

RECEIVED

FEB 18 1969

Department of Reclamation

The Minidoka County News

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka,)
STATE OF IDAHO,) ss.

Ruth DeThomas, being first
duly sworn, deposes and says that he is the

Editor of The Minidoka County
News, a weekly newspaper published at Rupert,
Idaho, in the county aforesaid, and that the paper
is of general circulation therein. Deponent further
states that the printed notice attached hereto was
duly published according to law in the regular
weekly editions of The Minidoka County News

for two consecutive weeks, commencing
with the issue dated January 16, 1969, and
ending with the issue dated January 23, 1969.

Ruth DeThomas
Subscribed and sworn to before me this

7th day of Feb, 1969
Jerry Simler Notary Public

Cost of Publication _____

Notary Fee _____

Total Cost _____

NOTICE OF APPROVED APPLICATION FOR WATER

Notice is hereby given that
Clinton Easton, Route 1, Paul,
Idaho has received an approved
permit No. G-31732 to divert
9.6 cubic feet per second of
water from a ground water
source. The priority to be es-
tablished under this permit is
February 19, 1964. Water will
be diverted by pump, motor,
ditches and well within the
NW1/4NW1/4, Sec. 24, T. 8S.,
R. 22 E., B. M., Minidoka
County and is to be used for
irrigation and domestic pur-
poses in the N1/2, SW1/4, Sec.
24, T. 8 S. R. 22E., B. M.

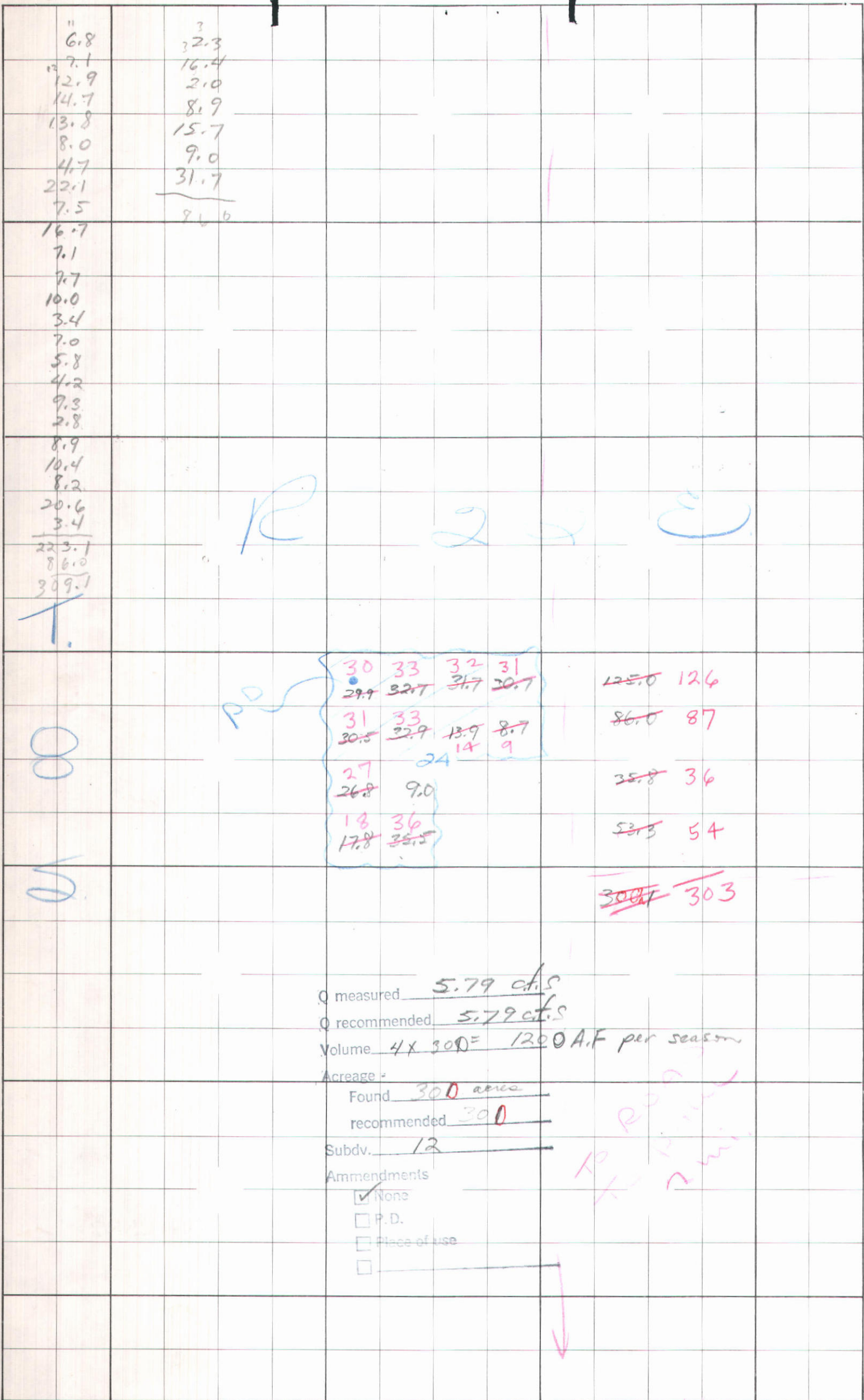
Any protests against the in-
tent of the permit must be filed
with the Department of Recla-
mation within ten days from the
last date of publication of this
notice.

