's seal and are signed.

Please feel free to contact us if we may be of any assistance.

Very truly yours,

Donald W. McKidowney
Water Rights Clerk

DATA: d1

Enc: Depositions

cc: Notary

30786

October 18, 1967

Re: Permit No. G-30786
J. Thomas Williams

Rigby Star
Rigby, Idaho 83442

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to November 27, 1967. The expense of the publication is to paid by Grant L. Young, Young & George,
115 North Clark, Rigby, Idaho,

to whom you should furnish the affidavit of publication on or before the above date. Please acknowledge receipt of this notice by furnishing this office with a tear sheet for checking prior to the first publication.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWN:dj

Enc: Legal Notice

30786

NOTICE OF PROOF OF COMPLETION OF WORKS AND
APPLICATION OF WATER TO BENEFICIAL USE
December 18

Notice is hereby given that on ~~March 18~~, 1967, at Rigby,
County of Jefferson, State of Idaho, before notary public (name & address) Earl E. Hansen, 115 North Clark, Rigby, Idaho, proof will be
submitted of the completion of works for the diversion of 6.4 c.f.s. of the waters
of a subterranean source, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit G-30786, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is J. Thomas Williams, Hamer, Idaho

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

3. The use to which said water has been applied is irrigation
purposes, and the amount applied to beneficial
use is 6.4 c.f.s.

4. The point of diversion of said water is NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, T. 6 N, R. 35 E, B.M.,
Jefferson County

5. The place where said water is used is S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 6; N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 7,
T. 6 N, R. 36 E, B.M.

6. The date of priority which said user is prepared to establish is November 1,
1962

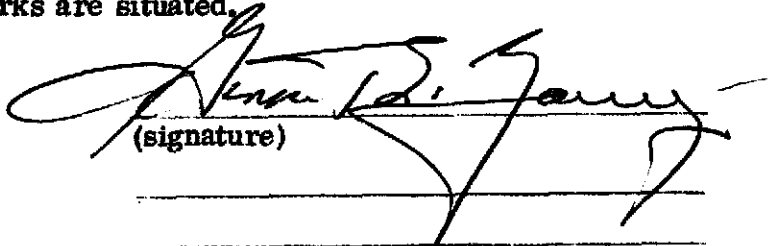
R. KEITH HIGGINSON
State Reclamation Engineer

30786 PJ

(This completed form authorizes the Department of Reclamation to publish the required notice at your expense.)

State Reclamation Engineer:

You are hereby authorized to have the attached notice published at my expense in the Rigby Star of Rigby, Idaho; published in the county in which the works are situated.


(signature)

(address)

(date)

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

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

Engineer

30786

LAW OFFICES
YOUNG & GEORGE
RIGBY, IDAHO
115 North Clark

Grant L. Young
H. Reynold George

October 17, 1967

OCT 18 1967
Department of Reclamation

R. Keith Higginson
State Reclamation Engineer
Department of Reclamation
107 State House
Boise, Idaho 83701

Re: Permit No. G-30786

Dear Mr. Higginson:

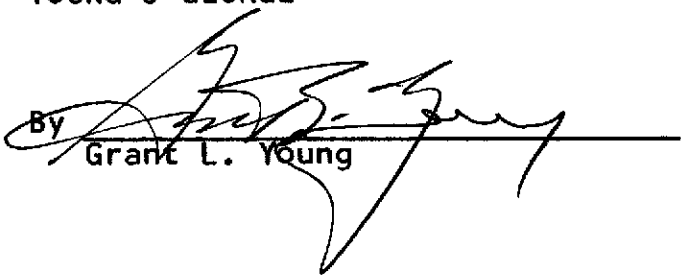
Enclosed herewith please find Notice of Proof of Completion of Works and Application of Water to Beneficial Use. You can put any date that you wish in.

If you will advise me of the date, I will get it cleared with the Notary Public.

I hope that this will be satisfactory.

Yours very truly,

YOUNG & GEORGE

By 
Grant L. Young

GLY/jg

Encl.

30786

September 1, 1967

Re: Permit No. G-30786

J. Thomas Williams
Hamer,
Idaho

Dear Mr. Williams:

Proof of completion of works and application of water to beneficial use for the above referenced permit is due not later than November 5, 1967.

Under the terms of your permit, it is required that a notice be published once a week for four consecutive weeks in a local newspaper showing your intent to submit proof. The proof will consist of depositions which the permit holder and two disinterested witnesses must complete before the listed notary public, and must be accompanied by an affidavit of publication of the legal notice.

