

c. Describe the lands and place of use to which the right will be transferred:

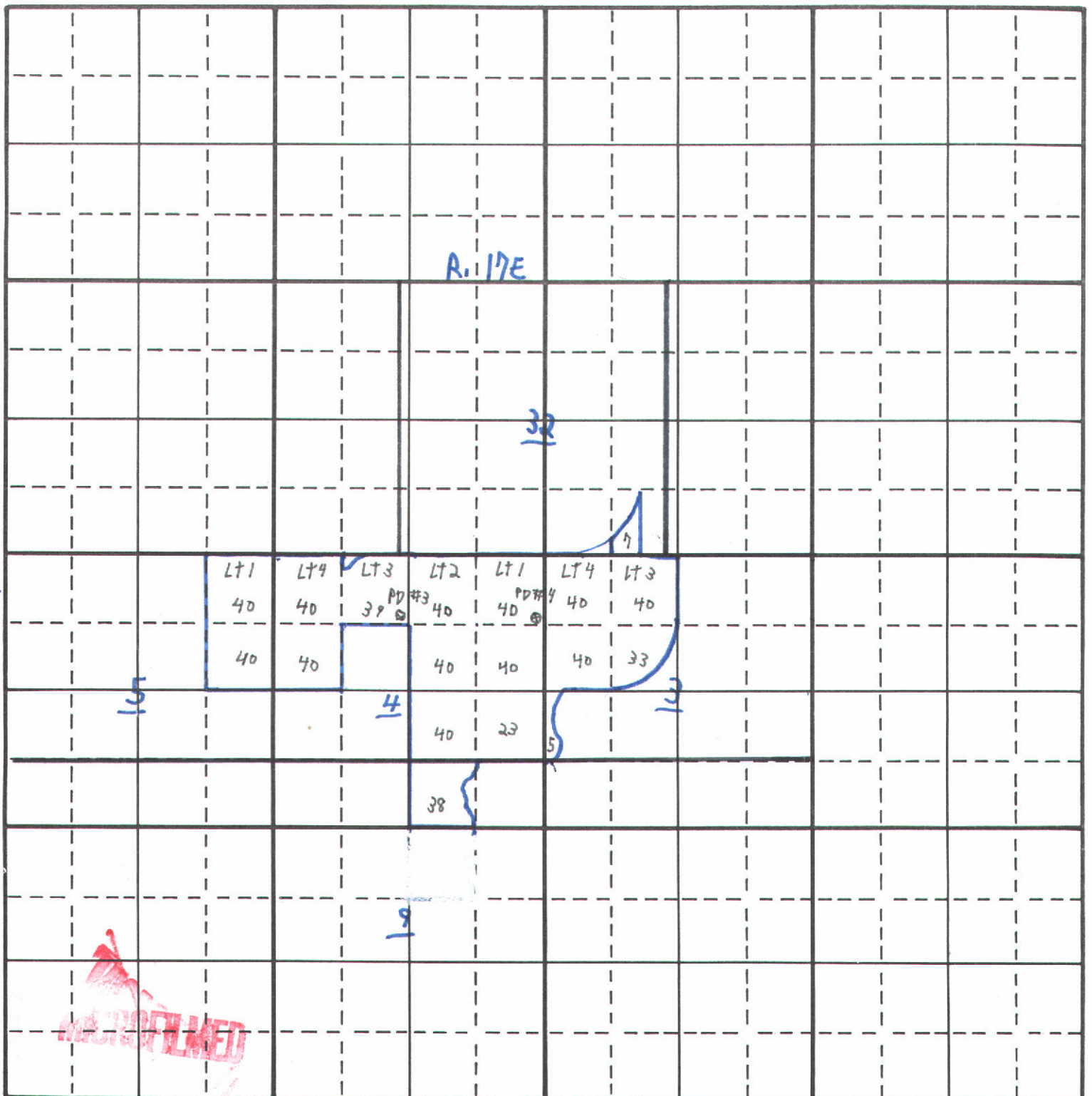
TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	17E	32																7	7
7S	17E	3							Lt4 40	Lt3 40		33	40	5					158
		4			Lt2 40	Lt1 40			Lt4 40	Lt3 39			40		40	40	40	23	342
		5				Lt1 40									40				80
		9		38															38

Total number of acres to be irrigated 625

4. Describe any other water rights used for the same purpose as described above. _____

License 36-2735/37-2531

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



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

AFFIDAVIT PUBLICATION

State of Idaho, }
County of Jerome } SS.

L. L. LANGDON
ASST. PUBLISHER

_____, 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 30th day of May, 1984, and the date of the last publication was on the 6th day of June, 1984.

Subscribed and sworn to before me this 7th day of June, 1984.
(SEAL)

Darla Brett
NOTARY PUBLIC

NORTH SIDE NEWS

Jerome, Idaho

COST OF PUBLICATION

Numer of Picas per Line 13
Number of Lines in Notice 46
Number of Insertions 2
Lines tabular at _____ 4¢ / Pica
46 Lines straight at 17.94 3¢ / Pica
46 Subsequent lines at 11.96 2¢ / Pica
TOTAL COST 29.90

MICROFILMED

COPY OF NOTICE

(Paste Here)

36-2156
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water
BILL TO

Jerome-Lincoln Farm Associates ask for permit

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 36-2156

Notice is hereby given that Jerome-Lincoln Farm Associates of Jerome, Idaho, have applied to the Department of Water Resources for a change of point of diversion and a change of place of use of a right from a ground-water source. The right sought to be changed is evidenced by License No. 36-2156 and is recorded as follows:

Amount: 6.4 cfs

Priority: November 28, 1951

Point of Diversion: N½SE¼, Sec. 4, T7S, R17E, B.M., Jerome County

The water is used for irrigation of 625 acres within the SW¼SW¼, Sec. 32, T6S, R17E; S½NW¼, N½SW¼, Sec. 3; S½NE¼, S½NW¼, NW¼SW¼, SE¼, Sec. 4; SE¼NE¼, NE¼SE¼, Sec. 5; NW¼NE¼, Sec. 9, T7S, R17E

TO BE CHANGED AS FOLLOWS:

Amount: 6.4 cfs

Point of Diversion: Lt1 (SE¼NE¼), Lt3 (SE¼NW¼), Sec. 4, T7S, R17E, B.M., Jerome County

Place of Use: SE¼SE¼, Sec. 32, T6S, R17E; Lt4 (SW¼NW¼), Lt3 (SE¼NW¼), N½SW¼, SW¼SW¼, Sec. 3; Lt2 (SW¼NE¼), Lt1 (SE¼NE¼), Lt4 (SW¼NW¼), Lt3 (SE¼NW¼), NW¼SW¼, SE¼, Sec. 4; Lt1 (SE¼NE¼), NE¼SE¼, Sec. 5; NW¼NE¼, Sec. 9, T7S, R17E, for irrigation of 625 acres.

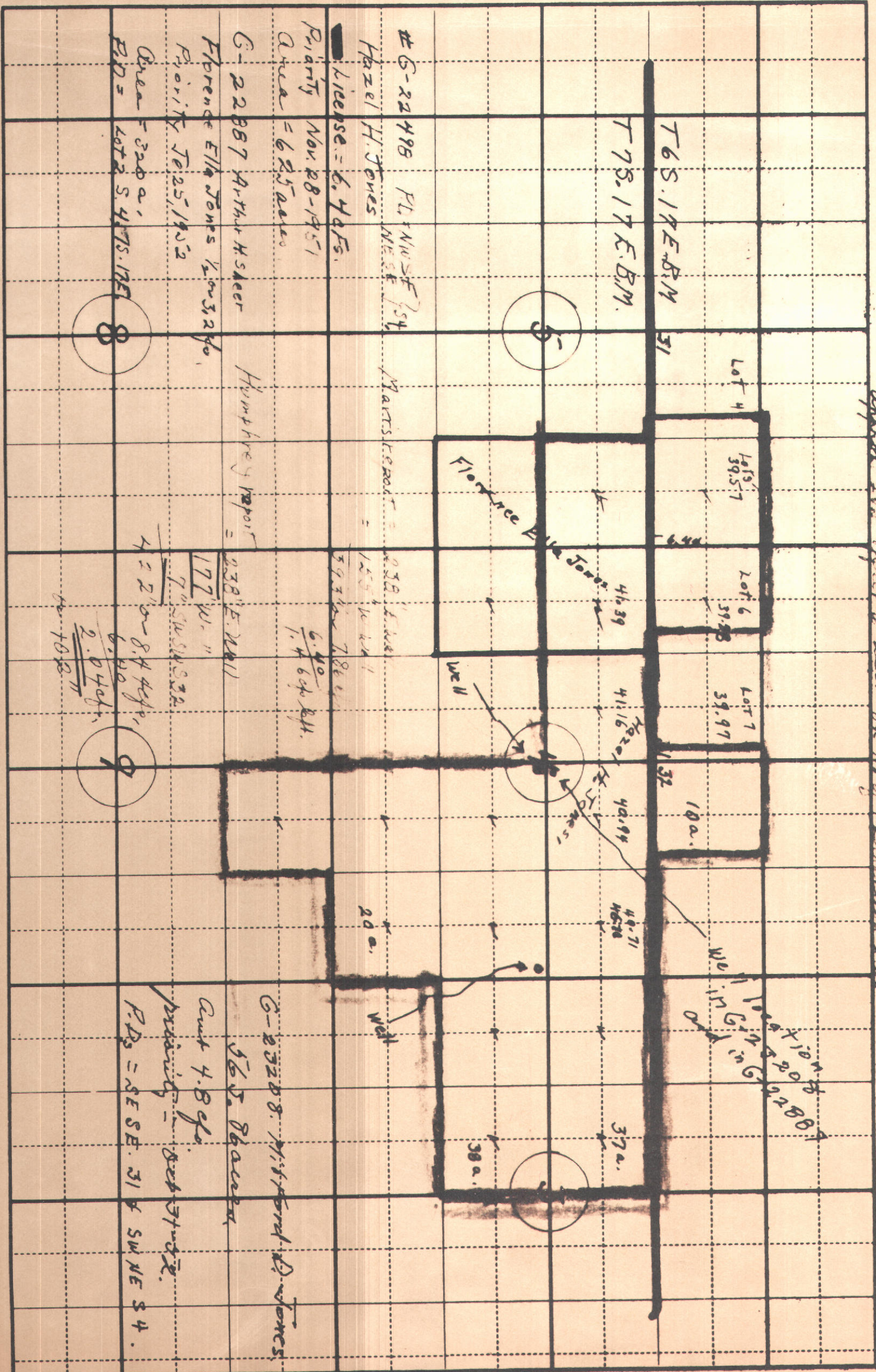
Any protest against the approval of the above proposed change of the right described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301, on or before June 18, 1984.