R. KEITH HIGGINSON
State Reclamation En-
gineer

Published in the Minidoka
County News, Rupert, Idaho on
January 23 and January 30,
1969.

No. 472 Jan. 16, Jan. 23.

31732



11 6.8
12 7.1
12.9
14.7
13.8
8.0
4.7
22.1
7.5
16.7
7.1
7.7
10.0
3.4
7.0
5.8
4.2
9.3
2.8
8.9
10.4
8.2
20.6
3.4
223.1
86.0
309.1
T.

3 2.3
16.4
2.0
8.9
15.7
9.0
31.7
86.6

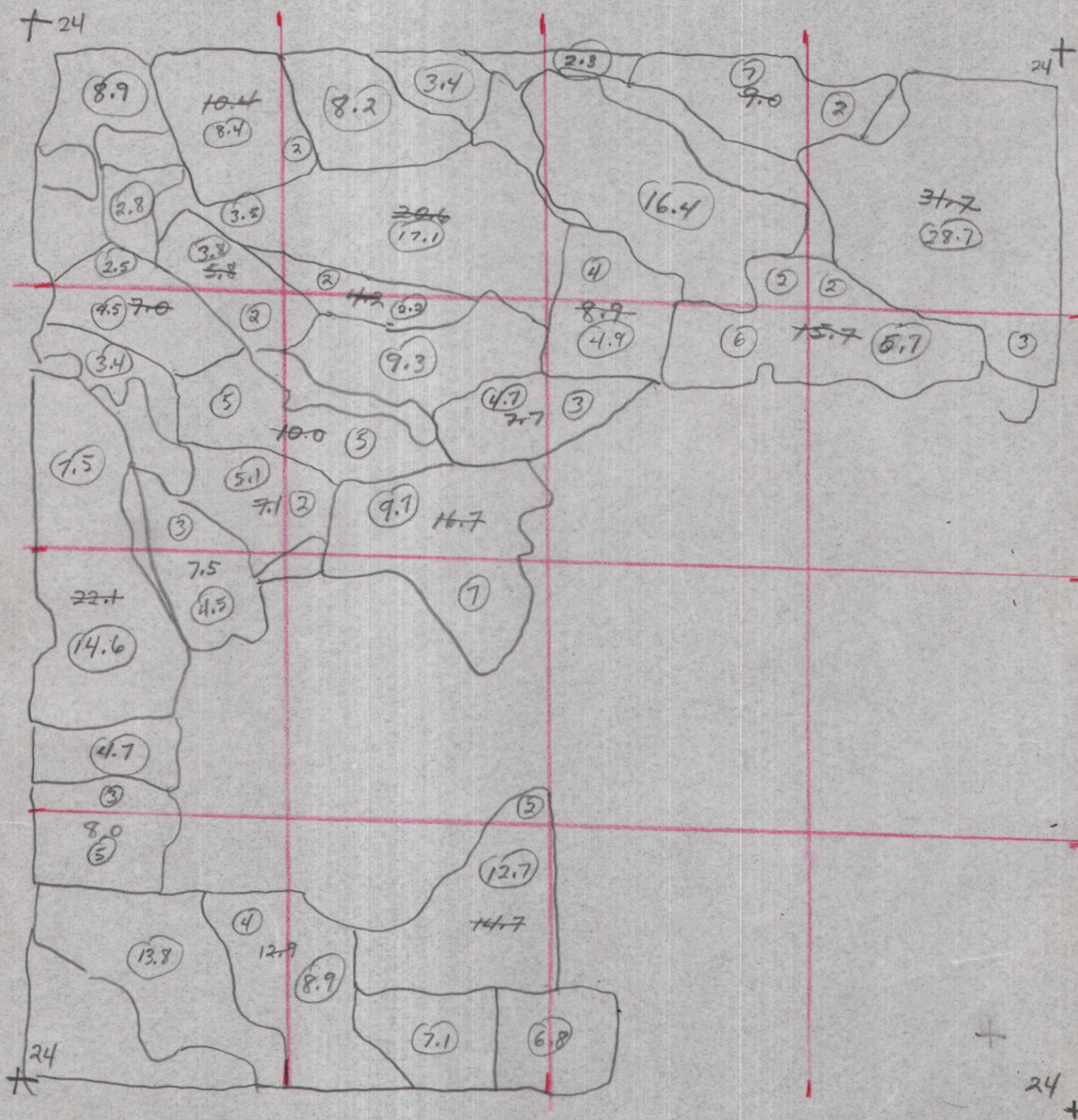
R 2 E

30 33 32 31
29.9 32.7 31.7 30.7
31 33
30.5 32.9 13.9 8.7
27 24 14 9
26.8 9.0
18 36
17.8 35.5

125.0 126
86.0 87
35.8 36
53.3 54
300.7 303

Q measured 5.79 c.f.s
Q recommended 5.79 c.f.s
Volume 4 x 300 = 1200 A.F per season
Acreage =
Found 300 acres
recommended 300
Subdv. 12
Amendments
☒ None
☐ P.D.
☐ Place of use
☐

10 P.D. 12 mi.



NAME OF APPLICANT

Clinton Easton

Form No. 0

Well

Reg. E. B. M.

