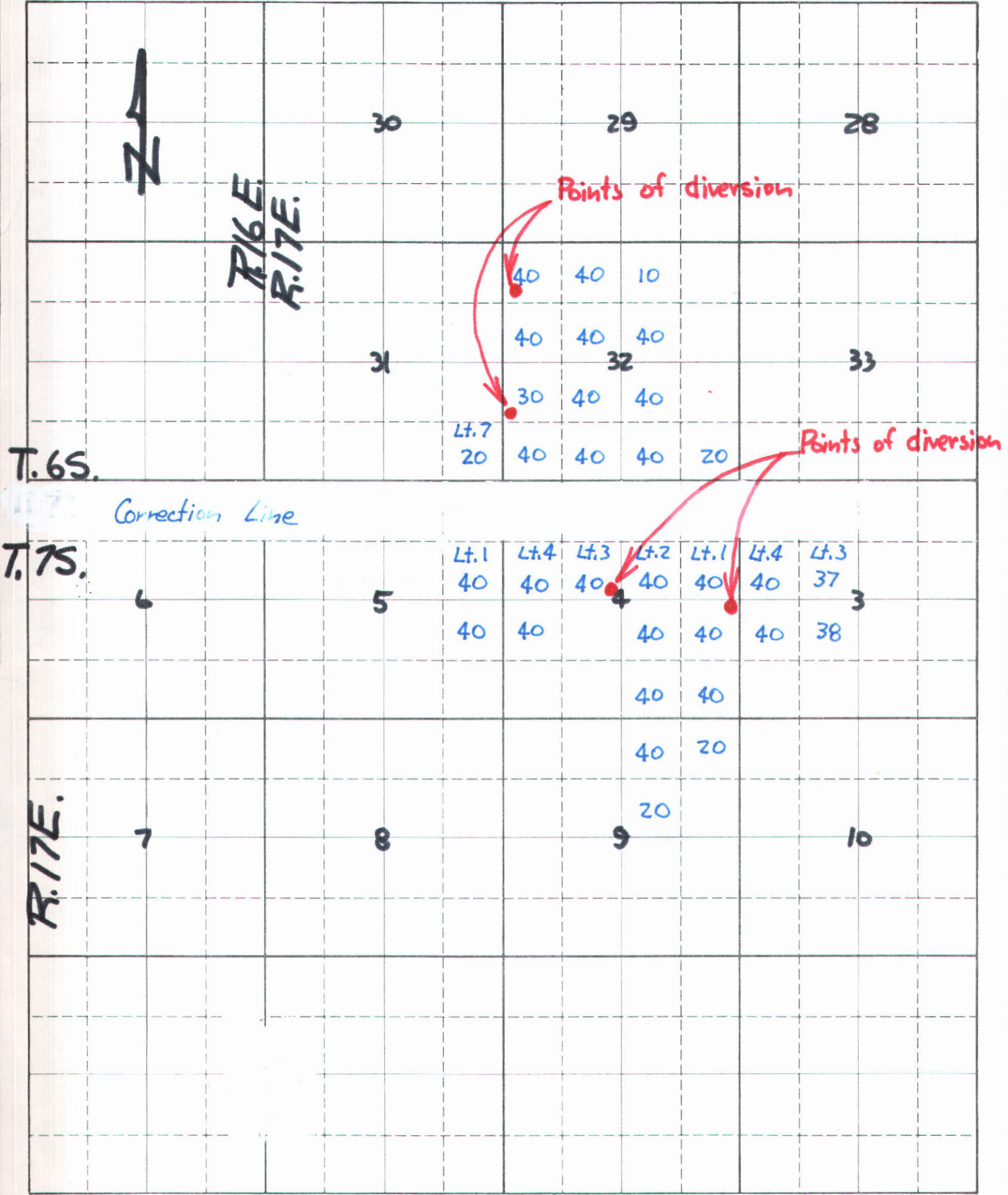


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Curtis M. Perkins (Partner)
(Applicant)

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Jerome } SS.

NOV 1 1976

L. L. LANGDON
ASST. PUBLISHER

Department of Water Resources
Southern District Office

being first duly sworn, deposes and says that he is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 14th day of October

1976, and the date of the last publication was on the 21st

day of October, 1976.

L. L. Langdon

Subscribed and sworn to before me this 29th

day of October, 1976.

(SEAL)

Darla Bratt

NOTARY PUBLIC

NORTH SIDE NEWS

Jerome, Idaho

COST OF PUBLICATION

Number of Lines in Notice 48

Number of Insertions 2

Lines tabular at 315c

48 Lines straight at 21c 10 08

48 Subsequent lines at 15c 7 20

TOTAL COST 17 28

COPY OF NOTICE

(Paste Here)

7th App Wtr Permit #36-7648
TITLE OF NOTICE

N+C Farms

PLAINTIFF ATTORNEY

DEFENDANT

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that N & C Farms, 803 Teton Drive, Jerome, Idaho 83338, has on 10-5-76 submitted Application No. 36-7648 for a permit to appropriate 7.0 cubic feet per second of water from groundwater by means of four wells with pumps, motors which supply pivots, wheel lines and handline sprinkler equipment within the (Lot 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$), NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 4, Twp. 7S, Rge. 17E., B.M. and NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, Twp. 6S, Rge. 17E., B.M. to be used from March 15 to Nov. 15 for irrigation of 1,155 acres within the (Lot 7, SE $\frac{1}{4}$ SE $\frac{1}{4}$), Sec. 31; W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 32, Twp. 6S., Rge. 17E., B.M.; (Lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$), NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5; (Lot 2, SW $\frac{1}{4}$ NE $\frac{1}{4}$), (Lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$), (Lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$), (Lot 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$), NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 4; (Lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$), (Lot 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$), N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 3; N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 9, Twp. 7S., Rge. 17E., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho 83301 on or before November 1, 1976.

R. KEITH HIGGINSON
Director

10-14-2tc-n

No 3278

OK LM 11-3-76

AFFIDAVIT of PUBLICATION

RECEIVED

COPY OF NOTICE

(Paste Here)

Water Permit

TITLE OF NOTICE

36-7648

PLAINTIFF ATTORNEY

N & C Farms

DEFENDANT

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that N & C Farms, 803 Teton Drive, Jerome, Idaho 83338 has on 10-5-76 submitted Application No. 36-7648 for a permit to appropriate 7.0 cubic feet per second of water from ground-water by means of four wells with pumps, motors which supply pivots, handline sprinkler equipment and wheel lines within the (Lot 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$), NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, Twp. 7S, Rge. 17E., B.M. and NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, Twp. 6S, Rge. 17E., B.M. to be used from March 15 to Nov. 15 for irrigation of 1,155 acres within the (Lot 7, SE $\frac{1}{4}$ SE $\frac{1}{4}$), Sec. 31; W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 32, Twp. 6S., Rge. 17E., B.M. (Lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$), NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5; (Lot 2, SW $\frac{1}{4}$ NE $\frac{1}{4}$), (Lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$), (Lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$), (Lot 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$), NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, S. c. 4; (Lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$), (Lot 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$), N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 3; N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, Twp. 7S., Rge. 17E., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before November 1, 1976.

/S/ R. KEITH HIGGINSON
Director

Pub: 10-14, 21

No. 1527

OK
10-22-76

State of Idaho, }
County of Lincoln } SS.

OCT 22 1976

Department of Water
Southern District

Laray Hammel, being first duly sworn, deposes and says that he is the printer (publisher) of the Lincoln County Journal, a newspaper published every week in Shoshone, Lincoln County, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 14 day of October,

19 76, and the date of the last publication was on the 21

day of October, 19 76

Laray Hammel

Subscribed and sworn to before me this 21

day of October, 19 76

(SEAL)