A. KENNETH DUNN
Director

2 is offset to west 265' 260' x 5280'

NAME OF APPLICANT

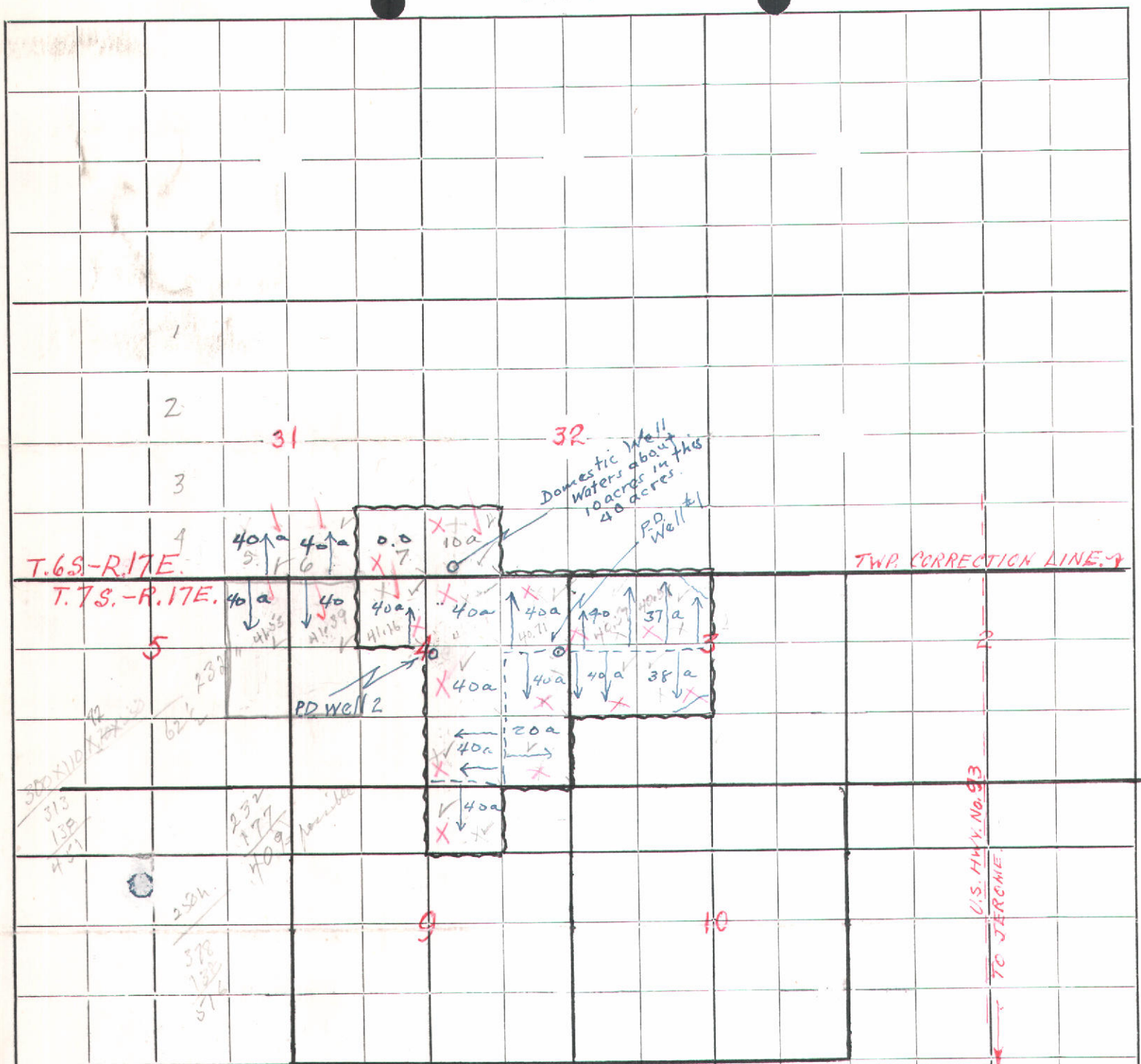
Form No. 0



Approx 265' offset to west on N of Florence Jones

Extension to 265' 260' x 5280'

22498



Well #1				Well #2				
Line Number	#/ft. per Nozzle	gpm. per Nozzle	gpm. per Line	Line Number	#/ft. per Nozzle	gpm. per Nozzle	gpm. per Line	
1	25 1/2	5.56	139	14	61 1/2	9.15	293	Land Subdivisions 12+56 Area as shown on map 415 acres + 170. Quantity of water 393 Miners inches as calculated from Nozzle pressure.
2	27 3/4	5.75	109	15	61 1/2	9.15	293	
3	23 3/4	5.26	168	16	64	9.34	299	
4	21 3/4	5.09	163	17	63	9.24	296	
5	27	5.67	181	18	70	9.01	301	
6	25	5.45	174	Total		1392 gpm		
7	31 3/4	6.10	193	= 155 Miners inches				
8	28 1/2	5.83	187	Note: All lines figured for				Well #2
9	17 1/4	4.59	147	1 1/4" + 3/32 Rain bird 40				$\frac{3.1 \times 80}{.746} = \frac{Q \times (318 + 70 \times 2.31) \times 8.5}{33000 \times .75}$
10	27 1/2	4.70	150	Sprinkler Heads. "				
11	25	5.45	174	There were some 3/16				Q = 1826 gpm
12	22	5.11	153	Rain bird sprinkler				= 203"
13	31	6.10	195	heads at the ends of				Well #1
Total			2138 gpm	most laterals - This				$\frac{3.375 \times 80}{.746} = \frac{Q \times 313 + 70 \times 2.31}{33000 \times 0.75}$
				difference was estimated				
				to offset pipe leakage				Q = 1844 gpm
				Line 1 was short with 24				250"
				sprinkler heads				
			238 Miners inches.	Line 2 was short with 25				
			4.76 cfs	sprinkler heads.				
Total for both - 393 Miners inches								
7.86 cfs								

Hazel H. Jones
Rt. #1, Eden, Idaho

Permit No. G-22498

Examination for Completion of Works & Beneficial Use

County Jerome

Q = 6.4 c.f.s. Roy & Ruben
S = Well. Saher Bros

P.D. = NESE, Sec. 4, T.7S, -R.17E.

New Direction

Filed Nov 22, 1956

Gen. L. 8, 1956.

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.

RECEIVED
AUG 2 1957

Department of Reclamation

APPLICANT: HAZEL H. JONES

AMENDED MAP TO ACCOMPANY APPLICATION FOR PERMIT-G-22498

31

32

T. 6 S. - R. 17 E. Lincoln Co.

T. 7 S. - R. 17 E. Jerome Co.

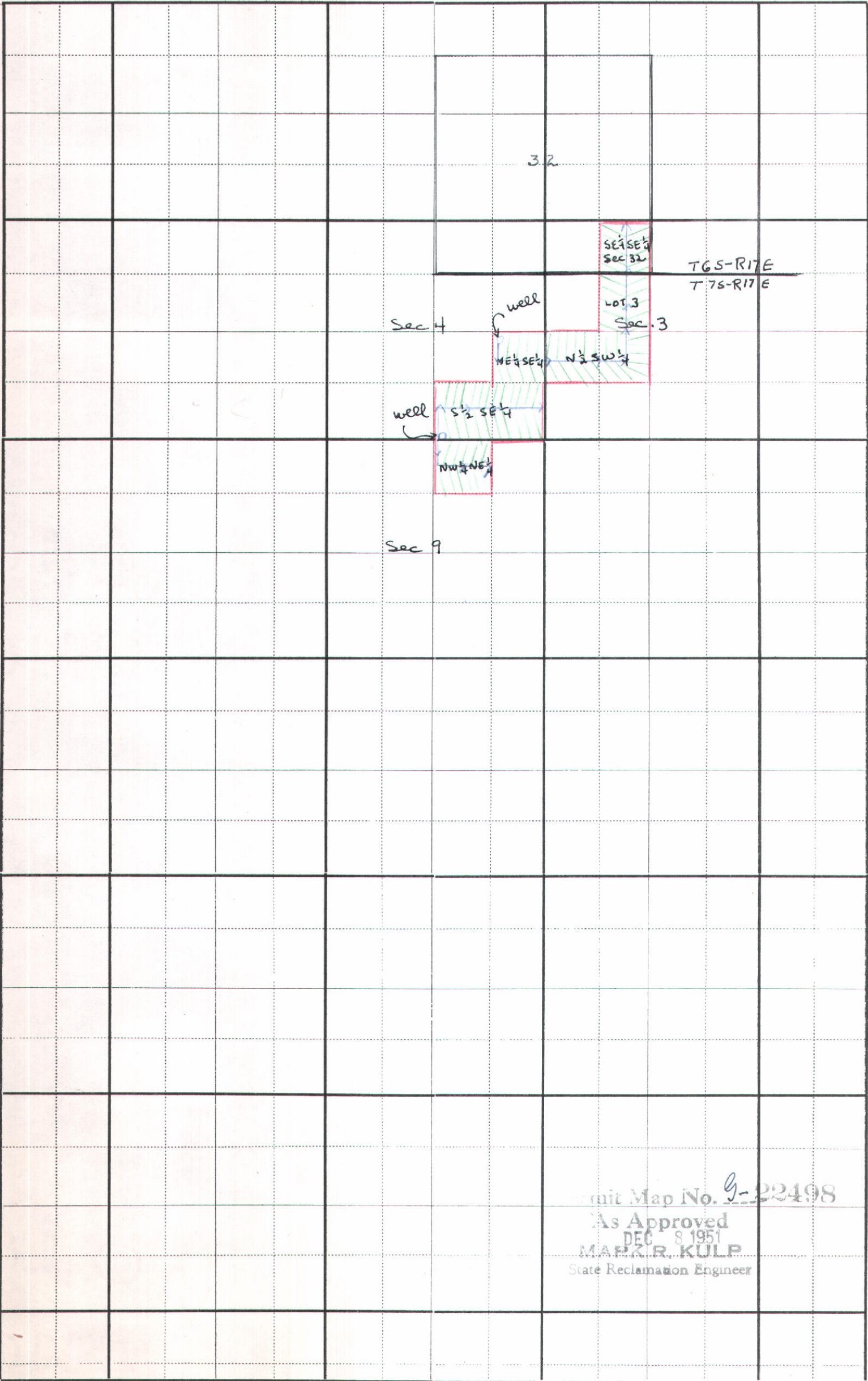
TWP. CORRECTION LINE - 7

Point of Diversion - WELL

9

10

22498



22498

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

Important Information About Your Water Right

August 27, 2001

RICHARD HOLYOAK
DEL L 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 36-02156. 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

MICROFILMED
SEP 22 2003

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 36-02156

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
ROGER BURDICK
Presiding Judge
Snake River Basin Adjudication

MICROFILMED

SEP 22 2003

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 36-02156

1997 JUN 15 AM 10:42

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

SOURCE: GROUNDWATER

QUANTITY: 6.4 CFS

USE OF THIS RIGHT WITH RIGHTS 36-027358 AND 36-07648 IS
LIMITED TO THE COMBINED DIVERSION RATE OF 8.29 CFS AND A TOTAL
COMBINED DIVERSION VOLUME OF 2668 AF.

PRIORITY DATE: 11/28/1951

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	6.4 CFS

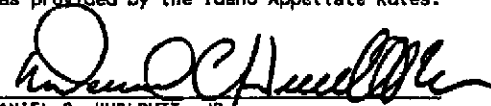
PLACE OF USE:	IRRIGATION	Within JEROME County					
	T07S R17E S03	Lot 4 (SMNW)40	Lot 3 (SENW)40	NESW 33		NWSW 40	
		SWSW 5					
	S04	Lot 2 (SWNE)40	Lot 1 (SENE)40	Lot 4 (SWNW)40	Lot 3 (SENW)39		
		NWSW 40	NESE 40	NWSE 40	SWSE 40		
		SESE 40					
	S05	Lot 1 (SENE)40	NESE 40				
	S09	NENE 15	NWNE 38	SWNE 17			
	667 ACRES TOTAL						

USE OF THIS RIGHT WITH RIGHTS 36-027358 AND 36-07648 IS
LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 667 ACRES IN A
SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 618 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

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 36-02156

PAGE 1
DEC-29-1997

MICROFILMED

SEP 22 2003

This
Right has been
Decreed in the
SRBA.