L

8

L

(24)

Permit Map No. 9-31732

As Approved

CARL E. TAPPAN

State Reclamation Engineer

FEB 24 1964

Clinton Easton

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 31732/36-2587 Priority Feb. 19, 1964 Amount 5.79 cfs

THIS IS TO CERTIFY, that CLINTON EASTON
of Paul, Idaho, has complied with the terms and conditions of Permit
No. 31732/36-2587 issued pursuant to Application for Permit dated February 19, 1964,
and has submitted proof to the Department of Water Administration on January 2, 1969,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 5.79 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:

Amount 5.79 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 5.79 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 24, Twp. 8 S, Rge. 22 E, B.M.

in the county of Minidoka, and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 1,212 acre feet per year or _____
4.0 acre feet per acre.

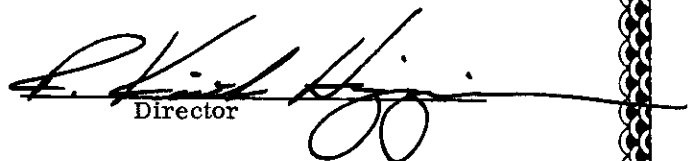
Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
8 S	22 E	24	31	32	14	9	33	30	31	33	9	27	18	36					303

Total number of acres irrigated 303

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 9th day of
July, 19 73.


Director

36 2587

APPLICATION FOR PERMIT 36-2581

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 39853
Permit No. G- 31732
District No.

1. Name of Applicant: Clinton Easton
Postoffice address: Rt. 1, Paul County: Minidoka State: Idaho
2. Quantity of water claimed: 9.6 cfs
 (a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches or gallons per minute
 (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Well
4. Location of point of diversion or well is in the NW 1/4 of the NW 1/4 of Section 24
Twp. 8 S , Rge. 22 E. , B.M., County of Minidoka
5. Water is to be used for: Irrigation & domestic
6. If for municipal, industrial or recreational purposes, give:
 (a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
Rge. , B.M.
 (b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: Pump, electric motor, ditches
8. Estimated cost of works: \$22,000
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 I. (a) Date and place of incorporation:
 (b) Amount of capital stock: \$ (c) Amount paid in: \$
 (d) Names and addresses of directors:
 II. The financial resources of the applicant are (a) Cash on hand: \$
 (b) Treasury stock: (c) Bonds to be issued:
 (d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none
 (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 (b) 9.6 (cubic feet per second, ~~inches or gallons per minute~~) is for new lands.

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

Applicant.

By

Agent.

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

Recorded in Book 111 Page 31732 Approved February 24, 1964

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

Work to begin on or before

to be filed on or before

Work to begin on or before

and to continue diligently and uninterruptedly to completion, unless

temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before August 24, 1966

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before February 24, 1969

Witness my hand this

24th

day of

February, 1964

s/ CARL E. TAPPAN

STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho,
and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this, 24th
day of February, 1964.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLIE

Governor

12.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
8 S	22 E	24	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	480	

LICENSE ISSUED FOR 579 SEC. FT.
LICENSE PAGE NO.

The Minidoka County News

RUPERT, IDAHO

AFFIDAVIT OF PUBLICATION

County of Minidoka,)
STATE OF IDAHO,) ss.

Ruth DeThomas, being first

duly sworn, deposes and says that he is the

Editor of The Minidoka County News, a weekly newspaper published at Rupert, Idaho, in the county aforesaid, and that the paper is of general circulation therein. Deponent further states that the printed notice attached hereto was duly published according to law in the regular weekly editions of The Minidoka County News

for two consecutive weeks, commencing

with the issue dated January 16 1969, and

ending with the issue dated January 23 1969.

Ruth DeThomas

Subscribed and sworn to before me this

7th day of Feb, 1969

John Hunter Notary Public

Cost of Publication _____

Notary Fee _____

Total Cost _____

31732

Identification No. _____

Permit No. G-31732

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

RECEIVED

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

JAN 2 1969

Department of Reclamation

1. a) Name of Permit Holder Clinton Easton
b) Post Office Address Rt. 1, Paul, Idaho

2. Permit Number G-31732

3. Date of Priority that you are prepared to establish February 19, 1964

4. a) Source from which water was appropriated subterranean water

b) Location of the point of diversion: NW 1/4 NW 1/4, Section 24

Township 8 S., Range 24 E., 20E Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

amount 9.6 for irrigation purposes from 4-1 to 11-1 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)

amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)

amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)

b) Total amount appropriated 9.6 cfs and/or acre feet per annum

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Parma Waterlifter Co.,

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____

b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Electric 250 HP/Motor, Peerless Pump, 20" Casing, depth of well 355 feet, water is pumped into a distribution pond and distributed on land from ditches.

b) Describe the type and size of measuring device which you have installed at your point of diversion: none

c) Give well drillers name and address and date the well was completed Robert Denton, Paul, Idaho - date the well completed Sept. 16, 1960

31732
EXAM TYPED
10-29-69
me/gms

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use _____

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
88	22E	24	33	32	12	20	35	32	35	27	30	27	30	37					350

Total number of acres irrigated 350

10. Remarks: _____

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

Dec. 31, 1968 (Date) Clinton Easton (Signature)

State of IDAHO ss. County of Minidoka

On this 31 day of December, 1968, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Notary Public residing at Rupert, Idaho

My commission expires Oct. 1, 1970

31732

This
Right has been
Decreed in the
SRBA.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 29, 2003

B & H FARMING A PARTNERSHIP
PO BOX 123
RUPERT ID 83350

RE: Change of Ownership for Water Rights 36-2587 and 36-4264

Dear Water Right Holder(s):

The department acknowledges receipt of correspondence changing ownership of the above referenced water rights to you. The department has modified its records to reflect the changes in ownership and has enclosed computer-generated reports for your records.