Maureen Hagen
NOTARY PUBLIC

LINCOLN COUNTY JOURNAL

Shoshone, Idaho

COST OF PUBLICATION

Number of Lines in Notice 315c

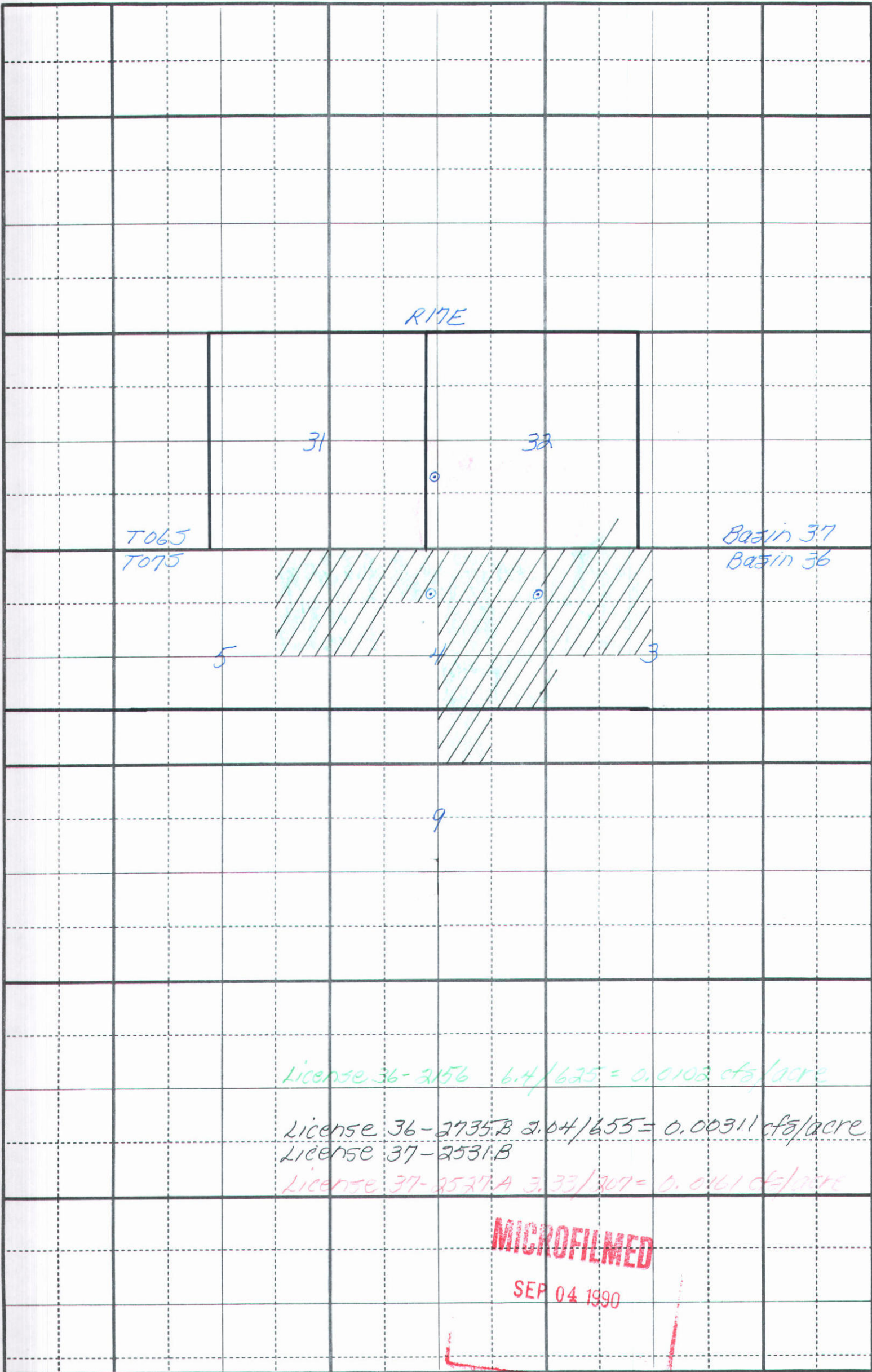
Number of Insertions 21c

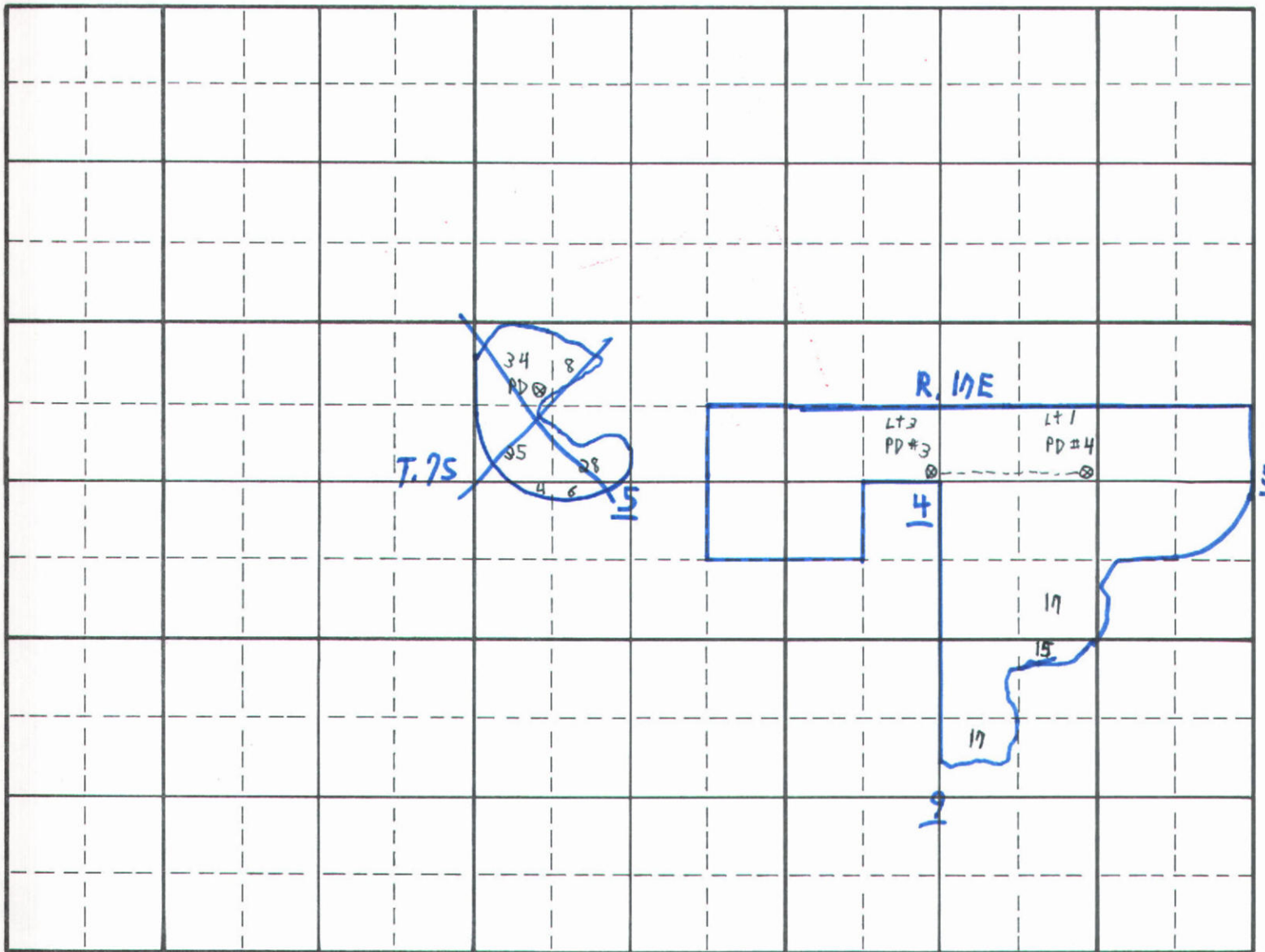
Lines tabular at 315c

46 Lines straight at 21c 9.66

46 Subsequent lines at 15c 6.90

TOTAL COST 16.56





SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: ~~NW 1/4 NW 1/4 Sec. 32 T. 6S R. 17E~~ ^{Sec. 4} Lot 1, Lot 3^v T. 7S R. 17E

Place(s) 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	
~~6S~~	~~17E~~	~~32~~					~~8~~	~~34~~	~~35~~	~~28~~	~~6~~	~~4~~							
7S	17E	4																17	17
		9	15		17													32	

49

Recommended Amendments:

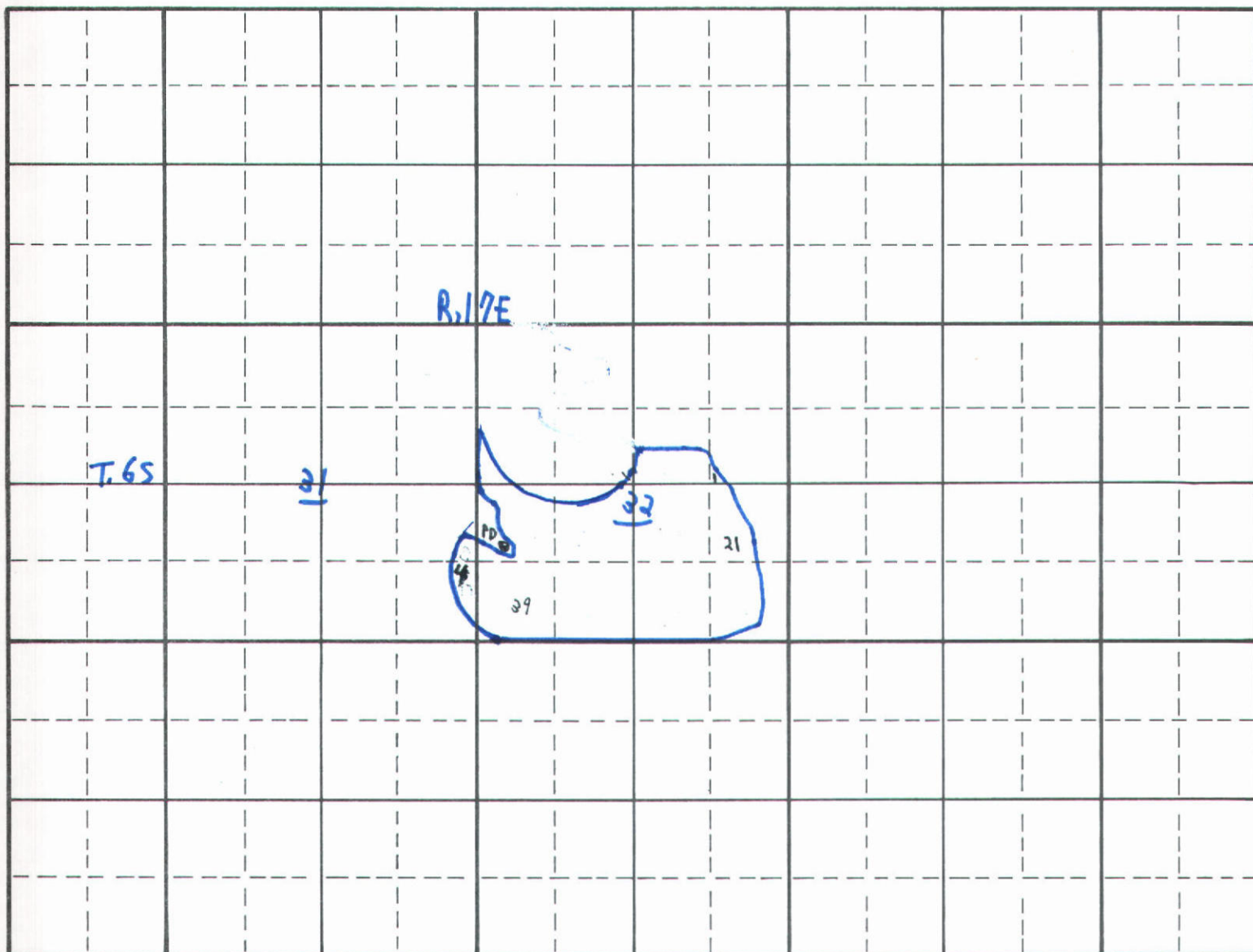
- ☒ Change P.D. as reflected above
☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
☐ Add P.U. as reflected above

- ☐ None
☐ Other

Examiner's Signature J.P. Stanton Date 4-30-84
 Checked by ADN Date 10/29/85
 Approved by _____ Date _____

SEP 04 1990



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NW 1/4 SW 1/4 Sec. 32 T. 6S R. 17E

Place(s) 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	
6S	17E	31													4			4	4
		32			4	1		4	4	4	4	4	4	4	21	4	4	4	61

MICROFILMED 65

Recommended Amendments:

- ☐ Change P.D. as reflected above
☒ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
☐ Add P.U. as reflected above

- ☐ None
☐ Other

SEP 04 1990

Examiner's Signature

Checked by

Approved by

J. F. Stanton
ADM

Date

Date

Date

4-27-84

10/29/85

4/18/89

(Include distance from pump to measuring device, if applicable.)

Place(s) of Use

[illegible]

- ☒ Change P.D. as reflected above
- ☒ Change P.U. as reflected above

☐ Add P.D. as reflected above

☐ Add P.U. as reflected above

SEP 04 1990 ☐ Other

Examiner's Signature

Checked by Terry A. Blair

Approved by Kay Walker

Date 7-29-82

Date 9-9-82

Date 1-20-84

4/18/89

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

Water Right 36-07648

Case No. 39576)

ORDER AMENDING IRRIGATION PERIOD OF USE ELEMENT
IN PARTIAL DECREE AND INCORPORATING INTO PARTIAL
DECREE AN EXPRESS STATEMENT REGARDING GENERAL
PROVISIONS, *NUNC PRO TUNC*

A *Partial Decree* was entered for the above-captioned irrigation water right on January 15, 1998. The period of use element was decreed as "irrigation season." In *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), the Idaho Supreme Court remanded with the directive to include specific dates for the period of use element. Following remand, IDWR filed a *Supplemental Director's Report, Reporting Area 3, IDWR Basin 36, Regarding Revision of Period of use (For Irrigation Water Uses) and Conjunctive Management General Provisions*, which included an irrigation period of use recommendation for this water right. No objections were filed to this recommendation and the time period for filing objections has now expired.

THEREFORE, IT IS ORDERED that the period of use for the irrigation element of the above-captioned water right is hereby amended and decreed as:

PERIOD OF USE: 03-15 11-15

IT IS FURTHER ORDERED that the *Partial Decree* for the above-captioned water right is hereby amended and decreed to contain the following:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the court at a point in time no later than the entry of a final unified decree. I.C. section 42-1412(6).

This order is being entered *nunc pro tunc* as of the date the *Partial Decree* was issued and is not intended to modify any subsequent administrative changes for the water right, if any, which occurred following entry of the *Partial Decree*.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Dated August 27, 2001


ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls, ID 83303-2707

Important Information About Your Water Right

August 27, 2001

DEL L HOLYOAK
RICHARD HOLYOAK
354 S COUNTY LINE ROAD
JEROME, ID 83338

Dear Water Right Claimant(s):

The reverse side of this letter contains a copy of an *Order Amending Irrigation Period of Use Element in Partial Decree and Incorporating into Partial Decree An Express Statment Regarding General Provisions, Nunc Pro Tunc* (hereinafter "*Order*") for water right number 36-07648. According to Idaho Department of Water Resources (IDWR) records, you are the current owner of this water right. If you are not the current owner, please contact IDWR immediately at:

Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706
800-451-4129

The Purpose of the *Order* is to set forth beginning and ending dates for the irrigation period of use for this water right. As stated in the face of the *Order*, this action was necessary following the decision of the Idaho Supreme Court in *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998). This *Order* also incorporates into the *Partial Decree* an express statement that the *Partial Decree* is subject to such general provisions necessary for the definition or for the efficient administration of the water right. This express statement is necessary to comply with the requirements of Idaho Code section 42-1412(6). This *Order* in combination with the *Partial Decree* that was issued for this water right on January 15, 1998, sets forth all of the elements of your water right. The Snake River Basin Adjudication (SRBA) Court suggests that you keep this document in a safe location together with a copy of the *Partial Decree* to show evidence of the water right. The original of this *Order* and the original of the *Partial Decree* for this water right are on file with SRBA Court. If you do not have a copy of the original *Partial Decree*, one can be obtained by contacting the SRBA Court at (208) 736-3011. Please note that the *Order* is entered *Nunc Pro Tunc*, meaning that the *Order* will be treated as if it were issued the same date that the *Partial Decree* was originally issued.

Sincerely,



Diana Delaney
Case Administrator

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

Case No. 39576)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 36-07648

1997 JUN 15 PM 1:41

NAME & ADDRESS: DEL L HOLYOAK
RICHARD HOLYOAK
354 S COUNTY LINE ROAD
JEROME ID 83338

SOURCE: GROUNDWATER

QUANTITY: 0.44 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 8.29 CFS AND A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 2668 AF.
COMBINED RIGHT NOS.: 36-02156 & 36-02735B.

PRIORITY DATE: 09/29/1976

POINT OF DIVERSION: T07S R17E S04 LOT 1 (SESENE) Within JEROME County
LOT 3 (SESENW)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	0.44 CFS

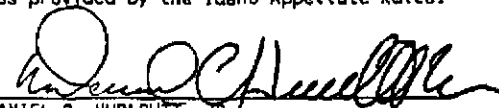
PLACE OF USE:	IRRIGATION	Within JEROME County
T07S R17E S03	Lot 4 (SWNW)40 SWSW 5	Lot 3 (SENEW)40 NWSW 40 SESE 40
S04	Lot 2 (SWNE)40 NWSW 40 SESE 40	Lot 1 (SENE)40 NESE 40
S05	Lot 1 (SENE)40	NESE 40
S09	WENE 15	NWNE 38
667 ACRES TOTAL		

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 667 ACRES IN A SINGLE
IRRIGATION SEASON.
COMBINED RIGHT NOS.: 36-02156 & 36-02735B.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 49 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

This
Right has been
Decreed in the
SRBA.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 36-07648

Priority: September 29, 1976

Maximum Diversion Rate:

0.44 CFS

Maximum Diversion Volume:¹

196.0 AF

This is to certify, that HOLYOAK FARMS
354 S. COUNTY LINE RD.
JEROME, ID 83338

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated September 29, 1976; and has submitted Proof of Beneficial Use on January 17, 1980. An examination indicates that the works have a diversion capacity of 8.290 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.44 CFS	196.0 AF

LOCATION OF POINT(S) OF DIVERSION: LOT 1(SENE), Sec. 4, Township 07S, Range 17E
LOT 3(SENW), Sec. 4, Township 07S, Range 17E
JEROME County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07S	17E	4	SESE 17			17
		9	NENE 15	SWNE 17		32

Total number of acres irrigated: 49

CONDITIONS/REMARKS:

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

MICROFILMED

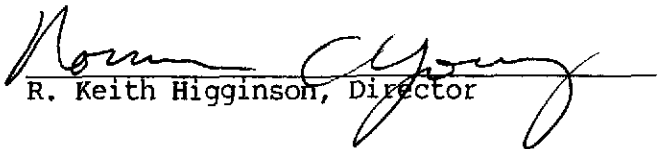
SEP 14 1990

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**
WATER RIGHT NO. 36-07648CONDITIONS/REMARKS:

5. The rate of diversion and annual volume under this right shall be appurtenant to the place of use so that each irrigated acre will receive an equal portion of water when all rights appurtenant to the place of use from the same source are considered cumulatively.
6. The maximum combined rate of diversion under this right & Rights 36-2156 & 36-2735B shall not exceed 8.29 cfs.
7. The combined annual volume of water under this right & Rights 36-2156 & 36-2735B shall not exceed 2620.0 afa.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 24th day of AUGUST, 1990.