We have prepared the enclosed notice from the information on your permit. The complete name and address of a notary public of the State of Idaho must be entered together with a date for you to appear before the notary. Allow at least 40 days from the date the notice is mailed to this department for your appearance before the notary.

If you find any discrepancy in the notice or have made any changes, please advise this department and we will assist you in doing whatever may be necessary to assure correct publication.

If the enclosed notice is correct, complete the blank spaces and sign the form authorizing us to publish the notice at your expense and return all forms. At the time we send the notice to the newspaper, you will be supplied with further instructions.

If you do not desire to complete the proofs and obtain a license of water right, you are requested to complete the relinquishment portion of this form below and return it to the Department of Reclamation.


State Reclamation Engineer

RELINQUISHMENT

I hereby relinquish to the State of Idaho, all my right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. _____.

Dated _____.

permit holder

30786

June 23, 1966

RE: Permit No. G-24677, G-29254, G-30786 and G-32745

Mr. J. Thomas Williams
Hamer, Idaho

Dear Mr. Williams:

On May 25, 1966, we wrote you an extensive letter explaining what had to be done on each of the above referenced permits. To date we have received no answer.

Enclosed is a copy of that letter. Please let us hear from you in the immediate future.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ajw

Encl: Copy of letter dated May 25, 1966

30786

June 23, 1966

RE: Permit No. G-30786
J. Thomas Williams

Mr. Grant L. Young
115 North Clark
Rigby, Idaho

Dear Mr. Young:

Enclosed is departmental receipt No. G-10521 in
the amount of \$2.00 which covers the fee for the cert-
ified copy of the above numbered permit mailed to you
June 13, 1966.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:efw
Encl: Receipt

C
O
P
Y

30786

June 13, 1966

Young and George
115 North Clark
Rigby, Idaho
Attention: Grant L. Young

Dear Mr. Young:

RE: Permit G-30786

Enclosed is a certified copy of the above numbered permit which you requested in your letter of June 28, 1966.

The fee for this service is \$2.00 which you may remit to this department.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

Encl: Certified copy of Permit G-30786

30786

LAW OFFICES
YOUNG & GEORGE
RIGBY, IDAHO
115 North Clark

RECEIVED
JUN 10 1966
Department of Reclamation

Grant L. Young
H. Reynold George

June 8, 1966

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

Re: Permit No. G-30786 J. Thomas Williams

Gentlemen:

Please send this office a certified copy of permit No. G-30786. I will be happy to remit your charges for this service upon being advised of this amount.

Yours very truly,

YOUNG & GEORGE

By

Grant L. Young

GLY:bgm

30786

May 25, 1966

RE: License No. G-24677
Permit No. G-29254, **G-30786** and G-32745

Mr. J. Thomas Williams
Hamer, Idaho

Dear Mr. Williams:

Our field examiner was out to examine your permit G-29254 and he finds there are several discrepancies on this permit as well as your licensed permit G-24677.

Inasmuch as both the licensed permit and permit G-29254 are being used on land other than that covered by either you will have to correct both of them before a license can be issued for permit No. G-29254.

Permit G-29254 is for irrigation of lands in Section 12 and Darrell has a permit G-32745 covering the same land with a new point of diversion. Therefore, before final proof on G-29254 can be accepted you will have to amend the land list.

We have filled out an amendment form to show you what is required to make your land list agree with the actual place of beneficial use. Also since this permit is in Darrell's name it should be assigned to you. We have filled out an assignment form and there is a \$.50 cent recording fee.

License No. G-24677 is being used on land other than that listed on the license, therefore, we have partially filled out a transfer on this license indicating the necessary information to get the license on the ground where it is being used. Some of the spaces marked in red still require some information from you. This transfer will have to be advertised for two weeks at your expense. Upon receipt of the transfer we will have it published and send you instructions on getting the affidavit of publication and for the fees involved.

We are enclosing new forms 36 and 11 in order that you can authorize the publication of Permit No. G-29254 and set a new date for taking proofs.

30786

After you take new proofs we can issue a license on Permit G-29254 for 5.4 cubic feet per second. Since your license G-24677 is for 5.4 c.f.s. this will leave only .85 cubic feet per second for use on Permit G-30786.

When you have completed the attached forms, please return them promptly to this office in order that we can re-publish permit No. G-29254 and you can take new proofs and obtain a license for this permit.

If we can be of further assistance in this matter please contact our office.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw
Enclosures

C
O
P
Y

30786

Re: Permit No. G-30786
J. Thomas Williams

November 9, 1962

Young and George,
Attorneys at Law,
115 North Clerk,
Rigby, Idaho.