Please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address of the owner of a water right to the department. Notice of the change must be provided to the department within 120 days of the change. Change reporting forms are available from any office of the department.

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

Sincerely,



Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

MICROFILMED

JAN 15 2004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

SEP 23 2003

Department of Water Resources

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
36-8172					
36-2587					
36-4264					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
 If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) see attached documents
4. New Owner/Claimant(s) B&H Farming
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address PO Box 123
- City, State and ZIP Code Rupert, ID 83350
- New Telephone Number (208) 436-0292
5. Date you acquired the property 3/25/03

RECEIVED

SEP 22 2003

Department of Water Resources
Southern Region

MICROFILMED

JAN 15 2004

RECEIVED

SEP 23 2003

Department of Water Resources

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

[Signature]
Partner

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by *[Signature]*
 Received by *[Signature]*
 Processed by *[Signature]* AJ

Date 9/22/03
 Date 9/22/03
 Date _____

Fee 75.00
 Receipt No. 5026132
 WR _____ Date _____

RECEIVED

SEP 22 2003

Department of Water Resources
Southern Region

MICROFILMED

JAN 15 2004

RECEIVED
JUL 25 2003
Department of Water Resources

464538

WARRANTY DEED

FOR VALUE RECEIVED, LEO DEAN MONSON and CAROLYN O. MONSON, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto B&H FARMING, an Idaho partnership, the Grantee, whose current address is P.O. Box 123, Rupert, Idaho 83350, the following described premises, located in Minidoka County, Idaho, to wit:

TOWNSHIP 8 SOUTH, RANGE 22 EAST, BOISE
MERIDIAN, MINIDOKA COUNTY, IDAHO

Section 24: N¼ and SW¼, EXCEPTING THEREFROM the
following described property:

A parcel of land in the NE¼NE¼, more
particularly described as follows:

Beginning at the Northeast corner of said
Section 24; thence South 0°13' West along
the section line 1,091.8 feet to the
POINT OF BEGINNING.

Thence continuing South 0°13' West 200
feet; Thence North 89°47' West 217.8
feet; Thence North 0°13' East 200 feet;
Thence South 89°47' East 217.8 feet to
the POINT OF BEGINNING.

ALSO EXCEPTING the following described
tract:

Section 24: Beginning at a point 250
feet North of the Southeast corner of the
SE¼NE¼ of said Section 24, which point
shall be known as the True Point of
Beginning;

Thence West 300.00 feet; Thence North for
183.00 feet; Thence East for 300.00 feet
to a point on the East section line of
said Section 24; Thence South along said
East section line for 183.00 feet to the
TRUE POINT OF BEGINNING.

All water and water rights used upon or
appurtenant to said property, however
evidenced; together with any and all

Instrument # 464538

MINIDOKA COUNTY, RUPERT, IDAHO
2003-03-24 04:13:22 No. of Pages: 3
Recorded for: RANDY BAUSCHER
DUANE SMITH Fee: 9.00
Ex-Officio Recorder Deputy

MICROFILMED

JAN 15 2004

tenements, hereditaments and appurtenances thereunto belonging or used in connection therewith.

SUBJECT to property taxes for 2000, 2001, and 2002 and accruing property taxes for 2003 and assessments for 2003,

SUBJECT TO a mortgage in favor of J.R. Simplot Company, dba Simplot Soilbuilders, which was executed on the 26th day of March, 1999, and recorded on the 7th day of April, 1999, as Instrument # 441025, records of Minidoka County, Idaho.

SUBJECT TO that certain Certificate of Sale dated April 16, 2002, and recorded April 19, 2002, as Instrument No. 458815, records of Minidoka County, Idaho.

To have and to hold the said premises with their appurtenances to the said Grantee, their heirs and assigns forever. And the Grantors do hereby covenant to and with the Grantee that Grantors are the owner in fee of said premises, that said premises are free from all encumbrances and that Grantors will warrant and defend the same from all lawful claims whatsoever.

This deed is executed pursuant to an agreement between Grantor and Grantee entitled Assignment of Right of Redemption.

DATED this 8 day of March, 2003.

Leo Dean Monson

Leo Dean Monson

Carolyn O. Monson

Carolyn O. Monson

MICROFILMED

JAN 15 2004

STATE OF IDAHO)
) ss.
County of Cassia)

On this 8 day of March, in the year of 2003,
before me the undersigned notary public in and for said state,
personally appeared LEO DEAN MONSON and CAROLYN O. MONSON,
husband and wife, known or identified to me to be the person
whose names are subscribed to the within instrument and
acknowledged to me that they executed the same.

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

DIANA BRYNGELSON
NOTARY PUBLIC
STATE OF IDAHO

Diana Bryngelson
Notary Public

Residing at Idaho

My Commission expires 12-19-04

MICROFILMED

APR 5 2004

RECEIVED

MAR 20 2001

Department of Water Resources

2001 MAR 19 AM 8:45
DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

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

) ORDER OF PARTIAL DECREE

Case No. 39576

) For Water Right 36-02587

On January 12, 2001, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 36-02587 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED MAR 19 2001.