Acting for


R. Keith Higginson, Director

SEP 04 1990

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 36-07648

APPROVED

Date of Priority: September 29, 1976 Maximum Diversion Rate: 0.44 CFS
Maximum Diversion Volume: 196.0 AF

Comes now STEVEN W. BINGHAM
DEBBIE BINGHAM
DEE R. BINGHAM
BESSIE T. BINGHAM
DEAN T. BINGHAM

803 TETON DR.
JEROME, ID 83338

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 36-07648, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.44 CFS	196.0 AF

LOCATION OF POINT(S) OF DIVERSION: LOT 1(SENE), Sec. 4, Township 07S, Range 17E
LOT 3(SENW), Sec. 4, Township 07S, Range 17E
JEROME County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
07S	17E	4	SESE 17			17
		9	NENE 15	SWNE 17		32
Total number of acres irrigated:						49

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

Signed at 11:00 AM, this 15th day of August, 1990.

MICROFILMED

Deborah K. Kimes
(Signature)

SEP 04 1990

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 36-07648

FOR DEPARTMENT USE ONLY

#C018066

Preliminary check by SC Fee = \$20.00

Received by MGH Date Aug. 17, 1990

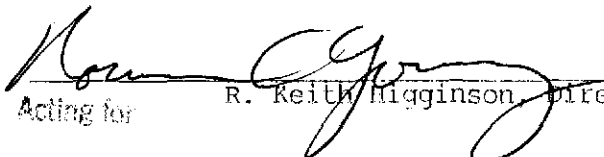
ACTION OF THE DEPARTMENT OF WATER RESOURCES

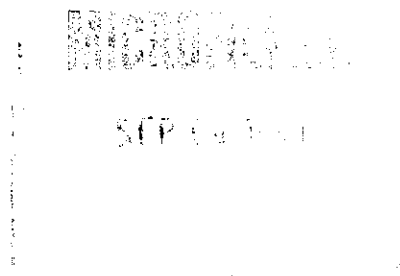
I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 36-07648 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. The rate of diversion and annual volume under this right shall be appurtenant to the place of use so that each irrigated acre will receive an equal portion of water when all rights appurtenant to the place of use from the same source are considered cumulatively.
6. The maximum combined rate of diversion under this right & Rights 36-2156 & 36-2735B shall not exceed 9.29 cfs.
7. The combined annual volume of water under this right & Rights 36-2156 & 36-2735B shall not exceed 2620.0 afa.

Witness my hand this 24TH day of AUGUST, 1990.


Acting for R. Keith Higginson, Director



ok

RECEIVED

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

APR 17 1981

ASSIGNMENT OF PERMIT

Department of Water Resources

I, N & C FARMS, A Partnership, hereby assign to DEE R. & BESSIE T. BINGHAM, h/w
(Name)
STEVEN W. & DEBBIE BINGHAM, h/w, & DEAN T. BINGHAM, a single man
(Address)

CHECK ONE

- ☒ All my right, title, and interest, in and to Permit No. 37-7533
to appropriate the public waters of the State of Idaho. 36-7648
- ☐ 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 14th day of April, 1981.

N & C FARMS, A Partnership

By

Neal Perkins
Permit Holder
Neal Perkins, Partner

By

Curtis Perkins
Permit Holder
Curtis Perkins, Partner

State of Idaho)

ss.

County of Jerome)

On this 14th day of April, 19 81, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that ~~he~~ (they) executed the same.

MICROFILMED

SEP 04 1990

Notary Public residing at Paul

My commission expires 4-30-91

State of Idaho
Department of Water Resources

RECEIVED

ASSIGNMENT OF PERMIT

AUG 15 1990

I, Dee R., Bessie T., Dean T.,
Steven W., & Debbie Bingham, hereby assign to Holyoke Farmers Region Office
of 354 S. County Line Road, Jerome, ID 83338
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 36-7648 & 37-7533
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.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this 15th day of August, 19 90.

Dean T. Bingham
Permit Holder

Spouse of Permit Holder

State of Idaho)
County of Jerome) ss.

On this 15th day of August, 19 90, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.

seal

Marc Johnson
Notary Public residing at

MICROFILMED

My commission expires: 4/29/94 SEP 04 1990

WATER RIGHT SPLIT

SUMMARY

ACTION	RIGHT #	NAME	AMOUNT C.F.S.
App. for Permit	36-7648 & 37-7533	N & C Farms (Partnership)	7.0
Assignment	36-7648 & 37-7533	Steven W. & Debbie Bingham(H/W) Dee R. & Bessie T. Bingham(H/W) Dean T. Bingham (single Man	7.0

MICROFILMED

SEP 11 1990

Land Title and Escrow, Inc.

P.O. BOX 36

JEROME, IDAHO 83338



State of Idaho
Department of Reclamation
1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301

ASSIGNED TO:
Dee R. & Bessie T. Bingham H/W
Steven W. & Debbie Bingham H/W
Dean T. Bingham, Singleman
803 Teton Drive
Jerome, Idaho 83338
April 15, 1981 (S. Region)
OCT 5 1981

Identification No. _____
Application No. 36-7648
37-7533

Department of Water Resources
Southern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant N & C Farms (Partnership) Phone: 324-4135
post office address 803 Teton Drive, Jerome, Idaho 83338

2. Source of water supply groundwater which is a tributary of _____
Lot 3

3. a. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 4 Township 7S
Range 17E B.M. Jerome County; additional points of diversion if any: _____
NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, Twp. 6S, Rge. 17E, B.M., Lincoln County

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes:
Amount 7.0 cfs for irrigation purpose from March 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:
a. 7.0 cubic feet per second and/or
b. _____ acre feet per annum.

6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. four wells with pumps, motors which
supply pivots, wheel lines and handline sprinkler equipment

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)

c. Proposed well diameter is 20 inches; proposed depth of well is 450 feet.

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 3 years.
b. Estimated construction cost is \$ 2,000.

8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

RECEIVED

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

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	
6S	17E	31																Lot 7 20	20
		32		10	40		40	40	40	40	40	30	40	40		40	40	20	460
7S	17E	5				Lot 1 40									40				80
		4			Lot 2 40	Lt. 1 40			Lt. 4 40	Lt. 3 40				40	40	40	40		360
		3							Lt. 4 40	Lt. 3 37	38	40							155
		9	20	40	20														80

Total number of acres to be irrigated 1155

c. Describe any other water rights used for the same purposes as described above.

Licenses 37-2592, 37-2527, and 36-2156 and 37-2531

9. a. Who owns the property at the point of diversion Applicant

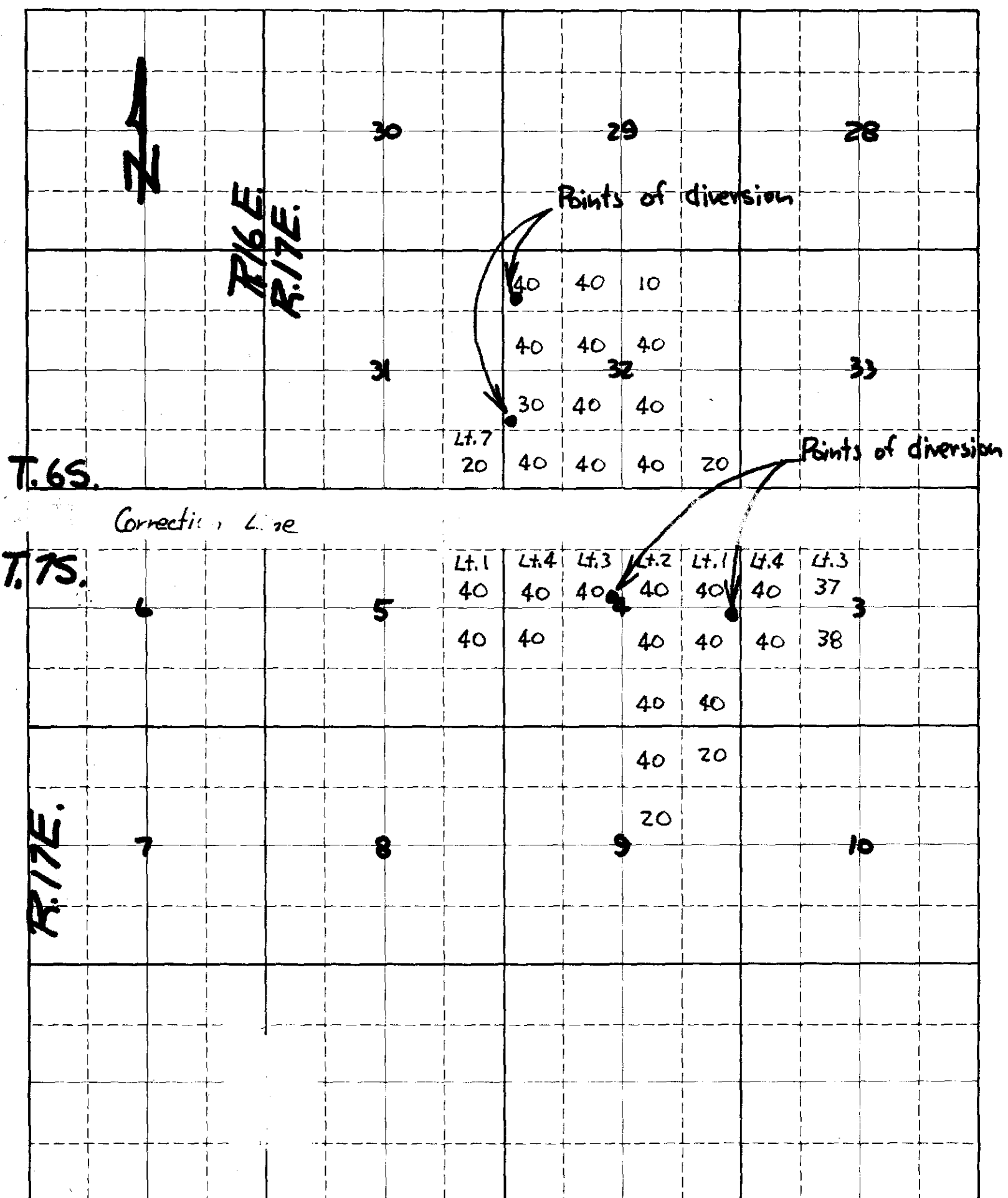
b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks 37-2592 - 1.42 cfs 160 acres
37-2527 - 4.50 cfs 280
36-2156 - 6.40 625
37-2531 - 2.04 655
14.36 cfs Total

Listed points of diversion have previously been developed.

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



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Curtis M. Perkins (Partner)
(Applicant)

Proposed Priority 9-29-76

Received by LM Date 9/29/76 Time 8:30

Preliminary check by RIN Fee \$ 85.00 #2224

Receipted by LM Date 10-5-76

Publication prepared by LM Date 10-5-76

Published in North Side News & Lincoln County Journal

Publication dates 10-14 & 10-21-76

Publication approved LM Date 10-13-76 (Lincoln County Journal)
10-12-76 (North Side News)

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by mls

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 36-7648/37-7533 and said application is hereby APPROVED.

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

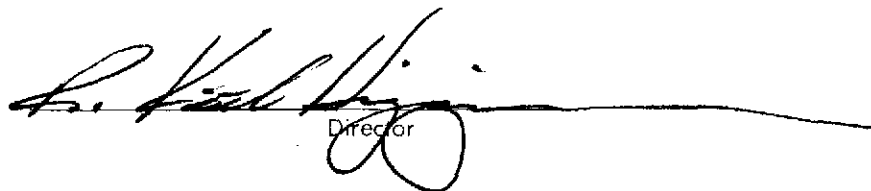
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before December 1, 1979.

c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 14 day of November, 1976.


Director

AFFIDAVIT of PUBLICATION

RECEIVED

COPY OF NOTICE

(Paste Here)

7th App Wtr Permit #36-7648

TITLE OF NOTICE

N+C Farms

PLAINTIFF ATTORNEY

DEFENDANT

State of Idaho, }
County of Jerome } SS.

L. L. LANGDON
ASST. PUBLISHER

Deputy Clerk of Court

Seal of the State of Idaho

being first duly sworn, deposes and says that he is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 14th day of October

1976, and the date of the last publication was on the 21st

day of October, 1976.

L. L. Langdon

Subscribed and sworn to before me this 29th

day of October, 1976.

(SEAL)

Darla Bratt

NOTARY PUBLIC

NORTH SIDE NEWS

Jerome, Idaho

COST OF PUBLICATION

Number of Lines in Notice	<u>48</u>
Number of Insertions	<u>2</u>
Lines tabular at	315c
<u>48</u> Lines straight at	21c <u>10 08</u>
<u>48</u> Subsequent lines at	15c <u>7 20</u>
TOTAL COST	<u>17 28</u>

NOTICE OF APPLICATION

Notice hereby given that N & C Farms, 803 Teton Drive, Jerome, Idaho 83338, has on 10-5-76 submitted Application No. 36-7648 for a permit to appropriate 7.0 cubic feet per second of water from groundwater by means of four wells with pumps, motors which supply pivots, wheel lines and handline sprinkler equipment within the (Lot 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$), NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, Twp. 7S, Rge. 17E., B.M. and NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, Twp. 6S, Rge. 17E., B.M. to be used from March 15 to Nov. 15 for irrigation of 1,155 acres within the (Lot 7, SE $\frac{1}{4}$ SE $\frac{1}{4}$), Sec. 31; W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 32, Twp. 6S., Rge. 17E., B.M.; (Lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$), NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5; (Lot 2, SW $\frac{1}{4}$ NE $\frac{1}{4}$), (Lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$), (Lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$), (Lot 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$), NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 4; (Lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$), (Lot 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$), N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 3; N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, Twp. 7S., Rge. 17E., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho 83301 on or before November 1, 1976.