Transfer No. 3036Water Right No. 36-2156

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

Jerome-Lincoln Farm Associates
Name of applicant Jerome & Lincoln Counties Associates Phone 324-7470
Post Office address Route #1 Box 1624, Jerome, ID 83338

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____ (Name of court)
- b. License No. 36-2156 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

Purchase of land & water right3. Source of water Groundwater tributary to _____4. Date of priority 11-28-1951

5. Water is used for the following purposes:

amount 6.4 cfs for Irrigation purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____ (month/day — both dates inclusive)

6. Total amount of water under right: a. 6.4 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 4
Township 7S Range 17E, B.M., in Jerome County
Additional points of diversion, if any NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 4 T. 7S R. 17E

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6S	17E	32											10						10
7S	17E	3							40	37	38	40							155
		4			40	40			40	40		40			40	40	40	20	340
		5				40									40				80
		9		40															40

Total number of acres to be irrigated 625

9. Describe any other water rights used for the same purpose as described above _____
License 36-2735B/37-2531

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

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

1. General Information
- a. Amount of water to be diverted 6.4 c.f.s. &/or _____ acre feet
- b. Description of diverting works Two wells & pumps, sprinklers
- c. Describe the reasons for the proposed changes Correct errors on license and change acreage slightly to reflect present irrigation practices
2. Change in point of diversion
- Point of diversion Lot 1 (SE¼NE¼), Section 4 Township 7S
Range 17E, B.M., Jerome County
Additional points Lot 3 (SE¼NW¼) Sec. 4 T. 7S R. 17E
3. Change in place of use
- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
No change - other groundwater will be made appurtenant to the land from which water is being removed under this right.

c. Describe the lands and place of use to which the right will be transferred:

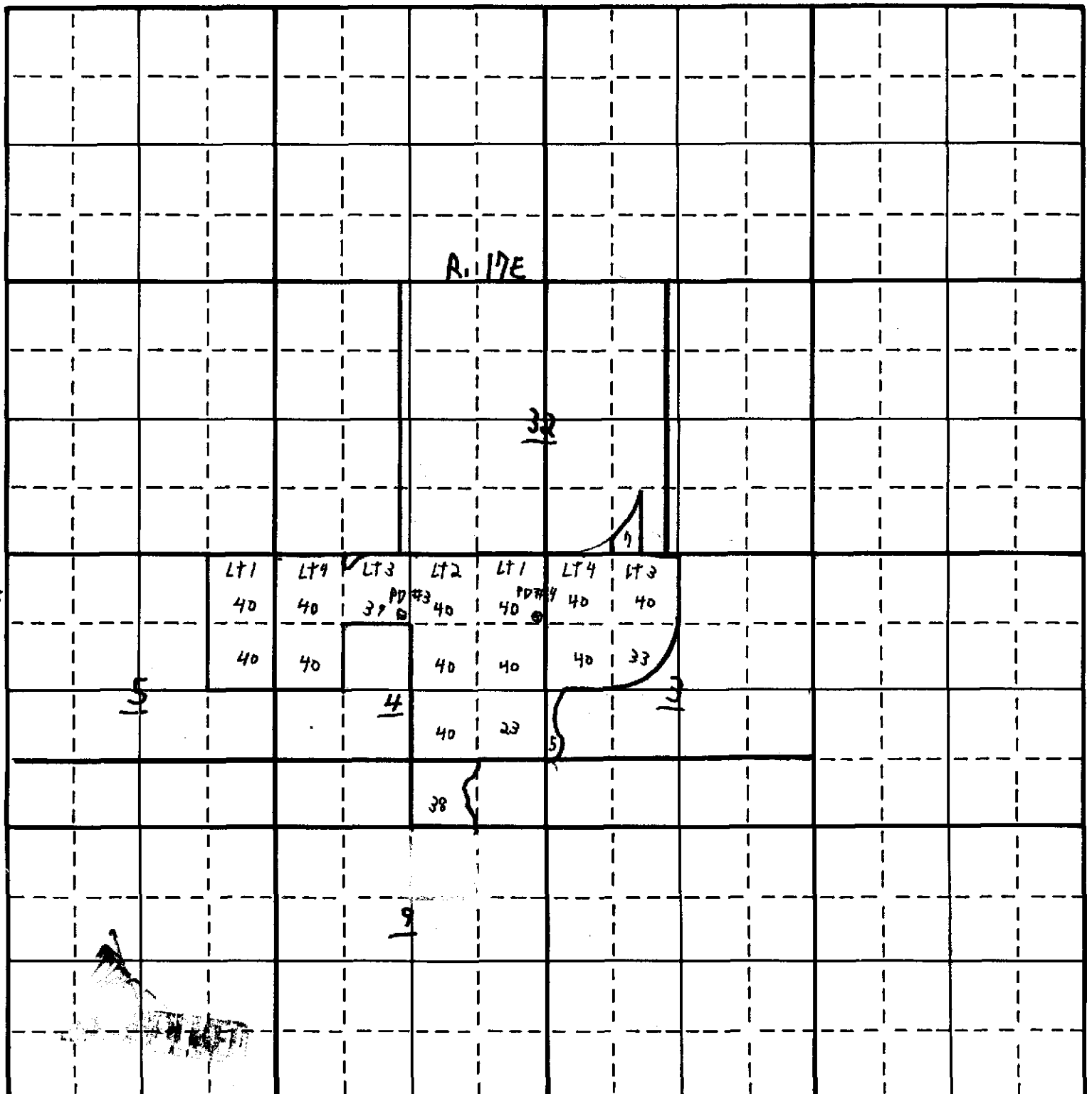
TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS	
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼		
6S	17E	32																	7	7
7S	17E	3							Lt4	Lt3										158
		4			Lt2	Lt1			Lt4	Lt3										
					40	40			40	39			40			40	40	40	23	342
		5				Lt1										40				80
		9		38																38

Total number of acres to be irrigated 625

4. Describe any other water rights used for the same purpose as described above. _____

License 36-2735/37-2531

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



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

D. REMARKS

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

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

Subscribed and sworn to before me this 27 day of April, 1984

Steven W. Bingham
(Signature of Applicant)
farmer operator

Mary A. Newby
(Notary Public)

My commission expires life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 36-2156
and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 17 day of July, 19 84

David R. Tuttle
Acting Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by JP Date 4-27-84
Prelim. check by AF Fee \$50.00
Receipted by JP Date 4-27-84 #33064
Published in North Side News
Pub. dates 5/30 & 6/6/84
Watermaster recommendation requested on N/A
rec'd. _____

Protest filed by None
Copies of protest forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial
by Adam Quinn

AFFIDAVIT PUBLICATION

State of Idaho, }
County of Jerome } SS.

L. L. LANGDON
ASST. PUBLISHER

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 30th day of May, 1984, and the date of the last publication was on the 6th day of June, 1984.

L. L. Langdon

Subscribed and sworn to before me this 7th

day of June, 1984.
(SEAL)

Darla Brett

NOTARY PUBLIC

NORTH SIDE NEWS
Jerome, Idaho

COST OF PUBLICATION

Numer of Picas per Line 13
Number of Lines in Notice 46
Number of Insertions 2
Lines tabular at 46 4¢ / Pica
Lines straight at 1794 3¢ / Pica
Subsequent lines at 11.96 2¢ / Pica

TOTAL COST 29.90

MICROFILMED

COPY OF NOTICE

(Paste Here)

36-2156
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept of Water
BILL TO

Associated Water Right Permit

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
NO. 36-2156**

Notice is hereby given that Jerome Lincoln Farm Associates of Jerome, Idaho, have applied to the Department of Water Resources for a change of point of diversion and a change of place of use of a right from a ground-water source. The right sought to be changed is described by license No. 36-2156 and the change follows:

Point of Diversion: NW¼SE¼, Sec. 4, T7S, R17E, B.M., Jerome County
The water is used for irrigation of 625 acres within the SW¼SW¼, Sec. 32, T6S, R17E; S¼NW¼, N¼SW¼, Sec. 3; S¼NE¼, S¼NW¼, NW¼SW¼, SE¼, Sec. 4; SE¼NE¼, NE¼SE¼, Sec. 5; NW¼NE¼, Sec. 9, T7S, R17E.

TO BE CHANGED AS FOLLOWS:
Amount 6.4 cfs
Point of Diversion: Lt1 (SE¼NE¼), Lt3 (SE¼NW¼), Sec. 4, T7S, R17E, B.M., Jerome County

Place of Use: SE¼SE¼, Sec. 32, T6S, R17E; Lt4 (SW¼NW¼), Lt1 (SE¼NW¼), N¼SW¼, S¼NE¼, Sec. 3; Lt2 (SW¼NE¼), Lt1 (SE¼NE¼), Lt4 (SW¼NW¼), Lt3 (SE¼NW¼), NW¼SW¼, SE¼, Sec. 4; Lt1 (SE¼NE¼), NE¼SE¼, Sec. 5; NW¼NE¼, Sec. 9, T7S, R17E, for irrigation of 625 acres.

Any protest against the approval of the above proposed change of the right described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd, North Twin Falls, Idaho 83301, on or before June 18, 1984.

A. KENNETH DUNN
Dir

Water License G-22498

Hazel H. Jones

Amount 6.4 c.f.s.

Priority - Nov. 28, 1951

AMENDMENT ORDER

CORRECTING LICENSE G-22498

WHEREAS, An erroneous amendment to the land list ^{was} made by Hazel H. Jones at the suggestion of the State Reclamation Engineer before the above numbered permit was brought to license.

WHEREAS, The amendment caused the license to be issued making the water appurtenant to only part of the land irrigated from the wells and included some lands that were not irrigated from the wells.

WHEREAS, It was not nor never had been the intent of the State Reclamation Engineer, Mrs. Jones, nor any one else to include lands in the license which had not been irrigated from the two wells mentioned in the license as source of water supply.

NOW THEREFORE, An Order is issued correcting License G-22498, as follows: -

Two lots described as Township 6 South,
Range 17 E., Section 31, Lot 5, Lot 6,
shall be deleted from the license.

Two subdivisions described as Township 7
South, Range 17 E., Sec. 5, NE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 4,
NW $\frac{1}{4}$ SW $\frac{1}{4}$, shall be inserted in said license in
place of the two deleted lots.