ROGER BURDICK
Presiding Judge of the
Snake River Basin Adjudication

RECEIVED

MAR 25 2001

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

Department of Water Resources

In Re SRBA)
Case No. 39576)

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

Water Right 36-02587

2001 MAR 19 AM 8:46
DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS: LEO DEAN & CAROLYN MONSON
750 WEST 677 NORTH
PAUL, ID 83347

SOURCE: GROUNDWATER

QUANTITY: 5.79 CFS

USE OF THIS RIGHT WITH RIGHT NO. 36-04264 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 5.79 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 1848 AF.

PRIORITY DATE: 02/19/1964

POINT OF DIVERSION: T08S R22E S24 NWNNW Within Minidoka County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	5.79 CFS

PLACE OF USE:	Irrigation	Within Minidoka County
	T08S R22E S24	
	NENE 36.0	NWNE 39.0
	SWNE 40.0	SENE 24.0
	NENW 39.0	NWNW 39.0
	SWNW 40.0	SENW 40.0
	NESW 40.0	NWSW 40.0
	SWSW 38.0	SESW 40.0
	455.0 Acres Total	

USE OF THIS RIGHT WITH RIGHT NO. 36-04264 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 455 ACRES IN A SINGLE
IRRIGATION SEASON

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 303 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
SECTION 42-1425, IDAHO CODE

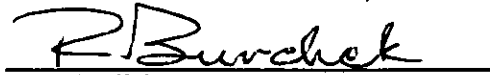
RIGHT NO. 36-04264 IS ALSO DIVERTED THROUGH POINT OF DIVERSION
DESCRIBED ABOVE

RIGHT NO. 36-04264 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO
SECTION 42-1426, IDAHO CODE

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).

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.



Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

RECEIVED

MAR 20 2001

Department of Water Resources

2001 MAR 19 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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)
_____)

CERTIFICATE OF MAILING

Water Right(s): 36-02587

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 36-02587 was mailed
on March 19, 2001, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

STATE OF IDAHO
Represented by:
CLIVE STRONG
NATURAL RESOURCES
DEP AG OFFICE OF ATTY GEN
STATEHOUSE MAIL
BOISE, ID 83720-0010
Phone: 208-334-2400

WESLEY E. MONSON
Represented by:
ROGER D LING
PO BOX 396
RUPERT, ID 83350
Phone: 208-436-4717

CERTIFICATE OF MAILING

MICROFILM
JAN 15 2004

PAGE 1
03/19/01

USDI BUREAU OF RECLAMATION
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

LEO DEAN & CAROLYN MONSON
750 WEST 677 NORTH
PAUL, ID 83347

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

MICROFILMED
JAN 15 2004

PAGE 2
03/19/01

July 10, 1973

Re: Permit No. 31732/36-2587

Mr. Clinton Easton
Route 1, Box 5
Paul, Idaho 83347

Dear Mr. Easton:

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

Sincerely,

BOBBY D. FLENNOR
Assistant Director

bjg

Enclosure

36 2587

June 22, 1973

Mr. Clinton Easton
Route 1, Box 5
Paul, Idaho 83347

Dear Mr. Easton:

A representative of this Department has made an examination of the works covered by your Permit No. 31732/36-2587 and has found the following:

Quantity of water diverted: 5.79 cfs

Amount of water that can be recognized as beneficially used under Idaho law: 5.79 cfs

The maximum quantity diverted shall not exceed 1,212 acre feet per year.

Beneficial use: Irrigation of 303 acres within the N $\frac{1}{2}$, SW $\frac{1}{4}$,
Sec. 24, Twp. 8S, Rge. 22E, B.M.

Point of diversion: NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 24, Twp. 8S, Rge. 22E, B.M.

Priority date established: Feb. 19, 1964

If you do not concur with these findings, please advise us within 10 days; otherwise, a license will be issued as set forth in this letter.