R. KEITH HIGGINSON
Director

10-14-21c-n

No. 3278

OK LM 11-3-76

AFFIDAVIT of PUBLICATION

RECEIVED

COPY OF NOTICE

(Paste Here)

Water Permit

TITLE OF NOTICE

36-7648

PLAINTIFF ATTORNEY

N & C Farms

DEFENDANT

NOTICE OF PUBLICATION

Notice is hereby given that N & C Farms 803 Teton Drive, Jerome, Idaho 83338 has on 10-5-76 submitted Application No. 36-7648 for a permit to appropriate 7.0 cubic feet per second of water from groundwater by means of four wells with pumps, motors which supply pivots, handline sprinkler equipment and wheel lines within the (Lot 3, SE 1/4 NW 1/4, NE 1/4 SE 1/4, Sec. 4, Twp. 7S, Rge. 17E., B.M. and NW 1/4 SW 1/4, NW 1/4 NW 1/4, Sec. 32, Twp. 6S, Rge. 17E., B.M. to be used from March 15 to Nov. 15 for irrigation of 1,155 acres within the (Lot 7, SE 1/4 SE 1/4, Sec. 31; W 1/2 NE 1/4, NW 1/4 SW 1/4, NW 1/4 SE 1/4, S 1/2 SE 1/4, Sec. 2, Twp. 6S., Rge. 17E., B.M. (Lot 1, SE 1/4 NE 1/4), NE 1/4 SE 1/4, Sec. 5; (Lot 2, SW 1/4 NE 1/4), (Lot 1, SE 1/4 NE 1/4), (Lot 3, SW 1/4 - NW 1/4), (Lot 3, SE 1/4 NW 1/4), NW 1/4 SW 1/4, SE 1/4, Sec. 4; (Lot 4, SW 1/4 NW 1/4), (Lot 3, SE 1/4 - NW 1/4), N 1/2 SW 1/4, Sec. 3; N 1/2 - NE 1/4, SW 1/4 NE 1/4, Sec. 9, Twp. 7S., Rge. 17E., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before November 1, 1976.

/S/ R. KEITH HIGGINSON
Director

Pub: 10-14, 21

No 1527

OK
10/22/76

State of Idaho, }
County of Lincoln } SS.

OCT 22 1976

Department of Water
Southern District

Laray Trammel, being first duly sworn, deposes and says that he is the printer (publisher) of the Lincoln County Journal, a newspaper published every week in Shoshone, Lincoln County, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication

of said advertisement was on the 14 day of October

19 76 and the date of the last publication was on the 21

day of October, 19 76

Laray Trammel

Subscribed and sworn to before me this 21

day of October, 19 76

(SEAL)

Mary Ann Hagen
NOTARY PUBLIC

LINCOLN COUNTY JOURNAL

Shoshone, Idaho

COST OF PUBLICATION

Number of Lines in Notice 315c

Number of Insertions 21c

Lines tabular at 315c

46 Lines straight at 21c 9.66

46 Subsequent lines at 15c 6.90

TOTAL COST 16.56

This
Right has been
Decreed in the
SRBA.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

April 18, 1995

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

DAVID M BROWN
MUTUAL LIFE INSURANCE CO OF NEW YORK
ONE MID RIVERS DR STE 120
ST PETERS MO 63376

RE: License Nos. 36-02156, 36-02527, 36-02735, 36-07648,
37-02592, & 37-07533

Dear Sirs:

I recently received documentation assigning the above referenced licensed water rights to MONY.

In Idaho, decreed, licensed, and claimed water rights are considered real property; therefore, proof of owning the land is proof of owning the water rights unless extenuating circumstances exist. Water right statute does not provide a means for changing owner of record for licensed water rights; although, I have placed your correspondence in each of the water right files.

If you have any questions, please feel free to contact me directly at (208) 327-7944.

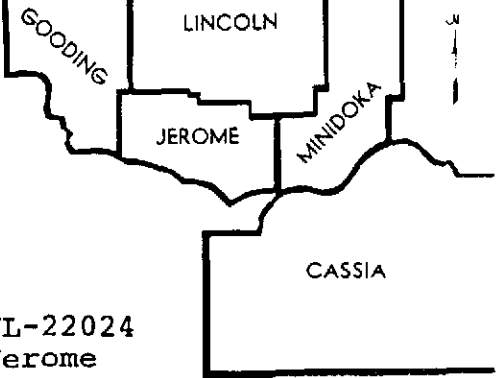
Sincerely,

Cindy Zimmerman
Water Resource Agent

APR 25 1995

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO:
OFFICE:

JL-22024
Jerome

April 14, 1995

Idaho Department of Water Resources
1301 North Orchard Street
Boise, ID 83706

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APR 17 1995

Department of Water Resources

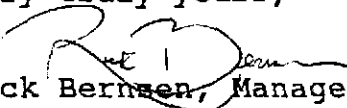
RE: Assignment and Pledge of Water Rights, Licenses and Permits
Robert S. Schillington and John T. Lezamiz, (Mortgagors) to
The Mutual Life Insurance Company of New York

Dear Gentlemen:

Please find enclosed the above referenced original executed and
Notarized document referenced above which bears the date of
March 23, 1995.

If you have any questions regarding this matter, please do not
hesitate to contact this office at 208-324-3357.

Very truly yours,


Rick Bernsen, Manager
LAND TITLE AND ESCROW, INC.

Enc. 1

RB:nj

BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524 - FAX 678-4435

BOX 349, JEROME, IDAHO 83338
PHONE 324-3357 - FAX 324-8961

BOX 473, GOODING, IDAHO 83330
PHONE 934-8477 - FAX 934-5890

BOX 111, RUPERT, IDAHO 83350
PHONE 436-0606 - FAX 1199

APR 25 1995

Loan No. 12135

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**ASSIGNMENT AND PLEDGE OF WATER
RIGHTS, LICENSES AND PERMITS**

THIS AGREEMENT, made this 23rd day of March, 1995, **ROBERT S. SHILLINGTON and KELLEY J. SHILLINGTON**, husband and wife, and **JOHN T. LEZAMIZ and ANN E. LEZAMIZ**, husband and wife (hereinafter collectively referred to as "Mortgagor"), and **THE MUTUAL LIFE INSURANCE COMPANY OF NEW YORK**, a New York corporation, hereinafter referred to as "Mortgagee",

WITNESSETH, that as additional security for the payment of that certain Promissory Note in the amount of Six Hundred Twenty Thousand and 00/100 Dollars (\$620,000.00) of even date herewith, made by Mortgagor to the order of the Mortgagee, which said Note is secured by a Mortgage of even date therewith made by Mortgagor to Mortgagee covering the premises and appurtenances set forth in Exhibit "A" attached hereto and made a part hereof for all purposes (hereinafter referred to as the "mortgaged premises"), the said Mortgagor, for security purposes only, does hereby assign and transfer to Mortgagee, all right, title and interest pertaining to all water rights, licenses and permits to appropriate the public waters of the State of Idaho, used in connection with said premises, together with all renewals and substitutions, including but not limited to, State of Idaho Department of Water Resources License Nos. 36-2156, 37-2527, 36-2735, 37-2592, 36-7648 and 37-7533

It is also agreed between Mortgagor and Mortgagee that said water rights, licenses and permits shall be appurtenant to the mortgaged property and used in connection with said property during the life of said loan and any extensions thereof.

Mortgagor covenants that Mortgagor will observe and perform all of the obligations imposed upon the Mortgagor under said instruments; it will not permit to be done anything to impair the validity thereof and the right to use said water rights, licenses and permits so that same will at all times be appurtenant to the mortgaged premises; it will not convey any further rights thereunder to any party other than the owner of the mortgaged premises; and to permit no act that will cause a cancellation or termination of said water rights, licenses and permits.

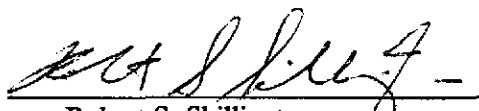
In the event of a failure of the Mortgagor to keep in full force and effect said water rights, licenses and permits and to perform all acts required thereunder, then such cancellation of said water rights, licenses and permits shall constitute an event of default under the Note and Mortgagee above described and, at the election of the Mortgagee, shall entitle Mortgagee to all remedies included in said Note and Mortgage.

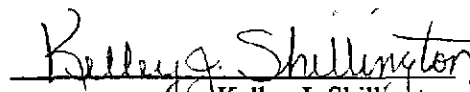
It is agreed that the Mortgagee shall not be liable for the performance of any of the terms and conditions of said water rights, licenses or permits, but Mortgagee, at its option, and not at its obligation, is hereby granted the right to cure any default under said water rights, licenses or permits, at the cost of the Mortgagor, whereas said cost, including any attorney fees incurred, is thereupon to be immediately due and payable to the Mortgagee under the terms of the Mortgage.

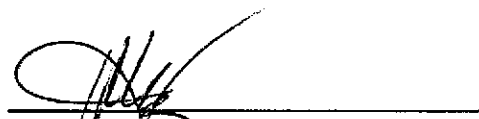
In the event the Mortgagors are in default and the Mortgagee elects to foreclose its Mortgage, the said water rights, licenses and permits may be entered as a part of the mortgaged premises and sold with the Real Estate in such foreclosure action, and the said water rights, licenses and permits may be

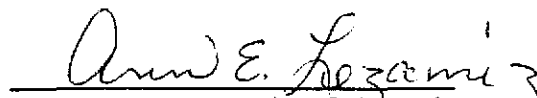
assigned to the purchaser under said foreclosure suit, together with the mortgaged premises, as a single unit with the property. And, at the option of the Mortgage, Mortgagee may pursue any other remedy authorized by law for the enforcement of the lien hereby created.

The Mortgagors hereby direct the issuing agency of said water rights, licenses and permits, its successors and assigns, to recognize the Mortgagee, its successors and assigns, as the owners of said water rights, licenses and permits at any foreclosure sale held under or pursuant to the terms of said Mortgage, and in the event of such foreclosure sale, said Mortgagor does hereby, for itself and its successors and assigns, hereby irrevocably appoint the Mortgagee its true and lawful agent and attorney in fact for it and in its name, place and stead to execute, sign, acknowledge and deliver such instruments of transfer as said agent shall deem fit and proper in its sole discretion to accomplish said transfer to the purchaser as such foreclosure sale held under or in pursuant to the remedies provided in said Mortgage, in the event of a default thereunder.


Robert S. Shillington


Kelley J. Shillington


John T. Lezamiz

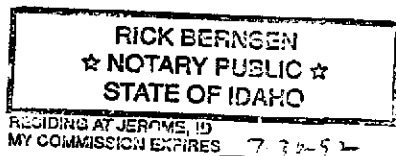

Ann E. Lezamiz

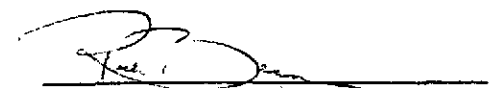
STATE OF IDAHO

COUNTY OF Jerome

On this 23rd day of March, in the year 1995, before me, a Notary Public, personally appeared Robert S. Shillington and Kelley J. Shillington, known or identified to me (or proved to me on the oath of _____) to be the persons identified in and who executed the foregoing instrument, and the said Robert S. Shillington and Kelley J. Shillington acknowledged to me that they executed the foregoing instrument as their free and voluntary act and deed for the uses and purposes stated therein.

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




Notary Public, State of Idaho

My Commission Expires: 7-30-97

Printed Name of Notary: RICK BERNSEN

STATE OF IDAHO

COUNTY OF JEROME

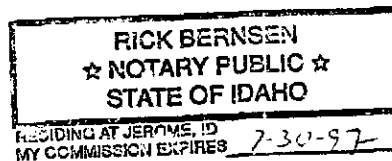
On this 23rd day of March, in the year 1995, before me, a Notary Public, personally appeared John T. Lezamiz and Ann E. Lezamiz, known or identified to me (or proved to me on the oath of _____) to be the persons identified in and who executed the foregoing instrument, and the said John T. Lezamiz and Ann E. Lezamiz acknowledged to me that they executed the foregoing instrument as their free and voluntary act and deed for the uses and purposes stated therein.