(SEAL)

/s/ Geo. N. Carter
GEO. N. CARTER
State Reclamation Engineer

Recorded: November 20, 1958

State of Idaho
License and Certificate of Water Right

AMENDMENT ORDER
CORRECTING LICENSE G-22498
(See page 6149A)

Water License No. G-22498 Amount 6.4 c.f.s.
Water District No. Priority November 28, 1951

THIS IS TO CERTIFY that HAZEL H. JONES
of Eden, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated November 28, 19 51 ; that Permit No. G-22498
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
6.4 second feet, was issued thereunder on October 22, 19 57, showing that said works
were completed on the 29th day of November, 19 56 ; and that on the 29th
day of November, 19 56, HAZEL H. JONES

of Eden, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of two wells
, a tributary of subterranean, for the purpose of Irrigation
, under Use Permit No. G-22498 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
10 of Licenses at page 6149, on the 22nd day of October, 19 57 ;
The right hereby confirmed dates from November 28, 19 51 ;
The Point of Diversion^{are} is located in the NE¹/₄SE¹/₄ and
in the NW ¹/₄ SE ¹/₄, Sec. 4, Tp. 7 S., R. 17 E., B. M. County Jerome
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 6.4 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 S.	17 E.	32	SW $\frac{1}{4}$ SW $\frac{1}{4}$	--	10
		31	Lot 5	--	40
			Lot 6	--	40
7 S.	17 E.	3	SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	37
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	--	40
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	38
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
		4	SE $\frac{1}{4}$ NE $\frac{1}{4}$	--	40
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	--	40
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	--	40
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	--	40
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	--	40
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	20
		5	SE $\frac{1}{4}$ NE $\frac{1}{4}$	--	40
			9	NW $\frac{1}{4}$ NE $\frac{1}{4}$	40
Total number of acres irrigated					625

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
22nd day of October, 19 57 .
/s/ Mark R. Kulp
State Reclamation Engineer.
(SEAL)

State of Idaho
License and Certificate of Water Right

Water License No. 22547 Amount 1.2 c.f.s.
Water District No. Priority January 8, 1952

THIS IS TO CERTIFY that BONNER BROS. and DAN W. DYMOKE, Assignee of 45/75 of Midvale, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated January 8, 1952; that Permit No. 22547 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.50 second feet, was issued thereunder on June 16, 1953, showing that said works were completed on the 12th day of June, 1953; and that on the 21st day of July, 1953, CLIFF L. BONNER, RALPH M. BONNER, DAN W. DYMOKE of Midvale, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of Drainage, a tributary of Weiser River, for the purpose of Irrigation, under Use Permit No. 22547 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 10 of Licenses at page 6150, on the 22nd day of October, 1957; The right hereby confirmed dates from January 8, 1952; The Point of Diversion are located in the NE 1/4 NE 1/4 and in the NE 1/4 SE 1/4, Sec. 19, Tp. 13 N., R. 3 W., B. M. County Washington That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 1.2 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
DAN W. DYMOKE					
13 N.	3 W.	19	SW 1/4 NE 1/4	--	15
			NW 1/4 NE 1/4	--	11
			NE 1/4 NW 1/4	--	24
BONNER BROS.					
13 N.	3 W.	19	SW 1/4 SE 1/4	--	30
			SE 1/4 SW 1/4	--	15
Total number of acres irrigated					95

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 22nd day of October, 1957.

/s/ Mark R. Kulp
State Reclamation Engineer.

(SEAL)

APPLICATION FOR PERMIT 36-2156

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 30231
Permit No. G- 22498
District No.

1. Name of Applicant: HAZEL H. JONES
Postoffice address: Eden County: Jerome State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second. 6.4 or Idaho
Miners' inches 320 or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean, to be raised through a drilled well and distributed by sprinkler system and
4. Location of point of diversion or well is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 4
Twp. 7 S. , Rge. 17 E. , B.M., County of Jerome
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Drilled wells, cased and equipped with turbine type pump and sprinkling system.
8. Estimated cost of works: \$ 7,000.00
9. (a) Is reservoir to be used?
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is Five (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) (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks: This application is to be used for the irrigation of vacant federal land now under application in the Idaho Land & Survey Office as a desert entry. The irrigation development of this land will also serve as beneficial use of the water.

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.

HAZEL H. JONES Applicant.

By Harley M. McDowell Agent.

Date of first receipt at Department of Reclamation: 3:15 P. M. November 28, 1951

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-22498

Recorded in Book 80 Page 22498 Approved December 8, 1951

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

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

Work to begin on or before February 8, 1952 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 June 8, 1954

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before December 8, 1956

Witness my hand this 8th day of December, 1951

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, LEN JORDAN, Governor of the State of Idaho, and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 8th day of December, 1951.

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS

Secretary of State.

By LEN JORDAN

Governor

12.

Twp.	Range	Sec.	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	Totals
			NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	
6 S.	17 E.	32				40	40
7 S.	17 E.	3		40	40	40	120
		4				40	120
		9	40				40

Total Number of Acres to be Irrigated - - 320

APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. G-22498

Comes now HAZEL H. JONES, and represents to the State Reclamation Engineer of the State of Idaho. That she is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-22498, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 4, Lot 3, 4, N $\frac{1}{2}$ SW $\frac{1}{4}$, Section 3; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 9, All in T 7 S - R 17 E., making a total of 321.08 acres. That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Boise, Idaho, this 30th day of October, 1952.

HAZEL H. JONES
Hazel H. Jones

Date of receipt at Office of Department of Reclamation Oct. 31, 1952.

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-22498. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

MARK R. KULP
State Reclamation Engineer

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-22498

Comes now Hazel H. Jones, and represents to the State Reclamation Engineer of the State of Idaho. That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-22498, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Section 4; Lots 3, 4, N $\frac{1}{2}$ SW $\frac{1}{4}$, Section 3; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 9, T 7 S - R 17 E., B.M. Lots 1, 2, 3, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 4, T 7 S - R 17 E., B.M. Lot 7, Section 31; SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 32, T 6 S - R 17 E., B.M. making a total of 563.86 acres. That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.
Signed at Boise, this 18 day of October, 1956.

HAZEL H. JONES

Date of receipt at Office of Department of Reclamation October 23, 1956.

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-22498. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

MARK R. KULP
State Reclamation Engineer

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-22498

Comes now HAZEL H. JONES and represents to the State Reclamation Engineer of the State of Idaho: That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-22498. That the point of diversion is described in said permit as being located NE $\frac{1}{4}$ SE $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 4, Township 7 South, Range 17 E., B.M. That he now requests that the point of diversion be changed to a point located NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 4, Township 7 South, Range 17 E., B.M. That his reasons for desiring to make such change are as follows: That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Eden, Idaho, this 5 day of October, 1957

/s/ Hazel H. Jones

Date of receipt at Department of Reclamation October 7, 1957

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-22498. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ Mark R. Kulp
State Reclamation Engineer

Recorded: October 7, 1957.

Application for Amendment
To Permit to appropriate the Public Waters
of the State of Idaho, No. G-22498

Comes now HAZEL H. JONES, and represents to the State Reclamation Engineer of the State of Idaho. That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-22498, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32; Lots 5 and 6, Section 31, Township 6 South, Range 17 East, B.M. and the S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ Section 3; S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 4; SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 5; NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 9, Township 7 South, Range 17 East, B.M., making a total of 625 acres. That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Eden, Idaho, this 5th day of October, 1957

/s/ Hazel H. Jones

Date of receipt at office of Department of Reclamation
October 7, 1957.

APPROVAL OF STATE RECLAMATION ENGINEER

I, MARK R. KULP, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-22498. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ Mark R. Kulp
State Reclamation Engineer

Recorded: October 7, 1957

Permit No. G-22498
Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that HAZEL H. JONES of Eden, County of Jerome, and State of Idaho, the holder of Permit No. G-22498, issued upon Application No. G-30231 bearing date of priority of November 28, 1951, authorizing the diversion of 6.4 second feet of the waters of subterranean flow from a well County of Jerome, State of Idaho, for Irrigation purposes, has fully complied with the provisions of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 6.4 second feet of the waters of subterranean flow from a well that the point of diversion of said waters NE $\frac{1}{4}$ SE $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 4, Township 7 South, Range 17 East, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 625 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32; Lots 5 and 6 Section 31, Township 6 South, Range 17 East, B.M.; S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ Section 3; S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 4; SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 5; NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 9, Township 7 South, Range 17 East, B.M. Proof of Completion of Works made: November 29, 1956.

Witness my hand this 22nd day of October, A.D. 1957

/s/ Mark R. Kulp
State Reclamation Engineer

Proof of Completion of Works made: November 29, 1956
Certificate of Completion of Works issued: October 22, 1957.

See land list correction in License p 6149

LICENSE ISSUED FOR 6.4 SEC. FT.
Page 6149

This
Right has been
Decreed in the
SRBA.

MICROFILMED
SEP 22 2003



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.

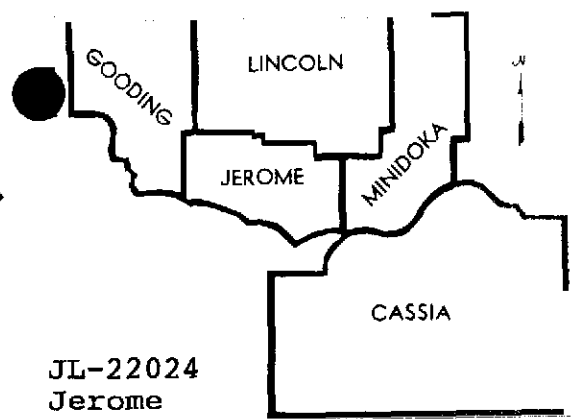
Sincerely,


Cindy Zimmerman
Water Resource Agent

APR 25 1995

Land Title and Escrow, Inc.

A FULL SERVICE TITLE COMPANY



REFER TO: JL-22024
OFFICE: Jerome

April 14, 1995

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

RECEIVED

APR 17 1995

Department of Water Resources

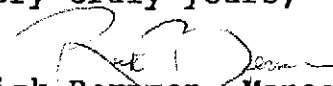
RE: Assignment and Pledge of Water Rights, Licenses and Permits
Robert S. Schillington and John T. Lezamiz, (Mortgagors) to
The Mutual Life Insurance Company of New York

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

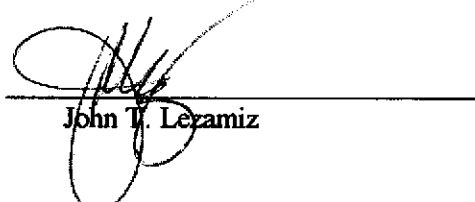
APR 25 1995

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

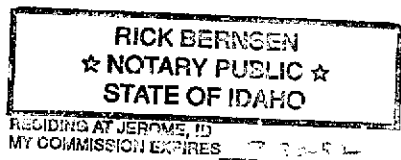

Ann E. Lezamiz

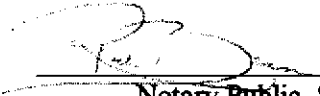
STATE OF IDAHO

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

APR 25 1995

STATE OF IDAHO

COUNTY OF JEROME

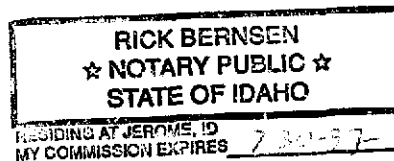
On this 23rd day of March, in the year 1995, before me, a Notary Public, personally appeared John T. Lezamiz and Ann E. Lezamiz, known or identified to me (or proved to me on the oath of _____) to be the persons identified in and who executed the foregoing instrument, and the said John T. Lezamiz and 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



RECEIVED
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 25 1995

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.

APR 8 1995

July 18, 1984

RE: Transfer of Water Right No. 36-2156

Jerome-Lincoln Farm Associates
Rt. 1, Box 1624
Jerome, ID 83338

Gentlemen:

Enclosed is a copy of your approved Application for Transfer of the above
referenced water right (Transfer No. 3036).

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:sc

Enclosure

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: JS

1. Right number 36-2156 Applicant JEROME-LINCOLN FARM ASSOCIATES
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Other _____

4. Check:

- ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☐ Period of use
- ☒ Description of original point of diversion.
- ☒ Description of original place of use.