Sincerely,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

36 2587

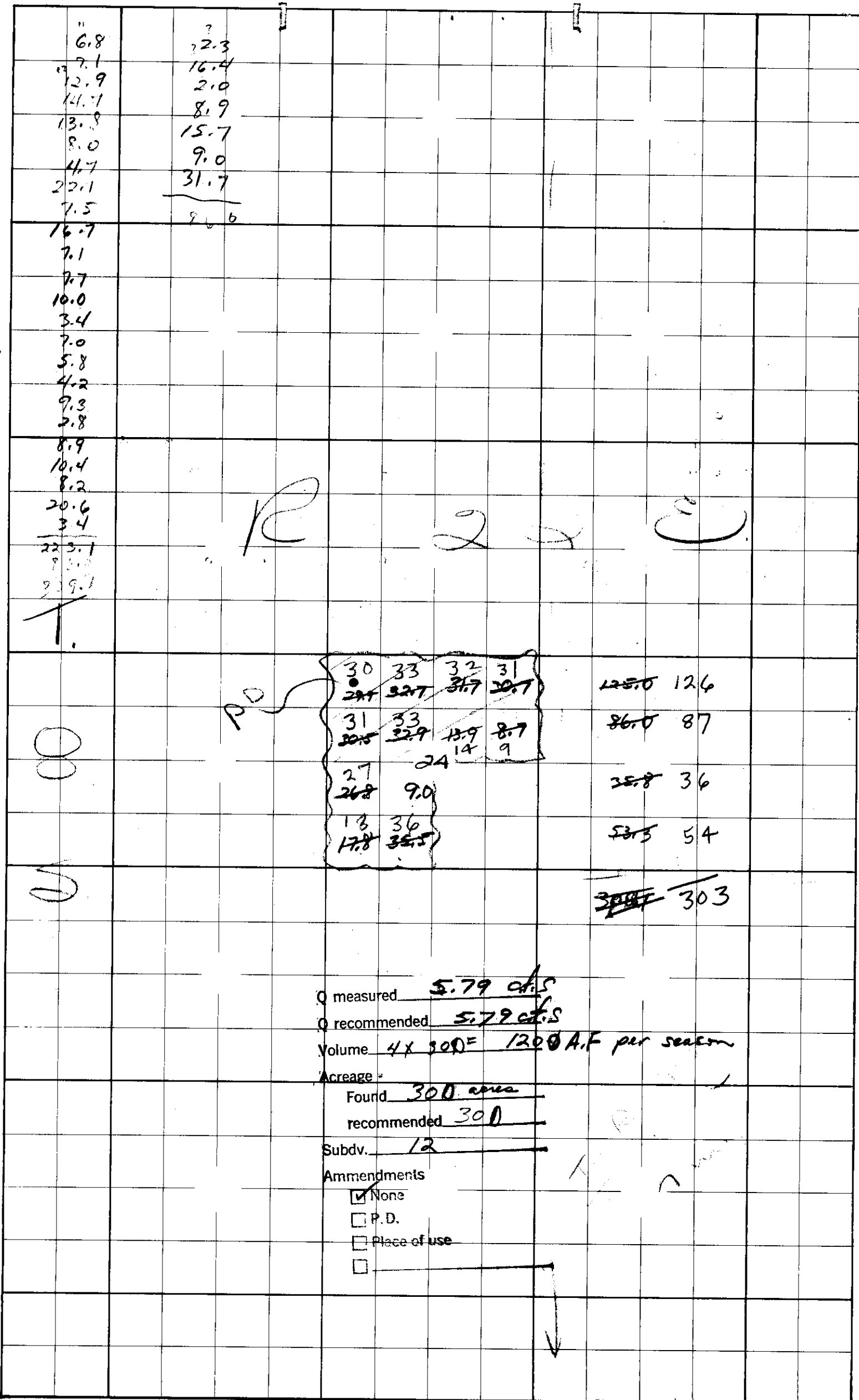
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-31732/36-2587

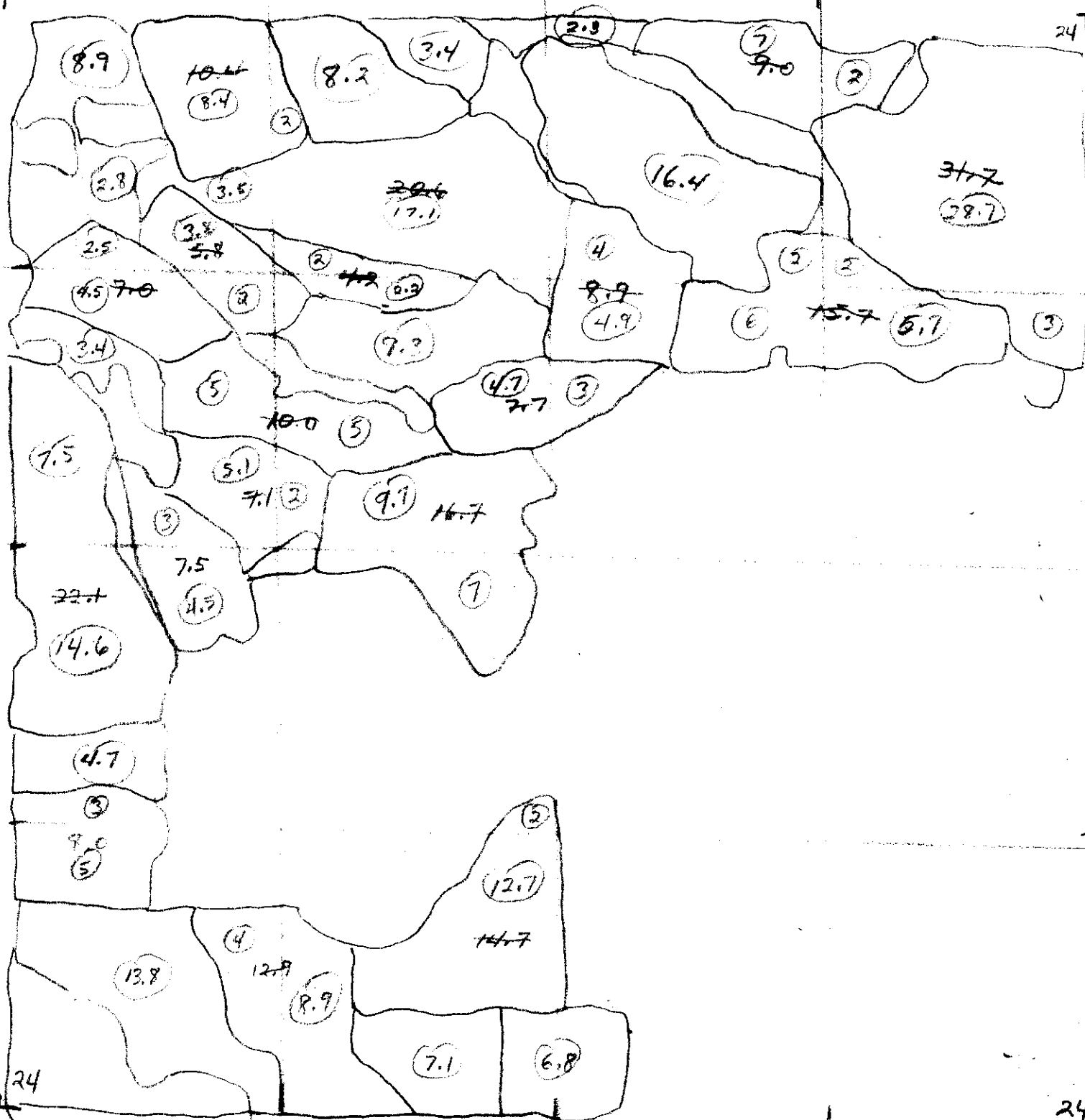
REPORT ON PROOF OF Clinton Easton, Paul, Idaho