Dear Gentlemen:

We enclose Permit No. G-30786 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-7537 which was issued covering payment in the amount of \$ 6.50 for the filing fee of the above mentioned permit. ~~XXXXXXXXXXXXXXXXXXXX~~.

Well logs are an important part of your recorded water right and State Statutes require that well drillers' supply logs on all wells, whether irrigation, domestic, drain or stock wells, to be filed in the Department of Reclamation. In view of the rapidly increasing demand for ground water, the lowering of the ground water level, and the creation of critical ground water areas, it is important that you, as owner, make sure a log on your well is filed in this office.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

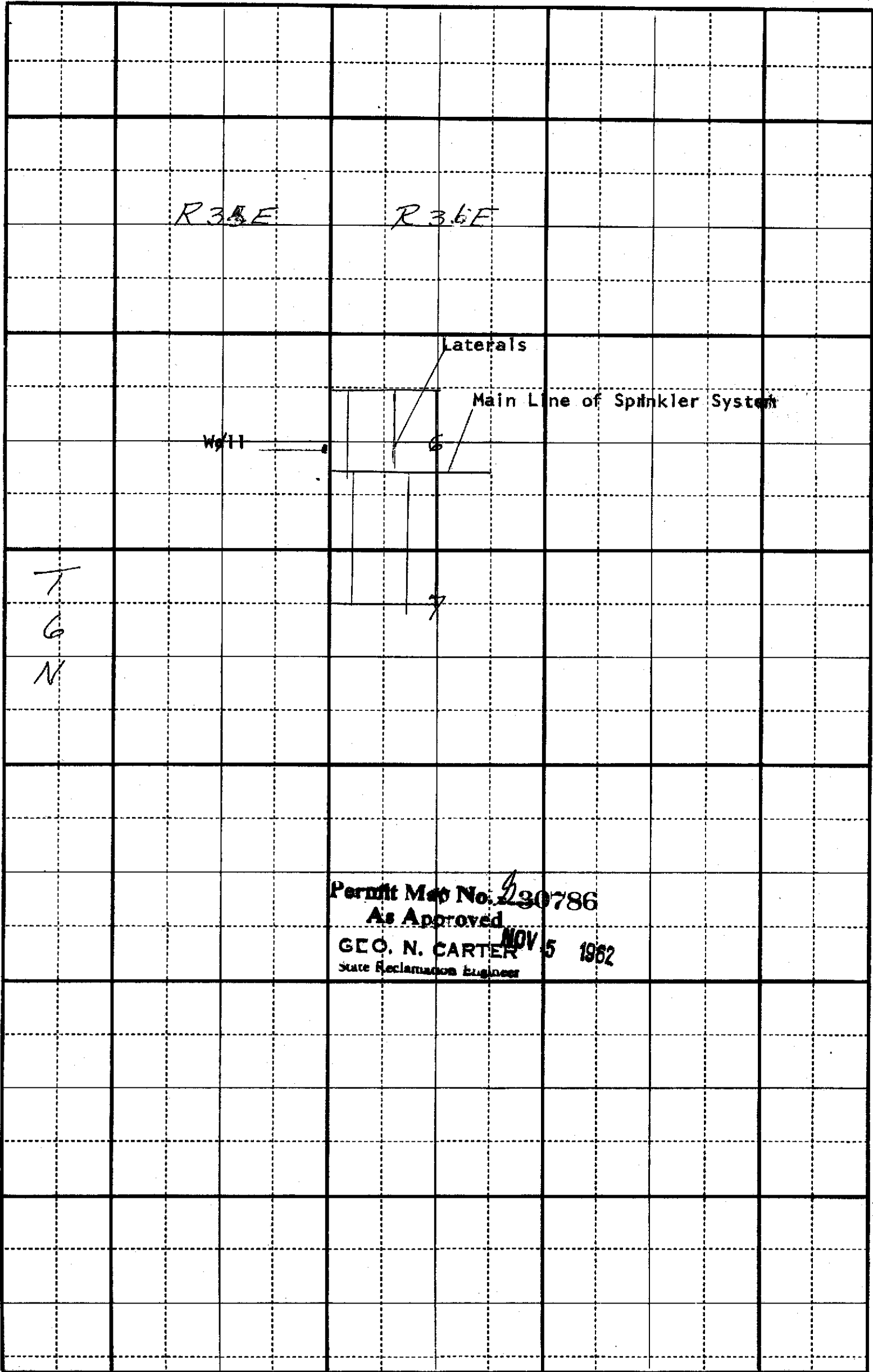
EPR:pmk
Enc.

cc: J. Thomas Williams
Rigby, Idaho

30786

NAME OF APPLICANT..... Thomas Williams.....