5. Amount of land &/or water transferred:

- ☒ All of right.
- b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
- ☒ Check description of point(s) of diversion.
- ☒ Check description of place of use.
- ☒ Check map (shows p.d. and p.u. after transfer).
- ☒ Check for correct signature, notarization, and fee.
- g. ☒ Check proof of ownership of right &/or land from which water is transferred.
- ☒ Check for expansion in use of right. Comments _____

i. ☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) 36-2735 37-2531

j. ☒ Is use within a Watermaster District? ☐ Yes ☒ No

If yes, what district? _____

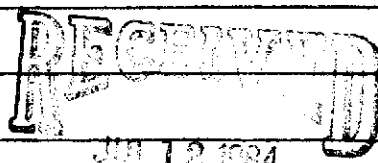
FINAL PROCESSING REVIEW BY: ADM

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

RECOMMENDED ACTION

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

4. BY ADM Date 7/9/84



Department of Water Resources

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
NO. 36-2156

Notice is hereby given that Jerome-Lincoln Farm Associates of Jerome, Idaho have applied to the Department of Water Resources for a change of point of diversion and a change of place of use of a right from a groundwater source. The right sought to be changed is evidenced by License No. 36-2156 and is recorded as follows:

Amount: 6.4 cfs

Priority: November 28, 1951

Point of Diversion: N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 4, T7S, R17E, B.M., Jerome County

The water is used for irrigation of 625 acres within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32, T6S, R17E; S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 3; S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 4; SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, T7S, R17E

TO BE CHANGED AS FOLLOWS:

Amount: 6.4 cfs

Point of Diversion: Lt1 (SE $\frac{1}{4}$ NE $\frac{1}{4}$), Lt3 (SE $\frac{1}{4}$ NW $\frac{1}{4}$), Sec. 4, T7S, R17E, B.M., Jerome County

Place of Use: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, T6S, R17E; Lt4 (SW $\frac{1}{4}$ NW $\frac{1}{4}$), Lt3 (SE $\frac{1}{4}$ NW $\frac{1}{4}$), N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3; Lt2 (SW $\frac{1}{4}$ NE $\frac{1}{4}$), Lt1 (SE $\frac{1}{4}$ NE $\frac{1}{4}$), Lt4 (SW $\frac{1}{4}$ NW $\frac{1}{4}$), Lt3 (SE $\frac{1}{4}$ NW $\frac{1}{4}$), NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 4; Lt1 (SE $\frac{1}{4}$ NE $\frac{1}{4}$), NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, T7S, R17E, for irrigation of 625 acres.

Any protest against the approval of the above proposed change of the right described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301, on or before June 18, 1984.

A. KENNETH DUNN
Director

Published in North Side News on May 31 and June 7, 1984.

RECORDED

OK
AD
5/24

NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
NO. 36-2156

Notice is hereby given that Jerome-Lincoln Farm Associates of Jerome, Idaho, have applied to the Department of Water Resources for a change of point of diversion and a change of place of use of a right from a ground-water source. The right sought to be changed is evidenced by License No. 36-2156 and is recorded as follows:

Amount: 6.4 cfs

Priority: November 28, 1951

Point of Diversion: N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 4, T7S, R17E, B.M., Jerome County

The water is used for irrigation of 625 acres within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32, T6S, R17E; S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 3; S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 4; SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, T7S, R17E

TO BE CHANGED AS FOLLOWS:

Amount: 6.4 cfs

Point of Diversion: Lt1 (SE $\frac{1}{4}$ NE $\frac{1}{4}$), Lt3 (SE $\frac{1}{4}$ NW $\frac{1}{4}$), Sec. 4, T7S, R17E, B.M., Jerome County

Place of Use: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 32, T6S, R17E; Lt4 (SW $\frac{1}{4}$ NW $\frac{1}{4}$), Lt3 (SE $\frac{1}{4}$ NW $\frac{1}{4}$), N $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3; Lt2 (SW $\frac{1}{4}$ NE $\frac{1}{4}$), Lt1 (SE $\frac{1}{4}$ NE $\frac{1}{4}$), Lt4 (SW $\frac{1}{4}$ NW $\frac{1}{4}$), Lt3 (SE $\frac{1}{4}$ NW $\frac{1}{4}$), NW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Sec. 4; Lt1 (SE $\frac{1}{4}$ NE $\frac{1}{4}$), NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 5; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, T7S, R17E, for irrigation of 625 acres.

Any protest against the approval of the above proposed change of the right described above must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301, on or before June 18, 1984.

A. KENNETH DUNN
Director

ok
meyer
5/30/84



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN DISTRICT

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

May 23, 1984

North Side News
Box 468
Jerome, Idaho 83338

Re: Notice of Proposed Change of Water Right No. 36-2156
Notice of Proposed Change of Water Right No. 36-2735/37-2531

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.

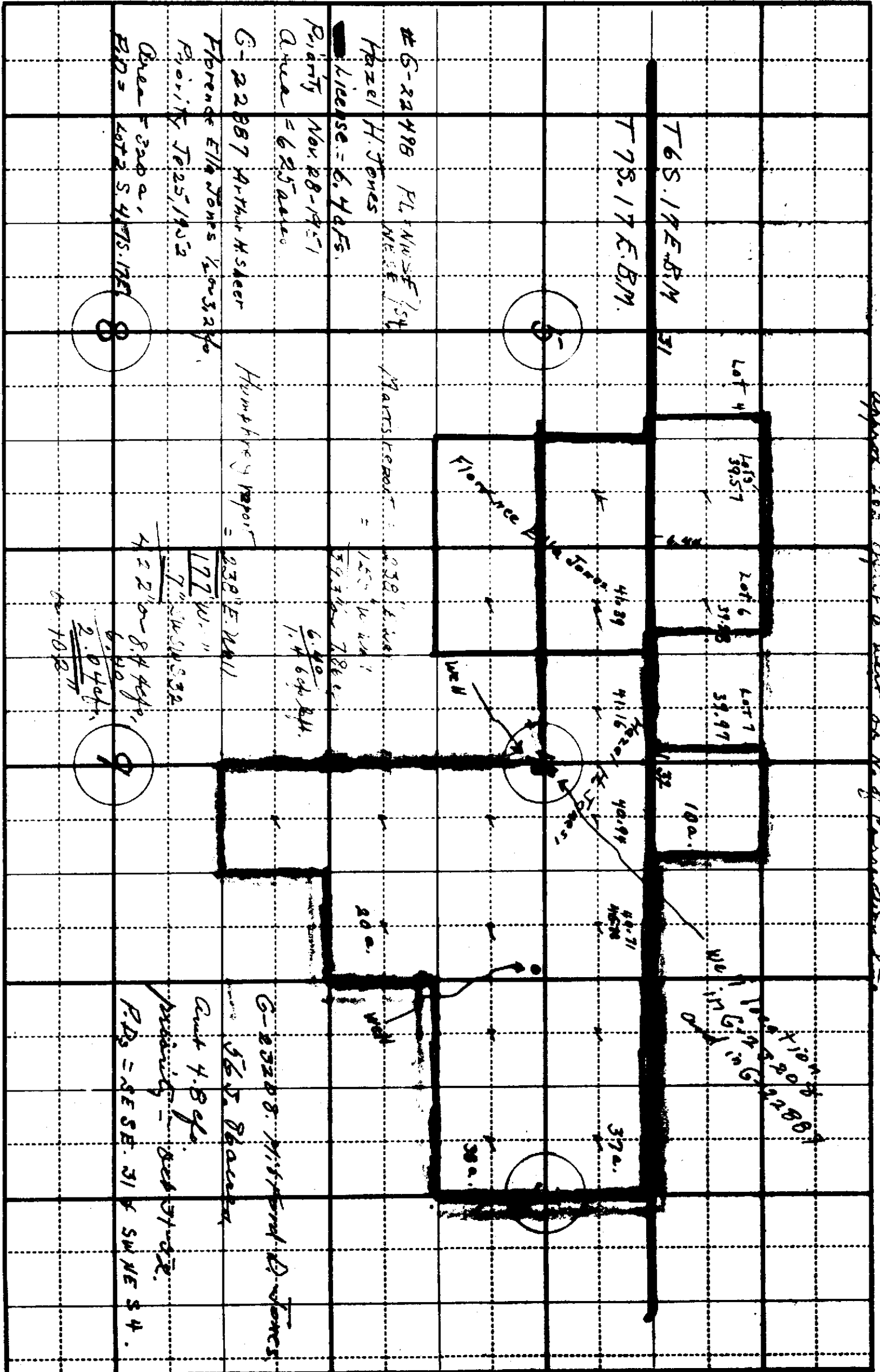
Sincerely,

Mary A. Newby
Sec/Office Coord.

Encl:



0.52509 x 5290' 2/60
N is off to the right



22498.

September 10, 1964

RE: License Nos. G-22498, G-22887

Harley M. McDowell
Idaho Land & Appraisal Service
Box 2161
Boise, Idaho

Dear Mr. McDowell:

Enclosed is departmental receipt No. G-3878 in the amount of
\$2.25 covering the fees for photo copies which were given
to you earlier today.

Thank you.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

E.R:mr

Enc. receipt

22498



ROBERT E. SMYLLIE
Governor

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

GEO. N. CARTER, STATE RECLAMATION ENGINEER

BOISE

Water License G-22498

Hazel H. Jones

Amount 6.4 c.f.s.

Priority - Nov. 28, 1951

AMENDMENT ORDER

CORRECTING LICENSE G-22498

WHEREAS, An erroneous amendment to the land list was made by Hazel H. Jones at the suggestion of the State Reclamation Engineer before the above numbered permit was brought to license.

WHEREAS, The amendment caused the license to be issued making the water appurtenant to only part of the land irrigated from the wells and included some lands that were not irrigated from the wells.

WHEREAS, It was not nor never had been the intent of the State Reclamation Engineer, Mrs. Jones, nor any one else to include lands in the license which had not been irrigated from the two wells mentioned in the license as source of water supply.

NOW THEREFORE, An Order is issued correcting License G-22498, as follows: -

Two lots described as Township 6 South, Range 17 E., Section 31, Lot 5, Lot 6, shall be deleted from the license.

Two subdivisions described as Township 7 South, Range 17 E., Sec. 5, NE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 4, NW $\frac{1}{4}$ SW $\frac{1}{4}$, shall be inserted in said license in place of the two deleted lots.

Geo. N. Carter

GEO. N. CARTER
State Reclamation Engineer

22498



ROBERT E. SMYLLIE
Governor

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

GEO. N. CARTER, STATE RECLAMATION ENGINEER

BOISE

Water License G-22498

Hazel H. Jones

Amount 6.4 c.f.s.

Priority - Nov. 28, 1951

AMENDMENT ORDER

CORRECTING LICENSE G-22498

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WHEREAS, The amendment caused the license to be issued making the water appurtenant to only part of the land irrigated from the wells and included some lands that were not irrigated from the wells.

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NOW THEREFORE, An Order is issued correcting License G-22498, as follows: -

Two lots described as Township 6 South, Range 17 E., Section 31, Lot 5, Lot 6, shall be deleted from the license.

Two subdivisions described as Township 7 South, Range 17 E., Sec. 5, NE $\frac{1}{4}$ SE $\frac{1}{4}$; Sec. 4, NW $\frac{1}{4}$ SW $\frac{1}{4}$, shall be inserted in said license in place of the two deleted lots.

GEO. N. CARTER

GEO. N. CARTER
State Reclamation Engineer

22498

November 21, 1958

Re: Water License No. G-22498
Hazel H. Jones

Mr. Harley M. McDowell
P. O. Box 2161
Boise, Idaho

Dear Mr. McDowell:

Enclosed is the Amendment Order correcting License G-22498
in the name of Hazel H. Jones. This Order should be attached
to the Water License to which it amends.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

Ralph W. Thomas
Office Engineer

RE:nls
Enc.

22498

RT

October 22, 1957

Re: Permit No. G-22498

Mrs. Hazel H. Jones
Route # 1
Eden, Idaho

Dear Mrs. Jones:

We have enclosed the following:

1-2. Applications for amendment to Permit No. G-22498 which were approved by the State Reclamation Engineer and recorded in the Department of Reclamation in Book 80 of Permits at Page 22498 amending the points of diversion to read "NE $\frac{1}{4}$ SE $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 4, Township 7 South, Range 17 East, B.M. and the list of land to read "SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32; Lots 5 and 6, Section 31, Township 6 South, Range 17 East, B.M.; S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ Section 3; S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 4; SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 5; NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 9, Township 7 South, Range 17 East, B.M." These should now be attached to the original permit to which they refer.