36 2587



+ 24

24 +



Leslie Thompson

Form 23
2M-4-65

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

Permit No. G-31732/36-2587

This proof is for 9.6 cfs In Water District No.

1. Name of applicant Clinton Easton, Route 1, Paul, Idaho

2. Source of water supply: ground-water

3. Location of point of diversion: Is in the NW1/4 of Section 24

T. 8 S R. 22 E County of Minidoka

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

pump, electric motor, ditches, well

PROOF - 250 HP electric motor, peerless pump, 20" casing, depth - 355', water is pumped into a distribution pond and distributed on land from ditches.

5. Water is used for: irrigation & domestic (Domestic not listed on proof)

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

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

8S-22E, Sec. 24, N1/4, SW1/4 480 acres

PROOF - 350 acres

Annual water requirement 2000 gpm

2000 5.79 cfs
450

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

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

Remarks: Well was drilled in summer of 1960. Water has been used the past three summers (1961, 1962 & 1963) - From permit filed in '64.

U.S. Motor: 250 H.P. 440 V. 1800 RPM

Ser: 1239085

Peerless Pump

Ser. 191069 13" discharge

Well pumps into small pond which contains 3 headgates.

This examination was made on the 7/22/70 day of July, 1970

(Signed) Fred E. Smith Examiner.

36 2587

myl
9-2-70

and
BS/g

Permit No. G-31732/36-2587

Examination for b/u - Clinton Easton

County ~~EXTENSION~~ Minidoka

Sec. 24 T. 8S R. 22E

Quantity: 9.6 cfs

Source: ground-water

P.D.: NW $\frac{1}{4}$ NW $\frac{1}{4}$

Use: irrigation & domestic

~~EXTENSION~~

~~PROVIDE:~~

~~Completion of Work:~~

~~Other Rights:~~

Filed: 2-19-64 Made: 1-2-69

Due: 2-24-69 Priority: 2-19-64

~~RE:~~

INSTRUCTIONS TO EXAMINERS

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

36 2587

February 17, 1969

Re: Permit No. G-31732

Clinton Easton
Route 1
Paul, Idaho

Dear Mr. Easton:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

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

We cannot tell just when this examination will be made, but our representative will try to contact you at the time he makes the examination so that you may show him the system. If someone other than yourself should be contacted, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG

31732

January 9, 1969

Re: Permit No. G-31732

Clinton Easton,
Route 1
Paul, Idaho

Dear Mr. Easton:

We acknowledge receipt of your affidavit submitted as proof of beneficial use for permit G-31732.

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

We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the examination so that you may show him the system. If someone other than yourself should be contacted, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:tg

Enc: copy of letter to newspaper (please read note marked in red)

31732

January 9, 1969

Re: Permit No. G-31732
Clinton Easton

Minidoka County News
Rupert, Idaho

Gentlemen:

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

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

The expense of the publication is to be paid by _____
Easton, Route 1, Paul, Idaho

_____ ,
to whom you should furnish an affidavit of publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:TG

Enc: legal notice

cc: Clinton Easton

NOTE: The permit holder is required to obtain an affidavit of publication from the above referenced newspaper and to submit it to the Department at once.

31732

RECEIVED

NOTICE OF APPROVED APPLICATION FOR WATER

JAN 2 1969

Department of Reclamation
Notice is hereby given that Clinton Easton, Route 1, Paul, Idaho

has received an approved permit No. G-31732 to divert 1000
9.6 cubic feet per second 1000 of water from
a ground water source

The priority to be established
under this permit is February 19, 1964

Water will be diverted by pump, motor, ditches and well
within the NW1/4, Sec. 24,
T. 8S., R. 22 E., B. M., Minidoka County

and is to be used for irrigation and domestic purposes
in the N1/4, SW1/4, Sec. 24, T. 8 S., R. 22E., B. M.

Any protests against the intent of the permit must be filed with the
Department of Reclamation within ten days from the last date of publication
of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the Minidoka County News, Rupert, Idaho
on January 23 and January 30, 1969

State Reclamation Engineer:

Permit No. G-31732

You are hereby authorized to have the attached notice published at my expense
in the Minidoka County News of Rupert, Idaho;
published in the county in which the works are situated.