Form No. 0



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

30786

NAME OF APPLICANT

Form No. 0

Section 12
T 6 N R 35
S. R. M.

TO BE INCLUDED

Permit No.
G-32745

SCALE: 2 inches Equal 1 Mile. Draw Plan in Ink.

30780

Sec. 2
T 6 N
R 35 EBM

Sec. 1
T 6 N
R 35 EBM

Permit Nos.
G-24677, G-29254
and G-30786

G-24677
G-29254
G-30786 10.8

October 30, 1962

Re: Application for Permit
J. Thomas Williams

Young and George
Attorneys at Law
Rigby, Idaho

Attn: Grant L. Young

Dear Mr. Young:

Returned herewith is the application for permit with attached check for \$6.25 filing fee for additional fee and correction.

The fee for 6.4 c.f.s. is \$6.50.

The point of diversion is shown as being in Range 35 E, which is probably correct. The land list shows Range 35 E and the maps were²⁰ shown before the error was found.

Kindly correct the range and return with the proper filing fee.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew
Enc. application with
check

30786

LAW OFFICES
YOUNG & GEORGE
RIGBY, IDAHO
115 North Clark

RECEIVED
OCT 30 1962
Department of Reclamation

Grant L. Young
H. Reynold George

October 29, 1962

George N. Carter
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

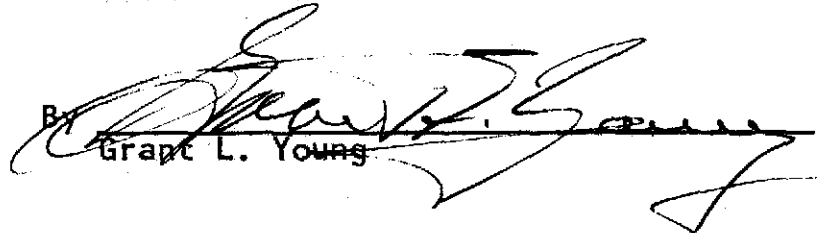
Dear Mr. Carter:

Enclosed please find an Application for a Permit to
Appropriate the Subterranean Waters of the State of
Idaho. I am enclosing the sum of \$6.25 to cover the
statutory filing fee.

Thank you for your courtesy.

Yours very truly,

YOUNG & GEORGE

By 
Grant L. Young

GLY/jg

Enclosures

30786

**NOTICE OF PROOF OF
COMPLETION OF WORKS AND
APPLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that on September 17, 1968, at Rigby, County of Jefferson, State of Idaho, before notary public Grant L. Young, 115 North Clark, Rigby, Idaho, proof will be submitted of the completion of works for the diversion of 6.4 c.f.s.

of the waters of a subterranean source, and the application to beneficial use of said water, in accordance with the terms and conditions of permit G-30786, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is J. Thomas Williams, Hamer, Idaho.

2. Said works or diversion will be fully completed on the date for such completion and the amount of water which said works are capable of conveying to the place of use is 6.4 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 6.4 c.f.s.

4. The point of diversion of said water is two points in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, T. 6 N, R. 35 E, B.M., Jefferson County.

5. The place where said water is used is NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 1; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 2; N $\frac{1}{2}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, T. 6 N, R. 35 E, B.M.

6. The date of priority which said user is prepared to establish is November 1, 1962.

R. KEITH HIGGINSON

State Reclamation Engineer

Publish August 22, 29, Sept. 5, 12, 1968.

**NOTICE OF PROOF OF
COMPLETION OF WORKS AND
APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that on December 18th, 1967, at Rigby, County of Jefferson, State of Idaho, before notary public Earl E. Hansen, 115 North Clark, Rigby, Idaho, proof will be submitted of the completion of works for the diversion of 6.4 c.f.s. of the waters of a subterranean source, and the application to beneficial use of said water, in accordance with the terms and conditions of permit G-30786, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is J. Thomas Williams, Hamer, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 6.4 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 6.4 c.f.s.

4. The point of diversion of said water is NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 1, T. 6 N, R. 35 E, B.M., Jefferson County.

5. The place where said water is used is S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, Sec. 6; N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 7, T. 6 N, R. 36 E, B.M.

6. The date of priority which said user is prepared to establish is November 1, 1962.

R. KEITH HIGGINSON

State Reclamation Engineer

Publish No. 9, 16, 23, 30, 1967.