3-4. Certificate of Completion of Works and the License and Certificate of Water Right issued under Permit No. G-22498 confirming the right with priority of November 28, 1951, to your use of 6.4 second feet of subterranean water with the points of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 4, Township 7 South, Range 17 East, B.M., for irrigation of 625 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32; Lots 5 and 6, Section 31, Township 6 South, Range 17 East, B.M., S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ Section 3; S $\frac{1}{2}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 4; SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 5; NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 9, Township 7 South, Range 17 East, B.M.

5. Departmental receipt #G-2934 for \$39.00, issued as receipt of the five dollar fee for the Certificate of Completion of Works and thirty-four dollars for the License fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

22498

APPLICATION FOR AMENDMENT
TO PERMIT TO APPROPRIATE THE PUBLIC WATERS
OF THE STATE OF IDAHO, NO. G-22498

RECEIVED
OCT 7 1957
Department of Reclamation

Comes now HAZEL H. JONES and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-22498.

That the point of diversion is described in said permit as being located NE $\frac{1}{4}$ SE $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 4, Township 7 South, Range 17 E., B.M..

That he now requests that the point of diversion be changed to a point located NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 4, Township 7 South, Range 17 E., B.M..

That his reasons for desiring to make such change are as follows:

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

Signed at Eden, Idaho, this 5 day of October 1957

Hazel H. Jones

Date of receipt at Department of Reclamation October 7, 1957

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-22498. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Mark R. Kulp
State Reclamation Engineer

22498

COT 100

**To Permit to appropriate the Public Waters Department of Reclamation
of the State of Idaho, No. G-22498**

Comes now HAZEL H. JONES, and represents to the State
Reclamation Engineer of the State of Idaho.

That he is the owner and holder of Permit to appropriate the Public Waters of the State of
Idaho, No. G-22498, and requests that the list of lands to be irrigated, as described in said
permit, be changed to read as follows:

SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32; Lots 5 and 6, Section 31, Township 6 South, Range
17 East, B.M. and the S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ Section 3; S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ Section
4; SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 5; NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 9, Township 7 South, Range 17 East, B.M.

making a total of 625 acres.

That an additional amount of water is not asked for, and that the rights of others will not be ad-
versely affected by such change.

Signed at Eden, Idaho this 5th day of October, 19 57

Hazel H. Jones

Date of receipt at office of Department of Reclamation October 7, 1957

APPROVAL OF STATE RECLAMATION ENGINEER

I, MARK R. KULP State Reclamation Engineer of the State of Idaho, hereby approve
the above and foregoing application for amendment to Permit to appropriate the Public Waters of
the State of Idaho, No. G-22498. This approval constitutes a new permit and is issued as an
amendment to the original permit, to which it refers, and of which it becomes a part, and said appli-
cation is approved only insofar as the rights of others will not be adversely affected thereby.

Mark R. Kulp ²²⁴⁹⁸
State Reclamation Engineer

October 2, 1957

Re: Permit No. G-22498

Mrs. Hazel H. Jones
Route # 1
Eden, Idaho

Dear Mrs. Jones:

Our field engineer's report on the inspection of the completion of construction work and application of water to beneficial use under the terms of Permit No. G-22498 shows that your two wells in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 4, are capable of conveying 320 miner's inches (6.4 c.f.s.) of water for irrigation of 625 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 32; Lots 5 and 6, Section 31, Township 6 South, Range 17 East, B.M. and the S $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{4}$ SW $\frac{1}{4}$ Section 3; S $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, S $\frac{1}{4}$ NW $\frac{1}{4}$ Section 4; NE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 5; NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 9, Township 7 South, Range 17 East, B.M. The record of the permits lists the wells in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 4 and does not include Lots 5 and 6 of Section 31, Township 6 South, Range 17 East, B.M. nor the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 4 and SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 5, Township 7 South, Range 17 East, B.M., therefore, it is necessary that it be amended. We have enclosed application for amendment forms for this purpose and ask that you complete and return them.

Upon receipt of the amendments, mentioned above, and the statutory fees, totaling \$39.00, we will issue to you the Certificate of Completion of Works (for which the fee is five dollars) and the License and Certificate of Water Right (thirty-four dollars--based at the rate of two dollars for each 40-acre subdivision) confirming the right with priority of November 28, 1951, to your use of 6.4 second feet of subterranean water with the points of diversion and the land irrigated shown as described above in the engineer's report.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

22498

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

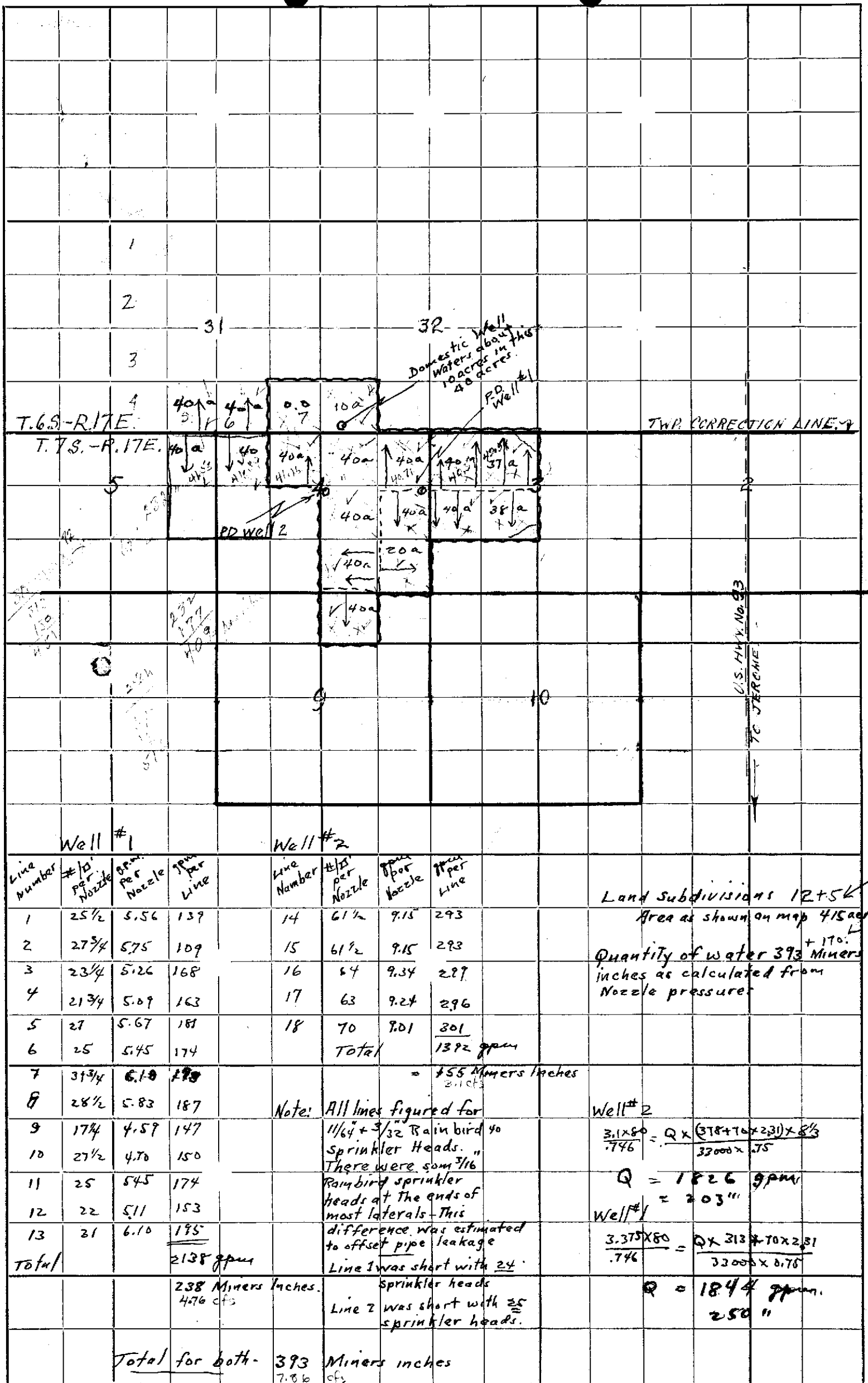
PERMIT NO. G022198

REPORT ON PROOF OF Completion of Works & Beneficial Use

Hazel H. Jones, Rt. #1, Eden, Idaho

app. 6.49
Sub 17
area 625

6.49
max



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

Permit No. G-22498This proof is for Completion of Works & Beneficial Use In Water District No.1. Name of applicant. Hazel H. Jones2. Source of water supply: Subterranean flow from a drilled well3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 4T. 7 S. R. 17 E., B.M. County of Jerome

4. Describe works as they exist, giving dimensions and capacities of same: Well #1 drilled 450' - static water level 33' draw down < 1' - Pump: Layne & Bowler #15874 - discharge pipe 14" Column in 22' of water
Motor: U.S. #958257 - HP 300 - Meter G.E. 38 640 989 - Demand 3.375 x 80

Well #2 - drilled 450' x 16' - static water level 37' - draw down < 1' - Pump: Layne & Bowler #23629 - Discharge pipe 10" Column 28' in water - Motor: U.S. #1099628 - HP 250
Meter: G.E. 38 050 982 - Demand 3.1 x 80

5. Water is used for: Irrigation

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

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):

Lot 3, Lot 4, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW, of Sec. 3., NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Lot 1, Lot 2,

NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 4., and NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 9., all in Twp. 7 S., Rge. 17 E., B.M.

also SW $\frac{1}{4}$ SE $\frac{1}{4}$ + SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 31 + NW $\frac{1}{4}$ NE $\frac{1}{4}$ + NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 4 (if approved)

If approved:

Acres irrigated = 17

Acres = 6.25

C = 6.4

(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 2 was operating with 5 sprinkler lines instead of a maximum of 8

The 2-40 ac tracts in Sections 31 & 32 are not watered from wells #1 & #2
A new domestic well waters about 10 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 32 (one of these was)

Water from Well #2 was being applied at time of this inspection to the 4-40 acre blocks (SW $\frac{1}{4}$ SE $\frac{1}{4}$ + SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 31 + NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 4 + NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec 5 as shown on map.

This examination was made on the 21 day of July, 1957

(Signed)

[Signature]

Examiner.

22498

Permit No. G-22498

County.....Jerome

Department of Reconciliation

Dec. 8, 1956.

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

Notice is hereby given that at 10 A. M., on the 29th day of November, 1956, at Boise, County of Ada, State of Idaho, before Harley M. McDowell, Notary Public, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of underground waters from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-22498 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Hazel H. Jones, Rt. 1, Eden, Idaho.

2. Said works of diversion, veying to the place of use is 6.4 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is _____ cubic feet per second.

4. The point of diversion of will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying is NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, T 7 S - R 17 E., B. M.

5. The place where said water is used is NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Lots 1, 2, 3, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4; Lots 3, 4, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 3; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, T 7 S - R 17 E., B. M.; Lot 7, Sec. 31; SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32, T 6 S - R 17 E. B. M.