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


Notary Public, State of Idaho

My Commission Expires: 7-30-97

Printed Name of Notary: RICK BERNSEN



APR 25 1995

EXHIBIT A
MONY Loan No. 12135
Notch Butte Farms

TOWNSHIP 7 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 3: SW $\frac{1}{4}$; Lots 3 and 4;
Section 4: SE $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; Lots 1, 2, 3 and 4;
Section 5: Lot 1; NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Section 9: N $\frac{1}{4}$ NE $\frac{1}{4}$; N $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$;

Parcels of land located in the E $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 31 and in the W $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 32, both of which are located in Township 6 South, Range 17 East, Boise Meridian, Lincoln County, Idaho and being more particularly described as follows:

PARCEL "A"

Commencing at the section corner common to Sections 31 and 32 on the South boundary of Township 6 South, Range 17 East, Boise Meridian and being THE TRUE POINT OF BEGINNING;
Thence South 89°51'20" West along the South boundary of the SE $\frac{1}{4}$ of Section 31 for a distance of 236.06 feet to an angle point on the South boundary of the SE $\frac{1}{4}$ of Section 31;
Thence continuing along the South boundary of the SE $\frac{1}{4}$ of Section 31 on a bearing of North 89°58'39" West for a distance of 587.69 feet to a point that is South 89°58'39" East 495.0 feet from the Southwest corner of Gov't Lot 7 of Section 31;
Thence North 00°06'21" West, parallel with and 495.0 feet Easterly from the West boundary of Gov't Lot 7, for a distance of 1321.98 feet to a point on the North boundary of Gov't Lot 7 of Section 31;
Thence South 89°54'54" East along the North boundary of Gov't Lot 7 of Section 31 for a distance of 329.37 feet to a point that is North 89°54'54" West 495.0 feet from the Northeast corner of Gov't Lot 7 of Section 31;
Thence South 00°51'54" West, parallel with and 495.0 feet Westerly from the East boundary of Gov't Lot 7 of Section 31, for a distance of 336.36 feet to a point on an arc that is located 1191.36 feet from the center of an irrigation pivot;
Thence Southeasterly along the arc of the curve left for a distance of 1407.51 feet, said arc having a radius of 1191.36 feet and a chord bearing and distance of South 43°55'14" East 1327.07 feet;

APR 28 1996

EXHIBIT A
MONY Loan No. 12135
Notch Butte Farms

Thence South 71°43'26" East for a distance of 91.34 feet to a point on the South boundary of Section 32;
Thence South 89°58'09" West along the South boundary of Section 32 for a distance of 505.37 feet to the section corner common to Sections 31 and 32 and being THE TRUE POINT OF BEGINNING.

PARCEL "B"

Commencing at the section corner common to Sections 31 and 32 on the South boundary of Township 6 South, Range 17 East, Boise Meridian;
Thence North 00°04'44" West along the boundary common to Sections 31 and 32 for a distance of 1572.50 feet to THE TRUE POINT OF BEGINNING;
Thence North 61°56'13" West for a distance of 23.37 feet;
Thence North 87°13'47" West for a distance of 299.79 feet;
Thence South 79°16'25" West for a distance of 129.41 feet;
Thence South 35°57'51" West for a distance of 81.21 feet to a point that is 495.0 feet Westerly from the East boundary of Section 31;
Thence North 00°04'44" West parallel with and 495.0 feet Westerly from the East boundary of Section 31 for a distance of 1134.00 feet to a point on the North boundary of the SE $\frac{1}{4}$ of Section 31;
Thence South 89°50'25" East along the North boundary of the SE $\frac{1}{4}$ of Section 31 for a distance of 495.0 feet to a point on the boundary common to Sections 31 and 32;
Thence South 00°04'44" East along the boundary common to Sections 31 and 32 for a distance of 218.00 feet;
Thence South 50°34'55" East for a distance of 227.63 feet;
Thence South 43°23'26" East for a distance of 309.16 feet;
Thence South 11°05'02" East for a distance of 181.94 feet;
Thence South 04°02'54" West for a distance of 366.39 feet;
Thence South 15°52'10" West for a distance of 53.98 feet;
Thence South 28°35'41" West for a distance of 78.09 feet;
Thence North 61°56'13" West for a distance of 389.88 feet to THE TRUE POINT OF BEGINNING.

WELL DRILLER'S REPORT

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

1. WELL OWNER

Name Holypark Farms
Address 354 S County Line Road, Jerome
Drilling Permit No. 36-92-5-147
Water Right Permit No. 36-7648 OK

2. NATURE OF WORK

- ☐ New well ☒ Deepened ☐ Replacement
☐ Well diameter increase
☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

3. PROPOSED USE

- ☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

4. METHOD DRILLED

- ☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary
☒ Cable ☐ Dug ☐ Other _____

5. WELL CONSTRUCTION

Casing schedule: ☐ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was casing drive shoe used? ☐ Yes ☐ No
Was a packer or seal used? ☐ Yes ☐ No
Perforated? ☐ Yes ☐ No
How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun
Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☐ Yes ☐ No
Manufacturer's name _____
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☐ Yes ☐ No ☐ Size of gravel _____
Placed from _____ feet to _____ feet
Surface seal depth _____ Material used in seal: ☐ Cement ☐ Bentonite ☐ Puddling clay ☐ _____
Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☐ Overbore to seal depth
Method of joining casing: ☐ Threaded ☐ Welded ☐ Solvent Weld
☐ Cemented between strata

Describe access port _____

7. WATER LEVEL

Static water level 391 feet below land surface.
Flowing? ☐ Yes ☐ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature _____ °F. Quality _____
Describe artesian or temperature zones below.

8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Air ☐ Other _____

Discharge G.P.M. _____ Pumping Level _____ Hours Pumped _____

No test

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
14 3/4	435	456	Grey basalt		X
	456	470	Brown basalt		X
	470	483	Grey basalt		X
	483	489	Grey-brown basalt		X
	489	491	Brown clay		X
	491	518	Grey basalt		X
	518	522	Basalt + brown clay		X
	522	530	Brown basalt		X
	530	568	Grey basalt		X
	568	570	Brick red clay		X
	570	577	Brown clay		X
	577	600	Grey basalt (brown color)		X
	600	606	Grey basalt (grey color)		X
	606	610	Grey-brown basalt	X	
	610	627	Brown basalt	X	
	627	646	Black basalt	X	
	646	653	Brown-black basalt	X	
	653	676	Black basalt	X	
	676	678	Brick red clay		X
	678	703	Grey basalt in brown sandy clay		X
	703		Grey basalt firm	X	

RECEIVED
JUL 7 1992

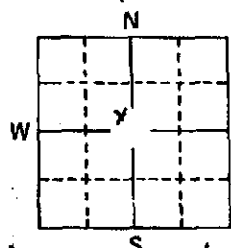
Department of Water Resources

10.

Work started 23 May finished 3 June 1992

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County JeromeSE 1/4 NW 1/4 Sec. 4, T. 7 N ☐ S ☒ R. 17 E ☒ W ☐

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.Firm Name Boley & Henry Firm No. 86Address Mortgagh Date 5 June 1992Signed by (Firm Official) Blaine Boleyand
(Operator) Blaine Boley

August 27, 1990

HOLYOAK FARMS
354 S. COUNTY LINE RD.
JEROME, ID 83338

RE: PERMIT NO. 36-07648

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

SEP 04 1990

August 27, 1990

HOLYOAK FARMS
354 S. COUNTY LINE RD.
JEROME, ID 83338

RE: PERMIT NO. 37-07533

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Water Rights Supervisor

JJ:sc

Enclosure

SEP 04 1990

July 19, 1990

STEVEN W. BINGHAM
DEBBIE BINGHAM
DEE R. BINGHAM
BESSIE T. BINGHAM
DEAN T. BINGHAM
803 TETON DR.
JEROME, ID 83338

RE: PERMIT NO. 36-07648

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

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JUL 24 1990

SEP 24 1990

July 19, 1990

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Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

SEP 11 1990

MEMORANDUM

TO: FILE 36-7648/37-7533

FROM: ROXANNE MCCARTHY

RE: OVERLAP ANALYSIS AND RECOMMENDATIONS

DATE: 31-OCT-1989

=====

This Permit covers two basins, part is in basin 36 and part is in basin 37. Two water right numbers were issued, one for each basin, and the license for each identifies only the place of use located in the proper basin. The field examiner subsequently found that the right consists of two distinct systems, each irrigating a single basin exclusively. Each portion of the right has been reviewed as if it were to be split, but the resulting parts will have different basin numbers.

Right 36-7648

Two wells with a combined capacity of 8.29 cfs are used to irrigate 667 acres. The bulk of this acreage is covered by licensed rights 36-2156 and 36-2735B/37-2531B, therefore these lands were excluded from this license.

Seventeen acres overlapped 36-2156 at a rate of 0.0102 cfs per acre. The additional diversion rate on these lands will be:

$$17.0 \text{ acres} \times [0.0124 - 0.0102] \text{ cfs/acre} = 0.04 \text{ cfs}$$

There are 32 acres under 36-7648 that do not overlap with any right, therefore the diversion rate on this land is:

$$32.0 \text{ acres} \times 0.0124 \text{ cfs/acre} = 0.40 \text{ cfs}$$

The total rate of diversion is 0.44 cfs on 49 acres.

The right should be conditioned to spread the water evenly over the overlapping portions by using Condition R38. Additionally, it should be conditioned to reflect the fact that the combined rights exceed the current system capacity by using Condition R17(36-2735B and 36-2156)(8.29 cfs) and Condition R17A(36-2735B and 36-2156)(2620.0 afa).

MicroFILMED

SEP 14 1990

Right 37-7533

One well with a capacity of 3.29 is used to irrigate 414 acres. 349 acres are covered by licensed right 37-2527A, therefore these lands are excluded from this license.

The remaining 65 acres under 37-7533 do not overlap with any right, therefore the diversion rate on this land is:

$$65.0 \text{ acres} \times 0.00795 \text{ cfs/acre} = 0.52 \text{ cfs.}$$

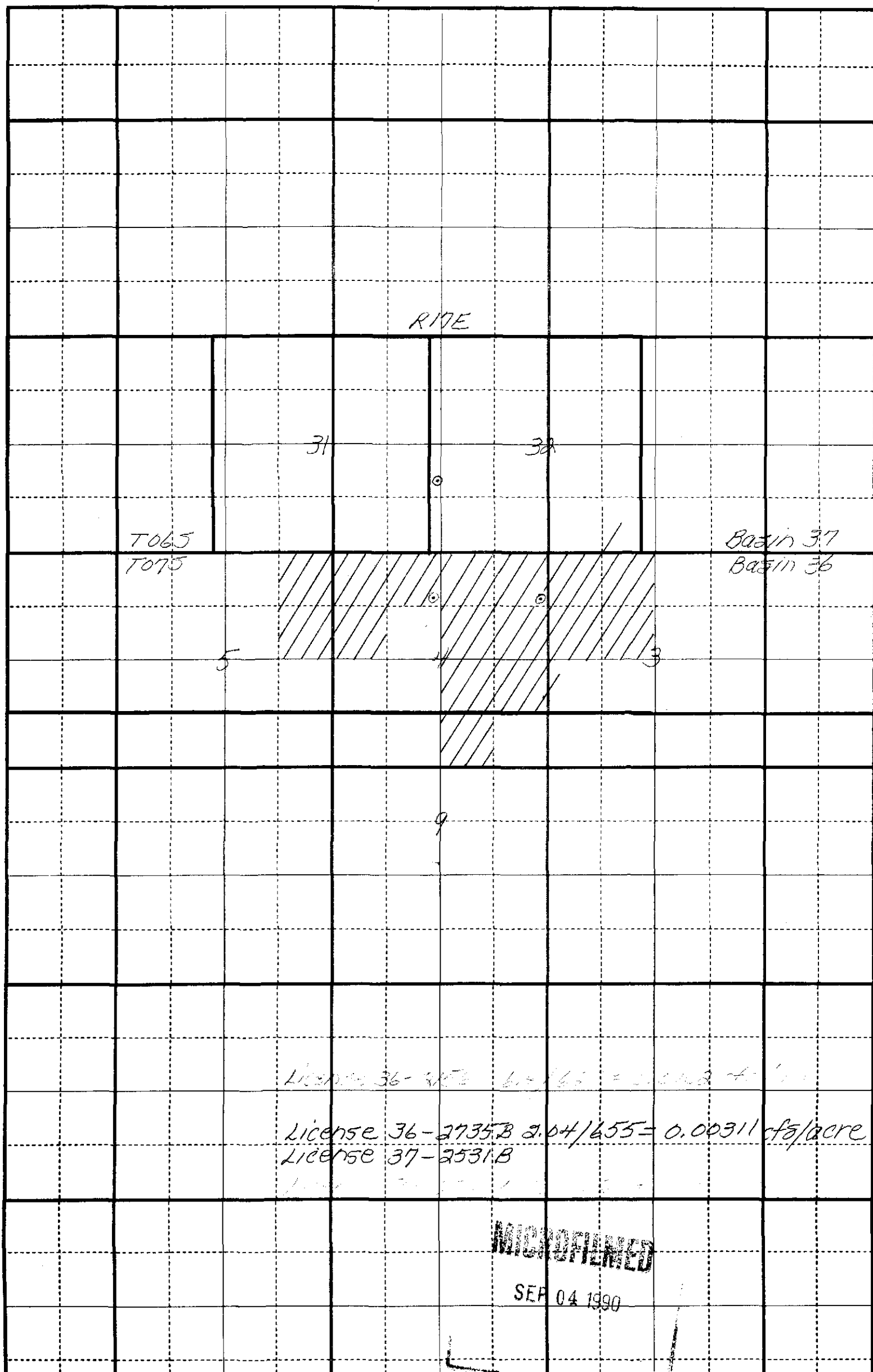
The volume under this right is limited by the diversion rate.

The diversion capacity of this system is exceeded by the two rights and should be conditioned to reflect this by using Condition R17(37-7533)(3.29 cfs).