Clinton Easton
(signature)

RT 1 Box 5 Paul Lolaho
(address)

Dec. 11 1968
(date)

31732

CREASON & CREASON
ATTORNEYS AT LAW
RUPERT, IDAHO 83350

H. V. CREASON
C. H. CREASON

December 31, 1968

BOX 335
436-4131

RECEIVED

JAN 2 1969

Department of Reclamation
Department of Reclamation

State of Idaho
Department of Reclamation
Statehouse - Annex 2
Boise, Idaho 83707

Re: Permit No. G-31732
Clinton Easton

Gentlemen:

Enclosed herewith please find Proof of Application of Water to Beneficial Use, together with Notice of Approved Application for Water, and authorization for publication on behalf of Clinton Easton.

We trust you will find these forms in order and that you will make the publication.

Yours very truly

CREASON & CREASON



H. V. Creason

HVC:hc

Encls. (2)

31732

December 2, 1968

Re: Permit No. G-31732

Clinton Easton
Route 1
Paul, Idaho

Dear Mr. Easton:

During the 1967 session of the Idaho Legislature, certain amendments were made in the law pertaining to the procedures for making proof of beneficial use of water. In order for the Department to comply with these changes, Rules of Practice and Procedure were adopted on August 1, 1968. Generally, these procedures and the amended law make it simpler for a person to make proof and relieve the permit holder from making separate proofs of completion of works and beneficial use of water.

The enclosed order modifies your permit to comply with those rules and regulations. As a part of the new procedure, you will be required to publish a notice at your expense for two consecutive weeks in a paper as prescribed by the Department, stating that you have been issued a permit and are now submitting proof of beneficial use. Previously, a permit holder had to publish a notice for four weeks when he submitted proof under his permit.

If you will complete the enclosed forms, we will cause the notice to be published. Should you require additional forms or information, we will be glad to supply it upon request at any time.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:tg
Enc: order
proof due notice
proof package
advertising package

31732

BEFORE THE STATE RECLAMATION ENGINEER

OF THE

STATE OF IDAHO

IN THE MATTER OF PERMIT NO. G-31732)
in the name of Clinton Easton)
Route 1, Paul, Idaho)

ORDER MODIFYING REQUIREMENTS
FOR COMPLETION OF PERMIT TO
APPROPRIATE WATER

WHEREAS, the 39th Idaho Legislature made certain amendments to the Idaho Water Law; and,

WHEREAS, these changes raised questions as to the procedures to be followed by holders of permits issued prior to the effective date of the amendments, May 31, 1967; and,

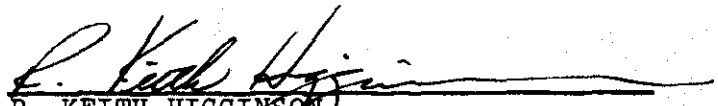
WHEREAS, on August 1, 1968, the Department of Reclamation adopted Rules of Practice and Procedures for the processing of such permits issued prior to May 31, 1967; and,

WHEREAS, Permit No. G-31732 was issued previous to that date;

NOW THEREFORE, the requirements for completion of the above-numbered permit are hereby modified to conform to the adopted Rules of Practice and Procedures as follows:

1. The above-numbered permit will be completed under the terms of Title 42, Chapter 2, Idaho Code, as amended by the 39th Idaho Legislature.
2. The conditions of the above-numbered permit are modified as follows:
 - a. Notice of the issuance of the permit will be published at the permit holders expense for two weekly issues in the official newspaper of the county in which the point of diversion lies.
 - b. The permittee will not be required to submit proof of completion of works as originally specified, but will be required to submit proof to the Department of Reclamation of the application of the water to beneficial use on or before February 24, 1969. The permit holder should be aware that failure to complete one-fifth (1/5) of the works within one-half (1/2) of the time originally set for Completion of Works may be grounds for cancellation at the instance of the Department.

Dated this 3 day of December, 1968.


R. KEITH HIGGINSON
State Reclamation Engineer

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Show to whom, date, and
address where delivered

☐ Deliver ONLY
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

20544

1

Clinton Easton

INSURED NO.

2

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

Dec 5, 68

3

SHOW WHERE DELIVERED *(only if requested)*

CSG-16-71848-10 GPO

4-31732

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

55-16-71548-10

POD Form 3811 Apr. 1967

INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisteen gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.

NAME OF SENDER

STREET AND NO. OR P.O. BOX

POST OFFICE, STATE, AND ZIP CODE

RETURN
TO



Department of Agriculture

Animal and Plant Health Inspection Service

30702

It is

Bois

4-31732

December 2, 1968

Re: Permit No. G-31732

Clinton Easton
Route 1
Paul, Idaho

Dear Mr. Easton:

One of the conditions of the approval of your permit
~~G-31732~~ was that proof of application of the water to
beneficial use be submitted to this office on or before _____
~~February 24~~, 19~~69~~.

Enclosed is an affidavit form which must be used to submit
this proof. You may request an extension of time provided the
delay is for reasonable cause as indicated in Section 42-204, ICA.

Either the proof or a request for extension 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.



State Reclamation Engineer

Enclosure: Proof form

Form 5

31732

March 2, 1964

Re: Permit No. G-31732

Mr. Clinton Easton,
Rt. #1,
Paul, Idaho.

Dear Mr. Easton:

We enclose Permit No. G-31732 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-8557 which was issued covering payment in the amount of \$ 7.25 for the filing fee of the above mentioned permit.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk

B31732

NAME OF APPLICANT

Clinton Easton

Form No. 0

Hand

Reg 22 E.B.M.

L

8

L

(24)

Per. Map No. 31732

As Approved

CARL E. TAPPAN

State Reclamation Engineer

FEB 24 1964

Clinton Easton

31732