6. The date of priority which said user is prepared to establish is 11-28-51.

MARK R. KULP,
State Reclamation Engineer.
(Pub. Nov. 1, 8, 15, 22, '56)

AFFIDAVIT OF PUBLICATION

RECEIVED
DEC 17 1956

Department of Reclamation

Elmer E. Pyne Publisher of the First Segregation

News, Hazelton, Idaho, hereby certifies that the attached Legal Notice was published in the aforesaid newspaper of general circulation in Jerome County, State of Idaho, for4..... consecutive weeks. The first insertion appearing in the issue of *Nov 1*..... 1956., and the last insertion in the issue of *Nov 22*..... 1956..... Said Legal Notice was published in the regular editions of the First Segregation News, and not in a supplement thereto.

It is further certified that said newspaper has been published as a weekly newspaper in said town and county, continuously and uninterruptedly for a period of more than seventy-eight consecutive weeks prior to the first publication of said above mentioned legal advertisement.

Elmer E. Pyne
Publisher

Subscribed and sworn to before me, a Notary Public for Idaho, this *14th* day of *December* 195*6*.

John C. Gifford
Notary Public

My commission expires *2 - 1 -* 19*58*

RECEIVED
DEC 3 1956

Department of Reclamation

22498

December 13, 1956

RE: Permit No. C-22498

First Segregation News
Hazelton, Idaho

Gentlemen:

We are returning the affidavit of publication and the attached copy of the publication for the reason that the Statutes require that it be signed before a Notary Public.

Please sign before a Notary and return to this Department as soon as possible.

Thank you.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

:vii
Enc.

22498

December 13, 1956

RE: Permit No. G-22498

Hazel H. Jones
Route #1
Eden, Idaho

Dear Mr. Jones:

We acknowledge receipt of the depositions of yourself and two witnesses, also affidavit of publication in the First Segregation News, all submitted in proof of completion of works and beneficial use on Permit No. G-22498.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

MARK H. KULP
State Reclamation Engineer
By

Chief Clerk

R:vm

22498

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
DEC 3 1956
Department of Reclamation

Permit No. G-22498

Proof of Application of Water to Beneficial Use
and Completion of Works
Deposition of Holder

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

Ans. My name is Hazel H. Jones, residence is 2 miles south, 1 mile west of Eden, occupation is housewife and P. O. Address is Rt. 1, Eden, Idaho.

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

Ans. Individual.

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. Number of my permit is G-22498, and the date of priority I propose to establish is November 28th, 1951.

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. The source of water is a drilled well, located in N $\frac{1}{2}$ ESE $\frac{1}{4}$ Sec. 4, T 7 S - R 17 E.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. The works consist of 18" hole drilled to a depth of 400', and the water stands at 313#. The works are a sprinkler system consisting of 3300' of 10" line, 2640' of 8" line, 1908' of 6" line, with valves very 1/4 mile on the mainline. This operates 11 lines. There are 9 4" lines and 2 3" lines. The takeoff heads are at 60' intervals and on the 9 lines, I actually measured this at 4 $\frac{1}{2}$ second feet, and on 11 it was my opinion that it now runs a little over 5 second ft. I have 300 h/p motor here and I try to keep 35# at the highest (in elevation) sprinkler head. In doing this the lowest sprinkler heads would build up to 60 or 65 lbs. When I have everything running I would have 363 heads. Each sprinkler head would deliver

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

6 gallon per minute or 2,178 gallons per minute.

Ans. This water is all used for irrigation on Lot 3 (40 Ac.), Lot 4 (40 Ac.), NW $\frac{1}{4}$ SW $\frac{1}{4}$ (40 Ac.) NE $\frac{1}{4}$ SW $\frac{1}{4}$ (25 Ac.), Sec. 3, NE $\frac{1}{4}$ SE $\frac{1}{4}$ (40 Ac.), S $\frac{1}{2}$ SE $\frac{1}{4}$ (80 Ac.), Sec. 4, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 9 (40 Ac.) Lot 1 (40 Ac.), Lot 2 (20 ac.), NW $\frac{1}{4}$ SE $\frac{1}{4}$ (40 Ac.), Sec. 4, T 7 S - R 17 E., B. M.

No natural meadow land or no natural irrigation can be made on any of this land. I have spent about \$56,000.00 in the development of this land as a result of this irrigation use.

22498

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. No other purpose than irrigation.

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. The minimum amount of water I have now is the least that I can get by with. In other words, the water I am using here is all required and I have even drilled another well west and expect to use these systems interchangeably, to make full use on all of it.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. I originally applied for this permit.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. This water has been used continuously on this area since 1953 on this area.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. The only other permit using water on here is in the name of My husband, Milford D. Jones under G-23208. We use our systems interchangeably here.

(Sign)

Hazel N. Jones

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

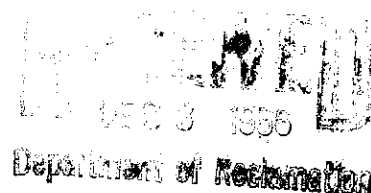
State of Idaho, on this 29th day of November, A. D. 1956.

Harley L. C. Howell
Notary Public for Idaho

My commission expires 10-11-59

22498

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



Permit No. G-22498

Proof of Application of Water to Beneficial Use

Deposition of Witness and Completion of Works

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

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

Ans. My name is Ethel Wall, age is 62, residence is Buhl, and occupation is housewife.
My P. O. Address is Box 86, Buhl, Idaho.

Ques. 2. Are you acquainted with Hazel H. Jones., the
holder of Permit No. G-22498? How long have you known him and where does
he reside?

Ans. I have known her 6 years and know she resides 2 miles south, 1 mile West
of Eden, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-22498, and are you
familiar with its provisions and conditions?

Ans. Yes.

Ques. 4. State source of water supply, place of diversion, and describe works for con-
veying water from point of diversion to place of use.

Ans. This is from a drilled well in NE 1/4 Sec. 4, T 7 S - R 17 E. and the works
consist of a sprinkler system, steel mainline and 11 lines operating off this.

Ques. 5. How many second feet of water do you estimate said works will safely con-
duct to place of use, and how much water have you seen being so conveyed?

Ans. I estimate 6.4 cubic ft of water can be conducted to the place of use and I have
seen this much.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons
per minute have you seen the pump deliver, and how did you measure or estimate the
amount?

Ans. 6.4 cubic feet, and I estimate this by seeing other wells delivering water.

22498

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation on 40 acres in Lot 3 and 40 acres in Lot 4, 40 acres in NW $\frac{1}{4}$ SW $\frac{1}{4}$, and 25 acres in NE $\frac{1}{4}$ SW $\frac{1}{4}$ all in Sec. 3, 40 acres on NE $\frac{1}{4}$ SE $\frac{1}{4}$, 80 acres on S $\frac{1}{2}$ SE $\frac{1}{4}$, 40 acres in Lot 1 and 40 acres in Lot 2 and 40 acres in NW $\frac{1}{4}$ SE $\frac{1}{4}$, all in Sec. 4, and 40 acres on NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 9, all in T. 7 S. - R. 17 E., B. M. There is no natural meadowland here and I figure she has spent around \$55,000.00 as a direct result of this use.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Irrigation only.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. This is a sandy loam soil, and I figure it requires 5/8 miner's inch per acre and on row crops it requires 1 miner's inch.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have seen this ever since it first started in 1952. We have land adjacent to this.

(Signed)

Ethel Wall

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise, County of Ada, State of Idaho, on this 29th day of November, A. D. 1956.

Harley M. W. Donnell

Notary Public.

My commission expires 10-11-59

22498

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
DEC 8 1956
Department of Reclamation

Permit No. G-22498

Proof of Application of Water to Beneficial Use

Deposition of Witness and Completion of Works

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

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

Ans. My name is Enoch Wall, age is 65, residence is Buhl, Idaho, occupation is farming and P. O. Address is Box 86, Buhl, Idaho.

Ques. 2. Are you acquainted with Hazel H. Jones, the holder of Permit No. G-22498? How long have you known him and where does he reside?

Ans. I have known her 6 years and know she lives 2 miles South, 1 Mile West of Eden, Idaho.

Ques. 3. Have you read or heard read said Permit No. G-22498, and are you familiar with its provisions and conditions?

Ans. Yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. The source is a drilled well in NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 4, T 7 S - R 17 E. and the works consist of mainline with valves every $\frac{1}{4}$ mile, and 11 lines.

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

Ans. I estimate the works to safely convey 6.4 cubic ft. water to the place of use and I have seen this much conveyed.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. I have seen this pump deliver 6.4 cubic feet of water and I estimate this by seeing other pumps delivering water.

22498

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation only on Lot 3 (40 Ac.), Lot 4 (40 Ac.), NW $\frac{1}{4}$ SW $\frac{1}{4}$ (40 Ac.), NE $\frac{1}{4}$ SW $\frac{1}{4}$ (25 Ac.), in Section 3, Section 9, 40 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, and in Section 4, 80 acres on S $\frac{1}{2}$ SE $\frac{1}{4}$, 40 ac on Lot 1; 20 ac. Lot 2 and 40 Ac. NW $\frac{1}{4}$ SE $\frac{1}{4}$ All in T 7 S - R 17 E. No natural meadow land here and I figure she spent around \$60,000.00 as a direct result of this use.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Irrigation only.

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. This is a sandy loam soil and I figure it takes 5/8 miner's inch or more for profitable cultivation, and it takes 1 miner's inch for row crops which she raises.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. I have no interest.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I have land adjacent and I have seen this ever since it was first started in 1952.

(Signed) _____

Enoch Wall

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in _____ Boise _____, County of _____ Ada _____, State of Idaho, on this 29th day of _____ November _____, A. D. 1956.

Henry L. McDonald

Notary Public.

My commission expires 10-11-59

22498

Advertising

Commercial
Printing

First Segregation News

Idaho Prize Weekly

ELMER E. PYNE, Publisher

HAZELTON, IDAHO

Established
February, 1917

Phone 3151

RECEIVED
OCT 29 1956

Department of Reclamation

Edna P. Rutledge
Boise Idaho.

Gentlemen;

we received notice of the insertion
for Hazel H. Jones of Eden, Idaho, and the
first publication will be on Nov 1, 1956 and
we will send a copy to you.

Thank you

FIRST SEGREGATION NEWS
by Mrs Nellie Payne.

22498

October 26, 1956

Re: Permit Nos. G- 23208, G-22498 & G-22505

Mr. Harley M. McDowell
519 Idaho Building
Boise, Idaho

Dear Mr. McDowell:

We enclose the approval of the State Reclamation Engineer of Applications for Amendment (one to the land list and one to point of diversion) to Permit No. G-23208 in the name of Milford D. Jones and we also enclose Application for Amendment to Permit No. G-22498 in the name of Hazel H. Jones, which have been recorded in this Department.

We also enclose Assignment to Permit No. G-22505 from Albert G. Stanger and wife to Fayllis Stanger, which has been recorded in this Department and two photostatic copies of these Assignments.

We also enclose Departmental Receipt No. G-2202 for the 50¢ assignment fee and 1.00 for the photostatic copies.

These Amendments and the Assignment should be attached to the original Permit of which they now become a part.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

RMH
Enc.

22498

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RE: Permit No C-22498

Date: October 24, 1956

First Segregation News
Hazelton
Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **November 29, 1956** the date set for proof, the expense of the publication to be paid by the applicant, **Hazel H. Jones, Route #1** of **Eden Idaho**, to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication, in order that we may check same.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

22498

October 24, 1956

RE: Permit No. G-22498

Hazel H. Jones
Route #1
Eden
Idaho

Dear Madam:

We acknowledge receipt of Notice for Completion of Works and Beneficial Use proof on Permit No. G-22498 to be made November 29th, 1956 before Mr. Harley M. McDowell, Notary Public.