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SEP 04 1990

7648/37-7533

Form No. 0

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

PLACE OF USE 1/4 1/4 T-R-S REPORT

10/26/89

WR-NUMBER		NAME	STG	SOURCE	T	R	S	NE				NW				SW				SE				SUM
3602735A		SHEER	L	GROUNDWATER	06S	17E	31							30			40	56	54	40	300			
3607648		BINGHAM	P	GROUNDWATER	06S	17E	31																	
3608020		JONES	P	GROUNDWATER	06S	17E	31																	
3702527		JEROME LINCOLN FARM AS	L	GROUNDWATER	06S	17E	31												3	6	9			
3702531A		SHEER	L	GROUNDWATER	06S	17E	31							30			40	56	54	40	300			
3702532A		JONES	L	GROUNDWATER	06S	17E	31				40	40				40					120			
3702532B		JONES	L	GROUNDWATER	06S	17E	31										40			5	85			
3702645		SHIRLEY	L	GROUNDWATER	06S	17E	31	40	40				40								120			
3702804A		JONES	L	GROUNDWATER	06S	17E	31				40	40				20	40				140			
3702804B		JONES	L	GROUNDWATER	06S	17E	31										40			5	85			
3707533		BINGHAM	P	GROUNDWATER	06S	17E	31																	
L3607648		BINGHAM	L	GROUNDWATER	06S	17E	31																	
L3608020		JONES	L	GROUNDWATER	06S	17E	31												12		12			
L3707533		BINGHAM	L	GROUNDWATER	06S	17E	31																	

3602156	JEROME LINCOLN FARMS A	L	GROUNDWATER	06S	17E	32	:	:	:	:	:	:	:	:	:	:	:	:	:	7	7				
3602735B	JEROME LINCOLN FARM AS	L	GROUNDWATER	06S	17E	32	:	:	:	:	:	:	:	:	:	:	:	:	:	7	7				
3607648	BINGHAM	P	GROUNDWATER	06S	17E	32	10	40	:	40	40	40	40	:	40	30	40	40	:	40	40	20	460		
3702527	JEROME LINCOLN FARM AS	L	GROUNDWATER	06S	17E	32	:	:	:	39	30	:	38	29	:	39	:	:	:	40	39	17	271		
3702531B	JEROME LINCOLN FARM AS	L	GROUNDWATER	06S	17E	32	:	:	:	:	:	:	:	:	:	:	:	:	:	7	7				
3702592A	LIKENESE	L	GROUNDWATER	06S	17E	32	40	20	:	40	40	:	:	:	:	:	:	:	:	:	:	140			
3702592B	JEROME LINCOLN FARM AS	L	GROUNDWATER	06S	17E	32	20	:	:	:	:	:	:	:	:	:	:	:	:	:	:	20			
3707533	BINGHAM	P	GROUNDWATER	06S	17E	32	10	40	①	:	40	40	②	40	:	40	30	③	40	:	21	40	40	20	460
L3607648	BINGHAM	L	GROUNDWATER	06S	17E	32	10	40	:	40	40	40	40	:	40	30	40	40	:	40	40	20	460		
L3707533	BINGHAM	L	GROUNDWATER	06S	17E	32	10	40	:	40	40	40	40	:	40	30	40	40	:	40	40	20	460		

0100212	NORTH SIDE CANAL CO.	D	SNAKE RIVER	07S	17E	5	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:
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Basin 36

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PLACE OF USE 1/4 1/4 T-R-S REPORT

10/26/89

WR-NUMBER	NAME	STG	SOURCE	T	R	S	NE				NW				SW				SE				SUM		
							NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
~~L3707533~~	~~BINGHAM~~	~~L~~	~~GROUNDWATER~~	~~07S~~	~~17E~~	~~4~~											~~40~~			~~40~~	~~40~~	~~40~~	~~40~~	~~200~~	
0100212	NORTH SIDE CANAL CO.	D	SNAKE RIVER	07S	17E	3																			
0100213	NORTH SIDE CANAL CO.	D	SNAKE RIVER	07S	17E	3																			
0100215	NORTH SIDE CANAL CO.	D	SNAKE RIVER	07S	17E	3																			
0100220	NORTH SIDE CANAL CO.	D	SNAKE RIVER	07S	17E	3																			
3602156	JEROME LINCOLN FARMS A	L	GROUNDWATER	07S	17E	3											33	40	5					78	
3602735B	JEROME LINCOLN FARM AS	L	GROUNDWATER	07S	17E	3											33	40	5					78	
3607648	BINGHAM	P	GROUNDWATER	07S	17E	3											~~33~~	~~40~~	~~5~~					~~78~~	
3702531B	JEROME LINCOLN FARM AS	L	GROUNDWATER	07S	17E	3											33	40	5					78	
~~3707533~~	~~BINGHAM~~	~~P~~	~~GROUNDWATER~~	~~07S~~	~~17E~~	~~3~~											~~33~~	~~40~~	~~5~~					~~78~~	
~~L3607648~~	~~BINGHAM~~	~~L~~	~~GROUNDWATER~~	~~07S~~	~~17E~~	~~3~~											~~33~~	~~40~~	~~5~~					~~78~~	
~~L3707533~~	~~BINGHAM~~	~~L~~	~~GROUNDWATER~~	~~07S~~	~~17E~~	~~3~~											~~33~~	~~40~~	~~5~~					~~78~~	
0100005	NORTH SIDE CANAL CO.	D	SNAKE RIVER	07S	17E	9																			
0100016	NORTH SIDE CANAL CO.	D	SNAKE RIVER	07S	17E	9																			
0100212	NORTH SIDE CANAL CO.	D	SNAKE RIVER	07S	17E	9																			
0100213	NORTH SIDE CANAL CO.	D	SNAKE RIVER	07S	17E	9																			
0100215	NORTH SIDE CANAL CO.	D	SNAKE RIVER	07S	17E	9																			
0100220	NORTH SIDE CANAL CO.	D	SNAKE RIVER	07S	17E	9																			
3602156	JEROME LINCOLN FARMS A	L	GROUNDWATER	07S	17E	9		38																38	
3602173	HALVERSON	L	GROUNDWATER	07S	17E	9			20		40	40	40	37										177	
3602586	SCHWARTZ	L	GROUNDWATER	07S	17E	9											30	26			40	40	25	161	
3602735B	JEROME LINCOLN FARM AS	L	GROUNDWATER	07S	17E	9	13	38																51	
3607506	DWJ MODEL FARMS INC.	L	GROUNDWATER	07S	17E	9											40	40	13	20	40	40	25	40	258
3607624	D.W.J. MODEL FARMS INC	L	GROUNDWATER	07S	17E	9											40	40	13	20	40	40	25	40	258
3607648	BINGHAM	P	GROUNDWATER	07S	17E	9	20	40	20															80	
3702531B	JEROME LINCOLN FARM AS	L	GROUNDWATER	07S	17E	9	13	38																51	
~~3707533~~	~~BINGHAM~~	~~P~~	~~GROUNDWATER~~	~~07S~~	~~17E~~	~~9~~	~~20~~	~~40~~	~~20~~															~~80~~	
~~L3607648~~	~~BINGHAM~~	~~L~~	~~GROUNDWATER~~	~~07S~~	~~17E~~	~~9~~	~~20~~	~~40~~	~~20~~															~~80~~	
~~L3707533~~	~~BINGHAM~~	~~L~~	~~GROUNDWATER~~	~~07S~~	~~17E~~	~~9~~	~~20~~	~~40~~	~~20~~															~~80~~	

new acres

POINT OF DIVERSION OVER

WR-NUMBER	TWP	RNG	SC	TRACT	LT	#SOURCE	#NAME
				1\4 1\4 1\4			
3607648	07S	17E	4	NE SE	3	GROUNDWATER	N & C FARMS
NO MATCHES FOR THIS POD							
~~3607648~~	~~06S~~	~~17E~~	~~32~~	~~NW SW~~		~~GROUNDWATER~~	~~N & C FARMS~~
3702527						GROUNDWATER	WALL, ETHEL L.
3702592B						GROUNDWATER	LIKENESS, GEOR
3707533						GROUNDWATER	N & C FARMS
~~3607648~~	~~06S~~	~~17E~~	~~32~~	~~NW NW~~		~~GROUNDWATER~~	~~N & C FARMS~~
3702527						GROUNDWATER	WALL, ETHEL L.
3702592A						GROUNDWATER	LIKENESS, GEOR
3707533						GROUNDWATER	N & C FARMS

MICROFILMED

SEP 14 1990

POINT OF DIVERSION OVER

WR-NUMBER	TWP	RNG	SC	TRACT	LT	#SOURCE	#NAME
				1\4 1\4 1\4			
~~3707533~~	~~07S~~	~~17E~~	~~4~~	~~SE NW~~	~~3~~	~~GROUNDWATER~~	~~N & C FARMS~~
3602735B						GROUNDWATER	SHEER, ARTHUR
3702531B						GROUNDWATER	SHEER, ARTHUR
~~3707533~~	~~07S~~	~~17E~~	~~4~~	~~NE SE~~		~~GROUNDWATER~~	~~N & C FARMS~~
						NO MATCHES FOR THIS POD	
3707533	06S	17E	32	NW SW		GROUNDWATER	N & C FARMS
~~3607640~~						GROUNDWATER	N & C FARMS
3702527						GROUNDWATER	WALL, ETHEL L.
3702592B						GROUNDWATER	LIKENESS, GEOR
3707533	06S	17E	32	NW NW		GROUNDWATER	N & C FARMS
~~3607640~~						GROUNDWATER	N & C FARMS
3702527						GROUNDWATER	WALL, ETHEL L.
3702592A						GROUNDWATER	LIKENESS, GEOR

SEP 9 1976

RECEIVED

DEC 5 1985

INTER-DEPARTMENT MEMO — 1

FROM Jim Stanton

Department of Water Resources

DATE 4-30-84

TO Jim Johnson thru Loren Holmes

LH

SUBJECT Field Exam 36-7648/37-7533

Per your memos on my original exam, the exam has been completely rewritten. Transfers have been filed on the original licenses covering this farm; suggest the field exam & licensing be held until transfers are approved, since the new field exams are based on expected approval of the transfers. The new licenses will add some additional land but no new water (measured flows were less than is presently licensed from these wells.

Send the license to Jerome-Lincoln Farm Associates, 1922 Alameda, Suite #400, San Jose, Calif. 95126, with a copy to Steve Bingham, Route #1 Box 1624, Jerome, ID, 83338.

MICROFILMED

SEP 04 1990

[Signature]

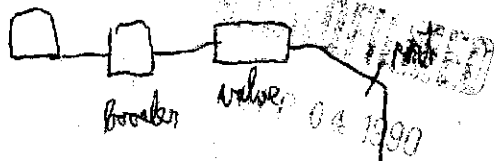
SIGNATURE

Remarks All of this part of the permit is in Basin 36, so only 36-7648 should be used.
Amount recommended will give these lands $2/3$ " per acre, the same as other parts of the farm.
Not to exceed system capacity of 8.44 cfs when combined with License 36-2725/39-2531 and 36-2156.
Field exam recommendations are based on approval of pending transfers of these water rights.

911 24 1990

3 U.S. Motors 250 hp motor # 1099628
Aurora, Payne & Bowler pump # 23629

Marathon booster motor 150 hp # BA-96644-51-4
Aurora pump # 93-20335



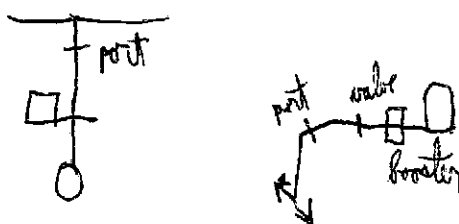
10.02" take meter 091475

18" pressure measured at 60 psi
(line not full)

1640 gpm x .991 = 1625 gpm
3.62 cfs

PD #4 U8 Motor 300 hp #958257
Jayne & Bowler pump #19344

Marathon boiler 125 hp #9K-76013-381-2
Aurora pump #73-4679



10.02" Annubar meter 09147⁵

29 1/2" pressure = 2102 gpm
x .996 = 2094 gpm
4.67 cfs

~~#1 - 1733~~

~~#2 - 1211~~

~~#3 - 1625~~

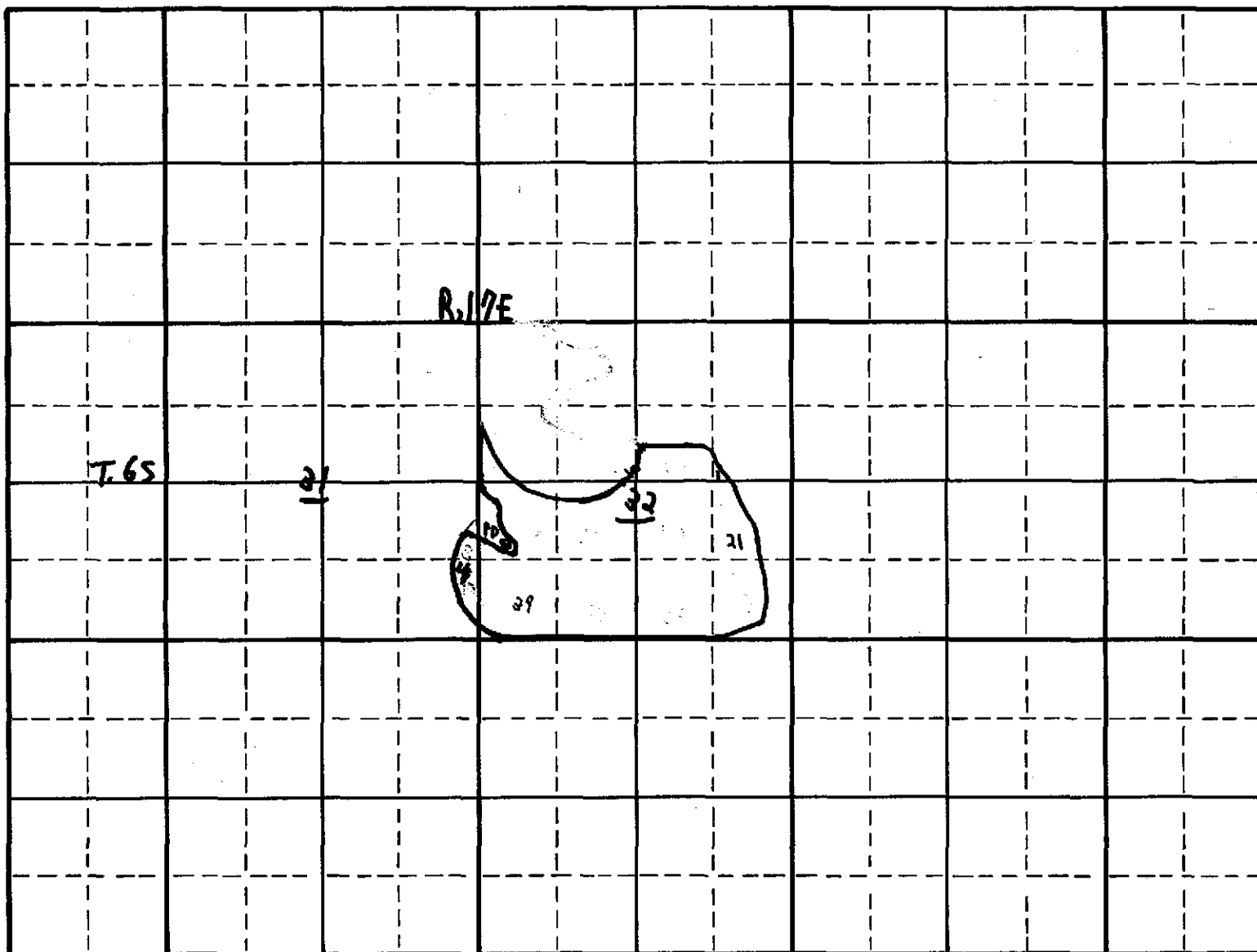
~~#4 - 2094~~

~~6663 gpm~~

~~14.85 cfs~~

~~448.8 / 6663~~

RECEIVED
SEP 14 1990



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NW 1/4 SW 1/4 Sec. 32 T. 6S R. 17E