We shall send a copy of the Notice to the First Segregation News with instructions to publish it once a week for four weeks prior to that date and to send you the affidavit of publication together with statement of costs.

At the time set, you should appear before Harley M. McDowell, Notary Public, together with two disinterested witnesses who are familiar with the terms of the Permit and the work done thereunder for the purpose of executing the enclosed depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:vm
Enc.
cc. Harley M. McDowell
519 Idaho Bldg.
Boise, Idaho

22498

APPLICANT: HAZEL H. JONES

AMENDED MAP TO ACCOMPANY APPLICATION FOR PERMIT-G-22498

31

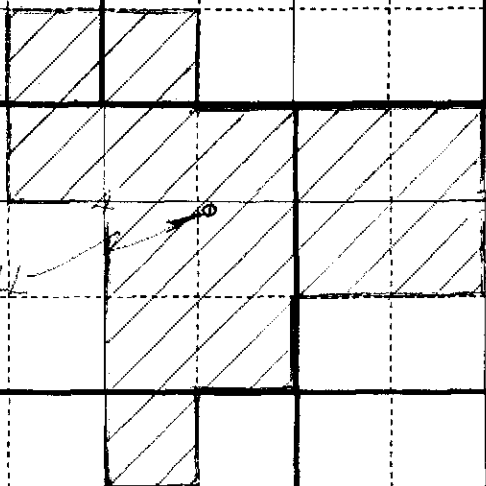
32

T. 6 S. - R. 17 E. Section 31

T. 7 S. - R. 17 E. Section 32

TWP. CORRECTION LINE

Point of Diversion - WELL



9

10

Application for Amendment
To Permit to Appropriate the Public Waters
of the State of Idaho, No. G-22498.

Department of Reclamation

Comes now Haral H. Jones, and represents to the State Reclamation Engineer of the State of Idaho.

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-22498, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

~~NE 1/4 Sec 1, S 1/4 Sec 1, Section 4; Lots 3, 4, N 1/4 Sec 1, Section 3; NW 1/4 Sec 1,~~
~~Section 9, T 7 S - R 17 E., B.M. Lots 1, 2, 3, NW 1/4 Sec 1, Section~~
~~4, T 7 S - R 17 E., B.M. Lot 7, Section 31; SW 1/4 Sec 1, Section 32,~~
~~T 6 S - R 17 E., B.M.~~

making a total of 563.86 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Boise, this 18 day of October, 1956

Haral H. Jones

Date of receipt at office of Department of Reclamation October 23, 1956

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-22498. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Mark R Kulp 22498

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) October 18, 1956

(P. O.) Boise, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
First Segregation News of Hazelton, Idaho published in
the county in which the works are situated.

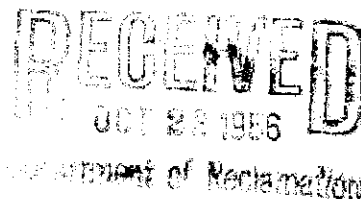
Hazel H. Jones
Hazel H. Jones

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

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

Engineer.

22498



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

Notice is hereby given that at 10 A. M., on the 29th
day of November, 1956, at Boise, County
of Ada, State of Idaho, before Harley M. McDowell, Notary Public,
proof will be submitted of the completion
of works for the diversion of 6.4 cubic feet per second of underground
waters from a well, and of the application to beneficial use of said water, in
accordance with the terms and conditions of Permit No. G-22498 hereto-
fore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding
said permit are Hazel H. Jones, Rt. 1, Eden, Idaho

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

3. The use to which said water has been applied is irrigation
purposes, and the amount applied to beneficial use is
cubic feet per second.

4. The point of diversion of said water is NE 1/4 Sec. 4, T 7 S - R 17 E., B.M.

5. The place where said water is used is NE 1/4, S 1/4, Lots 1, 2, 3,
NW 1/4, Sec. 4; Lots 3, 4, N 1/4, Sec. 3; NW 1/4, Sec. 9, T 7 S - R 17 E., B.M.
Lot 7, Sec. 31; SW 1/4, Sec. 32, T 6 S - R 17 E., B.M.

6. The date of priority which said user is prepared to establish is
11/28/51.

MARK R. KULP
State Reclamation Engineer

XX

S T A T E O F I D A H O

DEPARTMENT OF RECLAMATION

October 1, 1956

Hazel H. Jones
Eden, Idaho

Dear ~~Stork~~ Madam:

We enclose herewith blank notice for proof of completion of works and application of water to beneficial use under your Permit No. G-22498. This notice should be filled out in duplicate and returned to this office at least 40 days before the date upon which you wish to make this proof, in order to allow time for the four weeks' publication required by law.

This proof must be submitted before a Notary Public or other officer authorized by law to administer oaths.

The date for proof, as set out in your permit, is not later than December 8, 1956.

Very truly yours,

MARK E. KULP

State Reclamation Engineer

22 498

✓
July 23, 1953

RE: Permit No. G-22498

Mr. Milford Jones
Eden
Idaho

Dear Mr. Jones:

We acknowledge receipt of the well log by J. Emmett Smith, driller,
in connection with the wells described in Permit No. G-22498 in the name
of Hazel H. Jones.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By
Chief Clerk

A:fg

Well log in Well Log File

B
22498

✓
November 10, 1952

RE: Permits Nos. 22528, 21856, G-22498 and G-22501.

Mr. Harley M. McDowell
Idaho Building
Boise, Idaho

Dear Mr. McDowell:

We enclose herewith the following instruments:

Amendment to Permit No. 21856 in the name of Harold O. Hove, which has been approved by the State Reclamation Engineer and duly recorded in this department.

Amendment to Permit No. G-22501 in the name of Ethel L. Wall and amendment to Permit No. G-22498 in the name of Hazel H. Jones, both of which have been approved by the State Reclamation Engineer and duly recorded.

We also enclose two copies of each of these instruments, one of which has been certified, also two copies of Permit No. 22528 to the Blue Gulch Irrigation Company, all to be used in connection with desert entries filed by the permit holders.

We also enclose departmental receipt No. 25066 for \$4.50 which includes 50 cents recording fee for the assignment of Permit No. 22528, and for the above listed copies.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

22498

December 11, 1961

RE: Permit No. G-22498

Mr. Harley M. McDowell
Idaho Building
Boise, Idaho

Dear Mr. McDowell:

We enclose Permit No. G-22498 in the name of Hazel H. Jones and direct her attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose two copies of this permit, one of which has been certified, to be used in connection with her desert claim filed in the Idaho Land & Survey Office.

Also departmental receipt No. 23984 which includes filing fee of \$6.50 and \$2.00 for the extra copies.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

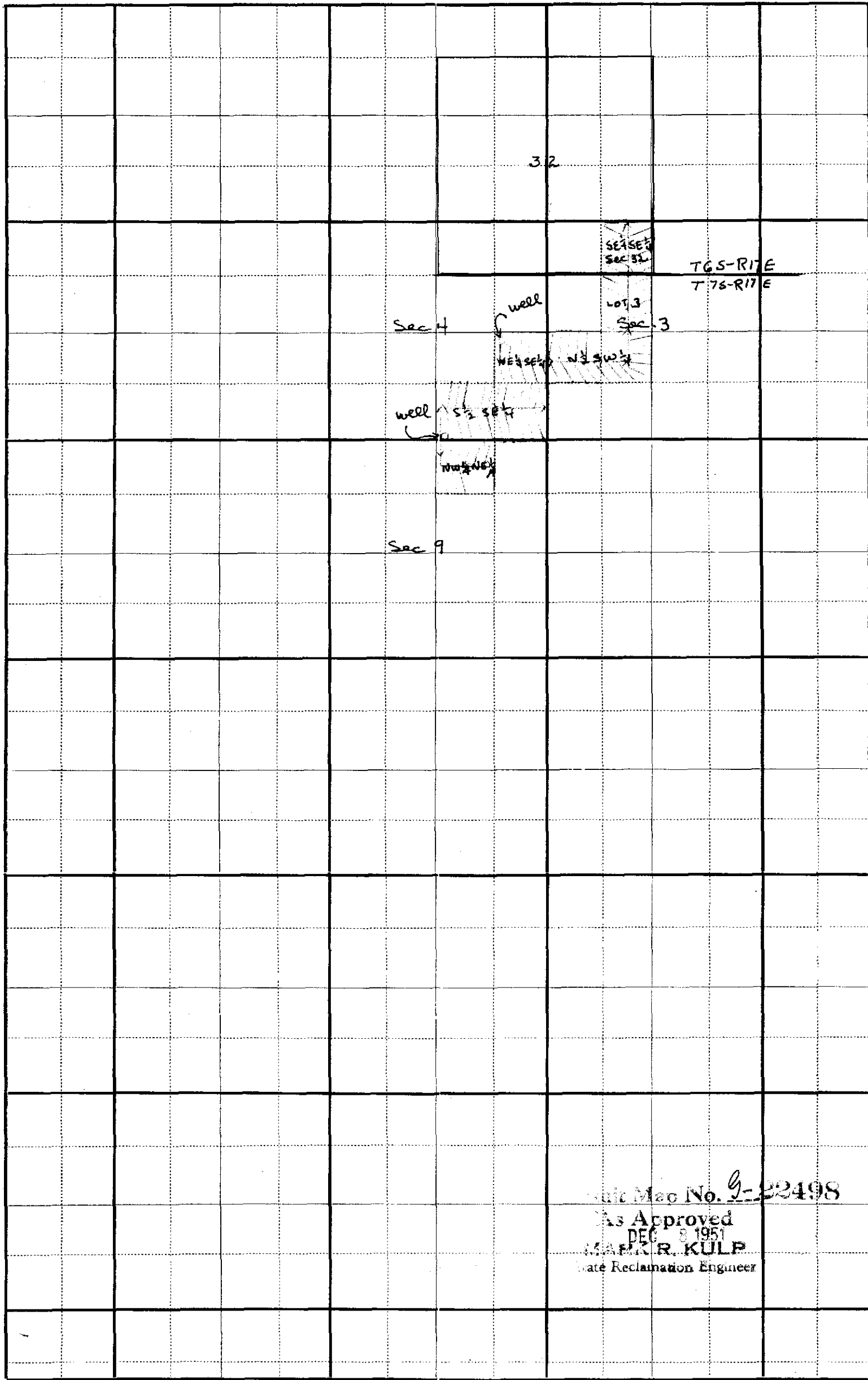
A:fg
Enc.

22498

NAME OF APPLICANT

Hazel M. Jones.

Form No. 0



Map No. 9-22498
As Approved
DEC 8 1951
MARK R. KULP
State Reclamation Engineer

SCALE: 2 INCHES EQUAL 1 MILE. DRAW PLAN IN INK.

22498

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

Notice is hereby given that at 10 A. M., on the 29th day of November, 1956, at Boise, County of Ada, State of Idaho, before Harley M. McDowell, Notary Public, proof will be submitted of the completion of works for the diversion of 6.4 cubic feet per second of underground waters from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-22498 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Hazel H. Jones, Rt. 1, Eden, Idaho.

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

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is cubic feet per second.

4: The point of diversion of said water is NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4, T 7 S - R 17 E., B. M.

5. The place where said water is used is NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, Lots 1, 2, 3, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 4; Lots 3, 4, N $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 3; NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, T 7 S - R 17 E., B. M.; Lot 7, Sec. 31; SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32, T 6 S - R 17 E. B. M.

6. The date of priority which said user is prepared to establish is 11-28-51.

MARK R. KULP,
State Reclamation Engineer.
(Pub. Nov. 1, 8, 15, 22, 25)