Place(s) of Use

TWP.	RGE.	SEC.	NE%				NW%				SW%				SE%				TOTALS
			NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	NE%	NW%	SW%	SE%	
6S	17E	31																	4
		32			1			4	7	22	25	39	39	21	40	39	17	61	259

MICROFILMED 65

Recommended Amendments:

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

SEP 04 1990

Examiner's Signature J. E. Stanton

Checked by ADM

Approved by _____

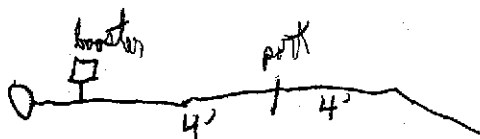
Date 4-27-84

Date 10/29/85

Date 4/18/89

PD #1 GE 250 hp motor #ZMJ1212006
 Payne & Fowler pump #22143

U.S. Motors 150 hp booster #C1205-01-60³
 Aurora pump #74-4377-1



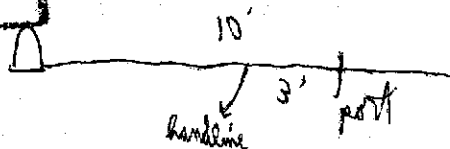
8-17-81 10" = 9.02
 12" tube meter 091464

MICROFILMED

SEP 14 1990

GE 200 hp motor #CKJ320120
 Aurora pump no tag

not recommended
 for burning covered
 by existing right of
 pending transfer
 see 37-25278



28 7/64" nipples
 48.5 psi average
 = 160 gpm

7- -82 9.5" pressure meter 091464
 $1709 \text{ gpm} \times 1.014 = 1733 \text{ gpm}$
 3.86 cfs

12" Annubar meter 091464

$\times 1.052 = 1018$
 968 gpm 3.05" pressure w/ handline on
 1150 gpm 4.3" " w/ handline off
 $\times 1.053 = 1211 \text{ gpm}$
 2.7 cfs

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORT

RECEIVED

DEC 8 1982

VOID

36-7448, 37-2533
Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:			
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)	7-19-82 9am	js	

EXAMINATION

Date 7-19-1982 Accompanied by Steve Bingham Total Q measured 6663 gpm / 14.85 cfs
 If source is surface water, estimate total flow of source
 Methods of measurement Anemometer, Eagle Eye Meter Meets Permit requirements? ☒

Measurement calculations:

see field notes. Measure 6663 gpm / 448.8 gpm/cfs = 14.85 cfs. Allow 7.0 cfs filed on ^{OK}

Volume ¹⁰⁸¹ ~~1081~~ ¹⁰⁸¹ ~~1081~~ $\times 4.0 \text{ AFA/acre} = 4324 \text{ AFA}$ $7.0 \text{ cfs} \times 1.98 \text{ AFA/cfs} \times 245 \text{ days} = 3395.7 \text{ AFA}$

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS

System Description Four wells & pumps, sprinklers 1081 acres $\times 0.02 = 21.62 \text{ cfs}$ needed for 1" per acre.

*Code with map on reverse side. Disregard code if only one.

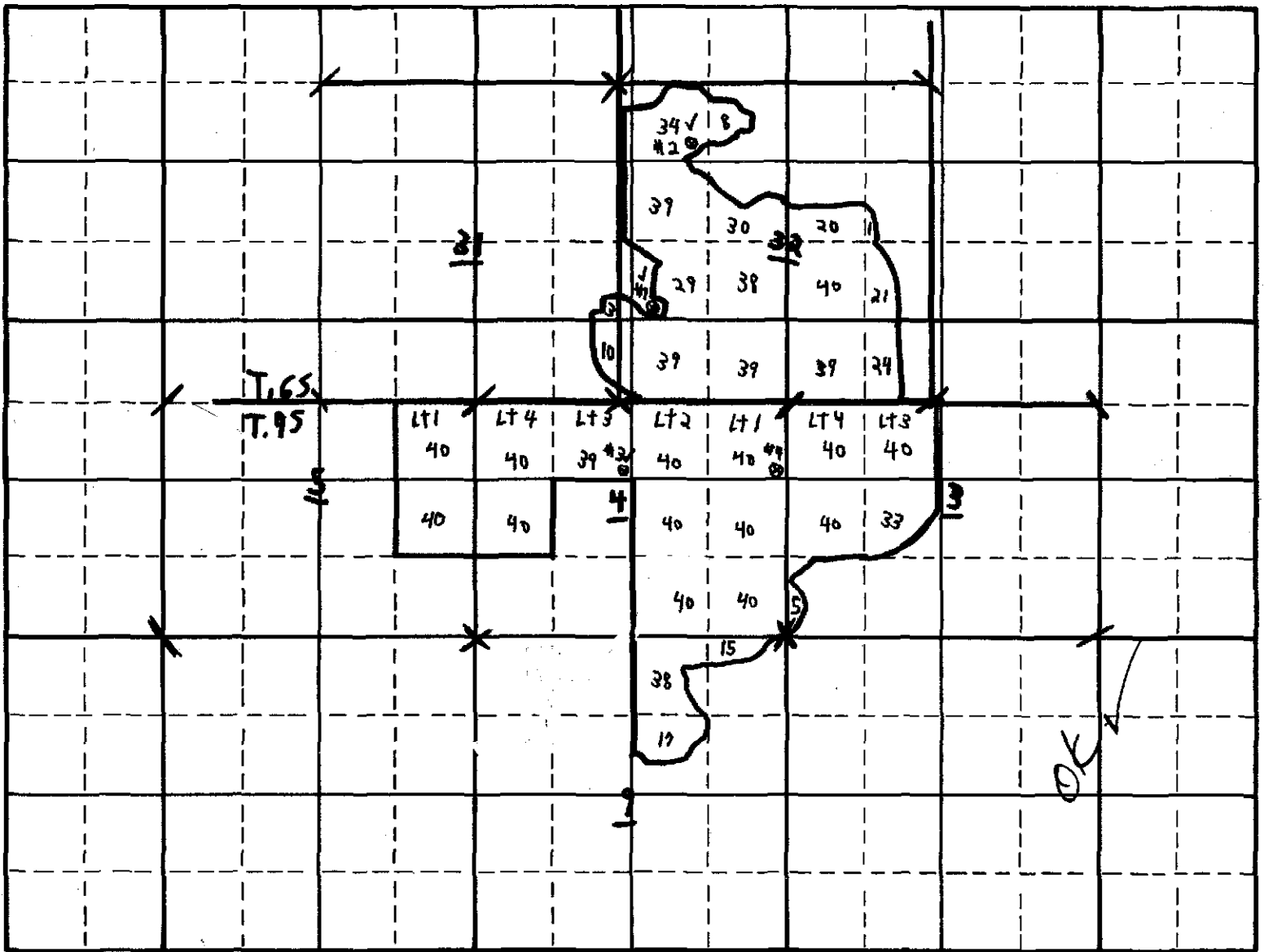
RECOMMENDED AMOUNTS

USE irrigation ☒
 $V = 7.0 \times 1.9835 \times 245 = 3401.7 \text{ AFA}$
 $V = 1081 \times 4.0 = 4324.0 \text{ af}$
 allow 7.0 cfs - per permit
 see overlap review - will not use wells to capacity
 Total 7.0 ☒ 3401.7
4324

Remarks Not to exceed 14.85 cfs when combined with rights in 32-2533, 36-2156, 37-2531 and 4.0 AFA/acre

SEP 04 1990

per phone book Bingham's live N.E. of Jerome - may want to call for current address
 Dean T. - 324-5295
 Dee R. - 324-5417
 Steve - 324-7470 tax 1-20-84



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: #1 NW 1/4 SW 1/4 Sec. 32, #2 NW 1/4 NW 1/4 Sec. 32 T. 6S R. 17E OK
 #3 Lt 3 (SE 1/4 NW 1/4) Sec. 4, #4 (SE 1/4 NE 1/4) Lt 1 Sec. 4 T. 9S R. 17E

Place(s) of Use

change from permit not on permit

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	
6S	17E	31													(3)			10	13 ✓
		32			20	(1)	8	34	39	30	38	29	39	39	(21)	40	39	34	401 ✓
7S	17E	3							40	40	33	40	(25)						158 ✓
		4			40	40			40	39		40			40	40	40	40	359 ✓
		8				40									40				80 ✓
		9	15	38	17														70

Recommended Amendments:

- ☒ Change P.D. as reflected above
☒ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
☐ Add P.U. as reflected above

☐ None

SEP 04 1990

Examiner's Signature

J. P. Stanton

Checked by

Larry A. Blau

Approved by

Ray Walker

Date

7-29-82

Date

9-9-82

Date

1-20-84

JOM

4/18/89

1081 ✓

MEMORANDUM

TO: Jim S. thru Loren H.
FROM: Jim Johnson *Jim*
DATE: March 23, 1984
RE: Field Exam on Right 36-7648/37-7533

Jim, I am addressing this memo to you because you are probably most familiar with Mr. Bingham's irrigation system.

Attached is the field exam you did on right 36-7648/37-7533. What we would like to have done is to identify the lands irrigated by each well. I have also attached a memo which attempts to identify the problems encountered if we try to issue a license as the field exam is presently prepared. It may be that I am the only one that can understand it. If that be the case, give me a call.

We will probably wind up issuing a license in several parts with each part being tied to the four wells used under this right. The quantities of each part will be affected by existing water rights appurtenant to the four wells.

To keep all things clear, you should probably prepare a supplemental field exam for each well and identify lands served by each.

Also, you should determine which 40 acre tract wells 3 & 4 are located in, as addressed in the 2/14/84 memo.

If you have any questions, please let me know.

MICROFILMED
SEP 04 1990

MEMORANDUM

TO: File

FROM: Jim Johnson *Jim*

DATE: February 14, 1984

RE: Permit 36-7648/37-7533

A review of the field exam conducted on this permit shows that four wells are used to irrigate a land area of 1081 acres. This land area has additional water rights previously filed that cover portions of the land.

The field exam as prepared recommends the licensing of 7.0 cfs under this right. However, the points of diversion numbered as #3 and #4 are the same wells as identified in licenses 36-2156 and 36-2735. This determination was made by comparing the motor and pump serial numbers. Apparently the reason that the field examiner didn't check the above named rights is because the point of diversion locations were different than he found on this right.

More review is necessary to determine which P/D locations are correct.

Additionally, in consideration of the existing rights, the amount already appropriated for the land area described in the field exam totals 13.5 cfs. The amount measured by the field examiner under this permit totalled 14.85 cfs. Therefore, the difference between the existing right amounts and the amount measured under this right is the amount that can be licensed, or 14.85 cfs minus 13.5 cfs = 1.35 cfs.

Summary of amount under existing rights used for the land area identified under this permit follows:

37-2592	4.5 cfs	Well #1
37-2156	6.4 cfs	Wells #3 & #4
37-2735B	2.04 cfs	Wells #3 & #4
37-2592	0.56 cfs	Well #2

Note: Right 37-2592 is for 1.42 cfs for irrigation of 160 acres. However, only 62 acres of this right overlaps with the land area identified under this permit. Therefore, only 0.56 cfs of this right overlaps.

The 1.35 cfs identified above could be licensed under this right if all of the wells were interconnected, however, this does not appear to be the case as it is not documented on the field exam and the existing water rights are licensed for smaller amounts based upon land irrigated by each well.

MICROFILMED

SEP 04 1990

File 36-7648/37-7533
February 14, 1984
Page 2

If the wells are reviewed individually then it is impossible to determine if new water was developed under this right from the information contained on the field exam.

For example, if the wells are not interconnected, then water from well #2 *probably* is not used on land irrigated in Section 9. If this is ~~not the case~~ ^{true}, then the license, when issued, should not include ~~any~~ ^{any} lands not supplied water from well #2. This would be true for all of the four wells identified under this right.

Therefore, before this right can be licensed, additional information is required.

UNRECORDED

SEP 04 1990

September 14, 1981

RE: Permit No. 36-7648/37-7533

Federal Land Bank
David R. Stout
507 Idaho St.
Gooding, ID 83330

Dear Mr. Stout:

Our office received your letter August 31, 1981. In reviewing the above permit, I find that the Assignment of Permit and Beneficial Use has been processed.

Please note that the permit is only one right with two identity numbers. This happens when the lands being covered lies within two basins. I have enclosed a copy of the permit for your records//

If you have any questions, please contact me at 334-4123.

Sincerely,

ROBYN CARLSON
Chief Clerk

RC:kw
Enclosure

MICROFILMED

SEP 04 1980

Federal Land Bank Association of Gooding

507 Idaho Street
Gooding, Idaho 83330
Telephone: (208) 934-5655
ALAN D. McCOMBS, Manager



RECEIVED

August 28, 1981

AUG 31 1981

Department of Water Resources

187397- Bingham

Robyn
~~Mrs. Roberta Garrett~~
Department of Water Resources
Boise, Idaho

Dear Ms. Garrett,

Would you please provide our office with a letter of confirmation that the following permits have been assigned to Dee R. Bingham, etal and that Proof of Application for Beneficial Use has been submitted:

Permit No. 37-7533	N and C Farms to Bingham, etal
Permit No. 36-7648	N and C Farms to Bingham, etal

The documents were submitted to the Water Resources Office at Twin Falls by Land Title and Escrow April 14, 1981.

Thank you for your assistance in this matter. If there is a charge for service, please advise our office accordingly.

Very truly yours,

David Stout

DAVID R. STOUT
Associate Loan Officer

DRS/jg

MICROFILMED

SEP 04 1990



FEDERAL LAND BANK ASSOCIATION OF GOODING

507 IDAHO STREET

P.O. BOX 298

GOODING, IDAHO 83330



MS. ROBERTA GARRETT
DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO

L. A. R. Ryan
**Land Title
and Escrow, Inc.**

COMPLETE SERVICE

RECEIVED

APR 17 1981

Department of Water Resources

5 IDAHO COUNTIES

REFER TO: JL-9810

OFFICE: Jerome

LINCOLN

JEROME

MINIDOKA

CASSIA

April 14, 1981

RECEIVED

APR 15 1981

Department of Water Resources
Southern District Office

State of Idaho
Department of Reclamation
1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301

Re: Permit #37-7533, 36-7648
N & C Farms - Dee R. Bingham, etal

Gentlemen:

With reference to the above referred to leases, I am enclosing an assignment to be filed with your office. Please acknowledge receipt by stamping the enclosed copy and returning it to this office.

Thank you.

Very truly yours,

LAND TITLE AND ESCROW, INC.

DeNene M. Dixon

DeNene M. Dixon
Closing Department

/dd

Encl.

cc: Federal Land Bank Association

MICROFILMED

SEP 14 1990

BOX 177, BURLEY, IDAHO 83318
PHONE 678-3524
BOX 36, JEROME, IDAHO 83338
PHONE 324-4842
BOX 473, GOODING, IDAHO 83330
PHONE 934-8477



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

May 18, 1981

Dee R. & Bessie T. Bingham
Steven W. & Debbie Bingham
Dean T. Bingham
803 Teton Drive
Jerome, Idaho 83338
Permit # 37-7533 & 36-7648

Dear Water users:

This office acknowledges receipt of the Assignment of the above referenced permit to you.

Enclosed for your records is a copy of the permit. Be sure to note the special conditions of approval on the fourth page that identify requirements necessary for developing the permit into a licensed water right.

If you have any questions on this matter, please feel free to contact us.

Sincerely,

JIM JOHNSON

Water Distribution Supervisor

JJ:mr

Enclosure

MICROFILMED

SEP 04 1990

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit No. 36-7648.

Name(s) of Permit Holder: N & C Farms 37-7533

Post Office Address: 853 Teton Dr

Jerome, Idaho 83338 Tel. No. 324-4

Source of Water: Wells

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 1155 (acres)
☐ Other

Measuring Device: Required? ☒ Yes ☐ No Installed? ☐ Yes ☐ No

Access Port: Required? ☐ Yes ☐ No Installed? ☒ Yes ☐ No

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

12-24-79
Date

Curtis M. Perkins
Signature of Permit Holder

MICROFILMED

RECEIVED

JAN 17 1980

Department of Water Resources

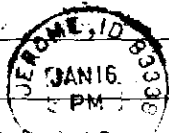


IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

Nac Farms

803 Teton Dr.

Jerome, Id 83338





STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

C. Stephen Allred
Director

Curtis N. Perkins
N & C Farms
803 Teton Drive
Jerome, Idaho 83338

February 8, 1980

RE: Water Permits 36-7648, 37-7533

Dear Mr. Perkins;

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

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

Field examinations must be done while the system is in operation. For this reason we concentrate on irrigation permits during the summer months and do examinations on permits for other uses during the non-irrigating months.

If you have any questions regarding the field examination, please contact our office.

Sincerely,

Gary L. Funderburg
Senior Water Resource Agent

MICROFILMED

INTER-DEPARTMENT MEMO — 1

FROM Rita

DATE 12-10-79

TO File 36-7648/37-7533

SUBJECT

A notice of lapsing was sent out December 6, 1979. However, the extension of time request was received in a timely fashion on November 30, 1979. Therefore, the permit actually did not lapse and there is no reduction in the priority date.

MICROFILMED

SIGNATURE

December 10, 1979

N & C Farms
803 Teton Drive
Jerome, ID 83338

Gentlemen:

Re: Permit NO. 36-7648/37-7533

Enclosed is a copy of the approved application for extension of time in connection with the above referenced permit.

The time within which to submit proof of beneficial use of water has been extended to **December 1, 1980/**

Sincerely,

Jan Grover
Water Rights Supervisor

RECEIVED
JAN 11 1980

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

N & C FARMS
803 TETON DR.
JEROME, ID 83338

DECEMBER 05, 1979

DEAR PERMIT HOLDER:

YOU ARE HEREBY NOTIFIED THAT UNDER THE PROVISIONS OF SECTION 42-218A OF THE IDAHO CODE, PERMIT NO. 36-7648 HAS LAPSED SINCE YOU HAVE NOT NOTIFIED US THAT YOU HAVE COMPLETED THE PROJECT BY THE DATE REQUIRED ON YOUR PERMIT. YOU WERE PROVIDED FORMS FOR THAT PURPOSE IN OUR NOTICE TO YOU DATED SEPTEMBER 30, 1979.

YOUR PERMIT CANNOT BE REINSTATED UNLESS YOU SUBMIT THE PROOF OF BENEFICIAL USE AFFIDAVIT, ENCLOSED, OR SHOW OTHER REASONABLE CAUSE WHY THE PERMIT SHOULD BE REINSTATED WITHIN 60 DAYS FROM THE DATE OF THIS LAPSE NOTICE.

C. STEPHEN ALLRED
DIRECTOR

ENCLOSURE

CERTIFICATION OF MAILING
From: [illegible]
To: [illegible]
Date: DEC 6 1979
By: [illegible]
Remarks: [illegible]
[Signature: Rita Fleck]

RECEIVED
DECEMBER 11 1979
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 384-2215

N & C FARMS
803 TETON DR.
JEROME, ID 83338

101369

SEPTEMBER 30, 1979

DEAR PERMIT HOLDER:

ONE OF THE CONDITIONS OF APPROVAL OF YOUR WATER PERMIT NO. 36-7648 / 37-7533 WAS THAT EVIDENCE OF THE EXTENT OF DEVELOPMENT MUST BE SUBMITTED TO THIS OFFICE ON OR BEFORE DECEMBER 01, 1979. (SEE LAST PAGE OF YOUR APPROVED PERMIT). ENCLOSED IS A POST CARD WHICH MAY BE USED TO SUBMIT THE REQUIRED PROOF OF BENEFICIAL USE.

IF YOU HAVE NOT FULLY COMPLETED YOUR PROJECT, AND YOU HAVE NOT PREVIOUSLY RECEIVED AN EXTENSION OF TIME, YOU MAY REQUEST AN EXTENSION OF TIME PROVIDED THE DELAY IS FOR REASONABLE CAUSE AS INDICATED IN SECTION 42-204, IDAHO CODE, AMENDED. IF YOU HAVE BEEN PREVENTED FROM PROCEEDING BY A GOVERNMENTAL AGENCY OR BY LITIGATION, MORE THAN ONE EXTENSION OF TIME CAN BE GRANTED.

EITHER THE BENEFICIAL USE POST CARD OR A REQUEST FOR AN EXTENSION OF TIME MUST BE RECEIVED BY THIS DEPARTMENT ON OR BEFORE THE ABOVE MENTIONED DATE, OTHERWISE, THE PERMIT WILL LAPSE AND BE OF NO FURTHER FORCE OR EFFECT WITHIN 60 DAYS.

SINCERELY,

RITA FLECK
SR. SECRETARY

ENC: 1

SEP 30 1979

November 22, 1976

Re: Permit No. 36-7648/37-7533

N & C Farms
803 Teton Drive
Jerome, ID 83338

Gentlemen:

Enclosed is a copy of your approved Application for Permit No. ^{36-7648/}~~37-7533~~. We direct your attention to the conditions of approval as listed on the fourth page.

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

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

Enclosure: Copy of permit

MULTI
FILED

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 36-7648 - N & C Farms

37-7533

☒ Source
☒ Points of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) RJN 10/5/76

In form to receipt

(2) TGB 10/6/76

Send Copies to:

Idaho State Health Department
Idaho Fish and Game Department
Bureau of Land Management

(3) " "

Request Special Use Permit from U.S.F.S.
Request Easement from B.L.M.
Request Information from Applicant

(4) TGB 10-6-76

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) mls 11-3-76

Critical groundwater area: yes _____ no ☒

(8) mls 11-3-76

Groundwater levels:

_____ Declining, ☒ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) _____

Affidavit of Publication received (date) 10-22-76
11-2-76

(12) _____

Final date for protests November 1, 1976

Protests received: yes _____ no _____

(13) _____

All requested information received from agencies or applicant: yes _____ no _____

(14) mls 11-3-76

Action recommended:

☒ Approve _____ Deny

_____ Proposed Priority

_____ Reason for Reduction _____

☒ Measuring device required

_____ See attached sheet for other conditions of approval

_____ No special conditions for approval

(15) District Southern By Michael Steel Date 11-3-76

Copy sent to Boise on 10-6-76 14

RECEIVED

October 5, 1976

North Side News
P. O. Box 468
Jerome, Idaho 83338

Re: Application for Water Permit #36-7648 - N & C Farms

Gentlemen:

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

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

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

MICROFILMED
MICHAEL L. STEELE
Southern Region Supervisor

MLS:lm

Encl.

Bill submitted: _____

October 5, 1976

Lincoln County Journal
P. O. Box 704
Shoshone, Idaho 83352

Re: Application for Permit #36-7648 - N & C Farms

Gentlemen:

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

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

In order to receive payment, an affidavit of publication must be submitted to the Department along with the publication bill.

Sincerely,

MICHAEL L. STEELE
Southern Region Supervisor

MLS:lm

Encl.

Bill submitted: _____

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that N & C Farms

803 Teton Drive, Jerome, Idaho 83338

has on 10-5-76 submitted Application No. 36-7648

for a permit to appropriate 7.0 cubic feet per second ~~per second~~

of water from groundwater

by means of four wells with pumps, motors which supply pivots, wheel lines and ^{handline sprinkler equipment}

within the (Lot 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$), NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 4, Twp. 7S, Rge. 17E., B.M. and

NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, Twp. 6S, Rge. 17E., B.M.

to be used from March 15 to Nov. 15

for irrigation of 1,155 acres

within the (Lot 7, SE $\frac{1}{4}$ SE $\frac{1}{4}$), Sec. 31; W $\frac{1}{2}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, Twp. 6S., Rge. 17E., B.M.; (Lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$), NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5; (Lot 2, SW $\frac{1}{4}$ NE $\frac{1}{4}$), (Lot 1, SE $\frac{1}{4}$ NE $\frac{1}{4}$), (Lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$), (Lot 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$), NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 4; (Lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$), (Lot 3, SE $\frac{1}{4}$ NW $\frac{1}{4}$), N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 3; N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 9, Twp. 7S., Rge. 17E., B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd., North, Twin Falls, Idaho, 83301 on or before November 1, 1976.

R. KEITH HIGGINSON

Director

Published in the North Side News & Lincoln County Journal

on October 14 and October 21, 1976.

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Copy to Lincoln Co. Journal

LEGALS

**NOTICE OF APPLICATION
FOR WATER PERMIT**

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R. KEITH HIGGINSON
Director

10-14-2tc-18

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/S/ R. KEITH HIGGINSON
Director

Pub: 10-14, 21

October 5, 1976

Mr. Curtis M. Perkins
N & C Farms
803 Teton Drive
Jerome, Idaho 83338

Re: Application for Permit #36-7648 - N & C Farms

Dear Mr. Perkins:

Enclosed is your Receipt No. 2224 for Check No. 92-38 (2539) in the amount of \$85.00 for the above referenced application for permit which was received in this office October 5, 1976.

Sincerely,

L. Madron
Secretary

Encl.

RECORDED

INTER-DEPARTMENT MEMO — 1

FROM

State Office

DATE 9/30/76

TO

Southern Regional Office

SUBJECT

App for Permit - N & C Farms

Received above subj app which was apparently prepared in your office, therefore, herewith forwarding said app along with check for \$85.00.

In connection with existing rights, please be advised that there also exists License No. 37-2531 for 2.04 cfs and 655 acres.

After reviewing the prior rights, it appears that 8.74 cfs would be allowable under this new app.

Attachments:
Application
Check No. 92-38



SIGNATURE